



CITY COUNCIL MEETING MINUTES

May 10, 2016

CALL TO ORDER:

The Jackson City Council met in regular session in the City Hall and was called to order at 6:30 p.m. by Mayor Bill Jors.

PLEDGE OF ALLEGIANCE - INVOCATION:

The Council joined in the Pledge of Allegiance. Invocation was given by Derek Dobies, Vice Mayor and 6th Ward City Councilmember.

ROLL CALL:

Present: Mayor Bill Jors, Councilmembers Arlene Robinson, Freddie Dancy, Daniel P. Greer, Craig Pappin, Andrew R. Frounfelker, and Derek J. Dobies.

Also present: City Manager Patrick Burtch, City Attorney Bethany Smith, City Treasurer/Clerk Andrew J. Wrozek, Jr., Deputy Police Chief Elmer Hitt, Deputy Fire Chief Dave Wooden, City Assessor David Taylor, Director of Finance Phillip Hones, City Engineer Jon Dowling, and Public Utilities Director Todd Knepper.

ADOPTION OF AGENDA:

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to adopt the Agenda with one change: Reverse the order of B and C. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, and Frounfelker, and Dobies, (6). Nays: Councilmember Pappin (1).

CITIZEN COMMENTS:

Public comment time was opened. Comments were heard and the meeting resumed.

PRESENTATIONS/PROCLAMATIONS:

***A. Economic Development Week Proclamation:**

The Mayor will proclaim May 8-14, 2016, Economic Development Week in the City of Jackson, recognizing the importance of economic development in the City of Jackson.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to accept and place on file.

Achievement and Excellent Financial Reporting:

City Manager Patrick Burtch read a letter sent to Mayor Jors from the Government Finance Officers Association, presenting a long standing award to Finance Director Phillip Hones for Achievement and Excellent Financial Reporting.

***B. Presentation - Downtown Development Master Plan Concept:**

The City Manager presented a Downtown Development Master Plan Concept.

PETITIONS & COMMUNICATION (Accept & Place on File): none.

CONSENT CALENDAR:

- A. Minutes of the Regular Meeting on April 26, 2016:**
Approve the minutes of the regular City Council meeting of April 26, 2016.
- B. Public Arts Commission Reappointment:**
Approve the Mayor's recommendation to reappoint Stacy Harrison to the Public Arts Commission for a three year term beginning May 29, 2016, and ending May 28, 2019.
- C. Zoning Board of Appeals:**
Approve the Mayor's recommendation to appoint Shawn Christie to the Zoning Board of Appeals filling a current vacancy, beginning immediately and ending December 31, 2016.
- D. Jackson Bike Rally Pop-Up Bike Lane:**
Approve a request from Together We Can Make A Difference to conduct their Jackson Bike Rally Pop-Up Bike Lane event on May 14, 2016, from 11:00 a.m. to 4:00 p.m. involving a street loop of Mechanic Street, Pearl Street, Cortland Street and Blackstone Street. (Contingent upon receipt of proper insurance coverage.)
- E. Girl Quest/Boy Quest Spirit Run 5k:**
Approve a request from Jackson YMCA to conduct their 13th annual Girl Quest/Boy Quest Spirit Run 5k event on May 21, 2016, from 6:00 a.m. to

12:00 p.m., at Middle School at Parkside. (Contingent upon receipt of proper insurance coverage.)

F. Cascades Summer Kick-off Celebration:

Approve a request from Jackson County Parks Department to conduct their annual Cascades Summer Kick-off Celebration event on Saturday, May 28, 2016, from 9:00 a.m. to 11:00 p.m., at Cascades Falls Park. (Contingent upon receipt of proper insurance coverage.)

G. 12th Annual Art, Beer and Wine Festival:

Approve a request from Ella Sharp Museum to conduct their 12th annual Art, Beer and Wine Festival event on Saturday, June 4, 2016, at Ella Sharp Museum. (Contingent upon receipt of proper insurance coverage.)

H. June 2016 Foundry Race Party:

Approve a request from The Foundry to conduct their June 2016 Foundry Race Party event on Friday, June 10, 2016, and Saturday, June 11, 2016, at City Parking Lot #9. (Contingent upon receipt of proper insurance coverage.)

***I. 8th annual Mick Webster Memorial Bike Tour:**

Approve a request from Pedal & Tour Fitness to conduct their 8th annual Mick Webster Memorial Bike Tour event on **Saturday, June 25**, 2016. (Contingent upon receipt of proper insurance coverage.)

J. Independence Day Celebration:

Approve a request from Jackson County Parks Department to conduct their annual Independence Day Celebration event on Sunday, July 3, 2016, from 9:00 a.m. to 11:00 p.m., at Cascades Falls Park. (Contingent upon receipt of proper insurance coverage.)

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve the Consent Calendar. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

PUBLIC HEARINGS:

A. Public Hearing - FY 2016-2017 Proposed Budget:

Public hearing on the City's fiscal year 2016-2017 proposed budget (Copy available on City's website, or in City Clerk's office.)

Mayor Jors opened the public hearing. City Manager Patrick Burtch presented the budget. No action taken. Public comments were received and the meeting continued.

B. Public Hearing – DDA Millage:

Public hearing regarding the reauthorization of the Downtown Development Authority Millage Resolution.

1. Approve a resolution authorizing the levy of a millage in the amount of 1.9996 mills on parcels in the Downtown Development Authority District for fiscal year 2016-2017. (DDA recommends approval.)

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve the resolution. Public comment was received and the meeting continued. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

OTHER BUSINESS:

A. Corrective Resolution for Special Assessment Roll 4260:

Recommendation: Approve a Corrective Resolution for Special Assessment Roll No. 4260 for Delinquent Miscellaneous Housing Code Enforcement Account Receivables, confirmed November 17, 2015.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Greer to approve the resolution. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

B. Ordinance No. 2016-12 – Environmental Commission (Second/Final Reading).

Recommendation: Final adoption of Ordinance No. 2016-12, amending Division 10, Sections 2-366 through 2-380, Article II, Chapter 2, City Code, to establish the Jackson Environmental Commission and set the powers and duties thereof.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve with minor modification to Sec. 2-368 Composition, Part C, by removing Environmental Commission to appoint ex-officio members and allowing the Mayor to nominate subject to confirmation by City Council up to three ex-officio members. Votes – Yeas: Councilmembers Greer, Frounfelker, and Dobies (3). Nays: Mayor Jors, Councilmembers Robinson, Dancy, and Pappin (4). Motion failed.

C. Ordinance No. 2016-11 – Lead Risk Assessment (Second/Final Reading).

Recommendation: Final adoption of Ordinance No. 2016-11, amending Section 14-7, Article I, Chapter 14, City Code, to require that a property owner submit a lead risk assessment before the property owner is allowed to register his or her property.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve final adoption of the ordinance. Votes – Yeas: Councilmembers Greer, Frounfelker, and Dobies (3). Nays: Mayor Jors, Councilmembers Robinson, Dancy, and Pappin (4). Motion failed.

NEW BUSINESS:

- A. Ordinance – Removal of Refuse in Public Right-of-Way (First Reading):**
Recommendation: Consider an ordinance adding Chapter 12, Section 12-9.1, and amending Chapter 12, Section 12-10, City Code, to provide for a five (5) day notice period for property owners and occupants to remove trash and refuse debris in a public right-of-way on their private property.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve the ordinance and advance to second reading. Votes – Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, and Frounfelker, and Dobies, (6). Nays: Councilmember Robinson (1).

- *B. Item deleted.**

- C. Resolution Opposing House Bill 5294 and Senate Bill 788 regarding Revenue Sharing.**
Recommendation: Approve the resolution opposing House Bill 5294 and Senate Bill 788.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve the resolution. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

- D. Traffic Control Order No. 2213 – Parking Lot 5 (For Farmers Market Days).**
Recommendation: Approve Traffic Control Order No. 2213, to prohibit parking in the parking bay directly adjacent to the pavilion on Farmers Market Days in Parking Lot 5 from 7:00 a.m. to 3:00 p.m., Tuesdays, Fridays, and Saturdays from June 1 through October 31, 2016, except for Farmers Market vendors.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Dancy to approve. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

E. 2016-17 One-Year Action Plan.

Recommendation: Approve submission of the 2016-2017 One-Year Action Plan, adopt the Resolution of Certifications, and authorize the Mayor to sign Form SF-424, the Certifications, and any other documentation required for submittal of the One-Year Action Plan to HUD and release of funds.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

F. 2016 CDBG Local Streets Project - Edward & Winthrop Streets.

Recommendation: Approve an award for the 2016 Community Development Block Grant (CDBG) Local Streets project for Edward and Winthrop Streets, to Bailey Excavating, at a cost of \$588,295.55, and authorize the Mayor and City Treasurer/Clerk to execute the appropriate document(s) in accordance with the Purchasing Agent.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

G. 2016 Sewer Rehabilitation Project.

Recommendation: Approve an award for the 2016 Sewer Rehabilitation project to Institutform Technologies USA, Inc., Chesterfield, MO, at a cost of \$241,501.30, and authorize the Mayor and City Treasurer/Clerk to execute the appropriate document(s) in accordance with the Purchasing Agent.

Motion was made by Councilmember Dobies, seconded by Councilmember Dancy to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

H. Personnel Policy Amendments.

Recommendation: Approve Amendments to Section XVII of the Personnel Policy regarding the Employee Wellness Program and Health Insurance opt-out provisions.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

I. Revocable License – Downtown Development, LLC.

Recommendation: Approve a Revocable License for Downtown Development, LLC, for construction of a beer garden on the public right of way adjacent to 151 W. Michigan Ave., as per Exhibits ‘A’ and ‘B,’ and authorize the Mayor and City Treasurer/Clerk to execute the appropriate document(s) in accordance with the Purchasing Agreement.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

J. N. Jackson Street Demolition Contract.

Recommendation: Award a demolition contract in the total amount of \$168,800.00 to Smalley Construction to demolish commercial structures on the west side of the 200 Block of North Jackson Street.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Greer to approve. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

EXECUTIVE SESSION to discuss pending litigation and a written legal opinion:

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to suspend Open Session and go into Executive Session. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

RETURN TO OPEN SESSION:

Motion was made by Councilmember Dobies, seconded by Councilmember Robinson to return to Open Session. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, and Frounfelker, and Dobies, (7). Nays: none.

CITY COUNCILMEMBERS’ COMMENTS.

MANAGER’S COMMENTS.

ADJOURNMENT:

No further business being presented, Mayor Jors closed the meeting at 8:35 p.m.

***Agenda items added, deleted and/or revised.**