



# 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

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COUNCIL-MANAGER  
GOVERNMENT

Council members and  
other officials normally in  
attendance.

**Joseph V. Domingo**  
Mayor

**Maurice Barnes, Jr.**  
Council Member  
1<sup>st</sup> Precinct

**Lenn Reid**  
Council Member  
2<sup>nd</sup> Precinct

**Garrett Brown**  
Council Member  
3<sup>rd</sup> Precinct

**Rebecca Decker**  
Council Member  
4<sup>th</sup> Precinct

**Cheryl Krause**  
Council Member  
5<sup>th</sup> Precinct

**Andrew French**  
Mayor Pro Tem  
Council Member  
6<sup>th</sup> Precinct

**Sheryl L. Mitchell**  
City Manager

**The Harkness Law Firm**  
Atty Cullen Harkness

**Jill Domingo**  
City Clerk

NOTICE FOR PERSONS WITH  
HEARING IMPAIRMENTS  
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, May 2, 2016**

**7:00 P.M.**

#### **PLEASE TURN OFF CELL PHONES DURING MEETING**

- I. CALL TO ORDER
- II. MOMENT OF SILENCE TO BE OBSERVED
- III. PLEDGE OF ALLEGIANCE
- IV. ROLL CALL
- V. MAYOR AND COUNCIL MEMBER'S COMMENTS
- VI. PRESENTATIONS
  - A. Proclamation-National Day of Prayer-Pastor Steve Williams
  - B. Proclamation-Municipal Clerks Week
  - C. Assessing Update-Julie Cain-Derouin
  - D. Albion-Marshall Connector-Josh de St. Aubin
- VI. 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.)
- VII. CONSENT CALENDAR (VV)  
(Items on Consent Calendar are voted on as one unit)
  - A. Approval Regular Session Minutes – April 18, 2016
- IX. ITEMS FOR INDIVIDUAL DISCUSSION
  - A. Request Approval of Community Visioning and Citizen Engagement Plan (RCV)
  - B. Request Approval Resolution # 2016-27, Sidewalk Exemptions (RCV)
  - C. Request Approval of Settlement Agreement and Release (RCV)



# CITY OF ALBION

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- D. Request Approval Settlement Agreement (RCV)
- E. Request Approval Resolution # 2016-28, A Resolution to Establish Summer Internship Position in the Office of the City Manager (RCV)
- F. Request Approval Resolution # 2016-29, Policy for Purchase of Obsolete Property to City Employees (RCV)
- G. Request Approval Resolution # 2016-30, A Resolution to Authorize Writing off of Utility Bills & Abatement Charges on County Foreclosed Properties (RCV)
- H. Request Approval Resolution # 2016-31, A Resolution Authoring Memorandum of Understanding with the Calhoun County Land Bank Authority (RCV)
- I. Discussion-Update on Progress of Abatements/Timeline for 600 Block of Austin Avenue
- J. City Manager Report
- K. Future Agenda Items
- L. 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

National Day of Prayer  
May 5, 2016

- WHEREAS: National Day of Prayer is in the spirit of unity and reflection for those who came before us; and
- WHEREAS: We each give thanks for the courage and compassion shown by so many in this country and around the world; and
- WHEREAS: The City of Albion is holding the National Day of Prayer on the front steps of City Hall on Thursday, May 5, 2016; and
- WHEREAS: The Albion City Council recognizes the National Day of Prayer as a coming together of peace and goodwill;

NOW, THEREFORE, I, Joseph Domingo, Mayor of the City of Albion do hereby proclaim May 5, 2016 as National Day of Prayer in Albion.

*In witness whereof I have hereunto set my hand and caused the seal of this city to be affixed.*



Mayor

*Joseph Domingo*

Date

*5 May 2016*

*City of Albion*  
**Proclamation**

*Municipal Clerks Week*  
*May 1 - May 7, 2016*

*Whereas: The Office of the Municipal Clerk is the oldest among public servants; and*

*Whereas: The Office of the Municipal Clerk provides the professional link between the citizens, local governing bodies and agencies of government at other levels; and*

*Whereas: Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and*

*Whereas: The Municipal Clerk serves as the information center on functions of local government and community; and*

*Whereas: Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and annual meetings of their professional organizations; and*

*Whereas: It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.*

*Now, Therefore, I, Joseph V. Domingo Mayor of the City of Albion do recognize May 1 - May 7, 2016 as Municipal Clerks Week and extend appreciation to our Municipal Clerk, Jill Domingo, and to all Municipal Clerks for the services they perform and their dedication to the communities they represent.*

*In witness whereof I have hereunto set my hand and caused the seal of this city to be affixed.*



\_\_\_\_\_  
*Joseph V. Domingo, Mayor*

\_\_\_\_\_  
*Date*

City of Albion  
City Council Meeting  
April 18, 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

Maurice Barnes (1), Lenn Reid (2), Garrett Brown (3), Rebecca Decker (4), Cheryl Krause (5) and Andrew French (6) and Mayor Domingo.

STAFF PRESENT:

Sheryl Mitchell, City Manager; Jill Domingo, City Clerk; Cullen Harkness, City Attorney; Scott Kipp, Public Safety Chief; Tom Mead, Finance Director and John Tracy, Director, Planning, Building and Code Enforcement.

V. MAYOR AND COUNCIL MEMBER'S COMMENTS

Comments were received from Council Members Reid, Decker and French and City Attorney Harkness.

VI. PRESENTATION

A. Brandon Maurer-MDOT

Brandon Maurer gave an update on the process of traffic signal removal, highlighting the following:

- Federal highway requires a minimum standards (warrants) to be met to retain signal and in order to spend federal money to upgrade the signal.
- If traffic signal warrants are not met then MDOT follows a step-by-step procedure to determine if the signal should be removed,
- First, collect data to determine if vehicle and pedestrian volumes meet warrants.

- If warrants are not met, MDOT specialists in Safety, Signals, and Geometrics meets with Michigan State Police for field review.
- After field review, local agencies are notified of the study to potentially remove the signal.
- After public notice, the signal is then placed on flash 24 hours/day for a minimum of 90 days. The flashing operation mimics non-signalized conditions.
- During the 90 days, MDOT will collect additional data and study it to determine if the signal is warranted.
- After flashing the signal for a minimum of 90 days, MDOT will take all of the data into consideration and a final recommendation will be made.
  - If the signal is warranted, it will be upgraded on the next available contract.
  - If the signal is not warranted, it will continue to flash until it is removed.
  - In order for the signal to remain if it is not warranted, Signal Retention Agreement must be signed by MDOT and the local agency.
- Federal Policy prohibits MDOT from using federal funds to operate and maintain a signal that is not warranted.
  - However, the local road authority that has jurisdiction over the intersecting roadway may retain the signal if they agree to fully cover all costs associated with signal retention, operations, and maintenance.
- Eaton and Watson:
  - Last upgraded in 2000
  - Received a request to remove the signal from an Albion resident in fall 2014
  - Traffic counts collected in November 2014
  - Meeting with MDOT and MDP March 3, 2016
  - Meeting with MDOT and City of Albion on March 16, 2016
  - Anticipated to begin flashing signal as two-stop in late March. (this has been delayed to June)
  - Collect counts and data in September while signal is in flash.
  - Review data and provide final recommendation.
  - Share recommendation with City of Albion.
- Pedestrian Warrant-A minimum of 75 pedestrian an hour crossing Watson is needed.
  - The maximum number of pedestrians is 12 per hour based on data and field reviews
- School Crossing Warrant-A minimum of 20 school children and inadequate gaps in the traffic stream to cross the street.
  - Based on Tuesday, April 12<sup>th</sup> review, 5 school children

- crossed the intersection.
- Other remedial actions in lieu of signals for crosswalk-Crossing Guards

- M-99 at Clark

- Last upgraded in 2002
- Came to MDOT's attention in 2013 that signal may not meet warrants when MDOT looked to make some signal upgrades at location.
- Traffic counts collected in January 2016
- Meeting with MDOT and MSP March 3, 2016 and determined to flash signal as ALL-WAY stop.
- Meeting with MDOT and City of Albion on March 16, 2016
- Anticipated to begin flashing signal as ALL-WAY in late March. (this has been delayed to June)
- College counts and data in September while signal is in flash and College is in session.
- Review data and provide final recommendation.
- Share recommendation with City of Albion.
- Moving Forward-traffic modeling shows that vehicle delay Should decrease when the signals go into flash.

Comments were received from Council Members Decker, Reid, Brown and French, Chief Scott Kipp, City Manager Mitchell and Mayor Domingo.

## VII. CITIZENS COMMENTS

No comments were received.

## VIII. CONSENT CALENDAR (VV)

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

### A. Approval Regular Session Minutes-April 4, 2016

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

## IX. ITEMS FOR INDIVIDUAL DISCUSSION

- ### A. Request Approval Resolution # 2016-25, A Resolution for Proposed Ballot Language to Amend Chapter 10, Section 22 of the City of Albion Charter (RCV)

Comments were received from Council Member Brown.

Brown moved, French supported, CARRIED, To Approve Resolution # 2016-25, A Resolution for Proposed Ballot Language to Amend Chapter 10, Section 22 of the City of Albion Charter as presented. (7-0, rcv)

B. Request Approval Resolution # 2016-26, A Resolution for Proposed Ballot Language to Amend Chapter 7, Section 1 of the City of Albion Charter (RCV)

City Attorney Harkness stated the following change needs to be made to Resolution # 2016-26, Section 7.1- (b) the assessor's office and work should be eliminated.

Comments were received from Council Members French and Decker; City Attorney Harkness; City Manager Mitchell and Mayor Domingo.

French moved, Brown supported, CARRIED, to Approve Resolution # 2016-26, with change as recommended by counsel, A Resolution for Proposed Ballot Language to Amend Chapter 7, Section 1 of the City of Albion Charter with the above change. (7-0, rcv)

C. Discussion-1<sup>st</sup> Quarter Financial Reports

Finance Director Mead gave a brief overview of the 1<sup>st</sup> quarter financials. He stated the auditors have just completed their field work so we will have adjusting entries that will need to be done. Due to seasonal items, the current numbers may fluctuate. The general fund appears to have ended in pretty good shape. 2016 is looking good so far.

Comments were received from Council Member French and City Manager Mitchell.

D. City Manager Report

City Manager Mitchell updated the Council on the following items:

- The Redevelopment Ready Committee has signed a joint memorandum with the MEDC and will be moving forward.
- Smoke Testing has begun and will run through the end of the month.
- Superior St. between Michigan Ave. and Cass St. and Erie St. between Hannah St. and Darrow St. will be closed between **April 25, 2016 and May 7, 2016** for repairs to the railroad crossing.
- The Lead Task Force has applied for a grant for increased testing and education particularly for homes older than 1978.

- The DNR grant for the trail has been signed by the Governor. A resolution will be coming to the Council for approval.
- The French market will be open May 14<sup>th</sup>, 2016
- The Farmers Market will also be opening soon.
- May 11<sup>th</sup>-May 21<sup>st</sup> is Albion Week. Lots of fun activities planned. Albion Week will kick off with the community bike ride.
- The Planning Commission is working on plans for projects for downtown.
- The DDA is working on parking proposals and is also considering overnight parking. They will hold a meeting with downtown businesses on Thursday, June 9, 2016 at 6:00 p.m. at the Albion District Library to discuss the downtown projects.
- The Junior Optimist Club went to an all-day conference on Saturday, April 16, 2016 in Clawson, Michigan. Jayonna Yahsha was nominated to the State Board of the Junior Optimist Club. City Manager Mitchell and Council Member Barnes applauded Jayonna on this accomplishment.

Mayor Domingo asked the following:

Where are we at with the city policy for selling obsolete property to employees?

*City Manager Mitchell stated it will be added to the next agenda.*

Would it be possible to have a bin at the recycling center that residents can put their leaves and grass clippings in when the recycling center is open?

*City Manager Mitchell will look into this suggestion.*

*Comments were received from Council Members Decker, Krause and French.*

Mayor Domingo would like to speak with Calhoun County Sheriff Matt Saxton what the cost would be to the City of Albion to have the County Sheriff's office provide police service.

*No objections were received from the Council pertaining to Mayor Domingo's request.*

*Comments were received from Council Member Barnes, who stated he felt it was fiscally responsible to look into this and that he would like to see the Chief involved and Chief Kipp who stated the County does not provide fire service.*

#### E. Future Agenda Items

- Council Member Barnes would like an update on the timeline and progress of abatements for the 600 block of Austin Avenue added to the next agenda.
- Council Member Brown would like an update from the EDC added to the next agenda.

F. Motion to Excuse Absent Council Member (s)

No action was necessary as all members were present.

X. CITIZEN'S COMMENTS (Persons addressing the City Council shall limit their comments to agenda items and to no more than five (5) minutes. Proper decorum is required.)

Comments were received from John Sims, Fredonia Township; Tina Yost, 548 E. Mingus Rd., Battle Creek, Mike Bearman, 11016 29 Mile Rd., and Sonya Brown, 713 Orchard St., Albion.

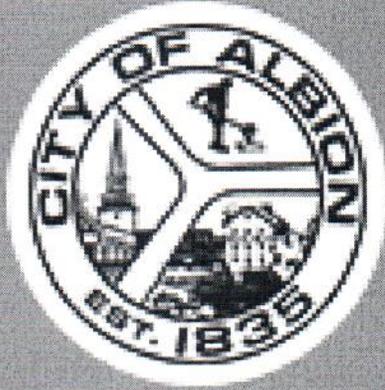
XI. ADJOURNMENT

Krause moved, Brown supported, CARRIED, to ADJOURN Regular Session. (7-0, vv).

Mayor Domingo adjourned the Regular Session at 8:06 p.m.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Jill Domingo  
City Clerk



*The City of*  
**ALBION**

Community Visioning  
2016

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## Purpose

Planning for the future of any city can be a labor-intensive process. In many communities, neither residents nor city leaders have time to think about and plan for the future of the city. City leaders are busy making sure that the day-to-day operations of the city are running smoothly and residents are busy with work and their families and making sure that their day-to-day lives are in order. Both residents and city leaders do not always take time out of their days to think about what they want their community to look and feel like 5, 10, or 20 years from now.

However, if no one takes on the planning process, what will the community look like in future years? What will guide the decision-making of city leaders, businesses, and residents? Outside entities like private developers, larger communities, or federal agencies far away might be the ones to decide on the future of the city, even when they do not have any real stake in the community.

This is why it is important that residents think about the future of their city and actively play a role in the planning process. Instead of being able to enjoy the future of the city, residents may become victims of a future they had no say in if they do not take an active role in deciding what that future should look like.

In 2014, the Planning Commission addressed the need for a Master Plan update. They identified the following as the most prominent concerns:

- Community profile
- Land use planning
- Infrastructure and community service
- Vision and goals

The Community Engagement team of the RRC Committee would like to build from those concerns by collecting citizen feedback and advice. We understand the importance of both city leaders and community members in the planning process and want to utilize information already collected by groups like the Planning Commission, the Downtown Development Authority, and the Economic Development Corporation. It is often easier to gather information from city authorities than it is to get the input of the community. The new community visioning strategy aims to expand the feedback the City already has to encompass the thoughts of the people of Albion.

At the end of this process, we hope to have a vision for the City of Albion which is a product of citizen engagement, city leadership, partnerships, and regional perspective. We encourage you to remember that outcomes are not predetermined. Every city is different, which is why we need to ensure community and stakeholder responsibility throughout the duration of the Community Engagement process.

We look forward to working with you over the next several months on the future of the City of Albion

Sincerely,

Albion Community Engagement Team

## Key Elements

**The Community Engagement Committee:** Community Engagement Committee is responsible for the planning, organization, and oversight of the community visioning process.

**Community Visioning Workshops:** Public meetings designed to educate citizens about the visioning and planning process as well as provide the space for them to discuss the progress of the community visioning and planning process and any issues facing the community.

**Community Stakeholder Focus Groups:** Groups of key individuals in the community identified by the Community Engagement Committee that might include business owners, neighborhood organizations, major landowners, and others.

**Community Leader Focus Groups:** Community Leaders including the City Manager, the Mayor, the Planning Commission, City Council, and other members of City Hall discuss what they see as the future of the City with the focus of improving the quality of life for the City's residents and how they can better serve and engage their constituents.

**Surveys:** Surveys help to include everyone in the community visioning process even those that are not able to attend the workshops. They provide a set of data and input for the Community Engagement Committee to include in the scenarios that will be developed at the end of the community visioning process.

## Roadmap to the Community Vision

**Getting Started:** Community Engagement Committee forms and begins planning discussion which will focus on pre-existing information about visioning.

**Community Leaders Focus Group:** Community Engagement Committee provides an overview of the visioning process and asks the community leaders to think about the four big questions: where are we now; where are we going; where do we want to go; and how are we going to get there?

**First Community Workshop:** Community Engagement Committee provides an overview of the visioning process and asks participants to identify issues affecting their community → "Where Are We Now?"

**Community Stakeholders Focus Group:** Community Engagement Committee gathers input from the major stakeholders in the community and from participants in Workshop.

**Second Community Workshop:** Community Engagement Committee reviews the activities to date and breaks the participants into small groups to discuss specific issues in detail through a SWOT analysis and then brings the small groups back into a larger discussion → "Where Are We Going?"

**Keeping on Track:** The Community Engagement Committee reviews the input from the previous community workshops and surveys and reports regularly to the Planning Commission and RRC Committee. The Committee Plans for the third workshop.

**Third Community Workshop:** Participants answer the question: What would you like your city to look like in the future → “Where Do We Want to Go?”

**Drafting the Vision Statement:** The Community Engagement Committee reviews all of the input and answers the question: “How Do We Get There?”

**Fourth Community Workshop:** Unveiling of the Vision Statement and celebration.

**Marketing and Adopting the Vision:** The Community Engagement Committee presents the Vision Statement to community groups, local governments, and businesses for their formal adoption of the statement. The Committee requests that these groups use the statement when making decisions that affect the community.

**Master Planning:** The Vision Statement Plan, as well as the input from the surveys, focus group discussions, and community meetings, will be incorporated into the Master Plan and used when making decisions as well as annually reviewing where the City is and how it got there and determining whether or not that progress is in accordance with the guiding vision set by the community.

## Tentative Timeline

Below is a **tentative** schedule of events and a rough outline of what we have planned for meetings, focus groups, and community events.

### **March 28<sup>th</sup>—RRC Kickoff Presentation**

- The presentation will be given by Karen Wieber at the Albion District Library
  - Estimated time: 20 minutes
- Breakout session after presentation to focus on “Where are we now?”
  - Estimated time: 20 minutes

### **April 7<sup>th</sup> (roughly two weeks after kickoff)—Community Engagement Focus Group**

- Discuss results of breakout session input
- Plan next community event

### **April 28<sup>th</sup> (roughly 1 month after last event)—Community Visioning Event**

- “Where are we going?”
- Estimated time: 1 hour

### **May 12<sup>th</sup> (roughly two weeks after event)—RRC Committee Update**

- Recap of the RRC process
- Individual updates
- Community Engagement team update
- Plan next community event

### **June 2<sup>nd</sup>—Community Event**

- “Where do we want to go?”
- Estimated time: 1 hour

### **June 16<sup>th</sup> (roughly two weeks after event)—Community Engagement Focus Group**

- “How do we get there?”

### **July 16<sup>th</sup> (roughly one month after focus group)—Vision Introduction**

- Share results from all 4 phases of visioning
- Present our vision and the steps toward achieving it
- Solicit feedback on events, structure, and vision as a whole

## Closing Remarks

In everything we do, the Community Engagement team will reflect the goals set forth by the Planning Commission and other groups in Albion:

1. Obtain public input on the future direction of the City of Albion
2. Gather and incorporate updated information
3. Strategy and implementation plan that contains goal/actions, implementation steps
4. Prioritize redevelopment sites, neighborhoods, and districts
5. Redevelopment plan that includes timelines, benchmarks, and responsible parties
6. Provision for annual updates to City Council on accomplishments, challenges, and next steps

Some of these items have seen more progress than others in recent years, but it is important that we act on each objective as part of the greater unit. There will not be a silver bullet for our planning process, so it is critical that we move forward cohesively and transparently.

Please understand that, in order to obtain the best possible results for future planning, it is important that RRC Committee members be as engaged as possible in the visioning strategy for the City of Albion. As mentioned earlier, change can not be successful under a cookie-cutter mentality—all cities are different. The visioning process will be crucial to all six RRC Best Practices. Whether it's zoning, Master Plan updates, residential incentives, or training programs, we want Albion's future to be decided by the community with the guidance of community leaders and stakeholders. We are utilizing a method of mixed community events and committee focus groups in order to produce the brightest possible future for the City of Albion.

**Resolution #2016-27**

**A RESOLUTION TO ESTABLISH EXEMPTIONS FOR ANNUAL SIDEWALK ASSESSMENTS**

**Purpose and Finding:** In 2008, the City of Albion held a public hearing regarding the disrepair of sidewalks and the potential liability that these present. According to Chapter 74 of the City Code, individual property owners have the liability to repair the sidewalks that abut their property. In 2008, a ten (10) year special assessment was enacted to address sidewalk repairs and maintenance. The program is funded by a fixed per parcel assessment of \$50.00 annually that generates approximately \$150,000 per year. The property owners benefited from the increase in value of individual properties in the city and relieving them of the individual burden of repair and replacement to the sidewalks that abut their property. In 2008, residents were provided the opportunity to be exempted. The 2016 Sidewalk Program has identified the areas for repair, maintenance and improvements. It has been determined that there still remains parcels where sidewalks do not presently exist and the City does not have the resources to allocate towards installation of new sidewalks in these areas at this time. It is in the public interest to allow properties (residential, commercial, industrial) that are without a sidewalk the opportunity to request to be added to the listing of properties with an exemption from the 2016 sidewalk assessment.

Council Member \_\_\_\_\_ moved, supported by Council Member \_\_\_\_\_, to approve the following resolution.

**RESOLVED**, that the City of Albion proceed with a public notice and public hearing to be held on Monday, June 2, 2016, at the regular City Council meeting to hear new appeals for exemptions to the 2016 special sidewalk assessment for those property without sidewalks, and for which sidewalks are not scheduled for installation this year.

**BE IT FURTHER RESOLVED**, an owner or party of interest or their agent may appear in person at the public hearing to seek the exemption to the special assessment or may file their appearance by letter, received before the date of the public hearing, in which case the personal appearance shall not be required.

Date: May 2, 2016

Ayes: \_\_\_\_\_  
Nays: \_\_\_\_\_  
Absent: \_\_\_\_\_

I certify that this resolution was adopted by the City Council of the City of Albion on May 2, 2016.

\_\_\_\_\_  
Jill Domingo  
City Clerk

**RESOLUTION # 2008 - 05**  
**TO SET A PUBLIC HEARING TO DETERMINE NECESSITY OF SIDEWALK  
IMPROVEMENT AND TO HEAR COMMENTS FROM OBJECTORS**

**PURPOSE & FINDING:**

The sidewalks in the city are in a state of disrepair and the city maintains a substantial liability for personal injury to injured users of the sidewalks under certain circumstances. Individual property owners have the liability to repair the sidewalks that abut their property pursuant to the Code of the City of Albion, Chapter 74, Article II. The City Manager, the Director of Public Services, the Assessor and the Finance Director have filed a Public Improvement Report Sidewalk Repair & Replacement Report dated January 22, 2008 in which they recommend that the city determine the sidewalks need repair and replacement and that the cost thereof be fixed at \$50.00 per owner per year for a period of 10 years to be specially assessed under Chapter 70 of the Code of the City of Albion. Such a plan would both increase the value of individual properties in the city and would relieve individual owners of the individual burden of sidewalk repair and replacement of the sidewalks that abut their property. The council must determine whether or not to proceed with the special assessment project. If so, it must order the report be placed with the city clerk for public inspection. A public hearing must be held and notice be given to all property owners pursuant to Sec. 70-7 of the Code of the City of Albion.

Council member Zblewski, supported by Council member Branche moved to approve the following resolution.

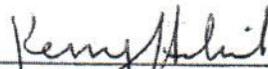
**RESOLVED**, that the city proceed with a hearing to determine if it is to proceed with the special assessment project to repair and replace city sidewalks over a 10 year period at a cost of \$50.00 per parcel of real estate. The report dated January 22, 2008 and authored by the City Manager, the Director of Public Services, the Assessor and the Finance Director be filed with the city clerk for public inspection. A public hearing shall be held by the council on March 3, 2008 at the regular City Council meeting to determine the necessity of such a project and whether to proceed with it after hearing from any objectors. Notice of this meeting and the appeal rights shall be given as provided in Sec. 70-7 of the Code of the City of Albion.

I hereby certify that the above resolution was adopted on February 4, 2008 in a regular session of the Albion City Council and this is a true copy of that resolution.

Ayes 7

Nays 0

Absent 0

  
\_\_\_\_\_  
Kerry Helmick, City Clerk

**RESOLUTION # 2008 - 08**  
**TO CONFIRM THE PROCEDURE AND SPECIAL ASSESSMENT ROLL TO REPAIR**  
**CITY SIDEWALKS OVER A TEN YEAR PERIOD**

**PURPOSE & FINDING:**

The sidewalks in the city are in a state of disrepair and the city maintains a substantial liability for personal injury to injured users of the sidewalks under certain circumstances. Individual property owners have the liability to repair the sidewalks that abut their property pursuant to the Code of the City of Albion, Chapter 74, Article II. The City Manager, the Director of Public Services, the Assessor and the Finance Director have filed a Public Improvement Report Sidewalk Repair & Replacement Report dated January 22, 2008 in which they recommend that the city determine the sidewalks need repair and replacement and that the cost thereof be fixed at \$50.00 per owner per year for a period of 10 years to be specially assessed under Chapter 70 of the Code of the City of Albion. Such a plan would both increase the value of individual properties in the city and would relieve individual owners of the individual burden of sidewalk repair and replacement of the sidewalks that abut their property. The council had determined to proceed with the project at its February 4, 2008 regular meeting and passed a resolution to that effect. It and the roll have been filed with the city clerk for public inspection and all interested parties have been notified by first class mail of a public meeting March 3, 2008 at 7:00 PM in the city council chambers to confirm the special assessment roll as provided by section 70-12 of the Code of the City of Albion at which they can appear in person or in writing to register a protest to the special assessment roll as it pertains to them. It takes a 5 person affirmative vote of the council to affirm the roll if objections are made by the owners of property which will be required to bear 50 percent or more of the estimated cost of the improvement.

Council member Stranden, supported by Council member Zblewski moved to approve the following resolution.

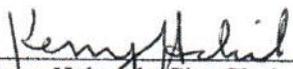
**RESOLVED**, that the procedure for repairing the city sidewalks as recommended by city staff is affirmed and the proposed special assessment roll of \$50.00 per parcel for 10 years is confirmed subject to exemptions to be considered on a case by case basis.

I hereby certify that the above resolution was adopted on March 3, 2008 in a regular session of the Albion City Council and this is a true copy of that resolution.

Ayes 7

Nays 0

Absent 0

  
\_\_\_\_\_  
Kerry Helmick, City Clerk

# PUBLIC NOTICE

## CITY OF ALBION

The Albion City Council will hold a public hearing on Monday, March 3, 2008 at 7:00 p.m. in the City Council Chambers at City Hall, 112 W. Cass Street, Albion, Michigan to receive comments concerning the proposed ten (10) year city-wide fixed cost special assessment program to address necessary public sidewalk repairs and maintenance. The estimated cost of this improvement program is \$1.9 million. The program would be funded by a fixed per parcel assessment of \$50.00 annually for a period of ten (10) years. Appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the State Tax Tribunal. An owner or party in interest or his agent may appear in person at the hearing to protest the special assessment or may file his appearance or protest by letter, received before the date of this public hearing, his personal appearance shall not be required. The owner or any party having an interest in the real property may file a written appeal. Questions concerning this program may be directed to the City Manager's Office, (517) 629-5535.

**Resolution #2016 – 28**

**A RESOLUTION TO ESTABLISH SUMMER INTERNSHIP  
POSITION IN THE OFFICE OF THE CITY MANAGER**

**Purpose and Findings:** The City of Albion has embarked upon a number of new initiatives that require additional staff support, particularly focusing on the revitalization efforts that will require extensive engagement of community members. Projects such as the Redevelopment Ready Community and Comprehensive Plan require additional support for staff in order to convene and coordinate events, communicate with departments and stakeholders, and provide administrative support for a comprehensive public engagement process. The City Manager is recommending a new appropriation in the amount of \$5,000 for the creation of a paid summer internship position to strengthen the capacity of the City in implementing these initiatives.

Council Member \_\_\_\_\_ moved, supported by Council Member \_\_\_\_\_, to approve the following resolution.

**RESOLVED**, that the City of Albion authorizes the creation of a new summer intern position appointed by and working within the office of the City Manager and authorizes an appropriation of \$5,000.

Date: May 2, 2016

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

I certify that this resolution was adopted by the City Council of the City of Albion on May 2, 2016.

\_\_\_\_\_  
Jill Domingo  
City Clerk

## Resolution #2016-29

### Policy and Procedure for Identification and Sale of Obsolete Property

**Purpose:** The City of Albion adopted Ordinance #2016-01 to amend Section 2-388 on the Sale of Obsolete Property. To ensure the protection of the City's assets and to provide for the fair and proper disposal of obsolete, surplus and salvage property, the following policy and procedure is adopted:

**Declaration:** Each department head is responsible for identifying property within their department that is obsolete, surplus or salvage property. The department shall estimate the fair market value of such property in "as is, where is" condition.

**Disposition:** For all such property, the department head will notify the City Manager, who will first attempt to find a use for the property in another department. City Manager shall report dispositions to City Council at least annually.

1. **Property of No Value (Trash):** Obsolete or unusable personal property which a reasonable person would believe no longer has any value may be discarded as trash, with approval from the department head. Materials which are reasonably recyclable will be recycled rather than discarded in the trash.
2. **Property of Nominal Value:** Obsolete or unusable personal property estimated to have a fair market value of under \$250 may be sold as scrap. Items may be offered first to current City employees through a bidding process. Items may be donated, discarded, or sold directly by the City Manager without a public auction or sealed bid.
3. **Property of Limited Value:** Obsolete or unusable personal property estimated to have a fair market value of between \$250 and \$2,499, may be offered first to current City employees through a bidding process. Items may be sold directly by the City Manager without a public auction or sealed bid. Auctions, bids or sales may have a minimum reserve price. The disposition may be in any manner deemed by the City Manager to be in the City's best interest, including:
  - a. Trade-in for other equipment
  - b. Auction or sale on a first come-first served or highest bid basis (public or online)
  - c. Solicitation of written bids
  - d. Negotiated sale to one or more designated buyers
  - e. Sale as scrap
  - f. Recycling, salvaging or junking
  - g. Transfer to another government or nonprofit organization
4. **Property of Substantial Value:** Obsolete or unusable personal property estimated to have a fair market value of \$2,500 or more shall be offered in accordance with Ordinance #2016-01.

**Procedures:** The following will apply to all sales of obsolete property, including to city employees or the general public:

- All purchasers shall make payment to the City of Albion.
- No items will be released until full payment is received.
- All items must be removed from City property within ten (10) days of purchase.
- If items have not been removed from City property within (10) days of purchase, the property will be relinquished back to City and the item will be awarded to the next highest bidder.
- All purchases are final; as-is; without warranties.
- No returns are allowed.
- Purchaser must waive the City of Albion from any liability.

Council Member \_\_\_\_\_ moved, supported by Council Member \_\_\_\_\_, to approve the following resolution.

**RESOLVED**, that the City of Albion hereby adopts this Policy and Procedure for Identification and Sale of Obsolete Property.

Date: May 2, 2016

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

I certify that this resolution was adopted by the City Council of the City of Albion on May 2, 2016.

\_\_\_\_\_  
Jill Domingo

City Clerk



CITY OF ALBION  
ORDINANCE #2016-01

AN ORDINANCE TO AMEND SECTION 2-388  
SALE OF OBSOLETE PROPERTY

Purpose and Finding: Ordinance 2-388 currently provides the City's procedure for the sale of obsolete or unusable personal property owned by the City. Several employees have expressed an interest in purchasing obsolete property for sale. It is believed that these employees, by virtue of their employment, should have the first option to purchase said property. The amendment gives employees the first opportunity and also gives the City Manager the authority to control that procedure. The purchases of the obsolete or unusable property, whether to an employee or to the public, would continue to be done consistently with state and federal law requirements as well.

THE CITY OF ALBION ORDAINS:

Section 2-388 – Sale of Obsolete Property

1. The sale of unusable or obsolete personal property from any using agency within the City, which has a value of \$2,500.00 or more, or other limited as established by resolution of the council, shall occur as follows:
  - A. The sale of obsolete or unusable property of a value of more than \$2,500.00 shall first be offered to current City employees. Interested employees may submit sealed bids to the City Manager within the time period designated by the City Manager. The City Manager shall have the discretion to set minimum bids for the sale of the property. Employees must demonstrate, where applicable, that they are permitted to purchase and/or own the property under state and federal law. If the property is not sold to an employee via this subsection, the sale of the obsolete property shall proceed via subsection (B);
  - B. The same of obsolete of unusable property of a value of more than \$2,500.00, which is not sold pursuant to subsection (A) shall be sold by public auction, held after a five-day publication of the time of the sale, the items of property to be sold, and any relevant terms of sale;

- C. The proceeds of any sale of personal property under this section shall be paid to the general fund unless otherwise advertised in the five-day publication and approved by the City Council;
  - D. Nothing contained within this section shall be deemed to abrogate or supersede federal or state law requirements regarding the ownership, possession, sale, or transfer of certain personal property.
2. Subsection (1) of this section shall not apply to the sale of unusable or obsolete personal property in the following situations:
- A. Unusable or obsolete personal property with a value of \$2,500.00 or less, or other limited as established by resolution of the council, may be sold directly by the City Manager without public auction or sealed bid;
  - B. The sale of personal property used as a trade-in for the purchase of new supplies or materials or equipment.

This Ordinance shall take effect on May 4, 2016, after publication.

First Reading: March 21, 2016

Second Reading & Adoption: April 4, 2016

Ayes: \_\_\_\_\_

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Absent: \_\_\_\_\_

\_\_\_\_\_  
Jill Domingo, City Clerk

\_\_\_\_\_  
Joseph V. Domingo, Mayor

Sec. 2-388. - Sale of obsolete property.

- (a) The sale of unusable or obsolete personal property from any using agency of the value of \$2,500.00 or more or other limit as established by resolution of the council shall be accomplished as follows:
  - (1) The sale of obsolete or unusable personal property of a value of more than \$2,500.00 shall be by public auction, either at an established state sale of unusable or obsolete personal property or at a public auction held after a five-day publication of the time of sale, the items of personal property to be sold, along with any other terms of sale; and
  - (2) The proceeds of the sale shall be paid to the general fund unless otherwise advertised in the five-day publication.
- (b) Subsection (a) of this section shall not apply to the sale of unusable or obsolete personal property in the following situations:
  - (1) Unusable or obsolete personal property under the value of \$2,500.00 or other limit as established by resolution of the council, which may be sold directly by the purchasing agent without public auction.
  - (2) The sale of personal property used as a trade-in for the purchase of new supplies or materials or equipment.

(Code 1984, § 2-83; Ord. No. 93-2, § 2(2-83), 4-19-93)

**Resolution #2016- 30**

**A RESOLUTION TO AUTHORIZE WRITING OFF OF UTILITY BILLS & ABATEMENT CHARGES ON COUNTY FORECLOSED PROPERTIES**

**Purpose and Finding:** The Calhoun County Treasurer has notified the City of Albion of 36 parcels that were foreclosed on this year. The General Property Tax Act, Public Act 206 of 1893, as amended, provides that effective with the foreclosure, liens and other interests filed by governmental agencies for environmental issues are extinguished. The listing of county foreclosed properties have outstanding water utility bills and abatement charges from the City of Albion. With the county foreclosure taking place, these outstanding balances have been extinguished and cannot be attached to or collected in conjunction with the property tax bill for the property.

Council Member \_\_\_\_\_ moved, supported by Council Member \_\_\_\_\_, to approve the following resolution.

**RESOLVED**, that the City of Albion has been notified by the Calhoun County Treasurer of the foreclosure of 36 properties that have outstanding balances for water utilities and abatement charges. The City of Albion acknowledges that the outstanding obligations of approximately \$12,918.37 (\$6,468.44 water utility and \$6,449.93 abatements) have been extinguished and authorizes writing off the associated balances for these properties.

Date: May 2, 2016

Ayes: \_\_\_\_\_  
Nays: \_\_\_\_\_  
Absent: \_\_\_\_\_

I certify that this resolution was adopted by the City Council of the City of Albion on May 2, 2016.

\_\_\_\_\_  
Jill Domingo  
City Clerk

2016 Tax Foreclosures

PARCEL	House #	Dir	Street	Water Acct	Meter	Balance	W/O Amount	Water Status	Notes:	Abatement Balance
51-000-326-00	116	E	MULBERRY	12-010-03	YES	\$0.00	\$0.00	ON	OCCUPIED?	
51-008-236-00	901		BARNES	13-139-06	YES	\$272.80	\$272.80	OFF		\$380.50
51-010-075-00	1002		BURR OAK	14-055-03	YES	\$236.69	\$236.69	ON	2 ND ACCOUNT	
51-010-075-00	1002		BURR OAK	14-055-04	YES	\$139.48	\$139.48	ON	OCCUPIED?	
51-011-205-00	1023		HALL	14-194-02	YES	\$136.40	\$136.40	OFF		\$380.40
51-009-736-00	809		PROSPECT	15-016-01	YES	\$16.44	\$16.44	OFF		
51-009-736-00	809		PROSPECT	15-016-02	YES	\$128.44	\$128.44	OFF	2 ND ACCOUNT	
51-006-506-00	118		RIVER	21-052-02	YES	\$270.82	\$0.00	ON	OCCUPIED?	
51-001-527-00	327		HAVEN	21-058-01	YES	\$63.12	\$0.00	ON	OCCUPIED?	
51-001-393-00	112	E	WALNUT	21-078-00	NO	\$282.38	\$282.38	OFF		
51-001-394-00	114	E	WALNUT	21-079-06	YES	\$153.84	\$0.00	ON	OCCUPIED?	\$234.97
51-001-227-00	119	E	ELM	21-096-00	YES	\$0.00	\$0.00	ON	OCCUPIED?	
51-001-180-00	201	S	IONIA	21-098-01	YES	\$893.44	\$845.74	OFF		
51-006-924-00	313		MECHANIC	22-191-03	YES	\$424.75	\$376.75	OFF		
51-006-926-00	317		MECHANIC	22-193-02	YES	\$1,675.78	\$1,627.78	OFF		\$190.20
51-001-297-00	206	W	WALNUT	23-027-01	YES	\$320.80	\$272.80	OFF		\$510.89
51-001-312-00	112	W	WALNUT	23-032-08	NO	\$0.00	\$0.00	OFF		\$190.20
51-012-952-00	405	W	ERIE	23-083-00	YES	\$320.80	\$272.80	OFF		
51-001-855-00	407	N	EATON	31-067-01	YES	\$0.00	\$0.00	ON	OCCUPIED?	
51-005-820-01	324	W	BROADWELL	31-140-01	YES	\$276.80	\$272.00	OFF		
51-010-522-00	1010	N	ALBION	32-259-01	NO	\$21.78	\$21.78	OFF		
51-010-514-00	906	N	ALBION	32-264-01	YES	\$52.80	\$48.00	ON	OCCUPIED?	
51-000-805-00	100	S	SUPERIOR	33-002-01	NO	\$0.00	\$0.00	OFF		
51-015-100-00	222	S	DALRYMPLE	33-064-02	YES	\$32.44	\$32.44	OFF	2 ND ACCOUNT	
51-015-100-00	222	S	DALRYMPLE	33-064-03	YES	\$162.02	\$162.02	OFF	3 RD ACCOUNT	
51-015-100-00	222	S	DALRYMPLE	33-064-04	YES	\$8.12	\$7.38	OFF		
51-000-863-00	211	W	CENTER	33-105-04	YES	\$480.12	\$475.32	OFF		\$1,888.30
51-000-342-00	117	W	MULBERRY	33-148-06	YES	\$276.80	\$272.00	OFF		
51-013-015-00	313	W	CENTER	33-207-04	YES	\$301.80	\$297.00	OFF		
51-012-016-00	204		AUSTIN	34-015-00	YES	\$276.80	\$272.00	OFF		\$570.70
51-001-588-04	407	S	DALRYMPLE						VACANT LAND?	
51-001-588-05	406	S	ANN							
51-001-945-04	339		BEAVER						DALRYMPLE SCHL	\$1,493.19
51-011-257-00	607	E	BROADWELL							
51-012-029-02	926	N	EATON							
51-012-034-00	915	N	CLINTON							\$610.58
51-013-674-00	109	N	CLARK							
51-016-017-00	1213		FITCH							
51-016-028-00	1200		FITCH							
51-016-034-00	1212		FITCH							
						\$7,225.46	\$6,468.44			\$6,449.93

**Resolution #2016-31**

**A RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING WITH THE  
CALHOUN COUNTY LAND BANK AUTHORITY**

**Purpose and Findings:** In April, 2009, the City of Albion ("City") and the Calhoun County Land Bank Authority ("CCLBA") entered into an agreement relative for the use of the old Harvard Transportation garage facility to house fire vehicles, located at 923 Austin Avenue, Albion, MI. The City agreed to make repairs and improvements and the CCLBA agreed to reimburse the City for documented costs incurred, not to exceed \$7,500, when the building was sold. The City incurred costs of approximately \$7,000. The building was recently sold to a new buyer.

The CCLBA also recently sold a parcel located at 200 S. Superior Street (Parcel #55-000-888-00) to become part of the hotel project. Under the Tax Reverted Clean Title Act, MCL 211.025a, the CCLBA is entitled to fifty (50%) percent of the eligible tax reverted property for the next five (5) years. There is also a prohibition against combining such parcels for this 5-year period.

The Memorandum of Understanding stipulates that the CCLBA waives its entitlement to 5-year, 50% tax revenue and consents to the parcel being combined with the surrounding/adjacent parcels. The City stipulates to waive the reimbursement from the garage agreement.

It is found that this agreement will assist and provide economic benefits for the City of Albion.

Council Member \_\_\_\_\_ moved, supported by Council Member \_\_\_\_\_, to approve the following resolution.

**RESOLVED**, that the City of Albion agrees to the terms of the attached Memorandum of Understanding with the Calhoun County Land Bank Authority ("CCLBA") and authorizes the City Manager to sign on behalf of the City of Albion.

Date: May 2, 2016

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

I certify that this resolution was adopted by the City Council of the City of Albion on May 2, 2016.

\_\_\_\_\_  
Jill Domingo  
City Clerk

## MEMORANDUM OF UNDERSTANDING

Memorandum of Understanding (MOU) entered into this \_\_\_ day of May, 2016, by and between the City of Albion ("City") and the Calhoun County Land Bank Authority ("CCLBA");

WHEREAS, the City and CCLBA entered into a certain letter agreement ("agreement") executed on April 9, 2009, by the City and April 6, 2009, by the CCLBA; and

WHEREAS, said agreement provided for certain obligations relative to the old Harvard Transportation garage facility ("garage") at 923 Austin Avenue in the City; and

WHEREAS, the parties wish to set forth in writing their agreement that all obligations under said agreement by either have been satisfied or otherwise released as set forth herein;

WHEREAS, the parties further wish to set forth additional concessions and stipulations which have been agreed to in exchange for considering the agreement satisfied or otherwise released.

NOW THEREFORE, the parties hereby agree as follows:

1. The parties acknowledge that the City did temporarily house its equipment in the garage and did incur certain costs relative to the maintenance of said garage.
2. The parties acknowledge that the CCLBA sold the garage and, under the terms of the agreement, certain costs were to be reimbursed by the CCLBA to the City.
3. In consideration of the work done by the CCLBA in undertaking demolitions in the City, applying for, receiving, and carrying out numerous other grant funded residential demolitions in the City, undertaking both demolitions and refurbishment of commercial structures in the City's downtown business district, the City hereby releases and waives any obligation for reimbursement by the CCLBA relative to the sale of the garage that was or may have been contained in the agreement.
4. In further consideration of the City's release and waiver of CCLBA's obligation for reimbursement to the City, the CCLBA hereby waives its entitlement to its fifty (50%) percent of the eligible tax reverted property specific tax, under the Tax Reverted Clean Title Act, MCL 211.1025a, for the next five (5) years for parcel number 51-000-888-00, commonly known as 200 S. Superior St., Albion, MI 49224. The parties herein stipulate and agree that pursuant to MCL 211.1025a(1), CCLBA's waiver as to the parcel described in this paragraph will assist with economic development benefits for the City. CCLBA further waives its five (5) year prohibition on parcel combination and specifically consents to the combination of parcel number 51-000-888-00 with surrounding and/or adjacent parcels.
5. The parties hereby release one another from any and all claims relative to the ownership of the garage by the County Treasurer or by the CCLBA and any and all claims which either party may have had in the past, now, or in the future against the other arising out of the

agreement. By mutual understanding as set forth herein, parties consider the 2009 agreement terminated.

6. The City specifically releases and waives any claims relative to the garage which it may have had against the Calhoun County Treasurer relative to the 2009 agreement..

7. This MOU sets forth the parties' complete understanding of the subject matter and may not be explained, modified or amended except in writing signed by the parties.

8. This MOU may be executed in any number of counterparts, and each counterpart shall be deemed to be an original instrument, but all counterparts shall together constitute only one agreement.

9. The invalidity or unenforceability of any particular provision of this MOU shall not affect the other provisions hereof, and this MOU shall be construed in all respects as if such invalid or unenforceable provision was omitted.

10. This MOU shall be interpreted under the laws of the State of Michigan.

11. This MOU is effective upon the signature of both parties herein.

City of Albion

Calhoun County Land Bank Authority

By: \_\_\_\_\_

By: Christine Schauer

Sheryl Mitchell

Christine Schauer

Its: City Manager

Its: Board Chairperson

Dated: \_\_\_\_\_

Dated: 4/28/2016

## LETTER AGREEMENT

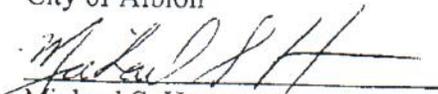
The City of Albion is in the process of building a new ambulance/fire station on N. Clinton Street in Albion. Originally the City had planned to complete this facility in time to move its fire vehicles out of its old station before construction started on the replacement of the N. Clinton Street Bridge. Once this bridge construction begins, it will not be possible for the City to access the old fire station. The contractor for the bridge project is scheduled to begin on April 1, 2009 and the new ambulance/fire station will not be ready for about 4 months. Therefore the City needs to find a temporary facility to house its fire vehicles.

It is hereby agreed between the City of Albion and the Calhoun County Treasurer that the City of Albion can temporarily use the old Harvard transportation garage facility on Austin Avenue under the following conditions:

- a. The City at its expense will clean up the facility and make necessary repairs to get the building, utilities and overhead doors operational.
- b. The City will temporarily house its fire equipment at this location while it is waiting for the completion of the new ambulance/fire station.
- c. The City will provide insurance coverage (property & liability) during the time that it occupies the building.
- d. The City will cover all normal operating costs for the facility during the time that it occupies the building.
- e. Since the repairs and improvements being made by the City will add value and make the facility more marketable for the County, it is agreed that when the County sells the garage facility, the County will reimburse the City for the documented costs incurred by the City (at a cost not to exceed \$7,500.00) to get the garage facility operational.

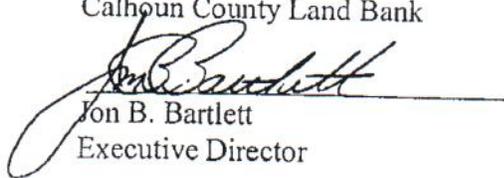
Approved

City of Albion

  
Michael S. Herman  
City Manager

Date: 4-9-09

Calhoun County Land Bank

  
Jon B. Bartlett  
Executive Director

Date: 4-6-2009

Memo

RE: Austin Avenue Properties

The following is In reference to the north side of the 600 block of Austin Avenue:

- 608 Austin Avenue, cite to have premises secured/fence perimeter of premises to keep general public away from hazardous condition of structure. No further communication from property owner. Pursue demolition upon availability of funds.
- 610 Austin Avenue, property owner has begun painting/abatement of exterior, to be completed within thirty (30) days. If not completed, pursue court action.
- 612 Austin Avenue, property owners have painted exterior and have been working to re-open. Need to resolve parking issue for said block.
- 614 Austin Avenue, property owner cited for debris/refuse on premises. Property owner contacted office requesting additional time to complete abatement due to lack of funds. Extended date for compliance to May 9, 2016.
- 618 Austin Avenue, need to contact executor of Mary Gamble estate.

In review, for the most part, rehabilitation, demolition of structures and/or redevelopment of north side of 600 block of Austin Avenue is in need of funding which is not currently available.

Cornerstone Inspection Services History reference north side of 600 block of Austin Avenue attached.

John Tracy  
Director of Planning, Building, Code Enforcement  
City of Albion  
112 W. Cass Street  
Albion, Michigan 49224  
Office: 517-629-7189  
Fax: 517-629-7454  
[jtracy@cityofalbionmi.gov](mailto:jtracy@cityofalbionmi.gov)

# Cornerstone Inspection Svcs.

## Inspection Card Detail

**JOB ADDRESS:** AUSTIN AVE, 604  
**MUNICIPALITY:** ALBION CITY  
 BAR

**CONTRACTOR:** JOSEPH PATRICK SMALLEY  
**OWNER:** CALHOUN COUNTY LAND BANK  
**APPLICANT:** SMALLEY CONSTRUCTION INC

**BUILDING COM PERMIT**  
**PERMIT NO:** 12-013020038  
**DATE ISSUED:** 4/19/2012  
**WORK CLASS:** DEMOLITION  
**USE TYPE:** COMMERCIAL OR INDUSTRIAL  
**TAX ID#:** 135101163400  
**PHONE NUMBER:** 2317574049

Insp Date:	4/30/2012	Time In:	Time Out:	Clerk: KM
Follow Up:				Requested By: DIANE
Inspector:	GL	Charge: Y	Charge No: 7	
Inspection Type:	<b>FINA</b>			
Inspection Action:	<b>APPR</b>			
Remarks:	PER IR: STRUCTURE IS REMOVED ALL DEBRIS IS CLEANED UP SITE HAS BEEN RETURNED TO GRADE			

Occup. Group  
 Occup. Load  
 Const. Type  
 Foundation  
 Heating Fuel  
 Ownership  
 Lot Size  
 Septic Permit #  
 Well Permit #  
 Driveway Permit #  
 Erosion Permit #  
 Flood Plain #  
 Zoning District

Zoning Permit #  
 Improve. Cost  
 BLD.DIME.  
 Length  
 Width  
 Height  
 Tot.Proj.Sq.Ft.  
 LIVING AREA  
 Total Bldg.Sq.Ft.  
 Ground Floor Only S  
 SETBACKS  
 Front  
 L.Side  
 R.Side

Rear  
 From  
 NUMBER OF  
 Dwelling Units  
 Stories  
 Parking Spaces  
 Bedrooms  
 Full Baths  
 Half Baths  
 Air Cond.  
 Fin.Basmt  
 Fireplace  
 BUILDING RESTRI  
 Code Edition

2009 MI BUILDING CODE

12-013020038 BC

GL 4/30/2012 FINAL APPR PER IR:  
STRUCTURE IS REMOVED  
ALL DEBRIS IS CLEANED UP  
SITE HAS BEEN RETURNED TO GRADE

GL 4/26/2012 DEMO/U APPR SEWER LINE TO BE CAPPED BY 10 AM-WOULD LIKE INSPECTION ASAP AFTER.  
PER IR:  
GAS AND ELECTRIC HAVE BEEN DISCONNECTED  
SEWER WAS CAPPED

# Cornerstone Inspection Svcs.

## Inspection Card Detail

JOB ADDRESS: AUSTIN AVE, 608  
MUNICIPALITY: ALBION CITY

APPLICANT: CITY OF ALBION  
OWNER: REYNOLDS, KATHY PRESPPER

ORDVIOLA PERMIT  
PERMIT NO: 15-013060045  
DATE ISSUED:  
WORK CLASS: ORDINANCE VIOLATION  
USE TYPE: COMMERCIAL OR INDUSTRIAL  
TAX ID# : 135100172900  
PHONE NUMBER: 5176295535

Insp Date: 8/13/2015 Time In: Time Out: Clerk: KM  
Follow Up: Requested By: GL  
Inspector: GL Charge: N Charge No: 1  
Inspection Type: **ENFC**  
Inspection Action: **INFO**  
Remarks: F/U TO FINAL NOTICE

7/14/15 RECEIVED CC ON EMAIL FROM J TRACY TO SHERYL MITCHELL. EMAIL STATES:

Sheryl,

On 07-14-15 at approx. 10:35 a.m., I was in contact by phone with Kathy Presper Reynolds who is the property owner of record of 608 Austin Avenue which is in extreme disrepair. Kathy said she plans on cooperating and having the structure demolished. I will be sending her applicable information a.s.a.p..... Lives in Hawaii.

John

8-13-15 GL SPOKE WITH JOHN TRACY. HE INFORMED ME HE HAS BEEN IN CONTACT WITH THE OWNER AND WILL KEEP ME POSTED.

11-013060151 OV

JOB ADDRESS: AUSTIN AVE. 608

GL 9/6/2011 ORDINA PEND RECEIVED FAX FROM JOHN TRACY 9/1/11

THIS IS WRITTEN CONFIRMATION THAT ON 8/26/11 I VERBALLY REQUESTED FOR YOU TO PERFORM A BUILDING SAFETY INSPECTION OF THE EXTERIOR OF THE PREMISES AND TO FOLLOW UP WITH A WRITTEN EVALUATION/ASSESSMENT OF THE STRUCTURE \*\*\*\*\*FROM WHAT COULD BE OBSERVED FROM THE PUBLIC RIGHT-OF-WAY.

NOTE: THIS EVALUATION/ASSESSMENT OF SAID ADDRESS IS FOR CITY USE ONLY AT THIS TIME.

PER IR:

ACTUAL INSPECTION 8/26/11

THIS IS A MIXED USE BUILDING COMMERCIAL & RESIDENTIAL

--EXTERIOR OF STRUCTURE IS IN POOR CONDITION

--ROOF NEEDS REPAIR

--BROKEN WINDOWS

--PAINT IS FLAKING OFF

--ROOF STRUCTURAL DAMAGE ON REAR OF STRUCTURE

--CONDITION OF INTERIOR UNKNOWN AT THIS TIME BUT DUE TO THE CONDITION OF EXTERIOR I WOULD EXPECT THE INTERIOR TO BE IN POOR CONDITION ALSO

COST OF RENOVATION WOULD MOST LIKELY EXCEED THE VALUE OF THE STRUCTURE

FILE ONLY

PICTURES IN FILE

CC: JOHN TRACY

BILLABLE

13-013060097 OV

GL 10/3/2013 ORDINA INFO

9/30/13 RECEIVED EMAIL FROM JOHN TRACY

DUE TO PAST OBSERVATION OF STRUCTURES IN DISREPAIR LOCATED IN THE 600 BLOCK OF AUSTIN AVE AND AT THE REQUEST OF THE CITY OF ALBION PLEASE PERFORM A BUILDING SAFETY INSPECTION AS SOON AS POSSIBLE OF THE PREMISES LISTED BELOW AND TO FOLLOW UP WITH ENFORCEMENT.

NOTE:

-- IF FOLLOW UP INSPECTIONS, BUILDING INSPECTION/PERMITS AND/OR TRADE INSPECTIONS/PERMITS ARE REQUIRED, THEY ARE TO OBTAINED AND PAID FOR BY THE PROPERTY OWNER.

-- REFUSE LOCATED ON EXTERIOR OF PREMISES AND/OR GRAFFITI ON STRUCTURES WILL BE CITED BY THE CITY

--NO CURRENT RECORDS OF CITY WATER USE AT SAID ADDRESSES

--IT IS 'BELIEVED' SEMCO ENERGY RETIRED NATURAL GAS SERVICE TO THE MAJORITY OF THESE PREMISES SEVERAL YEARS AGO DUE TO NON USE OVER A TWO YEAR PERIOD OF TIME

8-8-14 INSPECTION NEVER COMPLETED - SEE NOTES UNDER 2014 O.V.

14-013060068 OV

GL 8/8/2014 ORDINA PEND

SEE NOTES FROM 8-6-14

PER IR:

EXTERIOR OF THE STRUCTURE IS IN EXTREME DISREPAIR

ROOF IS CAVING IN AND SHINGLES NEED TO BE REPLACED

BROKEN WINDOWS ON SITE

STAIRWAYS AND WALKWAYS ARE DANGEROUS

PAINT IS FLAKING OFF THE HOME

MY RECOMMENDATION IS THAT STRUCTURE BE DEMOLISHED

FILE ONLY FOR CITY USE-DO NOT SEND TO OWNER

CC: JOHN TRACY

BILLABLE

PICTURES ON FILE

JOB ADDRESS: AUSTIN AVE. 608

GL 8/6/2014 ORDINA INFO

8/6/14 RECEIVED EMAIL FROM JOHN TRACY

I, John Tracy, Code Enforcement Officer for the City of Albion, request follow up Building Safety/PMC Inspections under the 2009 International Property Maintenance Code, of the following list of addresses. At this time follow up reports are for City of Albion use only.

· 608 Austin Avenue P.N.: 51-001-729-00  
· 610 Austin Avenue P.N.: 51-010-501-03  
· 612 Austin Avenue P.N.: 51-010-502-00  
· 614 Austin Avenue P.N.: 51-010-503-00  
· 618 Austin Avenue P.N.: 51-010-504-00

If you have any questions or need additional information, please do not hesitate to contact me.

NOTE FROM OFFICE: THERE IS ANOTHER ORV OUT THERE ON THIS PROPERTY FROM 2013 STILL ON SCHD STATUS KM

15-013060045 OV

GL 8/13/2015 ENFORC INFO

F/U TO FINAL NOTICE

7/14/15 RECEIVED CC ON EMAIL FROM J TRACY TO SHERYL MITCHELL. EMAIL STATES:

Sheryl,

On 07-14-15 at approx. 10:35 a.m., I was in contact by phone with Kathy Presper Reynolds who is the property owner of record of 608 Austin Avenue which is in extreme disrepair. Kathy said she plans on cooperating and having the structure demolished. I will be sending her applicable information a.s.a.p..... Lives in Hawaii.

John

8-13-15 GL SPOKE WITH JOHN TRACY. HE INFORMED ME HE HAS BEEN IN CONTACT WITH THE OWNER AND WILL KEEP ME POSTED.

GL 7/9/2015 ORDINA PEND

F/U TO INITIAL ORV NOTICE

PER IR:

VIOLATIONS STILL EXIST ON SITE

FINAL NOTICE

FAILURE TO CONTACT OUR OFFICE WILL RESULT IN FURTHER ACTION BY THE CITY

PLEASE CONTACT OUR OFFICE NO LATER THAN 7-21-2015

CC: JOHN TRACY

F/U 7-22-15

NOT BILLABLE

GL 6/24/2015 ORDINA PEND

SEE NOTES FROM 6-23-15

PER IR:

EXTERIOR OF THE STRUCTURE IS IN EXTREME DISREPAIR

ROOF IS CAVING IN

WINDOWS ARE BROKEN

STRUCTURE IS A BLIGHT TO THE CITY AND IS DANGEROUS TO PUBLIC SAFETY

MY RECOMMENDATION IS THAT THE HOME SHOULD BE DEMOLISHED

PLEASE CONTACT OUR OFFICE NO LATER THAN 7/9/15

PICTURES ON FILE

CC: JOHN TRACY

BILLALBE

F/U 7/10/15

GL 6/23/2015 ORDINA INFO

6/23/15 RECEIVED EMAIL FROM JOHN TRACY

As per our phone conversation, I, John Tracy, Code Enforcement Officer for the City of Albion request building safety/pmc inspections under the 2009 international property maintenance code of the following addresses as soon as possible and to follow up with enforcement of the code as required.

NOTE: NEED YOUR RESULTS BEFORE YOU GO ON VACATION PER JOHN TRACY

# Cornerstone Inspection Svcs.

## Inspection Card Detail

JOB ADDRESS: AUSTIN AVE, 610

MUNICIPALITY: ALBION CITY

AND 610 1/2

APPLICANT: CITY OF ALBION

OWNER: MACIAS, JOSE MARIA

ORDVIOLA PERMIT

PERMIT NO: 15-013060044

DATE ISSUED:

WORK CLASS: ORDINANCE VIOLATION

USE TYPE: COMMERCIAL OR INDUSTRIAL

TAX ID#: 135101050100

PHONE NUMBER: 5176295535

Insp Date: 9/14/2015 Time In: Time Out: Clerk: GL

Follow Up: Requested By: GL

Inspector: GL Charge: N Charge No: 1

Inspection Type: **ORV**

Inspection Action: **PEND**

Remarks: GO BY AND SEE IF THE BUILDING IS REPAIRED AND PAINTED

PER IR:

30 DAY EXTENSION WAS GRANTED TO ALICIA BOTELLO BACK ON

8/13/15 TO BRING THE PROPERTY INTO COMPLIANCE

PROPERTY IS STILL IN THE SAME CONDITION. THIS MATTER IS BEING

REFERRED BACK TO THE CITY FOR FURTHER ACTION AGAINST THE

OWNER

STIE VISIT TO TAKE PHOTOS

PICTURES ON FILE

CC: JOHN TRACY

BILLABLE

11-013060152 OV

.JOB ADDRESS: AUSTIN AVE. 610

GL 9/6/2011 ORDINA PEND

RECEIVED FAX FORM JOHN TRACY 9/1/11

THIS IS WRITTEN CONFIRMATION THAT ON 8/26/11 I VERBALLY REQUESTED FOR YOU TO PERFORM A BUILDING SAFETY INSPECTION OF THE EXTERIOR OF THE PREMISES AND TO FOLLOW UP WITH A WRITTEN EVALUATION/ASSESSMENT OF THE STRUCTURE FORM WHAT COULD BE OBSERVED \*\*\*\*\*FROM THE PUBLIC RIGHT OF WAY

NOTE: THIS EVALUATION/ASSESSMENT OF SAID ADDRESS IS FOR CITY USE ONLY AT THIS TIME

PER IR:  
ACTUAL INSPECTION DONE 8/26/11

THE EXTERIOR OF THIS STRUCTURE IS IN POOR CONDITION  
--BROKEN WINDOWS  
--PAINT FLAKING OFF  
--SIDING COMING LOOSE  
--OVERHANGS FALLING APART  
--IMPROPER WIRING UNDER AWNING  
--RUSTED OUR CHIMNEY THROUGH THE ROOF

I WOULD EXPECT THE INTERIOR OF THE STRUCTURE TO BE IN POOR CONDITION ALSO DUE TO THE CONDITION OF THE EXTERIOR-NO INTERIOR INSPECTION DONE AT THIS TIME

COST OF RENOVATION WOULD MOST LIKELY EXCEED THE VALUE OF THE STRUCTURE  
FILE ONLY  
PICTURES IN FILE\  
CC: JOHN TRACY  
BILLABLE

13-013060096 OV  
GL 10/3/2013 ORDINA INFO

9/30/13 RECEIVED EMAIL FROM JOHN TRACY  
DUE TO PAST OBSERVATION OF STRUCTURES IN DISREPAIR LOCATED IN THE 600 BLOCK OF AUSTINB AVE AND AT THE REQUEST OF THE CITY OF ALBION PLEASE PERFORM A BUILDING SAFETY INSPECTION AS SOON AS POSSIBLE OF THE PREMISES LISTED BELOW AND TO FOLLOW UP WITH ENFORCEMENT.

NOTE:

-- IF FOLLOW UP INSPECTIONS, BUILDING INSPECTION/PERMITS AND/OR TRADE INSPECTIONS/PERMITS ARE REQUIRED, THEY ARE TO OBTAINED AND PAID FOR THE BY PROPERTY OWNER.  
-- REFUSE LOCAT4D ON EXTERIOR OF PREMISES AND/OR GRAFFITI ON STRUCTURES WILL BE CITED BY THE CITY  
--NO CURRENT RECORDS OF CITY WARTER USE AT SAID ADDRESSES  
--IT IS 'BELIEVED' SEMCO ENERGY RETIRED NATURAL GAS SERVICE TO THE MAJORITY OF THESE PREMISES SEVERAL YEARS AGO DUE TO NON USE OVER A TWO YEAR PERIOD OF TIME

8-8-14 INSPECTION NEVER COMPLETED - SEE NOTES UNDER 2014 O.V.

14-013060069 OV  
GL 8/8/2014 ORDINA PEND

SEE NOTES FROM 8-6-14

PER IR:  
EXTERIOR OF THE STRUCTURE IS IN EXTREME DISREPAIR  
SIDING IS COMING LOOSE  
BROKEN WINDOWS ON SITE  
OVERHANGS ARE FALLING APART  
PAINT IS FLAKING OFF  
UNSAFE ELECTRICAL ON THE FRONT OF THE BUILDING  
MY RECOMMENDATIONS IS THAT STRUCTURE BE DEMOLISHED  
FILE ONLY FOR CITY USE-DO NOT SEND TO OWNER  
CC: JOHN TRACY  
BILLABLE  
PICTURES ON FILE

JOB ADDRESS: AUSTIN AVE. 610

GL 8/6/2014 ORDINA INFO

8/6/14 RECEIVED EMAIL FROM JOHN TRACY

I, John Tracy, Code Enforcement Officer for the City of Albion, request follow up Building Safety/PMC Inspections under the 2009 International Property Maintenance Code, of the following list of addresses. At this time follow up reports are for City of Albion use only.

- 608 Austin Avenue P.N.: 51-001-729-00
- 610 Austin Avenue P.N.: 51-010-501-03
- 612 Austin Avenue P.N.: 51-010-502-00
- 614 Austin Avenue P.N.: 51-010-503-00
- 618 Austin Avenue P.N.: 51-010-504-00

If you have any questions or need additional information, please do not hesitate to contact me.

NOTE FROM OFFICE: THERE IS ANOTHER ORV OUT THERE FROM 2013 STILL ON SCHED STATUS

15-013060044 OV

GL 9/14/2015 ORDINA PEND

GO BY AND SEE IF THE BUILDING IS REPAIRED AND PAINTED

PER IR:

30 DAY EXTENSION WAS GRANTED TO ALICIA BOTELLO BACK ON 8/13/15 TO BRING THE PROPERTY INTO COMPLIANCE

PROPERTY IS STILL IN THE SAME CONDITION. THIS MATTER IS BEING REFERRED BACK TO THE CITY FOR FURTHER ACTION AGAINST THE OWNER

STIE VISIT TO TAKE PHOTOS

PICTURES ON FILE

CC: JOHN TRACY

BILLABLE

GL 8/13/2015 ORDINA INFO

GIVEN 30 DAYS TO CORRECT THE PAINTING

8-10-15 GL SPOKE WITH ALICIA . SHE CANNOT DO ANYTHING WITH THE BUILDING SHE HAS BEEN DOWN FOR 2 WEEKS WITH THE SHINGLES AND HER VEHICLE IS INOPERABLE. SHE IS REQUESTING AN EXTENSION.

8-13-15 GL SPOKE WITH JOHN TRACY. HE IS OK WITH GIVING HER AN EXTRA 30 DAYS

GL 7/13/2015 ORDINA INFO

GO BY AND CHECK PROGRESS PER ALICIA BOTELLO

7-13-15 GL MET ALICIA ON SITE AND LOOKED AT PROGRES. I ADVISED HER THERE IS A FOLLOW UP SCHEDULED FOR 30 DAYS.

GL 7/7/2015 ORDINA INFO

F/U TO INITIAL NOTICE

7/2 ALICIA BOTELLO CALLED FOR GLENN-WROTE UP MESSAGE-SHE WANTED US TO KNOW SHE CALLED ABOUT ORV SD

7-7-15 GL SPOKE WITH ALICIA WHO SAID SHE WILL START THE REPAIRS BUT NEEDS SOME TIME. I AGREED TO GIVE 30 DAYS AS LONG AS SHE IS MAKING PROGRESS.

7-7-15 RECEIVED LETTER FROM OWNER VIA ALBION STATING ALICIA BOTELLO CAN REPRESENT OWNER IN ALL MATTERS KM

GL 6/24/2015 ORDINA PEND

SEE NOTES FROM 6-23-15

PE RIR:

EXTERIOR OF THE STRUCTURE IS IN DISREPAIR

PAINT IS FLAKING OFF

WINDOWS ARE BROKEN

SIDING IS COMING LOOSE

OVERHANGS ARE FALLING APART

STRUCTURE IS A BLIGHT TO THE CITY AND IS DANGEROUS TO PUBLIC SAFETY

MY RECOMMENDATION IS THAT THE HOME SHOULD BE DEMOLISHED

PLEASE CONTACT OUR OFFICE NO LATER THAN 7/9/15

PICTURES ON FILE

CC: JOHN TRACY

BILLABLE

F/U 7/10/15

GL 6/23/2015 ORDINA INFO

6/23/15 RECEIVED EMAIL FROM J TRACY

As per our phone conversation, I, John Tracy, Code Enforcement Officer for the City of Albion request building safety/pmc inspections under the 2009 international property maintenance code of the following addresses as soon as possible and to follow up with enforcement of the code as required.

NOTE: NEED YOUR RESULTS BEFORE YOU GO ON VACATION PER JOHN TRACY

# Cornerstone Inspection Svcs.

## Inspection Card Detail

JOB ADDRESS: AUSTIN AVE, 612  
MUNICIPALITY: ALBION CITY

APPLICANT: CITY OF ALBION  
OWNER: ATKINS BROS INC

ORDVIOLA PERMIT  
PERMIT NO: 15-013060043  
DATE ISSUED:  
WORK CLASS: ORDINANCE VIOLATION  
USE TYPE: COMMERCIAL OR INDUSTRIAL  
TAX ID#: 135101050200  
PHONE NUMBER: 5176295535

Insp Date: 10/20/2015 Time In: Time Out: Clerk: GL  
Follow Up: Requested By: glenn  
Inspector: GL Charge: n Charge No: 1  
Inspection Type: **ORV**  
Inspection Action: **INFO**  
Remarks: GO BY AND VEFRIFY COMPLIANCE

10-20-15 GL MET JOHN TRACY ON SITE AND WALKED AROUND THE BUILDING. WE HAVE DETERMINED THAT THE BUILDING IS IN GOOD ENOUGH CONDITION NOW. NO FURTHER ACTION IS NEEDED.

11-013060153 OV  
GL 9/6/2011 ORDINA PEND 9/1/11 RECEIVED FAX FROM JOHN TRACY

THIS IS WRITTEN CONFIRMATION THAT ON 8/26/11 I VERBALLY REQUESTED FOR YOU TO PERFORM A BUILDING SAFETY INSPECTION OF THE EXTERIOR OF THE PREMISES AND TO FOLLOW UP WITH A WRITTEN EVALUATION/ASSESSMENT OF THE STRUCTURE FROM WHAT WOULD BE OVERSED \*\*\*\*\*FROM THE PUBLIC RIGHT-OF-WAY

NOTE: THIS EVALUATION/ASSESSMENT OF SAID ADDRESS IS FOR CITY USE ONLY AT THIS TIME

PER IR:  
ACTUAL INSPECTION DONE 8/26/11  
THE EXTERIOR OF THIS STRUCTURE IS IN POOR CONDITION  
--PAINT IS FLAKING OFF  
--ROOF IS IN POOR CONDITION  
--WINDOW BOARDED UP  
--SIDING COMING LOOSE  
--EXPOSED ELECTRICAL WIRING ON ROOF  
--FRONT ENTRANCE IN POOR CONDITION  
--CHIMNEY IN NEED OF REPAIR

I WOULD EXPECT THE INTERIOR OF THE STRUCTURE IS IN POOR CONDITION ALSO DUE TO THE CONDITION OF THE EXTERIOR  
NO INTERIOR INSPECTION AT THIS TIME  
COSE OF RENOVATION WOULD MOST LIKELY EXCEED THE VALUE OF THE STRUCTURE  
FILE ONLY  
PICTURES ON FILE  
CC: JOHN TRACY  
BILLABLE

13-013060095 OV

JOB ADDRESS: AUSTIN AVE. 612

GL 10/3/2013 ORDINA INFO

9/30/13 RECEIVED EMAIL FROM JOHN TRACY  
DUE TO PAST OBSERVATION OF STRUCTURES IN DISREPAIR LOCATED IN THE 600  
BLOCK OF AUSTINB AVE AND AT THE REQUEST OF THE CITY OF ALBION PLEASE  
PERFORM A BUILDING SAFETY INSPECTION AS SOON AS POSSIBLE OF THE  
PREMISES LISTED BELOW AND TO FOLLOW UP WITH ENFORCEMENT.

NOTE:

-- IF FOLLOW UP INSPECTIONS, BUILDING INSPECTION/PERMITS AND/OR TRADE  
INSPECTIONS/PERMITS ARE REQUIRED, THEY ARE TO OBTAINED AND PAID FOR  
THE BY PROPERTY OWNER.  
-- REFUSE LOCAT4D ON EXTERIOR OF PREMISES AND/OR GRAFFITI ON  
STRUCTURES WILL BE CITED BY THE CITY  
--NO CURRENT RECORDS OF CITY WARTER USE AT SAID ADDRESSES  
--IT IS 'BELIEVED' SEMCO ENERGY RETIRED NATURAL GAS SERVICE TO THE  
MAJORITY OF THESE PREMISES SEVERAL YEARS AGO DUE TO NON USE OVER A  
TWO YEAR PERIOD OF TIME

8-8-14 INSPECTION NEVER DONE - SEE NOTES UNDER 2014 O.V.

14-013060070 OV

GL 8/8/2014 ORDINA PEND

SEE NOTES FROM 8-6-14

PER IR:  
EXTERIOR OF THE STRUCTURE IS IN EXTREME DISREPAIR  
SIDING IS COMING LOOSE  
WINDOWS ARE BOARDED UP  
ROOF IS IN POOR CONDITION  
PAINT IS FLAKING OFF  
UNSAFE ELECTRICAL WIRING ON ROOF  
FRONT ENTRANCE IS IN POOR CONDITION  
MY RECOMMENDATION IS THAT STRUCTURE BE DEMOLISHED  
FILE ONLY FOR CITY USE-DO NOT SEND TO OWNER  
CC: JOHN TRACY  
BILLABLE  
PICTURES ON FILE

GL 8/6/2014 ORDINA INFO

8/6/14 RECEIVED EMAIL FROM JOHN TRACY

I, John Tracy, Code Enforcement Officer for the City of Albion, request follow up Building  
Safety/PMC Inspections under the 2009 International Property Maintenance Code, of the  
following list of addresses. At this time follow up reports are for City of Albion use only.

- 608 Austin Avenue P.N.: 51-001-729-00  
- 610 Austin Avenue P.N.: 51-010-501-03  
- 612 Austin Avenue P.N.: 51-010-502-00  
- 614 Austin Avenue P.N.: 51-010-503-00  
- 618 Austin Avenue P.N.: 51-010-504-00

If you have any questions or need additional information, please do not hesitate to contact  
me.

NOTE FROM OFFICE: THERE IS ANOTHER ORV OUT THERE FORM 2013 STILL ON  
SCHD STATUS

15-013060043 OV

GL 10/20/2015 ORDINA INFO

GO BY AND VEFRIFY COMPLIANCE

10-20-15 GL MET JOHN TRACY ON SITE AND WALKED AROUND THE BUILDING. WE  
HAVE DETERMINED THAT THE BUILDING IS IN GOOD ENOUGH CONDITION NOW.  
NO FURTHER ACTION IS NEEDED.

GL 9/16/2015 SPECIAL INFO

MEET ON SITE WITH OWNERS AND JOHN TRACY AT 1:30 PM

8/10/15 - THIS HAS BEEN RESCHEDULED BY A CALL FROM WILL ATKINS. HE  
CALLED FROM 517-740-5499. HE CALLED ON 8/10. THE MEETING WAS ORIGINALLY  
SCHEDULED FOR TUES.8/11 AND WAS MOVED TO TUES. 8/18/15. - KL

8-18-15 MET ON SITE WITH OWNERS AND JOHN TRACY - DISCUSSED THE REPAIRS  
NEEDED AND AGREED TO GIVE 30 DAYS TO DO WORK

9-16-15 GL WENT BY THE SITE. THEY ARE PAINTING THE BUILDING AND MAKING  
GOOD PROGRESS - F/U 30 DAYS

GL 8/18/2015 ORDINA COND

PER IR:  
MET ON SITE WITH JOHN TRACY AND OWNERS OF THE PROPERTY-DISCUSSED  
THE REPAIRS NEEDED AND AGREED TO GIVE 30 DAYS TO MAKE THE REPAIRS  
PICTURES ON FILE  
CC: JOHN TRACY  
BILLABLE

JOB ADDRESS: AUSTIN AVE. 612

GL	7/30/2015	ORDINA	INFO	<p>RECEIVED EMAIL FROM JOHN TRACY</p> <p>Will Atkins and Lewis Atkins who are the property owners of 612 Austin Avenue (Atkins Bros., Inc.) were into see me on Thursday July 30, 2015 regarding CIS Insp. Report for said address. Both Atkins brothers had questions as to validity of said report. I, John Tracy, Code Enforcement Officer for the City of Albion request for you to meet with Will and Lewis Atkins and myself at said site for a consultation reference said report and PM Code.</p> <p>Please note:</p> <ul style="list-style-type: none"> <li>· Request for meeting at said site to occur during the week of August 10th, Lewis Atkins will be out of town all of next week.</li> <li>· Please contact Will Atkins within the next couple of days to set time and date that will work for you and both Atkins brothers.</li> <li>· Will Atkins phone number for contact is: 517-740-5499.</li> <li>· LARA Corp. Entity Details 07-30-15, Atkins Bros. Inc., Resident Agent: Lewis Atkins. Status: automatic dissolution Date: 7-15-2006.</li> <li>· Please advise me of time and date as soon as this has been set, I will be attending site consultation.</li> </ul> <p>Respectfully John Tracy</p>
GL	7/22/2015	ENFORC	PEND	<p>F/U TO FINAL NOTICE</p> <p>PER IR: NO RESPONSE TO NOTICES SENT THIS IS BEING REFERRED BACK TO THE CITY FOR FURTHER ACTION CC: JOHN TRACY NOT BILLABLE</p>
GL	7/9/2015	ORDINA	PEND	<p>F/U TO INITIAL ORV NOTICE</p> <p>PER IR: VIOLATIONS STILL EXIST ON SITE FINAL NOTICE FAILURE TO CONTACT OUR OFFICE WILL RESULT IN FURTHER ACTION BY THE CITY PLEASE CONTACT OUR OFFICE NO LATER THAN 7-21-2015 CC: JOHN TRACY F/U 7-22-15 NOT BILLABLE</p>
GL	6/24/2015	ORDINA	PEND	<p>SEE NOTES FROM 6-23-15</p> <p>PER IR: EXTERIOR OF THE STRUCTURE IS IN DISREPAIR PAINT IS FLAKING OFF WINDOWS ARE BROKEN SIDING IS COMING LOOSE OVERHANGS ARE FALLING APART ROOF IS IN POOR CONDITION FRONT ENTRANCE IS IN POOR CONDITION CHIMNEY IS IN NEED OF REPAIR STRUCTURE IS A BLIGHT TO THE CITY AND IS DANGEROUS TO PUBLIC SAFETY MY RECOMMENDATION IS THAT THE HOME SHOULD BE DEMOLISHED PLEASE CONTACT OUR OFFICE NO LATER THAN 7/9/15 PICTURES ON FILE CC: JOHN TRACY BILLABLE F/U 7/10/15</p>
GL	6/23/2015	ORDINA	INFO	<p>6/23/15 RECEIVED EMAIL FROM J TRACY</p> <p>As per our phone conversation, I, John Tracy, Code Enforcement Officer for the City of Albion request building safety/pmc inspections under the 2009 international property maintenance code of the following addresses as soon as possible and to follow up with enforcement of the code as required.</p> <p>NOTE: NEED YOUR RESULTS BEFORE YOU GO ON VACATION PER JOHN TRACY</p>

# Cornerstone Inspection Svcs.

## Inspection Card Detail

JOB ADDRESS: AUSTIN AVE, 614  
MUNICIPALITY: ALBION CITY

APPLICANT: CITY OF ALBION  
OWNER: CRAIG, JOSEPH

ORDVIOLA PERMIT  
PERMIT NO: 14-013060071  
DATE ISSUED:  
WORK CLASS: ORDINANCE VIOLATION  
USE TYPE: COMMERCIAL OR INDUSTRIAL  
TAX ID#: 135101050300  
PHONE NUMBER: 5176295535

Insp Date: 8/ 8/2014 Time In: Time Out: Clerk: GL  
Follow Up: Requested By: JOHN  
Inspector: GL Charge: Y Charge No: 1  
Inspection Type: **ORV**  
Inspection Action: **PEND**  
Remarks: SEE NOTES FROM 8-6-14

PER IR:  
CONSTRUCTION WORK ON REAR OF THE BUILDING IS INCOMPLETE  
FRONT POIRCH CONSTRUCTION IS NOT COMPLETED (RAILINGS)  
ROOF IS IN NEED OF REPLACEMENT  
CHIMNEY IS IN NEED OF REPAIR (TUCKPOINTING)  
NO UTILITIES TO THE BUILDNIG  
MY RECOMMENDATION IS THAT STRUCTURE BE DEMOLISHED  
FILE ONLY FOR CITY USE-DO NOT SEND TO OWNER  
BILLABLE  
CC: JOHN TRACY  
PICTURES ON FILE

11-013060154 OV  
GL 9/6/2011

ORDINA PEND

RECEIVED FAX FROM JOHN TRACY 9/1/11

THIS IS WRITTEN CONFIRMATION THAT ON 8/26/11 I VERBALLY REQUESETED FOR YOU TO PERFORM A BUILDING AFTEY INSPECTION OF THE EXTERIOR OF THE PREMISES AND TO FOLLOW UP WITH A WRITTEN EVALUTATION/ASSESSMENT OF THE STRUCTURE FROM WHAT COULD BE OBSERVED \*\*\*FROM THE PUBLIC RIGHT-OF-WAY

NOTE: THIS EVALUATION/ASSESSMENT OF SAID ADDRESS IS FOR CITY USE ONLY AT THIS TIME

PER IR:  
ACTUAL INSPECTION DONE 8/26/11  
THIS STRUCTURE IS IN FAIR CONDITION  
--THERE HAS BEEN CONSTRUCTION WORK DONE TO THE FRONT PORCH THAT HAS NOT BEEN FINISHED  
--CHIMNEY NEEDS REPAIR  
CONDITION OF THE INTERIOR IS NOT KNOWN AT THIS TIME-NO INTERIOR INSPECTION DONE  
FILE ONLY  
PICTURES ON FILE  
CC: JOHN TRACY  
BILLALBE

13-013060094 OV

JOB ADDRESS: AUSTIN AVE. 614

GL 10/3/2013 ORDINA INFO

9/30/13 RECEIVED EMAIL FROM JOHN TRACY  
DUE TO PAST OBSERVATION OF STRUCTURES IN DISREPAIR LOCATED IN THE 600  
BLOCK OF AUSTIN AVE AND AT THE REQUEST OF THE CITY OF ALBION PLEASE  
PERFORM A BUILDING SAFETY INSPECTION AS SOON AS POSSIBLE OF THE  
PREMISES LISTED BELOW AND TO FOLLOW UP WITH ENFORCEMENT.

NOTE:

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INSPECTIONS/PERMITS ARE REQUIRED, THEY ARE TO OBTAINED AND PAID FOR  
THE BY PROPERTY OWNER.  
-- REFUSE LOCATED ON EXTERIOR OF PREMISES AND/OR GRAFFITI ON  
STRUCTURES WILL BE CITED BY THE CITY  
--NO CURRENT RECORDS OF CITY WATER USE AT SAID ADDRESSES  
--IT IS 'BELIEVED' SEMCO ENERGY RETIRED NATURAL GAS SERVICE TO THE  
MAJORITY OF THESE PREMISES SEVERAL YEARS AGO DUE TO NON USE OVER A  
TWO YEAR PERIOD OF TIME

8-8-14 INSPECTION NEVER DONE - SEE NOTES UNDER 2014 O.V.

14-013060071 OV

GL 8/8/2014 ORDINA PEND

SEE NOTES FROM 8-6-14

PER IR:  
CONSTRUCTION WORK ON REAR OF THE BUILDING IS INCOMPLETE  
FRONT PORCH CONSTRUCTION IS NOT COMPLETED (RAILINGS)  
ROOF IS IN NEED OF REPLACEMENT  
CHIMNEY IS IN NEED OF REPAIR (TUCKPOINTING)  
NO UTILITIES TO THE BUILDING  
MY RECOMMENDATION IS THAT STRUCTURE BE DEMOLISHED  
FILE ONLY FOR CITY USE-DO NOT SEND TO OWNER  
BILLABLE  
CC: JOHN TRACY  
PICTURES ON FILE

GL 8/6/2014 ORDINA INFO

8/6/14 RECEIVED EMAIL FROM JOHN TRACY  
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- 614 Austin Avenue P.N.: 51-010-503-00  
- 618 Austin Avenue P.N.: 51-010-504-00

If you have any questions or need additional information, please do not hesitate to contact  
me.

NOTE FROM OFFICE: THERE IS ANOTHER ORV FROM 2013 STILL ON SCHED STATUS

# Cornerstone Inspection Svcs.

## Inspection Card Detail

JOB ADDRESS: AUSTIN AVE, 618  
MUNICIPALITY: ALBION CITY

APPLICANT: CITY OF ALBION  
OWNER: GAMBLE, MARY LEE

ORDVIOLA PERMIT  
PERMIT NO: 14-013060072  
DATE ISSUED:  
WORK CLASS: ORDINANCE VIOLATION  
USE TYPE: COMMERCIAL OR INDUSTRIAL  
TAX ID#: 135101050400  
PHONE NUMBER: 5176295535

Insp Date: 8/ 8/2014 Time In: Time Out: Clerk: GL  
Follow Up: Requested By: JOHN  
Inspector: GL Charge: Y Charge No: 1  
Inspection Type: **ORV**  
Inspection Action: **PEND**  
Remarks: SEE NOTES FROM 8-6-14

PER IR:  
WINDOWS ARE BOARDED UP  
SIDING IS IN NEED OF PAINTING OR SIDING  
NO UTILITIES ARE ON  
ROOF OVER FRONT ENTRANCE IS IN NEED OF REPAIR  
MY RECOMMENDATION IS THAT STRUCTURE BE DEMOLISHED  
FILE ON LY FOR CITY USE-DO NOT SEND TO OWNER  
CC: JOHN TRACY  
BILLABLE  
PICTURES ON FILE

11-013060155 OV  
GL 9/6/2011 ORDINA PEND RECEIVED FAX FROM JOHN TRACY 9/1/11

THIS IS WRITTEN CONFIRMATION THAT ON 8/26/11 I VERBALLY REQUESTED FOR YOU TO PERFORM A BUILDING SAFETY INSPECTION OF THE EXTERIOR OF THE PREMISES AND TO FOLLOW UP WITH A WRITTEN EVALUATION/ASSESSMENT OF THE STRUCTURE FROM WHAT COULD BE OBSERVED \*\*\*FROM THE PUBLIC-RIGHT-OF-WAY

NOTE: THIS EVALUATION/ASSESSMENT OF SAID ADDRESS IS FOR CITY USE ONLY AT THIS TIME.

PER IR:  
ACTUAL INSPECTION DONE 8/26/11  
THE CONDITION OF THIS STRUCTURE IS FAIR  
--WINDOWS ARE BOARDED UP  
--PAINT IS FLAKING OFF  
--ROOF OVER FRONT ENTRANCE IS IN NEED OF REPAIR  
CONDITION OF INTERIOR IS UNKNOWN  
NO INSPECTION ON INTERIOR AT THIS TIME  
FILE ONLY  
PICTURES ON FILE  
CC: JOHN TRACY  
BILLABLE

13-013060093 OV

JOB ADDRESS: AUSTIN AVE. 618

GL 10/3/2013 ORDINA INFO

9/30/13 RECEIVED EMAIL FROM JOHN TRACY  
DUE TO PAST OBSERVATION OF STRUCTURES IN DISREPAIR LOCATED IN THE 600  
BLOCK OF AUSTIN AVE AND AT THE REQUEST OF THE CITY OF ALBION PLEASE  
PERFORM A BUILDING SAFETY INSPECTION AS SOON AS POSSIBLE OF THE  
PREMISES LISTED BELOW AND TO FOLLOW UP WITH ENFORCEMENT.

NOTE:

-- IF FOLLOW UP INSPECTIONS, BUILDING INSPECTION/PERMITS AND/OR TRADE  
INSPECTIONS/PERMITS ARE REQUIRED, THEY ARE TO OBTAINED AND PAID FOR  
THE BY PROPERTY OWNER.  
-- REFUSE LOCATED ON EXTERIOR OF PREMISES AND/OR GRAFFITI ON  
STRUCTURES WILL BE CITED BY THE CITY  
--NO CURRENT RECORDS OF CITY WATER USE AT SAID ADDRESSES  
--IT IS 'BELIEVED' SEMCO ENERGY RETIRED NATURAL GAS SERVICE TO THE  
MAJORITY OF THESE PREMISES SEVERAL YEARS AGO DUE TO NON USE OVER A  
TWO YEAR PERIOD OF TIME

8-8-14 INSPECTION NEVER DONE - SEE NOTES UNDER 2014 O.V.

14-013060072 OV

GL 8/8/2014 ORDINA PEND

SEE NOTES FROM 8-6-14

PER IR:  
WINDOWS ARE BOARDED UP  
SIDING IS IN NEED OF PAINTING OR SIDING  
NO UTILITIES ARE ON  
ROOF OVER FRONT ENTRANCE IS IN NEED OF REPAIR  
MY RECOMMENDATION IS THAT STRUCTURE BE DEMOLISHED  
FILE ON LY FOR CITY USE-DO NOT SEND TO OWNER  
CC: JOHN TRACY  
BILLABLE  
PICTURES ON FILE

GL 8/6/2014 ORDINA INFO

8/6/14 RECEIVED EMAIL FROM JOHN TRACY

I, John Tracy, Code Enforcement Officer for the City of Albion, request follow up Building  
Safety/PMC Inspections under the 2009 International Property Maintenance Code, of the  
following list of addresses. At this time follow up reports are for City of Albion use only.

- 608 Austin Avenue P.N.: 51-001-729-00  
- 610 Austin Avenue P.N.: 51-010-501-03  
- 612 Austin Avenue P.N.: 51-010-502-00  
- 614 Austin Avenue P.N.: 51-010-503-00  
- 618 Austin Avenue P.N.: 51-010-504-00

If you have any questions or need additional information, please do not hesitate to contact  
me.

NOTE FROM OFFICE: THERE IS STILL AN ORV FROM 2013 OUT THERE ON SCHD  
STATUS

JOB ADDRESS: AUSTIN AVE. 618

# Cornerstone Inspection Svcs.

## Inspection Card Detail

JOB ADDRESS: AUSTIN AVE, 624  
MUNICIPALITY: ALBION CITY

APPLICANT: CORNERSTONE INSPECTION SVCS  
OWNER: LEGGETT, CHAPEL AME ZION

ORDVIOLA PERMIT  
PERMIT NO: 12-013060113  
DATE ISSUED:  
WORK CLASS: ORDINANCE VIOLATION  
USE TYPE: COMMERCIAL OR INDUSTRIAL  
TAX ID#: 135101050500  
PHONE NUMBER: 2697299244

Insp Date: 1/18/2013 Time In: Time Out: Clerk: KM  
Follow Up: Requested By: GL  
Inspector: GL Charge: N Charge No: 1  
Inspection Type: **ORV**  
Inspection Action: **INFO**  
Remarks: F/U TO SEE IF DEMOLITION PERMIT OBTAINED

1-18-13 CITY HAD THIS STRUCTURE DEMOLISHED DUE TO AN UNSAFE  
CONDITION. I AM NOT GOING TO PURSUE ANY FURTHER.

11-013060156 OV

ADM 2/6/2012 ORDINA INFO

2/6/12 RECEIVED FAX FROM ALBION "NOTICE-ORDER TO ABATE" STATING:  
AN OBSERVATION WAS MADE OF BROKEN AND MISSING GLASS/GLAZING IN  
WINDOWS, OPEN UNSECURED WINDOWS AND OPEN UNSECURED DOORS ON THE  
STRUCUTURE LOCACATED AT 624 AUSTIN AVE.  
THIS STRUCTUREE HAS BEEN FOUND VACANT, OPEN AND EXPOSED TO THE  
ELEMENTS, UNSAFE, ACCESSIBLE TO ENTRANCE BY TRESPASSERS, AN  
ATTRACTIVE NUISANCE TO CHILDREN WHO MIGHT PLAY THERIN OR AS TO  
AFFORD A HARBOR FOR DISORDERLY PERSONS AND VERMIN.

GL 9/6/2011 ORDINA PEND

RECEIVED FAX FROM JOHN TRACY 9/1/11

THIS IS WRITTEN CONFIRMATION THAT ON 8/26/11 I VERBALLY REQUESTED FOR  
YOU TO PERFORM A BUILDING SAFETY INSPECTION OF THE EXTERIOR OF THE  
PREMISES AND TO FOLLOW UP WITH A WRITTEN EVALUATION/ASSESSMENT OF  
THE STRUCTURE FROM WHAT COULBE OBSERVED FROM \*\*\*\*THE PUBLIC RIGHT-  
OF-WAY

NOTE: THIS EVALUATION/ASSESSMENT OF SAID ADDRESS IF FOR CITY USE ONLY  
AT THIS TIME

PER IR:

ACTUAL INSPECTION DONE 8/26/11  
THIS STRUCTURE IS IN POOR CONDITION

--UTILITIES HAVE BEEN DISCONNECTED  
--PAINT IS FLAKING OFF--SIDING AND DOOR IS ROTTING AWAY  
--WINDOWS BOARDED UP  
--OPEN TO CASUAL ENTRY

I WOULD EXPECT THE INTERIOR TO BE IN POOR CONDITION ALSO BASED UPON  
THE EXTERIOR CONDITION. NO INTERIOR INSPECTION DONE AT THIS TIME  
COST OF RENOVATION WOULD MOST LIKELY EXCEED THE VALUE OF THE  
STRUCTURE

FILE ONLY  
PICTURES ON FILE  
CC: JOHN TRACY  
BILLABLE

12-013060113 OV

JOB ADDRESS: AUSTIN AVE. 624

GL	1/18/2013	ORDINA	INFO	F/U TO SEE IF DEMOLITION PERMIT OBTAINED
				1-18-13 CITY HAD THIS STRUCTURE DEMOLISHED DUE TO AN UNSAFE CONDITION. I AM NOT GOING TO PURSUE ANY FURTHER.
GL	12/4/2012	ORDINA	INFO	RECEIVED EMAIL FROM JOHN TRACY
				On 12-04-12 the roof and a side wall collapsed on a commercial structure located at 624 Austin Avenue. Due to the imminent danger posed by an unstable wall on the opposite side of the structure abutting the public right-of-way and street, Albion Department of Public Safety Chief S. Kipp declared an emergency order to have the structure immediately demolished.

INFORMATION  
ONLY

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

ROBERT TAYLOR, Mayor, City of Roseville;  
DOUGLAS R. ALEXANDER, City Manager,  
City of Algonac; MATTHEW BIERLEIN,  
County Commissioner, Tuscola County;  
DONALD LYONS, Mayor, City of Dowagiac;  
TODD R. ROBINSON, Superintendent, New  
Haven Community Schools; RUSSELL  
PICKELL, Superintendent, Riverview  
Community Schools; KELLY COFFIN,  
Superintendent, Tecumseh Public Schools;  
KIMBERLY AMSTUTZ-WILD, School Board  
President, Tecumseh Public Schools; KEITH  
WUNDERLICH, Superintendent, Waterford  
School District; ROBERT SEETERLIN, School  
Board President, Waterford School District;  
MICHELLE IMBRUNONE, Superintendent,  
Goodrich Area Schools; DAVID P. PRAY,  
Superintendent, Clinton Community Schools;  
PATRICIA MURPHY-ALDERMAN,  
Superintendent, Bryon Area Schools; AMY  
LAWRENCE, School Board President, Byron  
Area Schools; ROBERT D. LIVERNOIS,  
Superintendent, Warren Consolidated School  
District; YVONNE CAAMAL CANUL,  
Superintendent, Lansing School District; in their  
individual and official capacities; and STEPHEN  
PURCHASE, in his individual capacity,

Plaintiffs,

v

RUTH JOHNSON, in her official capacity as  
Secretary of the State of Michigan; and the  
STATE OF MICHIGAN,

Defendants. \_\_\_\_\_ /

Case no. 16-10256

HON. JOHN CORBETT  
O'MEARA

MAG. R. STEVEN  
WHALEN

**CONSENT JUDGMENT**

## CONSENT JUDGMENT

1. On February 5, 2016, after a hearing, this Court issued an Order Granting Preliminary Injunction based on the fact that §57(3) of the Michigan Campaign Finance Act is unconstitutionally vague. This order has been complied with. As a result of that order, the parties agree to these terms.

2. A final judgment and permanent injunction is hereby entered against Defendant Ruth Johnson, in her official capacity as Secretary of State.

3. In its Order, the Court held that Plaintiffs have demonstrated a strong likelihood of success on the merits of their claim that Subsection 57(3) of the Michigan Campaign Finance Act, Mich. Comp. Laws 169.257(3) as enacted in P.A. 269 of 2015, is unconstitutionally vague and thus void.

4. Based on the Court's Order, Defendant Secretary of State is permanently enjoined from enforcing Mich. Comp. Laws 169.257 (3) as enacted in P.A. 269 of 2015, specifically:

(3) Except for an election official in the performance of his or her duties under the Michigan election law, 1954 PA 116, MCL 168.1 to 168.992, a public body, or a person acting for a public body, shall not, during the period 60 days before an election in which a local ballot question appears on a ballot, use public funds or resources for a communication by means of radio, television, mass mailing, or prerecorded telephone message if that communication references a local ballot question and is targeted to the relevant electorate where the local ballot question appears on the ballot.

5. Pursuant to Fed. R. Civ. P. 65(d)(2), this injunction is binding on the Defendant, her officers, agents, servants, employees, attorneys, and other persons who are in active concert or participation with them. This does not preclude a future amendment to Michigan's Campaign Finance Act.

6. Pursuant to Fed. R. Civ. P. 41(a)(2), Plaintiff's claim against Defendants is dismissed with prejudice and without cost or fees.

7. This is a final judgment that resolves all pending claims and closes the case.

SO ORDERED.

Date: April 28, 2016

s/John Corbett O'Meara  
United States District Judge

Approved for entry:

s/Scott R. Eldridge (w/consent)  
Scott R. Eldridge (P66452)  
Michael J. Hodge (P25146)  
Attorneys for Plaintiffs  
One Michigan Avenue  
Lansing, Michigan 48933

Erik A. Grill  
Erik A. Grill (P64713)  
Denise C. Barton (P41535)  
Joseph Y. Ho (P77390)  
Assistant Attorneys General  
Attorneys for Defendants  
P.O. Box 30736  
Lansing, Michigan 48909  
517.373.6434



# Calhoun County Treasurer

*"Building A Better County Through Responsive Leadership"*

315 W. Green St.  
Marshall, MI 49068  
Office (269) 781-0807  
Fax (269) 781-0800

CHRISTINE SCHAUER  
Treasurer  
cschauer@calhouncountymi.gov

March 31, 2016

Sheryl Mitchell  
Albion City Hall  
112 West Cass Street  
Albion, MI 49224

RE: Calhoun County Homeowner Rehabilitation and Emergency Home Repair Program

Dear Sheryl;

The office of Calhoun County Treasurer, in partnership with the Michigan State Housing Development Authority and U.S. Department of Housing and Urban Development (HUD), has been awarded funding from the Community Development Block Grant (CDBG). Enclosed is a copy of the Notice of Intent to Request Release of Funds; we are informing you as part of the environmental review record regulations 24 CFR 43 and Part 58.

The funding will support the Calhoun County Homeowner Rehabilitation and Emergency Home Repair Program to assist income qualified, owner-occupied homeowners with minor rehab projects up to \$35,000 and emergency home repairs up to \$5,000. The targeted areas for projects are the City of Albion, Pennfield Township and Brownlee Park CDP in Emmett Township, however, county-wide assistance is also available.

We look forward to assisting the citizens of Calhoun County. If you have any questions please call 269-781-0744, our staff will be happy to help you and your residents.

Sincerely,

Christine Schauer  
Calhoun County Treasurer



## American Legion & Auxiliary

Patrick Leo Hanlon Post # 55  
1230 Edwards Street  
Albion, Michigan 49224  
517-629-9300  
americanlegion55@att.net



April 22, 2016

Sheryl L. Mitchell  
City Manager  
112 W Cass  
Albion, Michigan 49224

Good Morning Sheryl,

As in years past, the American Legion and Auxiliary are requesting permission to distribute Poppies for donations throughout the Albion area from May 19 - May 21 (Thursday, Friday & Saturday, 2016.

Various businesses, in previous years, have been cooperative in allowing us to stand near their establishments and ask patrons for donations to be used to help our veterans. The monies collected are used for the exclusive purpose of the veterans. The members from the American Legion and Auxiliary act as volunteers, so are not paid for their services. These service organizations have invited the veterans to Albion for dinners and picnics, games and other worthwhile entertainment. We continue to send large contributions to the V A Hospital in Battle Creek at Christmas time, to help that institution provide a nice Christmas for each veteran. Our Service Officer continues to meet with local veterans to answer a variety of questions they may have and/or guide them towards assistance that they may need. It is our desire to continue to provide these services..

Please contact Patricia Sleeper, President of American Legion Auxiliary Post/Unit 55 at 517-630-0089 to confirm your approval of our request. Please leave a message if no one answers the phone.

Thank you for your quick response.

Sincerely,

  
\_\_\_\_\_  
Patricia Lee Sleeper, President  
517-630-0089

  
\_\_\_\_\_  
Thomas Gladney, Commander  
517-629-5389

Approved  
Sheryl Mitchell  
4-25-16



# American Legion

PATRICK LEO HANLON POST NO. 55  
1230 EDWARDS STREET  
ALBION, MICHIGAN 49224

City Manager, Sheryl Mitchell  
113 W. Cass Street  
Albion MI 49224

04/19/2016

Dear Sheryl,

Once again we are coming up on the time for the Memorial Day observance, and the Parade Committee would like to have premission from the city to hold the parade on Monday May 30, 2016. As usual the assembly will be at 9:30 AM at the 100 block of East Erie St., with the parade starting at 10:00 AM turning left (south) on Superior St. to the south side of the Kalamazoo River bridge where we will pause for a brief ceremony to honor Navy veterans. We will then proceed to the Memorial Platform at Riverside Cemetery for the rest of the program. Thank you.

Respectfully,

Jim Bommarito, Parade Committee  
10680 29 Mile Road Albion MI 49224  
Phone 517-629-9771

*Approved  
Sheryl Mitchell  
4.25.16*

2015 RESIDENTIAL DISTRIBUTION -- Calhoun County Senior Millage

CLIENT RESIDENTIAL DISTRIBUTION -- FY 2015 SERVICES

Updated 03.17.16

CONTRACTOR	PROGRAM/SERVICE	TOWNSHIP																				TOTALS			
		Albion	Albion Twp	Athens Twp	Battle Creek	Bedford Twp	Burlington Twp	Clarence Twp	Clarendon Twp	Convis Twp	Eckford Twp	Emmett Twp	Fredonia Twp	Homer Twp	Lee Twp	Leroy Twp	Marengo Twp	Marshall	Marshall Twp	Newton Twp	Pennfield Twp		Sheridan Twp	Springfield	Tekonsha Twp
Rgn 38-AAA	Benefits Counseling	220	4	11	417	54	9	34	7	4	7	74	13	63	11	22	25	145	3	18	32	38	21	10	1242
		37	6	0	106	13	2	0	0	2	0	9	1	5	0	3	2	24	5	2	7	2	1	0	227
	Community Care Opt	24	11	5	191	17	4	1	0	2	1	10	3	6	3	5	4	43	4	5	17	7	8	0	371
		PERS	220	4	11	417	54	9	34	7	4	7	74	13	63	11	22	25	145	3	18	32	38	21	10
	Meals-HDM & Meals-Cong	44	0	0	120	35	9	3	2	4	0	37	3	3	0	0	1	7	0	3	16	5	23	2	317
		Home Heating Assistance	3	0	0	23	7	1	0	0	0	2	0	0	0	0	0	3	0	0	1	1	1	1	0
	Minor Home Repair	41	5	19	397	25	4	0	2	1	1	29	1	5	0	3	16	3	4	20	5	40	8	632	
		Senior Transport (2014data)	8	0	0	32	1	0	0	0	0	0	0	0	1	0	1	0	1	0	0	1	1	1	0
	Conn Healthcare Connections	Health Assist Fund	12	0	0	37	0	1	0	0	0	0	0	0	0	0	0	4	0	0	0	0	0	0	54
		Rx Drug Access Prog	20	0	1	44	6	0	0	0	0	1	0	1	0	0	0	1	0	0	0	5	0	8	87
Senior Rx Vouchers	Senior Ctr Support	249	27	0	0	0	0	30	1	0	2	0	1	17	1	0	9	12	0	0	0	58	0	407	
	Fountain Clinic	4	0	1	0	0	2	2	0	1	0	2	0	2	2	0	3	9	0	0	0	0	0	28	
Dental Services	Rx Vouchers	14	0	0	29	0	0	0	11	2	0	4	8	1	0	0	26	0	0	10	1	0	0	106	
	Dental Services	54	0	1	35	6	4	5	2	6	4	8	1	12	0	3	6	50	5	2	2	9	8	225	
Dental Services UWay	Dental Services	5	0	0	59	13	1	1	0	0	1	9	12	0	3	6	50	14	5	2	2	9	8	202	
	Dental Services	3	2	4	54	10	0	0	0	0	8	7	0	3	0	0	0	1	0	6	2	1	2	103	
Grace Health	Guardianship	4	0	0	74	0	1	0	0	0	0	0	1	0	0	1	0	0	0	0	0	2	2	85	
	Money Management	3	0	0	18	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	2	23	
Hands On BC	2-1-1 I & R	150	8	6	1,735	103	14	2	10	2	1	89	1	15	0	7	0	50	9	10	25	35	78	5	2355
	Hearing Services	5	2	0	20	1	1	2	0	1	0	0	2	3	0	3	2	2	0	1	2	2	0	0	49
Health Dept, Calhoun Co Public	Vision Services	25	6	2	68	1	0	0	3	1	2	2	2	1	0	1	3	5	0	2	4	1	0	128	
	Legal Services of SCM	7	0	0	115	7	0	0	0	0	0	16	0	0	0	1	0	11	1	0	4	0	4	0	166
MEBurch Adult Day Care	Adult Day Services	1	1	0	5	2	1	0	0	0	2	0	0	0	0	0	1	0	0	4	1	0	1	19	
	Whole Person Well	31	2	37	238	1	4	11	1	0	2	1	18	0	3	0	21	5	22	0	0	3	9	409	
Senior Services, Inc.	Chore Services	8	2	0	34	7	0	0	1	0	9	0	1	0	1	0	2	0	1	1	1	1	0	71	
	sub-totals	1,192	80	98	4,268	363	67	125	46	31	25	383	65	225	35	81	133	594	44	90	193	216	229	54	8,637

N/A

# ALBION HISTORICAL SOCIETY

GARDNER HOUSE MUSEUM  
509 S. SUPERIOR STREET

TELEPHONE: (517) 629-5100  
ALBION, MICHIGAN 49224

April 8th, 2016

CITY OF ALBION  
SHERYL MITCHELL  
112 W. CASS ST  
ALBION, MI 49224

Dear SHERYL MITCHELL,

The Albion Historical Society is once again holding its Annual Gardner House Museum Open golf outing at Tomac Wood Golf course 14827 26 ½ Mile Road, Albion MI on June 18th, 2016 at 9:00 a.m.

The Albion Historical Society works to preserve and display the heritage of the Albion area. It owns and operates the Gardner House Museum, 509 South Superior St in Albion. The Society cares for thousands of artifacts, displays exhibits, and educates the public about local history.

The Gardner House Museum is a Victorian home built in 1876 by Albion pioneer Augustus Gardner. This building houses all of the Historical Society archives as well as being an active local museum open to the public free of charge.

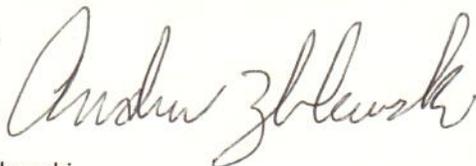
The upkeep of this building is a never ending process. This golf outing is our major fundraiser each year and we are asking for your help.

Hole sponsorships are available for the low price of \$25.00 per hole. A sign with your business proudly displayed will be at the golf course the day of the outing as well as printed in the program. Donations of prizes are also needed. (ex: Hats, Shirts, gift certificates, etc.) These will be given as prizes to the golfers. The cost for golfing in this event is \$50.00 per person and is a four person scramble format. This cost includes 18 holes of golf, door prizes, prizes for first and second place, games during the day and lunch.

Checks can be made to: Albion Historical Society, 509 S. Superior St. Albion, MI 49224. If you have any questions, please feel free to contact me at 517-629-9974.

I hope that you can help us preserve Albion's history for future generations.

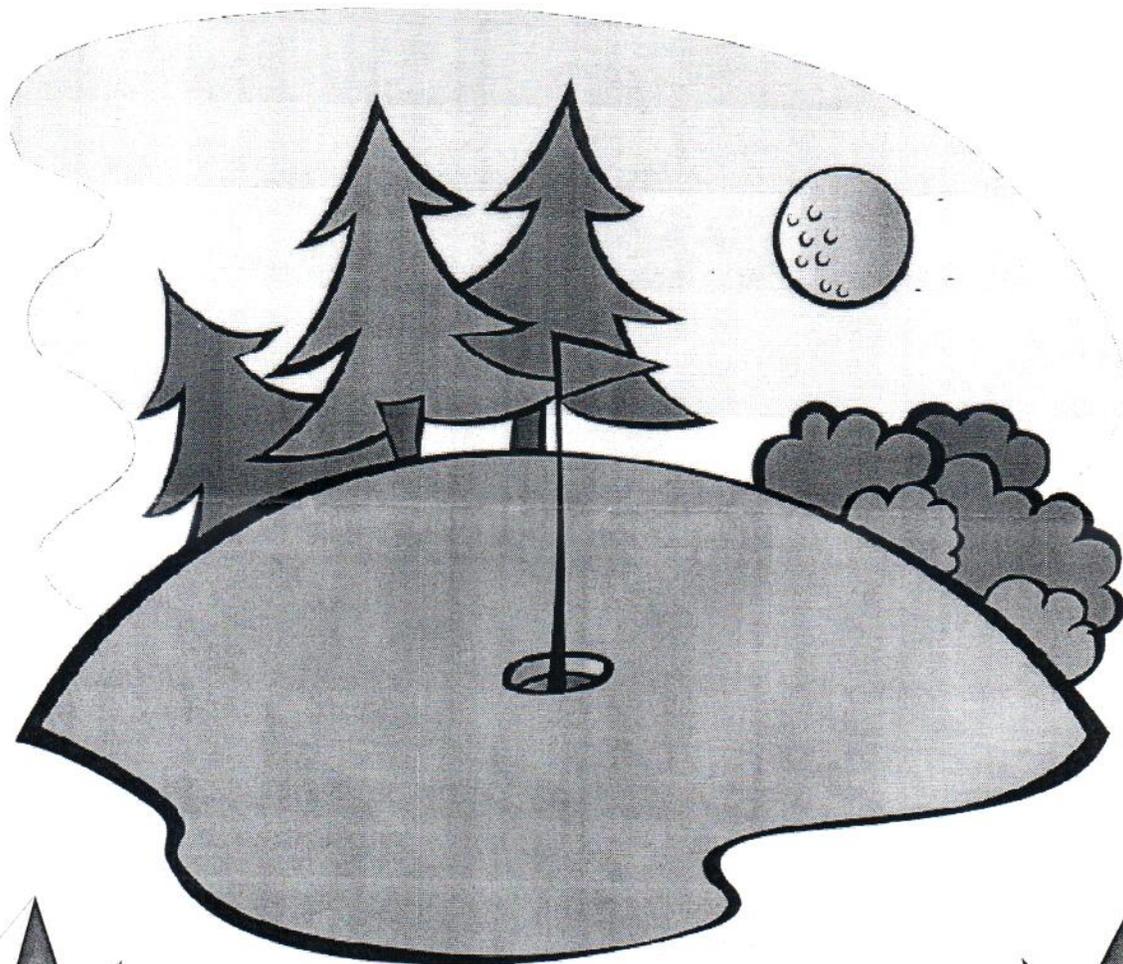
Thank you,



Andrew Zblewski  
Albion Historical Society

The Albion Historical Society is a non-profit organization and all donations are tax deductible.

# 2016 GARDNER HOUSE MUSEUM OPEN



1<sup>ST</sup> and 2<sup>ND</sup>  
place prizes!!

GAMES ALL DAY  
LONG!!

50/50 DRAWING

WHEN: JUNE 18<sup>TH</sup>, 2016

WHERE: TOMAC GOLF COURSE  
14827 26 ½ MILE ROAD  
ALBION, MI 49224

TIME: 9:00 A.M.

COST: \$50.00 PER PERSON  
\$200.00 PER TEAM

18 HOLES OF GREAT  
GOLF!!

MANY DOOR PRIZES!!

LUNCH AFTER GOLF

BRING A TEAM OR JUST YOURSELF, WE WILL MATCH YOU UP WITH A TEAM IF NEEDED  
IF YOU NEED ANY FURTHER INFORMATION, PLEASE CALL ANDY ZBLEWSKI AT 517-629-9974  
4 PERSON SCRAMBLE FORMAT

PLEASE MAKE CHECKS PAYABLE TO : Albion Historical Society, 509 S. Superior St. Albion, MI 49224

TEAM NAME: \_\_\_\_\_

NAME: \_\_\_\_\_ NAME: \_\_\_\_\_

NAME: \_\_\_\_\_ NAME: \_\_\_\_\_

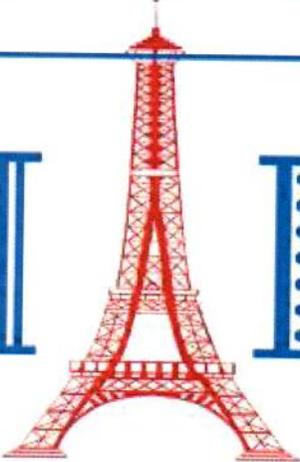


THE ALBION SISTER CITY COMMITTEE  
& THE ALBION FARMER'S MARKET

present the

FRENCH

MARKET



Stoffer Market Plaza  
Albion, Michigan

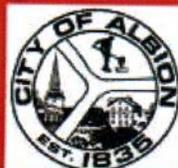
1 block east of Downtown along the river

[www.facebook.com/Albionfrenchmarket](http://www.facebook.com/Albionfrenchmarket)

Produce & Plants  
Handmade Items  
Baked Goods  
Antiques  
Books  
Live Music  
Face Painting

Saturday, May 14, 2016

11:00 a.m. — 3:00 p.m.





Reduce. Reuse.  
**Recycle!**  
*It starts with you.*

CALHOUN COUNTY, MICHIGAN

April 22, 2016

Sheryl Mitchell  
City of Albion  
112 W. Cass St.  
Albion, MI 49224

Dear Sheryl,

Your request for \$500 toward your electronics collection was reviewed by the Solid Waste Management Planning Advisory Committee at their April meeting. The committee has recommended funding your grant request in full. The Calhoun County Solid Waste Program has awarded you \$500 toward your electronics collection which will be held in collaboration with Recycling Jackson during the summer or fall of 2016. Please invoice the Solid Waste Program to receive your funds. Thank you for your interest in our mini-grant program, and we wish you luck with your project.

Sincerely,

Sarah Kelly  
Solid Waste and Recycling Coordinator  
Calhoun County Public Health Department  
190 E. Michigan Ave., Ste. A-100  
Battle Creek, MI 49014  
Telephone 269-969-6395  
Fax 269-969-6490

Churches of Albion of Michigan

April 30th 2016

7 o'clock P.M.

CALL TO PRAY

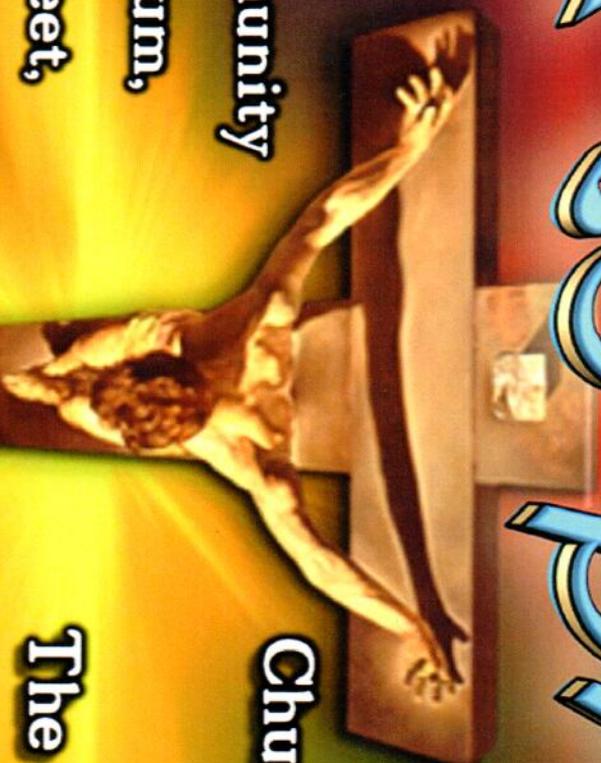
Join Us At

The Albion Community

School Auditorium,

225 Watson Street,

Albion, Michigan 49224.



Church Leaders

&

The Community

Coming Together to pray!



## 2016 FREE Summer Concert Series

Sunday's from 6:00 - 7:30 pm

Victory Park Band Shell

Albion, Michigan

July 18th: Marshall Rotary Band

July 31st: Steve King & the Dittlies (Oldies)

August 7th: Shawn Riley Band (Classic Rock)

August 14th: Brian Vander Ark (of the Verve Pipe)

August 21st: Moxie Strings (Instrumental Wizardry)

August 28th: Blackthorn (Celtic)

September 4th: Big Boss Blues (Featuring Jacob Kershaw)

September 11th: Brena Band (Cover band)

Concessions available.

In the event of rain, the concert will be moved to  
the covered pavillion in Victory Park.

## Concerts Made Possible by:

Caster Concepts

Parks Drug Store

Team 1 Plastics

Albion Community Foundation

Michigan Humanities Council