

**CITY OF MT. MORRIS  
CITY COUNCIL – REGULAR MEETING  
October 14, 2013**

At **6:30 p.m.**, Mayor Dan Lavelle called the Regular Council Meeting to order.

**PRESENT:** Dan Lavelle  
Dennis Heidenfeldt  
Randy Michaels  
Tonya Davis  
Mark Middleton  
Ed Sullivan  
Judd Judkins

**ABSENT:** None

**OTHERS:** City Manager Tom Darnell, City Attorney Charles Forrest, Fire Chief Damon Tobias, DPW Superintendant Jeff Roth and City Clerk Tema Lucero.

The Pledge of Allegiance.

Mayor Dan Lavelle requested to remove item **D. RESOLUTION 13-42: Approval of amendment to the Genesee County Solid Waste Management Plan** from the agenda until October 28 so council would have time to read the executive summary that was handed out.

No Objections.

**MINUTES:**

A motion was made by Council member Middleton and seconded by Council member Heidenfeldt to approve the regular meeting minutes held on September 9, 2013 and September 23, 2013.

All Ayes  
Motion carried.

**COMMUNICATIONS:**

No Communications.

**APPROVAL OF WARRANT:**

A motion was made by Council member Middleton and seconded by Council member Michaels to approve

Pre-Paid Warrant #13-20 in the amount of \$98,188.10, and Warrant #13-21 in the amount of \$98,963.83

Roll Call:     \_\_\_7\_\_\_Ayes

                 \_\_\_0\_\_\_Nay

                 \_\_\_0\_\_\_Absent

Motion carried.

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### **PUBLIC COMMENT:**

Don Lemmon – 11625 N Saginaw – There on behalf of the DDA, they are open to suggestions or questions regarding the expansion. They would like to expand to collect more money to enhance the city, they have put a lot of time and hard work into coming up with the new boundaries.

### **UNFINISHED BUSINESS:**

No unfinished business.

### **NEW BUSINESS:**

#### **a. Discussion of DDA expansion.**

City attorney Charles Forrest gave a description of the new boundaries suggested by the DDA.

A discussion was had of questions and concerns. Council asked that the DDA get each of them a map with the proposed boundaries as soon as possible, and bring back a resolution to set a public hearing to the November 11<sup>th</sup> meeting.

#### **b. ORDINACE 13-04: Fireworks Ordinance (first reading).**

Council member Sullivan said using the noise ordinance to enforce would not get the results we are looking for. He believes people should be allowed to use the fireworks and would like to see the ordinance restrict the use from 11pm to 8am instead of not allowing them at all.

Council member Heidenfeldt said the noise ordinance will not work for enforcing because you have to prove the decibel of the sound. He said Genesee Township does restrict to only the 33 days a year allowed, but he is ok with restricting use from 11pm to 8am instead of them not being used at all outside the 33 days.

Council member Michaels also agreed with the time change.

Per council request, bring the ordinance back to the next meeting for a first reading with the time changed.

**c. Accept or Reject recommendation from the Compensation Committee.**

Item failed due to lack of motion.

**d. RESOLUTION 13-42: Approval of amendment to the Genesee County Solid Waste Management Plan.**

Item moved to October 28<sup>th</sup> at beginning of meeting.

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**e. RESOLUTION 13-43: Acceptance of fee for Sump Pump Permit.**

Council member Heidenfeldt asked if these were the sump pumps that made skating ponds in the winter time.

City Manager Tom Darnell responded yes, it's for the ones that cause a nuisance. The new ordinance says that you need to be tied into the storm system, unless you meet certain exceptions. Jeff will have to inspect those and make sure they fit the guidelines in order to issue the permit.

Mayor Dan Lavelle asked how that affected people that already had them.

City Manager Tom Darnell said as of now they are illegal and need to apply for a permit.

DPW Superintendant Jeff Roth has a list of those that will need to have a permit issued.

Council member Judkins asked how long the permit would be good for.

DPW Superintendant Jeff Roth said it would be lifetime unless a problem came from the discharge that would cause a hazard.

Council member Heidenfeldt asked if it was drained to the storm or sanitary sewer and if we get

billed from the county for it.

DPW Superintendant Jeff Roth said it drains through the storm sewer, we are not billed. We would get charged if it was through the sanitary sewer.

A motion was made by Council member Michaels and seconded by Council member Heidenfeldt to **approve the RESOLUTION 13-43: Acceptance of fee for Sump Pump Permit.**

Roll Call: \_\_\_\_7\_\_\_\_Ayes                      \_\_\_\_0\_\_\_\_Nay                      \_\_\_\_0\_\_\_\_Absent  
Motion carried.

**f. Council authorization to set a Citizens Needs public hearing date of October 28, 2013 for the 2014 CDBG Project funds.**

A motion was made by Council member Heidenfeldt and seconded by Council member Michaels to approve **a Citizens Needs public hearing date of October 28, 2013 for the 2014 CDBG Project funds.**

All Ayes  
Motion carried.

**PUBLIC COMMENT:**

John Fedejelem – 604 Walnut – Asked why the DDA is redistricting, who is taxed and what the taxes would be.

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**COUNCIL MEMBER AND STAFF COMMENTS:**

Council member Davis said she would like to have Jeff's department in the winter time put on 5 days a week.

Council member Heidenfeldt asked Jeff who cleans the community room. DPW Jeff Roth answered the users and the DPW does every Monday. Council member Heidenfeldt also said the power for the new gates at the railroad crossings. As of October 1<sup>st</sup> ambulance service is now direct dispatch, citizens should see a better response time. He mentioned the Fire Departments Open House this Saturday. He also mentioned he talked with Senator Robertson regarding the rental inspection program.

Fire Chief Damon Tobias mentioned the Fire Department Open House this weekend.

City Manager Tom Darnell said there should be an article in The Herald regarding the Fire Department's Open House.

Mayor Dan Lavelle mentioned the Open House and Halloween coming up. There are still poles available downtown to decorate.

**ADJOURNMENT:**

With no further business, the Council Meeting was adjourned at **7:34 p.m.**

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Tema J. Lucero, City Clerk