

**CITY OF MT. MORRIS**  
**CITY COUNCIL – REGULAR MEETING**  
**May 28, 2013**

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

**PRESENT:** Dan Lavelle  
Randy Michaels  
Mark Middleton  
Dennis Heidenfeldt  
Tonya Davis

**ABSENT:** Judd Judkins  
Ed Sullivan

**OTHERS:** City Manager Tom Darnell, Attorney Charles Forrest, DPW Superintendent Jeff Roth, Police Chief Keith Becker, Fire Chief Todd Rockwell, and Recording Secretary Tema Lucero.

The Pledge of Allegiance.

**MINUTES:**

A motion was made by Council member Heidenfeldt and seconded by Council member Middleton to approve the minutes of the regular meeting held on May 13, 2013.

All Ayes  
Motion carried.

**COMMUNICATIONS:**

No communications

**APPROVAL OF WARRANT:**

A motion was made by Council member Heidenfeldt and seconded by Council member Middleton to approve Warrant #13-11 in the amount of \$65,581.84.

Roll Call:           \_\_\_5\_\_\_Ayes                   \_\_\_0\_\_\_Nay                   \_\_\_2\_\_\_Absent  
Motion carried.

**PUBLIC COMMENT:**

Tim Elder – 567 Wilson – Nice turnout for the parade, it was nice to see everyone there.

**UNFINISHED BUSINESS:**

No Unfinished Business.

**NEW BUSINESS:**

**a. Ordinance 13-03: Nuisance Ordinance (first reading).**

Council member Davis questioned the 10 days, not very long time to fix costly repairs.

City attorney Charles Forrest stated the 10 days was only to revoke the privilege, not to take care of the problem. If we have to use the courts to revoke privilege it could actually be a very lengthy process.

Council member Heidenfeldt asked if the weeds portion meant that we no longer had to send out all the letters. Also he understands that Clio and Genesee along with other cities and townships use this policy.

City attorney Charles Forrest said yes, you just have to publish it then mow after inspected, the goal being to save the expense of sending letters. Surrounding municipalities do use this method.

Mayor Dan Lavelle asked if 9 inches was the normal height.

DPW Supervisor Jeff Roth stated that our ordinance now is 5 inches, but if we are going to once a month inspections we need to allow for more growth.

A motion was made by Council member Heidenfeldt seconded by Council member Michaels to **approve Ordinance 13-03: Nuisance Ordinance (first reading).**

Roll Call:               \_\_\_5\_\_\_Ayes                       \_\_\_0\_\_\_Nay                       \_\_\_2\_\_\_Absent  
Motion carried.

**PUBLIC COMMENT:**

No Public Comment

**COUNCIL MEMBER AND STAFF COMMENTS:**

Council member Heidenfeldt – MDOT will be starting next week adding gates and lights to the Saginaw crossing. They will then do Mt. Morris and Roosevelt. Will be out of town for the June 10<sup>th</sup> meeting and the parade was fun. The Fire Department will be having a family fun day on Saturday for the community. He also asked if the budget hearing could be postponed due to several council members being absent.

City Manager Tom Darnell stated the Charter does not allow for it, a budget has to be approved no later than the second Monday in June.

Council member Heidenfeldt asked what would happen then if they didn't have a quorum.

City attorney Charles Forrest said that every attempt should be made to have a quorum, if not a special meeting would need to be scheduled as soon as possible.

City Manager Tom Darnell said that it would be an unintentional violation of the charter, and would just have to schedule a special meeting as soon as possible.

Council member Michaels – Thanked Mayor Dan Lavelle for getting the flags for the cemetery. The parade was a good time, Thanks to the Kiwanis for putting it on. There are spots still left for the golf scramble on June 8<sup>th</sup>. He will not be at the June 10<sup>th</sup> meeting.

City attorney Charles Forrest – Will try to get the publication done as soon as possible after the second reading so we can start using it.

City manager Tom Darnell – Understands that Mayor Dan Lavelle had the funds donated for the cemetery flags, there is a state law in place that the City is supposed to provide them for veterans, and actually states any cemetery in the jurisdiction so that would include St. Mary's cemetery. He enjoyed the Memorial Day Parade.

Mayor Dan Lavelle – Thanked those that donated money and that helped with the flags. The Kiwanis put on a nice parade, had fun being in it. Has a letter for the council for next meeting for Dancing in the Streets, to close the streets.

**ADJOURNMENT:**

With no further business, the Council Meeting was adjourned at **6:50 p.m.**

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Tema Lucero, Recording Secretary