

## **CITY OF CARO REGULAR COUNCIL MINUTES**

Mayor Joe Greene called the regular meeting of the City Council to order on September 8, 2020 at 7:31 p.m. electronically via Zoom Video Communications (meeting ID: 994 7555 1138)

Present: Mayor Joe Greene, City Council: Brian Rickwalt, Alvin Zavitz, Bob Eschenbacher, Don Hall, Tisha Jones-Holubec, and Jill White

Absent: None

Others in Attendance: Matthew Lane – City Manager, Sara Savage – Clerk/Treasurer and other guests

### **AGENDA APPROVAL:**

#### **20-M-150**

**Motion by White, seconded by Eschenbacher to approve the agenda as presented with the addition of #15 City Annexation of Exchange Club Forest, Arsenic Plant and Well Land, #16 Rate Study Discussion, and correction of typographical error for #6 Special Condition Use Permit – Samson Industries under regular agenda. Roll call: Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Rickwalt – yes, White – yes, Zavitz – yes, Mayor Greene – yes. Motion carried.**

### **PUBLIC COMMENT/VISITORS:**

Written public comment submitted by Dean Rumsey regarding blight notice.

**COMMUNICATIONS:** Noted.

### **CONSENT AGENDA:**

1. Finance Committee Minutes – August 17, 2020
2. Regular Council Minutes – August 17, 2020
3. Policy Committee Minutes – August 25, 2020
4. Invoices

#### **20-M-151**

**Motion by Eschenbacher, seconded by White to approve the consent agenda including the invoices. Roll call: Hall – yes, Jones-Holubec – yes, Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – yes, Mayor Greene – yes. Motion carried.**

### **REGULAR AGENDA:** (action required)

1. Open Public Hearing – 2020 Sidewalk Replacement Special Assessment Roll  
Mayor Greene opened the public hearing on the 2020 Sidewalk Replacement Special Assessment Roll.
2. Public Comment/Council Discussion  
Brian Coltson submitted a written public comment against sidewalk replacements.

Nick Wiergowski and Shelley Morgan submitted a written public comment against sidewalk replacements.

3. Close Public Hearing

**20-M-152**

**Motion by Eschenbacher, seconded by Hall to close the public hearing on the 2020 Sidewalk Replacement Special Assessment Roll. Roll call: Jones-Holubec – yes, Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – yes, Hall – yes, Mayor Greene – yes. Motion carried.**

4. Action on Public Hearing

**20-M-153**

**Motion by Eschenbacher, seconded by Hall to approve the 2020 Sidewalk Replacement Special Assessment Roll and direct the City Treasurer to sign the warrant certifying the 2020 Special Assessment Tax Roll. Roll call: Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – yes, Hall – yes, Jones-Holubec – no, Mayor Greene – yes. Motion carried.**

5. 2020 Sidewalk Replacement Project Bids

**20-M-154**

**Motion by Hall, seconded by Eschenbacher to accept the recommendation of the City Manager to award the contract to AJ Remus & Sons Inc in the amount of \$209,505 and allow the City Manager to sign any and all documents necessary to execute the agreement, schedule the work and complete the necessary budget adjustment. Roll call: White – yes, Zavitz – yes, Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Rickwalt – yes, Mayor Greene – yes. Motion carried.**

6. Special Condition Use Permit – Samson Industries

**20-M-155**

**Motion by Hall, seconded by Zavitz to accept the recommendation of the Planning Commission and approve the site plan and special condition use permits for Samson Industries marihuana growing and processing facilities proposed at 1075 South Colling Road and direct the City Manager to issue Provisional Medical Marihuana Facility Licenses in accordance with Ordinance 475 of the City of Caro Code of Ordinances. Roll call: Zavitz – yes, Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Rickwalt – yes, White – yes, Mayor Greene – yes. Motion carried.**

7. 2020 Pavement Markings

**20-M-156**

**Motion by Hall, seconded by Jones-Holubec to accept the recommendation of the City Manager to approve the proposal from Michigan Pavement Markings LLC in the amount of \$7,679.52, allow the City Manager to sign any and all documents necessary to execute the agreement and schedule the work and complete the necessary budget adjustment. Roll call: Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Rickwalt – yes, White – yes, Zavitz – yes, Mayor Greene – yes. Motion carried.**

8. Joy Street Paving

**20-M-157**

**Motion by Hall, seconded by Rickwalt to accept the recommendation of the City Manager to approve the proposal from Pyramid Paving and Contracting in the amount of \$11,544.70, allow the City Manager to sign any and all documents necessary to execute the agreement and schedule the work and complete the necessary budget adjustment. Roll call: Hall – yes, Jones-Holubec – yes, Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – yes, Mayor Greene – yes. Motion carried.**

9. Farmers' Market Construction Engineering Services Proposal

**20-M-158**

**Motion by White, seconded by Jones-Holubec to accept the recommendation of the City Manager to approve the proposal from Rowe Professional Services in the amount of \$39,100 and to allow the City Manager to sign any and all documents necessary to execute the agreement and schedule the work. Roll call: Jones-Holubec – yes, Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – yes, Hall – yes, Mayor Greene – yes. Motion carried.**

10. Fire Department – Hurst Strong Arm Jaws Purchase

**20-M-159**

**Motion by Jones-Holubec, seconded by Rickwalt to accept the recommendation of the City Manager to purchase the Hurst Strong Arm Jaws from Apollo Fire Equipment Company in the amount of \$7,000. Roll call: Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Mayor Greene – yes. Motion carried.**

11. Council Laptop Purchase

**20-M-160**

**Motion by Jones-Holubec, seconded by Rickwalt to table the purchase of laptops for council members. Roll call: White – yes, Zavitz – yes, Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Rickwalt – yes, Mayor Greene – yes. Motion carried.**

12. Dog Park Fence Bids – Revisited

**20-M-161**

**Motion by Eschenbacher, seconded by Jones-Holubec to approve the bid from Halfway Fence Company in the amount of \$12,987.53 and allow the City Manager to sign all documents necessary to execute the agreement and schedule the work. Roll call: Zavitz – yes, Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Rickwalt – yes, White – yes, Mayor Greene – yes. Motion carried.**

13. Set Personnel Committee Meeting to review request from AFSCME

Personnel Committee meeting set for Thursday, September 10, 2020 at 5:30 p.m. in the fire hall.

14. ISD Annexation – Additional Legal Description

**20-M-162**

**Motion by Jones-Holubec, seconded by Hall to approve the Tuscola County ISD Annexation Resolution. Roll call: Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Rickwalt – yes, White – yes, Zavitz – yes, Mayor Greene – yes. Motion carried.**

15. City Annexation of Exchange Club Forest, Arsenic Plant and Well Land

**20-M-163**

**Motion by Rickwalt, seconded by Hall to pursue the annexation of the Exchange Club Forest, Arsenic Plant and well land. Roll call: Hall – yes, Jones-Holubec – no, Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – no, Mayor Greene – yes. Motion carried.**

16. Rate Study Discussion

**20-M-164**

**Motion by Eschenbacher, seconded by Hall to have a free water rate study done by Michigan Rural Water. Roll call: Jones-Holubec – yes, Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – yes, Hall – yes, Mayor Greene – yes. Motion carried.**

**CLOSED SESSION:** Discuss Personnel Evaluation – MCL 15.268 Sec. 8(a)

**20-M-165**

**Motion by Eschenbacher, seconded by Hall to enter into closed session for the purpose of discussing personnel evaluations of the Clerk/Treasurer and City Manager. Roll call: Rickwalt – yes, White – yes, Zavitz – yes, Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Mayor Greene – yes. Motion carried.**

Entered closed session at 9:03 p.m.

Returned to open session at 9:19 p.m.

**ITEMS PENDING/TABLED:** None

**COMMITTEE/LIAISON POSITION REPORTS:**

1. Parks & Recreation – minutes in the packet.
2. Policy Committee – minutes in the packet.
3. Planning Commission – minutes in the packet.
4. Zoning Board of Appeals – minutes in the packet.

**MAYOR'S REPORT:** None

**MANAGER COMMENTS:** City Manager Matthew Lane submitted a written report.

**CLERK'S REPORT:** Clerk/Treasurer Sara Savage submitted a written report.

**ADDITIONAL PUBLIC COMMENT:** None

**20-M-167**

**Moved by Eschenbacher, seconded by Jones-Holubec to adjourn the meeting at 9:26 p.m.**

**Roll call: Zavitz – yes, Eschenbacher – yes, Hall – yes, Jones-Holubec – yes, Rickwalt – yes, White – yes, Mayor Greene – yes. Motion carried.**

Sara Savage

Clerk/Treasurer