

The regular meeting of the Greenville City Council was called to order by Mayor Scoby, in the Council Chambers, in the Municipal Complex located at 415 S. Lafayette Street, Greenville, Michigan 48838 at 7:00 p.m.

Present: Mayor Scoby; Councilpersons Barrus, Johnson, Lehman, Cunliffe, and Linton; City Manager Bosanic, Assistant City Manager Feazel, Clerk Finance Director Rasmussen, and Public Services Director Pollock. Councilperson Moss attended virtually in non-voting capacity.

Absent: None.

1. The Pledge of Allegiance was led by Mayor Scoby.
2. The Statement of Citizens: Larry Moss, 920 W. Orange Street, commented on signage on Franklin Street at Tower Riverside Park.
3. Councilperson Lehman MOVED: The Consent Agenda be approved as presented. Councilperson Cunliffe seconded. Unanimously adopted.

The Consent Agenda consisted of the following:

- a. Approval of the minutes for the regular City Council meeting held March 7, 2023.
- b. Approval of the payroll report for the regular pay period ending March 4, 2023, in the amount of \$138,153.55.
- c. Approval of the accounts payable report for the period ending March 16, 2023, in the amount of \$131,382.34.
- d. Approval of the minutes for the regular Planning Commission meeting held February 9, 2023.
- e. Approval of the minutes for the regular Downtown Development Authority meeting held February 13, 2023.
- f. Information on the training opportunities provided.

Public Hearing:

4. To receive comment on a resolution to approve an application for an Industrial Facilities Tax Exemption (IFT) Certificate and Industrial Facilities Tax Abatement Agreement, pursuant to Michigan Public Act 198 of 1974, received from AIG Taurus LLC.
 - a. Mayor Scoby opened the public hearing at 7:08 p.m.
 - b. Kevin Carlson, 1108 Sprucewood Drive, made comment with concern to jobs and taxes.

- c. Larry Moss, 920 W. Orange Street, congratulated AIG Taurus on the expansion.
 - d. Julie Osborn, representing AIG Taurus, spoke about the past and current applications and continuing to add jobs.
 - e. Mayor Scoby closed the public hearing at 7:15 p.m.
5. To receive comment on an ordinance to amend Chapter 42, Article III “Stopping, Standing and Parking” of the code of the City of Greenville in order to revise certain overnight parking restrictions.
 - a. Mayor Scoby opened the public hearing at 7:17 p.m.
 - b. Mayor Scoby closed the public hearing at 7:17 p.m. after receiving no comments.

New Business:

6. Council considered the approval of Resolution No. 23-07, a resolution to approve an application for an Industrial Facilities Tax (IFT) Exemption Certificate and Industrial Facilities Tax Abatement Agreement, pursuant to Michigan Public Act 198 of 1974, received from AIG Taurus LLC.

Councilperson Lehman RESOLVED: To approve the proposed Resolution No. 23-07, a resolution to approve an application for an Industrial Facilities Tax Abatement Agreement, pursuant to Michigan Public Act 198 of 1974, received from AIG Taurus LLC in connection with the \$832,591.19 investment of real property located at 715 Callaghan Street and creation of 10 new jobs and retention of 73 existing jobs as presented:

WHEREAS, pursuant to PA 198 of 1974, after a duly noticed public hearing held on August 16, 1983, the Greenville City Council established an Industrial Development District (the “District”); and

WHEREAS, AIG Taurus LLC and FABX Industries, Inc. dba Aquest Machining & Assembly, (together, the “Developer”) have filed an application for an Industrial Facilities Tax Exemption Certificate with respect to a new facility to be acquired and installed within the District; and

WHEREAS, prior to acting on the application, the City Council held a public hearing on March 21, 2023, at 7:00 p.m. at Council Chambers located in the Municipal Complex at 415 S. Lafayette Street, Greenville, MI 48838, at which hearing the applicant, the City Assessor, and a representative of the affected taxing units were given written notice and were afforded an opportunity to comment; and

WHEREAS, construction of the facility and installation of new machinery and equipment had not begun earlier than 6 months before February 15, 2023, the date of acceptance of the application for the Industrial Facilities Tax Exemption Certificate; and

WHEREAS, completion of the facility is calculated to and will, at the time of issuance of the certificate, have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Greenville; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Greenville, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the City, plus the SEV of personal and real property thus exempted; and

WHEREAS, the City Council has determined to enter into a Tax Exemption Agreement with the Developer, in the form of the attached Exhibit A (the "Agreement"), finding it in the best interests of Greenville after considering all of the factors and issues recited in the Agreement; and

WHEREAS, as indicated in the Affidavit of Fees, attached as Exhibit B, no payment of any kind, whether they be referred to as "fees," "payments in lieu of taxes," "donations" or by other like terms, has been made to the City in connection with the Developer's application for an Industrial Facilities Tax Exemption Certificate, except for such fees as are explicitly authorized under PA 198 of 1974.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The City Council finds and determines that the granting of the Industrial Facilities Tax Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under PA 198 of 1974, as amended, and PA 225 of 1978, as amended, shall not have the effect of substantially impeding the operation of the City of Greenville, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Greenville.
2. The application from the Developer, for an Industrial Facilities Tax Exemption Certificate, with respect to its new facility to be acquired and installed within the District, is approved, pending Developer's signing of the Agreement attached as Exhibit A, in such form as is acceptable to the City.
3. The Agreement attached as Exhibit A is approved by City Council, with such changes as are approved by the Mayor and the Mayor and the Clerk are authorized to sign the Agreement.

4. The Industrial Facilities Tax Exemption Certificate, when issued, shall remain in force for a period of twelve (12) years, subject to the terms and conditions of the Agreement.
5. The Agreement is approved and the Mayor and City Clerk are authorized and directed to sign it on behalf of the City.
6. The Affidavit of Fees is approved and the City Treasurer is authorized and directed to sign it on behalf of the City.
7. The City Clerk is authorized and directed to file a copy of this Resolution, the fully signed Agreement, and the Affidavit of Fees with the State Tax Commission upon the Developer's signing of the Agreement.
8. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded.

Councilperson Johnson seconded. Adopted with a vote of (6) Ayes: Scoby, Lehman, Barrus, Johnson, Cunliffe, and Linton; (0) Nays; and (1) Absent: Moss.

7. Council considered the approval of Ordinance No. 23-01, an ordinance to amend Chapter 42, Article III "Stopping, Standing and Parking" of the code of the City of Greenville in order to revise certain overnight parking restrictions.

Councilperson Lehman MOVED: To approve Ordinance No. 23-01, an ordinance to amend Chapter 42, Article III "Stopping, Standing and Parking" of the code of the City of Greenville in order to revise certain overnight parking restrictions as presented:

NOW, THEREFORE, THE CITY OF GREENVILLE ORDAINS:

Section 1. Amendment. Section 42-94 of Chapter 42, Article III, of the Code of Ordinances, City of Greenville, Michigan, is hereby amended in its entirety to read: Sec. 42-94. Municipal parking lot; authority to close.

- (a) The city council may, by written resolution or posted signage, close a municipal off-street parking lot or lots to parking pedestrian or vehicular traffic during certain hours of the day. It shall be a violation of this article to enter or park in a municipal off-street parking lot, whether in a vehicle or otherwise, in a manner contrary to the resolution or posted signage.

- (b) During December, January, February, and March, overnight parking is allowed only on the designated side of parking lots according to the day of the week at 2:00 a.m. or as otherwise provided by this section. Overnight parking shall be defined as being between the hours of 2:00 a.m. and 6:00 a.m. for Lots 1, 2, 5, 6, 7, 8, and 9. Overnight parking shall be defined as being between the hours of 4:00 a.m. and 6:00 a.m. for Lots 3 and 4. Alternate side parking shall be designated as follows:

Lots 1, 2, 3 and 4 (West of Lafayette Street): Monday, Wednesday, Friday, and Sunday parking shall be allowed only on the north or west side of the lot. Tuesday, Thursday, and Saturday parking shall be allowed only on the south or east side of the lot.

Lots 5, 6, 7 and 8 (East of Lafayette Street): Monday, Wednesday, Friday, and Sunday parking shall be allowed only on the north or east side of the lot. Tuesday, Thursday, and Saturday parking shall only be allowed on the south or west side of the lot.

Notwithstanding the above, the following apply:

Lot 2: The small parking area nearest the north-south alley leading to Washington Street shall be split with parking allowed only on the west half on Monday, Wednesday, Friday and Sunday and the east half on Tuesday, Thursday and Saturday.

Lot 3: The parking area nearest Cass Street shall be split with parking allowed only on the north half on Monday, Wednesday, Friday and Sunday and the south half on Tuesday, Thursday and Saturday.

Lot 4: The parking area nearest the middle of the Lot shall be split with parking allowed only on the north half on Monday, Wednesday, Friday and Sunday and the south half on Tuesday, Thursday and Saturday.

Lot 6: The parking area nearest Cass Street shall be split with parking allowed only on the north half on Monday, Wednesday, Friday and Sunday and the south half on Tuesday, Thursday and Saturday.

Lot 7: The parking area nearest Clay Street shall be split with parking allowed only on the west half on Monday, Wednesday, Friday and Sunday and the east half on Tuesday, Thursday and Saturday.

Lot 9: Overnight parking is not allowed.

Designated barrier-free spaces are not subject to alternate day parking.

- (c) Overnight parking shall be allowed in all city lots during the months of April, May, June, July, August, September, October, and November of each year.

Section 2. Amendment. Section 42-96 of Chapter 42, Article III, of the Code of Ordinances, City of Greenville, Michigan, is hereby amended in its entirety to read:

Sec. 42-96. Overnight parking.

- (a) No person or persons, firm or corporation shall park or permit to remain parked, any motor vehicle on any street of the city between the hours of 2:00 a.m. and 6:00 a.m., at any time during the year. As used in this subsection the term "street" means:

- (1) On curbed streets, the whole width area between the curbs.

- (2) On streets without curbs on each side, that portion of the street open for, developed for, or maintained for vehicular travel.

- (b) Any motor vehicle parked in violation of this section may be impounded by the department of public safety of the city and may be caused to be removed by the public safety officers to any motor vehicle pound within the city.

- (c) The registered owner of any motor vehicle parked in violation of this section shall be presumed to have parked such motor vehicle in violation of this section.

- (d) The posting of suitable signs at the north, south, east and west main entrances into the city, setting forth that no parking is permitted in the city from 2:00 a.m. until 6:00 a.m., shall constitute conclusive notice of the provisions of this section.

Councilperson Cunliffe seconded. Adopted with a vote of (6) Ayes: Scoby, Lehman, Barrus, Johnson, Cunliffe, and Linton; (0) Nays; and (1) Absent: Moss.

- 8. Council considered a request from the Greenville Rotary Club for approval of an event application for Rhythm on the River Concert Series, relief from the no parking ordinance, and permission to park their food truck on Franklin Street.

Councilperson Lehman MOVED: To approve request from the Greenville Rotary Club for their Rhythm on the River Concert Series, relief from the no parking ordinance,

and permission to park their food truck on Franklin Street with the following conditions as amended:

- The truck must face the sidewalk so that no customers are waiting in line in the street.
- The truck must have cones around it in a half-moon-like shape for safety, the Rotary will provide the cones.
- There must be “caution drive carefully” signs on the south and north sides, the Rotary will pick those up and drop them off at Public Services.
- The Rotary will provide updated insurance liability and sign a hold harmless contract.
- The City will provide a parking permit to affix to the food truck as shown in the attachment.

Councilperson Linton seconded. Unanimously adopted.

9. Council considered the award of a bid for a (3) year agreement for Spring Street Sweeping of City streets.

Councilperson Lehman MOVED: To award a bid for the sweeping of City streets to SCA of MI, LLC. of Oak Park, Michigan in the amount:

- Year 1. Price not to exceed \$12,102.40.
- Year 2. Price not to exceed \$12,102.40.
- Year 3. Price not to exceed \$12,102.40.

as presented.

Councilperson Barrus seconded. Unanimously adopted.

Councilperson Cunliffe MOVED: The meeting be adjourned. Councilperson Lehman seconded. Unanimously adopted.

Meeting adjourned at 7:32 p.m.

Jeff Scoby
Mayor

Norice Rasmussen
Clerk-Finance Director