

**FRANKENMUTH CITY COUNCIL
REGULAR MEETING MINUTES
Tuesday, October 4, 2022
7:00 P.M.**

PRESENT: Ackerman, LaBrenz, Meyer, Reindel, Ross and Schmitzer.

ABSENT: NONE.

Mayor Ackerman called the meeting to order at 7:00 P.M. in the meeting chambers and opened the meeting by leading the pledge of allegiance.

PUBLIC COMMENTS

There being no public comments, the Mayor proceeded with the agenda.

RESOLUTION NOS. 2022-73 - RECOGNITION OF MAYOR PRO TEM SCHOENOW FOR HIS SERVICE TO THE COUNCIL

Mayor Ackerman read a proposed resolution honoring the nearly 19 years of service by Schoenow, upon his recent resignation after moving out of the City, and cake was served at that time.

Moved by Schmitzer, seconded by Ross, to adopt Resolution No. 2022-73, by unanimous consent, recognizing the public service of Mayor Pro Carl Schoenow's nearly 19 years of service on the Frankenmuth City Council. Unanimously carried.

APPROVAL OF AGENDA

Moved by Ross, seconded by Meyer, to approve the agenda as presented. Unanimously carried.

APPROVAL OF MINUTES

Moved by Schmitzer, seconded by Meyer, to approve the minutes from the regular meeting held on September 6, 2022, and the work session held on September 22, 2022. Unanimously carried.

BOARDS & COMMISSIONS APPOINTMENTS

Economic Development Corporation Board

Moved by Ross, seconded by Reindel, to appoint Joe Cramer, Todd Jennings & Chris Rittmueller to the Economic Development Corporation Board, term expiring August 9, 2025. Unanimously carried.

Sister City Committee

City Manager Smith advised that the Sister City Committee has recruited and is recommending that two new members to fill some vacancies that have existed.

Moved by Schmitzer, seconded by Reindel, to appoint Olivia Howard & Eva Horner to the Sister City Committee, term expiring December 31, 2024. Unanimously carried.

PUBLIC HEARING ON AN ORDINANCE AMENDING CHAPTER 51 IN THE FRANKENMUTH CITY CODE PERTAINING TO BEDS & BREAKFAST AND SHORT TERM RENTALS

City Manager Smith gave a brief overview of a proposed amendment to the Zoning Code, Chapter 51 of the Frankenmuth City Code. The purpose of the amendment is to eliminate the buffer requirement for bed and breakfast facilities and short term rentals with addresses on the north side of W. Genesee Street between Churchgrove Road and Main Street, E. Jefferson Street between Main Street and Weiss Street, and commercially zoned residences on S. Franklin Street. In addition, such approved uses in those areas will not count against the total number of permits allowed for said categories.

The Planning Commission had held a public hearing in August and recommended such amendment be adopted.

The Mayor opened the public hearing on the proposed zoning ordinance amendment.

There being no comments, the Mayor closed the public hearing.

ORDINANCE NO. 2022-01 - ADOPT AN ORDINANCE AMENDING CHAPTER 51 IN THE FRANKENMUTH CITY CODE PERTAINING TO BEDS & BREAKFAST AND SHORT TERM RENTALS

Discussion took place on the Planning Commission's attention to detail on this important issue as it does impact the availability of housing for single family residential uses.

Moved by Ross, seconded by Meyer, to adopt Ordinance No. 2022-01 by amending Chapter 51 in the Frankenmuth City Code concerning Beds & Breakfast and Short Term Rental uses as presented. Unanimously carried.

PUBLIC HEARING ON AN ORDINANCE AMENDING CHAPTER 52 IN THE FRANKENMUTH CITY CODE PERTAINING TO PLANNING COMMISSION MEMBERSHIP

The Mayor advised that this proposed amendment would allow the appointment of an ex officio student position to the Planning Commission pursuant to information received from a program called "Government for Tomorrow".

The Planning Commission had held a public hearing in August and recommended such amendment be adopted.

The Mayor opened the public hearing on the proposed zoning ordinance amendment.

Discussion took place on the Government for Tomorrow program, that the candidate could serve more than one term, the process of receiving a candidate(s) for this position, that Sister City has a youth representative position that is vacant and the need to find someone to fill that, that the Sister City Committee typically likes someone that has or will participate in the GAP program to fill that position, and that the Sister City Committee is more of a cultural committee versus the Planning Commission being more of a governmental nature.

There being no further comments, the Mayor closed the public hearing.

ORDINANCE NO. 2022-02 - ADOPT AN ORDINANCE AMENDING CHAPTER 52 IN THE FRANKENMUTH CITY CODE PERTAINING TO PLANNING COMMISSION MEMBERSHIP

Moved by Schmitzer, seconded by Ross, to adopt Ordinance No. 2022-02 by amending Chapter 52 in the Frankenmuth City Code pertaining to Planning Commission Membership. Unanimously carried.

DOWNTOWN DEVELOPMENT AUTHORITY BOARD ANNUAL REPORT

DDA Director Hopp reviewed the bi-annual report of the Downtown Development Authority Board and advised that another bi-annual report will be presented to the DDA Board in the spring.

Hopp reviewed several studies commissioned by the DDA Board, maintenance and upkeep in the district, beautification and Christmas decorations, their budget and fund balance, and future projects planned.

Discussion took place on the Flint Street crosswalk on S. Main Street, the recommendation for the use of hawk signals on S. Main Street, and the upcoming five weekend shuttle bus availability.

Moved by Meyer, seconded by Ross, to accept the bi-annual report of the Downtown Development Authority Board as presented and to thank the Board for their work. Unanimously carried.

MONTHLY REPORTS

Police Chief Mawer presented his monthly department activities report for August 2022. Fire Chief Kerns provided the written August monthly report and verbally reviewed September activities. The September financial report was presented by Treasurer Jimenez along with

highlights of activity. City Clerk Kerns reviewed the construction code activity for the month of September.

Moved by Reindel, seconded by Ross, to accept the above referenced monthly reports as submitted. Unanimously carried.

APPROVE CONSENT AGENDA ITEMS - None

NEW BUSINESS

SELECTION OF MAYOR PRO TEM

Being Mayor Pro Tem Schoenow has resigned, a new Mayor Pro Tem must be selected.

The Mayor requested nominations for Mayor Pro Tem.

LaBrenz nominated Meyer as Mayor Pro Tem.

There being no other nominations, the Mayor requested a motion to close nominations for Mayor Pro Tem.

Moved by Schmitzer, seconded by LaBrenz, to close nominations and unanimously elect Meyer as Mayor Pro Tem of the Frankenmuth City Council. Unanimously carried.

RESOLUTION NO. 2022-74 - RECOGNIZE DANIEL WORTMAN UPON HIS RETIREMENT FROM THE FRANKENMUTH FIRE DEPARTMENT

Moved by Reindel, seconded by Meyer, to adopt Resolution No. 2022-74 recognizing the retirement of Daniel L. Wortman from the Frankenmuth Fire Department after 21 years of service. Unanimously carried.

RESOLUTION NO. 2022-75 - APPROVE 2022 HALLOWEEN TRICK OR TREAT HOURS

Moved by Schmitzer, seconded by Reindel, to adopt Resolution No. 2022-75 approving 2022 Halloween Trick or Treat Hours from 6:00 P.M. to 7:30 P.M. on Monday, October 31, 2022. Unanimously carried.

RESOLUTION NO. 2022-76 - APPROVE A MEMBERSHIP AGREEMENT WITH THE MID MICHIGAN WASTE AUTHORITY

City Manager Smith advised that as a result of the new contracts being agreed upon by the Mid Michigan Waste Authority (MMWA) Board and being the City of Frankenmuth desires to remain a member and utilize the waste and recycling collection services, this resolution must be adopted to remain a member in good standing.

Discussion took place on the City’s MMWA representative will then be charged with selection of the new residential, curbside, solid waste collections as reviewed by the Council over the past several months and the desire for special waste drop off collections that are more localized in the future.

Moved by Ross, seconded by Meyer, to adopt Resolution No. 2022-76 approving a membership agreement with the Mid Michigan Waste Authority. Unanimously carried.

AUTHORIZE INVOICE PAYMENTS

Moved by Schmitzer, seconded by Ross, to authorize the payment of invoices for September 2022 in the amount of \$641,714.90. Unanimously carried.

CORRESPONDENCE

1. City Manager – Manager’s Monthly Report.
2. U.S. Army Corps of Engineers – Levee Inspection Report.
3. U.S. Army Corps of Engineers – Our Role in Emergency Management Bulletin.
4. City Manager – Annual City Manager Performance Review Update.

The Mayor requested that the receipt of correspondence be noted.

MINUTES

1. Planning Commission – September 27, 2022.

QUARTERLY REVIEW OF THE ANNUAL PERFORMANCE EVALUATION OF THE CITY MANAGER

City Manager Smith requested that Council go into closed session to provide a quarterly review of her annual performance evaluation.

Moved by Ross, seconded by Meyer, to enter into closed session at 8:09 P.M. to review the evaluation of the City Manager. Unanimously carried.

The Mayor requested that only the City Manager stay for this portion of the meeting, as was Police Chief Mawer until 8:20 P.M.

Being that the closed session of the meeting was completed, the Mayor reconvened the public meeting at 9:45 P.M.

It was noted that only the City Manager and Council were in attendance for the remaining open session portion of the meeting and that no one else was present.

PUBLIC COMMENTS FOR MATTERS NOT ON THE AGENDA - None

ADJOURNMENT

There being no further comments or business, the meeting was adjourned at 9:45 P.M.

Phillip W. Kerns
City Clerk