



225 S Camburn St
Stanton, MI, 48888
Phone (989) 831.4440
Fax (989) 831.5756
www.StantonOnline.com

STANTON CITY COMMISSION
Regular Meeting Agenda
September 22, 2020
7:00 PM

1. Call to Order

2. Pledge of Allegiance

3. Roll Call:

Mayor Lori Williams
Mayor Pro Tem
Vladimir Edelman
Commissioner Jane Basom

Commissioner Ray Holloway
Commissioner Michael Mazzola
Commissioner Charles Miel
Commissioner Mary Thomas

4. Approval of Agenda

5. Public Comments and/or Questions (Public Comments shall be limited to 3 minutes per person. A person wishing to address the Commission shall state their name and address for the official record. The Commission may at their discretion respond to comments and/or questions after all have been received.)

6. Standing Items

- a. Approval of commission meeting minutes of September 8, 2020
- b. Approval of bill payments for the month of September 2020 in the total amount of \$382,622.36.

7. Monthly Reports

- a. Stanton Police Department
- b. Stanton Public Works
- c. Clerk/Treasurer Report
- d. City Manager
 - i. Fair Housing Policy
 - ii. Excessive Force Policy

8. Public Hearing

- a. Mayor opens the public hearing to receive comment on the proposed Commercial Tax Exemption request.
- b. Mayor closes the public hearing.

9. New Business

- a. Consideration by City Commission to excuse the absence of Commissioner Mazzola from the scheduled regular meeting held on September 22, 2020.
- b. Consideration by City Commission of a resolution to grant a Commercial Tax Exemption in accordance with Public Act 255 of 1978.
- c. Consideration by City Commission to renew a contract with Republic Services for residential solid waste disposal services.
- d. Consideration by City Commission of proposed nominees for the 2020 Michigan Municipal League Liability & Property Pool Board of Directors.

10. Committee Reports

11. Public Comments

12. Commission Comments

13. Adjournment

**City of Stanton
Regular Meeting Minutes
August 25, 2020**

1. **Call to Order: Pledge of Allegiance** – The City of Stanton regular meeting was called to order via zoom conference video at 7:00p.m. by Mayor Lori Williams with the Pledge of Allegiance.
2. **Roll Call:** Mayor Lori Williams, Jane Basom, Vladimir Edelman, Ray Holloway, Michael Mazzola, Mary Thomas
Absent: Chuck Miel was having computer issue he joined the meeting at 7:32p.m.
3. **Approval of Agenda**
Motion made by Thomas second by Edelman to approve the agenda. Motion carried on a voice vote.
4. **Public Comments:** None
5. **Standing Items**
 - a. Motion made by Mazzola second by Edelman to approve the Regular Meeting Minutes of August 25, 2020 with the amendment to *New Business letter b. Motion made by Holloway second by Edelman to award the bid to CL Trucking & Excavating of Ionia, Michigan to complete construction activities related to the East Main Street Water Connection Project. Motion ~~tabled~~ passed on a voice vote.* Motion carried on a voice vote.
 - b. Motion made by Basom second by Edelman to approve the bills for September 2020 in the total amount of \$83,936.16. Motion carried on a voice vote.
 - c. Motion made by Edelman second by Thomas to accept the Revenue/Expenditure Report for the month of August. Motion carried on a voice vote.
6. **Monthly Reports**
 - a. Stanton Police Department
 - b. DPW Report
 - c. Clerk/Treasurer Financial Report
 - d. City Manager-the MSHDA mini-grant application period has been closed, 11 applications were turned in.
7. **Existing Business**
 - a. Motion made by Basom second by Edelman to not adopt a resolution establishing criteria for the determination of eligibility for commercial redevelopment district tax exemption certificates due to not being needed. Motion carried on a voice vote.
8. **New Business:**

- a. Motion made by Holloway second by Mazzola to accept the resignation of Ginger Gurecki from the Stanton Planning Commission. Motion carried on a voice vote.
- b. Motion made by Edelman second by Basom to set September 22, 2020 at 7:00p.m. as the date and time for the public hearing to consider the proposed tax exemption for Millard Furniture & Appliance, Inc. in the City of Stanton. Motion passed on a voice vote.
- c. Motion made by Holloway second by Mazzola to accept the proposal from Prein & Newhof to perform professional construction engineering services at a cost not to exceed \$4,500. Motion carried on a voice vote.
- d. Motion made by Edelman second by Basom to set a resolution to rezone parcels 59-053-550-028-10 & 59-053-148-001-10 from R-1, Single Family Residential to C-1, Central Business District and to amend the Official City of Stanton Zoning Map. Motion carried on a voice vote with Holloway voting no.

9. Committee Reports:

DDA-Saturday October 10, 2020 will be sidewalk sales downtown, we will be social distancing and asking that masks be worn, we are working on a Christmas decorating contest for businesses and residential homes with a community meeting at the Fire barn on October 15th at 6:00p.m., tree lighting ceremony is on hold right now, and the question was brought up about whether to have Halloween or not? It will be discussed at the next meeting and the commissioners asked City Manager Davis to contact the health department. Commissioner Miel was able to join the meeting at 7:32p.m. after computer difficulties.

10. Public Comments: None

11. Commission Comments:

Commissioner Mazzola reminded everyone about the police ceremony on October 9th at 3:00p.m. at the fire barn, good luck to Joe Patino, Bob Surdam and Destinee Bryce. City Manager Davis wished Deputy Clerk Racheal Winnie Good Luck this weekend for her upcoming wedding. Commissioner Basom asked if the cemetery and City Hall signs were ever put up? City Manager Davis responded that he will start working on it again.

12. Adjournment

Motion made by Miel second by Mazzola to adjourn meeting at 7:35p.m.
Motion carried on a voice vote.

Lori Williams, Mayor
Lori Braman, Clerk

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
09/08/2020	STANT	9374*	CITY OF STANTON	DUE TO PAYROLL CLEARING FUND	214.750	000	10,846.93
09/09/2020	STANT	9376	AMERITAS LIFE INSURANCE	INSURANCE	710.000	850	648.11
09/09/2020	STANT	9377	BLOOM SLUGGETT	PROFESSIONAL SERVICES	801.000	172	42.00
09/09/2020	STANT	9378	BUSY BEE'S CUSTOM EMBRODIERY	UNIFORMS	731.000	441	194.00
09/09/2020	STANT	9379	CASAIR INC	TELEPHONE	850.000	448	215.76
				INTERNET	851.000	448	215.76
				CHECK STANT 9379 TOTAL FOR FUND 101:			<u>431.52</u>
09/09/2020	STANT	9380*#	CONSUMERS ENERGY	UTILITIES	920.000	172	0.00
				STREET LIGHTS	920.000	448	1,064.79
				UTILITIES	920.000	448	149.74
				CHECK STANT 9380 TOTAL FOR FUND 101:			<u>1,214.53</u>
09/09/2020	STANT	9381	AUTO WARES GROUP OF COMPANIES	REPAIR, MAINTENANCE	775.000	301	109.00
09/09/2020	STANT	9383	HEVEL AUTOMOTIVE INC	REPAIR, MAINTENANCE	775.000	441	77.25
09/09/2020	STANT	9384	JOE KALINOWSKI	REPAIR, MAINTENANCE	775.000	301	38.00
09/09/2020	STANT	9385#	MICHIGAN FLEET FUELING SOLUTIONS	GAS	736.000	301	136.04
				GAS	736.000	441	367.07
				CHECK STANT 9385 TOTAL FOR FUND 101:			<u>503.11</u>
09/09/2020	STANT	9386	EVANS REPAIR	REPAIR, MAINTENANCE	775.000	441	1,197.92
09/09/2020	STANT	9387	SPECTRUM HEALTH MEDICAL GROUP	MISCELLANEOUS	956.000	441	64.00
09/09/2020	STANT	9389	MORRIS LAWN CARE AND SNOW REM	REPAIR, MAINTENANCE	775.000	441	29.68
09/09/2020	STANT	9390	O'CONNOR'S	UNIFORMS	731.000	441	562.48
09/09/2020	STANT	9392#	QUILL	MATERIALS AND SUPPLIES	726.000	172	97.49
				MATERIALS AND SUPPLIES	726.000	172	10.46
				MATERIALS AND SUPPLIES	726.000	301	97.49
				MATERIALS AND SUPPLIES	726.000	301	5.23
				MATERIALS AND SUPPLIES	726.000	441	5.23
				CHECK STANT 9392 TOTAL FOR FUND 101:			<u>215.90</u>
09/09/2020	STANT	9393	REPUBLIC SERVICES #239	REPAIR, MAINTENANCE	775.000	441	200.70

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CHECK DISBURSEMENT REPORT FOR CITY OF STANTON
CHECK DATE FROM 08/29/2020 - 09/16/2020

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
09/09/2020	STANT	9394#	ROLSTON HARDWARE	REPAIR/MAINTENANCE BUILDING	930.000	172	35.98
				REPAIR, MAINTENANCE	775.000	441	9.98
				CHECK STANT 9394 TOTAL FOR FUND 101:			<u>45.96</u>
09/09/2020	STANT	9395*#	STANTON HARDWARE CORP	REPAIR, MAINTENANCE	775.000	441	151.51
				REPAIR, MAINTENANCE	775.000	752	31.74
				CHECK STANT 9395 TOTAL FOR FUND 101:			<u>183.25</u>
09/09/2020	STANT	9396#	VERIZON WIRELESS	MATERIALS AND SUPPLIES	726.000	301	39.34
				TELEPHONE	850.000	448	53.95
				CHECK STANT 9396 TOTAL FOR FUND 101:			<u>93.29</u>
09/16/2020	STANT	9398	CITY OF STANTON	WATER/SEWER	921.000	448	110.81
09/16/2020	STANT	9399*#	CONSUMERS ENERGY	100 CEMETERY ST.	920.000	448	43.56
				225 S. CAMBURN ST.	920.000	448	296.51
				300 S. MILL ST.	920.000	448	144.92
				119 W. MAIN ST. #WTR	920.000	448	29.25
				119 S. COURT ST.	920.000	448	92.77
				117 S. LINCOLN ST.	920.000	448	79.55
				320 S LINCOLN ST	920.000	448	33.19
				421 E. MAIN ST.	920.000	448	60.82
				125 S. CAMBURN ST.	920.000	448	31.36
				CHECK STANT 9399 TOTAL FOR FUND 101:			<u>811.93</u>
09/16/2020	STANT	9402	EVANS REPAIR	REPAIR, MAINTENANCE	775.000	441	15.00
09/16/2020	STANT	9403	TRIGON ARMAMENT	MATERIALS AND SUPPLIES	726.000	301	49.96
				CAPITAL OUT LAY	981.000	301	1,500.00
				CHECK STANT 9403 TOTAL FOR FUND 101:			<u>1,549.96</u>
09/16/2020	STANT	9404	NORTH ARROW TECHNOLOGIES, INC	PROFESSIONAL SERVICES	801.000	721	500.00
09/16/2020	STANT	9405	MICHIGAN OFFICE SOLUTIONS, INC	PROFESSIONAL SERVICES	801.000	172	86.80
09/16/2020	STANT	9406*#	POSTMASTER	POSTAGE	727.000	172	152.35
				POSTAGE	727.000	721	12.65
				CHECK STANT 9406 TOTAL FOR FUND 101:			<u>165.00</u>
09/16/2020	STANT	9407#	VIEW NEWSPAPER GROUP	PRINTING AND PUBLISHING	900.000	102	236.90

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
				PROFESSIONAL SERVICES	801.000	721	165.30
				CHECK STANT 9407 TOTAL FOR FUND 101:			<u>402.20</u>
				Total for fund 101 GENERAL FUND			20,339.33

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 202 MAJOR STREET FUND							
09/08/2020	STANT	9374*	CITY OF STANTON	DUE TO PAYROLL CLEARING FUND	214.750	000	610.18
09/09/2020	STANT	9397	WEST MICHIGAN SWEEPER	RESURFACING & MAINTENANCE	755.000	463	750.00
Total for fund 202 MAJOR STREET FUND							1,360.18

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 203 LOCAL STREET FUND							
09/08/2020	STANT	9374*	CITY OF STANTON	DUE TO PAYROLL CLEARING FUND	214.750	000	610.18
09/09/2020	STANT	9388	MONTCALM COUNTY ROAD COMMISSION	RESURFACING & MAINTENANCE	755.000	463	28,300.82
Total for fund 203 LOCAL STREET FUND							28,911.00

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 590 SEWER FUND							
09/08/2020	STANT	9374*	CITY OF STANTON	DUE TO PAYROLL CLEARING FUND	214.750	000	967.32
09/09/2020	STANT	9380*#	CONSUMERS ENERGY	UTILITIES	920.000	536	0.00
09/09/2020	STANT	9382	FRONTIER	UTILITIES	920.000	536	310.05
09/09/2020	STANT	9391	PREIN & NEWHOF	SAMPLING	804.000	536	2,180.00
09/16/2020	STANT	9399*#	CONSUMERS ENERGY	1100 S, CAMBURN ST.	920.000	536	272.39
				300 W. WALNUT ST.	920.000	536	29.39
				507 W. MAIN	920.000	536	16.77
				507 W. MAIN ST.	920.000	536	201.50
				900 S. CAMBURN ST.	920.000	536	1,714.88
				717 N. CAMBURN ST.	920.000	536	76.49
				301 S. MILL	920.000	536	16.77
				301 S. MILL ST.	920.000	536	250.85
				CHECK STANT 9399 TOTAL FOR FUND 590:			<u>2,579.04</u>
09/16/2020	STANT	9406*#	POSTMASTER	POSTAGE	727.000	536	175.00
				Total for fund 590 SEWER FUND			6,211.41

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 591 WATER FUND							
09/08/2020	STANT	9374*	CITY OF STANTON	DUE TO PAYROLL CLEARING FUND	214.750	000	967.25
09/09/2020	STANT	9380*#	CONSUMERS ENERGY	UTILITIES	920.000	536	0.00
09/09/2020	STANT	9395*#	STANTON HARDWARE CORP	REPAIR, MAINTENANCE	775.000	536	26.34
09/16/2020	STANT	9399*#	CONSUMERS ENERGY	319 N. MILL ST.	920.000	536	32.44
				601 N. NEW ST.	920.000	536	751.32
				721 N. CAMBURN ST.	920.000	536	33.74
				CHECK STANT 9399 TOTAL FOR FUND 591:			<u>817.50</u>
09/16/2020	STANT	9406*#	POSTMASTER	POSTAGE	727.000	536	175.00
				Total for fund 591 WATER FUND			1,986.09

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 703 TAX ACCOUNT							
09/14/2020	TAX	3553	CORELOGIC	MISCELLANEOUS	956.000	000	959.43
09/16/2020	TAX	3554	GENERAL FUND	CITY181,204.19, INT 6.42, ADMIN 3200.68	818.000	000	184,411.29
09/16/2020	TAX	3555	CITY OF STANTON/RUSSELL HOUGHTON	MISCELLANEOUS	956.000	000	348.20
09/16/2020	TAX	3556	MONTCALM COUNTY TREASURER	COUNTY OPER. 58238.20, INT 2.06	820.000	000	58,240.26
				SET 79,852.33 INT 2.84	826.000	000	79,855.17
				CHECK TAX 3556 TOTAL FOR FUND 703:			<u>138,095.43</u>
				Total for fund 703 TAX ACCOUNT			323,814.35
			TOTAL - ALL FUNDS				382,622.36

'*'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE FUND
 '#'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE DEPARTMENT



225 S Camburn St.
 PO Box 449
 Stanton MI 48888
 Phone 989-831-4440 Fax 989-831-5756

9/22/2020 CASH SUMMARY BY ACCOUNTS FOR CITY OF STANTON
 FROM 8/1/2020 TO 8/31/2020
 FUNDS: 101, 703, 750
 CASH AND INVESTMENT ACCOUNTS

Fund Account	Description	Beginning Balance 8/1/2020	Total Debits	Total Credits	Ending Balance 8/31/2020
Fund 101 General Fund					
101-000-001	General Fund	\$424,340.35	\$40,206.29	\$89,028.78	\$473,162.84
202-000-001	Major Streets	\$403,368.21	\$3,003.47	\$9,268.60	\$409,633.34
203-000-001	Local Streets	\$340,627.84	\$4,077.95	\$4,716.49	\$341,266.38
590-000-001	Sewer Fund	\$351,541.75	\$18,614.34	\$23,959.16	\$356,886.57
591-000-001	Water Fund	\$462,333.90	\$14,162.32	\$25,055.24	\$473,226.82
	General Fund Total	\$1,982,212.05	\$80,064.37	\$152,028.27	\$2,054,175.95
Fund 703 Taxes					
703-000-001		\$16,289.69	\$105,395.87	\$104,358.19	\$15,252.01
Fund 750 Payroll					
750-000-001		\$5,380.56	\$30,269.01	\$30,241.86	\$5,353.41
	TOTAL – ALL FUNDS	\$2,003,882.30	\$215,729.25	\$286,628.32	\$2,074,781.37

Major Deposits

Date	Description	Amounts
08/5/20	Act 51	\$13,860.29
8/14/20	MML Dividend Distribution	\$1,621.00
8/14/20	2020 3 rd Property taxes	\$30,951.48
8/31/20	2020 4 th Property taxes	\$29,308.55
8/17/20	State of Michigan Returnable liquor license fees	\$1,498.75

Certificate of Deposits/chemflex/savings

Bank	Amounts
Isabella (4 CD'S)	\$559,924.42
Sidney (3 CD'S)	\$311,728.34
Chemical (6 CD'S)	\$351,376.32
Chemical (savings)	\$9,399.58
Isabella (savings)	\$100.24
Total	\$1,232,528.90

Reviewed by Lori Braman and Rachael Winnie



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Stanton, MI, 48888
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To: Mayor Williams & Stanton City Commission
From: Vester Davis, Jr., City Manager
Date: September 18, 2020
Subject: Monthly Report for September 2020

1. Crews from Prein & Newhof were out in the field this week performing soil borings for the Bradford Detention Basin Project. Staff is continuing to work through the environmental review and compliance portions of the partially Community Development Block Grant funded project.
2. Stanton received roughly \$8,000 from the Coronavirus Relief Local Government Grants Program. The program was created under 2020 Public Act 144. The purpose of the program was to provide Coronavirus Relief Funds to qualified local units to spend on eligible expenditures under the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136. The funding received by the city of Stanton has been deposited into the general fund to cover certain expenses incurred in response to the ongoing pandemic.
3. The annual mileage certification for Act 51 has been completed. The city of Stanton total road mileage is 11.21: Major – 2.73 and Local 8.48. Mileage certification is used to determine the types of roads that fall within a jurisdiction and amount of tax allocation received from the Michigan Transportation Fund.
4. Earlier this week I shared an important update concerning the residential garbage pickup for Stanton residents. Garbage collection will switch from Thursday to Friday beginning next Friday, September 25, 2020. According to Republic Services, this change is due to a major rerouting of customers within the region and other operational enhancements. Luckily we are switching to Friday instead of Wednesday, which would have been a lot more chaotic.

According to Republic Services, “The change from Thursday to Friday will not affect holidays or services delays any differently than those do today. If there is a holiday the truck will collect the next day, **in this case that day will now be Saturday**, for all residents in the City. There should never be a disruption / or / situation where the trash is ever delayed more than one day from Friday to Saturday.”

5. The Michigan Department of Environment, Great Lakes, and Energy (EGLE) has completed its exploratory groundwater and creek sampling project at the former

City of Stanton landfill. As expected there were detections of Perfluorooctanoic acid (PFOA) in the groundwater samples at the landfill. EGLE has indicated that it will transmit a copy of the final report of findings once it is ready. In the meantime, staff will review water connections in the immediate vicinity of the landfill to determine how those properties obtain their drinking water, well water or city water.

6. Water utility providers remain unable to shut off water customers due to non-payment. For the billing cycle of August there were a total of 34 accounts that would be currently shutoff for non-payment. Customers with extremely high water bills can contact our city offices to request a payment plan to get caught up on past due water bills.



CITY OF STANTON

TRICK OR TREAT HALLOWEEN 2020

Will Halloween be observed in the City of Stanton this year?

Yes!

Halloween is a nationally recognized holiday, not a City sanctioned event. Other than announcing the date & time, the City has no legal authority to cancel Halloween.

October 31, 2020 | 5:00 - 7:00 p.m.

- Practice social distancing
- Wear a mask (it is Halloween after all)
- Do not participate if you have COVID-19 or symptoms
- Follow CDC/Health Dept. recommendations

**CITY OF STANTON
MONTCALM COUNTY, MICHIGAN**

Ordinance # _____ of 2020

An Ordinance Prohibiting And Making Unlawful Discrimination In Housing And/Or Real Property Because Of Race, Color, Religion, Creed, National Origin, Ancestry, Sex, Or Disability In The City Of Stanton

The City of Stanton Ordains:

WHEREAS, the City of Stanton, Michigan desires to assure equal opportunity to all residents regardless of race, color, religion, creed, national origin or ancestry, sex, or disability, to live in decent, sanitary, and healthful living quarters; and,

WHEREAS, the 1963 Constitution of the State of Michigan provides as follows in Article I (Section 2) "...no person shall be denied the equal protection of the laws; nor shall any person be denied the enjoyment of his civil or political rights or be discriminated against in the exercise thereof because of religion, race, color or national origin..." (Section 4) "...The civil and political rights, privileges and capacities of no person shall be diminished or enlarged on account of his religious belief..." (Section 9) "...Neither slavery, nor involuntary servitude unless for the punishment of crime, shall ever be tolerated in this state..." and,

WHEREAS, the Congress of the United States has provided that "it is the policy of the United States to provide, within constitutional limitations, for fair housing throughout the United States" and has established by law the following provisions:

"...it shall be unlawful:

- a. To refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make available or deny, a dwelling to any person because of race, color, religion, sex, or national origin.
- b. To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith because of race, color, religion, sex, or national origin ..."

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF STANTON, MICHIGAN, AS FOLLOWS:

SECTION 1 - DECLARATION OF POLICY

- a. In furthering the policy of the State of Michigan as expressed in its Constitution and other Laws; in order that the safety and general welfare, peace and health of all the inhabitants of the City may be ensured, it is hereby declared the policy of the City of Stanton, Michigan, to assure equal opportunity to all residents, regardless of race, color, religion, national origin or ancestry, sex, creed, or physical disability to live in decent, sanitary, healthful, standard living quarters.

- b. It is the policy of the City of Stanton that no owner, lessee, sub-lessee, assignee, managing agent, or other person, firm or corporation having the right to sell, rent, lease (or otherwise control) any housing accommodation and/or real property within the City, or any agent of these shall refuse to sell, rent, lease, or otherwise deny to or withhold from any person or group of persons such housing accommodations and/or real property because of race, color, religion, national origin or ancestry, sex, creed, or disability of such person or persons or discriminate against any person or persons because of race, color, religion, national origin or ancestry, sex, creed or disability in the conditions, terms, privileges of the sale, rental or lease of any housing accommodation and/or real property or in the furnishing of facilities and/or services in connection therewith.

- c. Relocation shall be carried out in a manner that will promote maximum choice within the community's total housing supply; lessen racial, ethnic, and economic concentrations; and facilitate desegregation and racially inclusive patterns of occupancy and use of public and private facilities.

SECTION 2 - DEFINITIONS

Unless a different meaning clearly appears from the context, the following terms shall have the meaning as described in this SECTION and as used in this Ordinance.

- a. **DISCRIMINATE** - The terms "discriminate" or "discrimination" mean any difference expressed in any way toward a person or persons in the terms of the sale, exchange, lease, rental or financing for housing accommodation and/or real property in regard to such sale, exchange, rental, lease or finance because of race, color, religion, national origin or ancestry, sex, creed, or disability of such person.

- b. **HOUSING ACCOMMODATION** - The term "housing accommodation" includes any building, structure, or portion thereof which is used or occupied, maintained, arranged or designed to be used or occupied as a home, residence or sleeping place of one or more human beings, or any real estate so used, designed or intended for such use.

- c. **REAL PROPERTY** - The term "real property" means any real estate, vacant land, building, structure or housing accommodations within the corporate limits of the City of Stanton, Michigan.

- d. **REAL ESTATE BROKER** - The term "real estate broker" means any person, partnership, association, corporation and/or agent thereof, who for a fee or other valuable consideration offers, sells, purchases, exchanges or rents, or negotiates for the sale, purchase, exchange or rental of a housing accommodation and/or real property of another, or collects rental for the use of housing accommodation and/or real property of another.

- e. FINANCIAL INSTITUTION - The term “financial institution” means any person, institution or business entity of any kind which loans money to persons and receives as security for said loans a secured interest of any kind in the real property of the borrower.
- f. OWNER - An “owner” means any person/persons who hold legal or equitable title to, or own any beneficial interest in any real property or who hold legal or equitable title to shares of, or hold any beneficial interest in any real estate cooperative which owns any real property and/or housing accommodations.
- g. DECENT, SANITARY, HEALTHFUL STANDARD LIVING QUARTERS - “Decent, sanitary, healthful standard living quarters” is housing which is in sound, clean, and weather tight condition in conformance with applicable local, state, and national codes.

SECTION 3 - PROHIBITED ACTS

It shall be unlawful for any owner of real estate, lessee, sub-lessee, real estate broker or salesman, financial institution or employee of the financial institution, advertiser, or agent of any or all of the foregoing, to discriminate against any person or persons because of their race, color, religion, national origin or ancestry, sex, creed, or disability with regard to the sale, exchange or rental, or any dealing concerning any housing accommodation and/or real property.

In addition to the foregoing, it shall also be unlawful for any real estate broker or employee thereof, owner or other person, or financial institution dealing with housing or real property in the City of Stanton, Michigan:

- a. To discriminate against any person in the availability of or the price, terms, conditions, or privileges of any kind relating to the sale, rental, lease, or occupancy of any housing accommodation or real property in the City or in furnishing of any facilities or services in connection therewith.
- b. To publish or circulate, or cause to be published or circulated, any notice, statement or advertisement, or to announce a policy, or to use any form of application, for the purchase, lease, rental or financing of real property, or to make any record of inquiry in connection with the prospective purchase, rental or lease of such real estate, which expresses directly or indirectly any discrimination as to race, color, religion, national origin or ancestry, sex, creed or disability of any person.
- c. To discriminate in connection with lending money, guaranteeing loans, accepting mortgages or otherwise obtaining or making available funds for the purchase, acquisition, construction, rehabilitation, repair or maintenance of any housing accommodation and/or real property.
- d. To solicit for sale, lease, or listing for the sale or lease, of any housing accommodation and/or real property on the grounds of loss of value because of

the present or prospective entry into any neighborhood of any person or persons of any particular race, color, religion, national origin or ancestry, sex, creed, or disability.

- e. To distribute or cause to be distributed, written material or statements designed to induce any owner or any housing accommodation and/or real property to sell or lease his or her property because of any present or prospective change in the race, color, religion, national origin or ancestry, sex, creed, or disability of persons in the neighborhood.
- f. To make any misrepresentations concerning the listing for sale or the anticipated listing for sale or the sale of any housing accommodation and/or real property for the purpose of inducing or attempting to induce the sale or listing for sale of any housing accommodation and/or real property by representing that the presence or anticipated presence of persons of any particular race, color, religion, national origin or ancestry, sex, creed, or disability in the area will or may result in the lowering of property values in the block, neighborhood or area in which the property is located.
- g. For an owner to solicit any real estate broker to sell, rent or otherwise deal with such owner's housing accommodations and/or real property with any limitation on its sale based on race, color, religion, national origin or ancestry, sex, creed, or disability.
- h. For an owner to refuse to sell, rent, or otherwise deal with any housing accommodation and/or real property because of race, color, religion, national origin or ancestry, sex, creed, or disability of the proposed buyer or tenant.

SECTION 4 - PENALTY

Any person convicted of violating any of the provisions of this Ordinance shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than fifteen hundred dollars (\$1,500.00). Each day a violation continues shall constitute a separate violation. This Section shall in no way abrogate or impair the right of the City of Stanton, Michigan, to specifically enforce, by any legal means, any of the provisions of this Ordinance.

SECTION 5

That all Ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 6

That it is the intention of the City Commission of the City of Stanton, Michigan that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 7

That this Ordinance shall be known as Ordinance No. _____ of the City of Stanton, Michigan, and shall be in full force and effect from and after its passage, approval, recording, and publication in pamphlet form in accordance with law.

PASSED AND ADOPTED this _____ day of _____, _____ (year).

APPROVED BY ME this _____ day of _____, _____ (year).

Mayor

ATTEST:

City Clerk

(SEAL

Effective Date:

This Ordinance shall become effective upon expiration of thirty (30) days after a copy of this Ordinance or summary thereof appears in the local newspaper of general circulation. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

The above Ordinance was offered for adoption by City Commission Member _____ and was seconded by City Commission Member _____, the vote being as follows:

YEAS: _____

NAYS: _____

ABSENT / ABSTAIN: _____

ORDINANCE DECLARED ADOPTED.

CERTIFICATION

I hereby declare that the above is a true copy of an ordinance adopted by the City Commission for the City of Stanton at a regular Commission meeting held on _____, at City Hall, pursuant to the required statutory procedures.

Respectfully submitted,

By: Lori Braman
Stanton City Clerk

STANTON POLICE DEPARTMENT

POLICIES & PROCEDURES

TITLE: EXCESSIVE FORCE

POLICY# 4-5

AUTHORIZED SIGNATURE:

EFFECTIVE DATE 09-01-2020

A RESOLUTION OF THE CITY COMMISSION OF CITY OF STANTON, ADOPTING A POLICY PROHIBITING THE USE OF EXCESSIVE FORCE AGAINST NON-VIOLENT CIVIL RIGHTS DEMONSTRATORS.

WHEREAS the Congress of the United States has passed the Armstrong/Walker "Excessive Force" Amendment (Section104 (L)(1) of Title 1of the Housing and Community Development Act of 1974 as amended) prohibiting the use of excessive force by a local law enforcement agency against any individual engaged in nonviolent civil rights demonstration within its jurisdiction;

AND WHEREAS the City of Stanton has received a Michigan Community Development Block Grant and is required to comply with the Armstrong/Walker "Excessive Force" Amendment;

AND WHEREAS the use of excessive force against demonstrators may cause the CITY to lose it grant or eligibility for future federal grants;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF STANTON MICHIGAN:

It is POLICY of the CITY that the use of excessive force is prohibited by local law enforcement agencies against individuals engaged in lawful and nonviolent civil rights demonstrations within the City.

The City will adopt and enforce a policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within jurisdictions

The City Commission directs the Police Chief to implement this resolution by amending applicable police department procedures.

PASSED by the City Commission, City of Stanton, Michigan.

SIGNED BY: _____

TITLE _____

DATE: _____

ATTEST: _____

STATE USE ONLY		
Application Number	Date Received	LUCI Code

Application for Commercial Facilities Exemption Certificate

Issued under authority of Public Act 255 of 1978, as amended.

Read the instructions page before completing the application. **This application must be filed after a Commercial Redevelopment District is established.** The original application and required documents are filed with the clerk of the Local Governmental Unit (LGU).

PART 1: OWNER / APPLICANT INFORMATION (applicant must complete all fields)			
Applicant (Company) Name <i>Millard's Furniture & Appliance, Inc.</i>		NAICS or SIC Code	
Facility's Street Address <i>232 W. main St.</i>		City <i>Stanton</i>	State <i>MI</i>
Name of City, Township or Village (taxing authority) <i>City of Stanton</i>		County <i>Montcalm</i>	ZIP Code <i>48888</i>
<input checked="" type="checkbox"/> City <input type="checkbox"/> Township <input type="checkbox"/> Village		School District Where Facility is Located	
Date of Rehabilitation Commencement (mm/dd/yyyy)		Planned Date of Rehabilitation Completion (mm/dd/yyyy)	
Estimated Cost of Rehabilitation		Number of Years Exemption Requested (1-12) <i>12</i>	
Expected Project Outcomes (check all that apply)			
<input checked="" type="checkbox"/> Increase Commercial Activity <input checked="" type="checkbox"/> Retain Employment <input checked="" type="checkbox"/> Revitalize Urban Areas <input checked="" type="checkbox"/> Create Employment <input checked="" type="checkbox"/> Prevent Loss of Employment <input type="checkbox"/> Increase Number of Residents in Facility's Community			
No. of perm. jobs to be created due to facility's rehab. <i>5</i>	No. of perm. jobs to be retained due to facility's rehab. <i>5+ existing</i>	Number of construction jobs to be created during rehabilitation <i>120</i>	
Each year, the State Treasurer may approve 25 additional reductions of half the state education tax for a period not to exceed six years.			
<input checked="" type="checkbox"/> Check this box if you wish to be considered for this exclusion.			
PART 2: APPLICATION DOCUMENTS			
Prepare and attach the following items:			
<input checked="" type="checkbox"/> General description of the facility (year built, original use, most recent use, number of stories, square footage)		<input type="checkbox"/> Descriptive list of the fixed building equipment that will be a part of the facility	
<input checked="" type="checkbox"/> General description of the facility's proposed use		<input checked="" type="checkbox"/> Time schedule for undertaking and completing the facility's restoration, replacement or construction	
<input checked="" type="checkbox"/> General description of the nature and extent of the restoration, replacement, or construction to be undertaken		<input checked="" type="checkbox"/> Statement of the economic advantages expected from receiving the exemption	
<input checked="" type="checkbox"/> Legal description of the facility			
PART 3: APPLICANT CERTIFICATION			
Name of Authorized Company Officer (no authorized agents)		Telephone Number <i>(989) 831-8326</i>	
Fax Number <i>(989) 831-4932</i>		E-mail Address <i>pascake.millards@casair.net</i>	
Mailing Address <i>P.O. Box 877</i>		City <i>Stanton</i>	State <i>MI</i>
		ZIP Code <i>48888</i>	
<p><i>I certify that, to the best of my knowledge, the information contained herein and in the attachments is truly descriptive of the property for which this application is being submitted. Further, I am familiar with the provisions of Public Act 255 of 1978, as amended, and to the best of my knowledge the company has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local governmental unit and the issuance of a Commercial Facilities Exemption Certificate by the State Tax Commission.</i></p> <p><i>I further certify that this application relates to a program, when completed, will constitute a facility, as defined by Public Act 255 of 1978, as amended.</i></p>			
Signature of Authorized Company Officer (no authorized agents) <i>Greg Millard</i>		Title <i>owner</i>	Date <i>8/27/2020</i>

Millard's Furniture & Appliances, Inc.

232 W. Main St., P.O. Box 877

Stanton, MI 48888

Phone: (989)831-8326 Fax: (989)831-4932

pascale.millards@casair.net

General description of the facility (year built, original use, most recent use, number of stories, square footage):

The existing building was built in 1974 to accommodate a retail furniture, appliance, flooring and television store as well as appliance repair. The tv shop and the wood frame sections were added in 1984 to accommodate television repair and to accommodate a larger showroom.

Currently, it is still being used for the same retail space plus outdoor equipment sales and parts sales. It currently has 2 stories and is approximately 40,000 + square feet.

Millard's Furniture & Appliances, Inc.

232 W. Main St., P.O. Box 877

Stanton, MI 48888

Phone: (989)831-8326 Fax: (989)831-4932

millardfurniture@casair.net

General description of the facility's proposed use:

The addition will help to house our flooring department which we have outgrown.

It will house new appliance shipments so that we may be able to keep them all under one roof and have better inventory control.

It will serve as a staging area for the current days deliveries which will save time in locating pieces up for delivery.

It will allow us to better organize the existing building and allow better flow for customers visiting the store.

It will aid in bringing new business to the area as it will better accommodate the furnishings on display and provide a larger selection of items for customers to browse.

Millard's Furniture & Appliances, Inc.

232 W. Main St., P.O. Box 877

Stanton, MI 48888

Phone: (989)831-8326 Fax: (989)831-4932

pascale.millards@casair.net

General description of the nature and extent of the restoration, replacement, or construction to be undertaken.

We would like to add 10,000 square feet to the east end of the existing building and a large door to accommodate furniture, appliance & carpet deliveries so that we may be able to keep better inventory records.

Millard's Furniture & Appliances, Inc.

232 W. Main St., P.O. Box 877

Stanton, MI 48888

Phone: (989)831-8326 Fax: (989)831-4932

pascale.millards@casair.net

Legal description of the facility:

The legal description of the existing building is lots 1, 3 & 6.....also S. 56 ft. of lots 2 & 4, all of lot 5, ex S. 62.5 ft blk of 12 original plat of City of Stanton.

Millard's Furniture & Appliances, Inc.

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Phone: (989)831-8326 Fax: (989)831-4932

pascale.millards@casair.net

Time schedule for undertaking and completing the facility's restoration, replacement or construction:

The construction will begin as soon as we are approved to do so and will be completed by the end of the first quarter 2021.

Millard's Furniture & Appliances, Inc.

232 W. Main St., P.O. Box 877

Stanton, MI 48888

Phone: (989)831-8326 Fax: (989)831-4932

pascale.millards@casair.net

Statement of the economic advantages expected from receiving the exemption:

The economic advantages from receiving the exemption would be the ability to run more efficiently, better inventory controls, providing better service to our customers and additional employment opportunities.

**CITY OF STANTON
COUNTY OF MONTCALM, MICHIGAN
RESOLUTION #**

A RESOLUTION TO APPROVE A COMMERCIAL FACILITIES TAX EXEMPTION

WHEREAS, pursuant to PA 255 OF 1978, the City of Stanton legally established the Commercial Redevelopment District on August 25, 2020, after a public hearing held on August 25, 2020; and

WHEREAS, Millard's Furniture & Appliance, Inc. has filed a written request with the clerk of the City of Stanton requesting the establishment of the Commercial Redevelopment District for an area in the vicinity of 232 W. Main Street and 212 W. Main Street located in the city of Stanton, Michigan hereinafter described; and,

WHEREAS, the application was approved at a public hearing as provided by section 6(2) of Public Act 255 of 1978 on September 22, 2020; and that the district meets the requirements set forth in section 5 of PA 255 of 1978; and,

WHEREAS, Millard's Furniture & Appliance, Inc. is not delinquent in any taxes related to the facility; and

WHEREAS, the application is for commercial property as defined in section 3(3) of Public Act 255 of 1978; and

WHEREAS, the applicant Millard's Furniture & Appliance, Inc. has provided answers to all required questions under 6(1) of PA 255 of 1978 to the City of Stanton; and is not delinquent in any taxes related to the facility

WHEREAS, the City of Stanton requires that the construction, restoration or replacement of the facility shall be completed by April 1, 2021; and

WHEREAS, the commencement of the construction, restoration, or replacement of the facility did not occur more than 45 days prior to the filing of the applicant for exemption; and

WHEREAS, the commencement of the construction, restoration or replacement of the facility did not occur prior to the establishment of the Commercial Redevelopment District; and

WHEREAS, the application relates to a construction, restoration or replacement program which when completed constitutes a new, replacement or restored facility within the meaning of Public ACT 255 of 1978 and that is situated within a Commercial Redevelopment District established under Public Act 255 of 1978; and

WHEREAS, completion of the facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to increase commercial activity, retain employment in which the facility is situated; and

NOW, THEREFORE, BE IT RESOLVED, the Stanton City Commission of the City of Stanton finds and determines that the granting of the Commercial Facilities Exemption Certificates considered with the aggregate amount of certificates previously granted and currently in force under PA 255 of 1978, as amended, shall not have the effect of substantially impeding the operation of the City, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City.

The application from Millard's Furniture & Appliance, Inc. for a Commercial Facilities Exemption Certificate, with respect to an addition to its existing facility located at 232 W. Main Street, situated within the City of Stanton Central Business District, is approved.

The Commercial Facilities Exemption Certificate, when issued, shall remain in for force for a period of 12 years.

The City Clerk is authorized and directed to file a copy of this Resolution and any other required documentation with the State Tax Commission.

PRESENT: COMMISSIONERS:
NAYS: COMMISSIONERS:
YEAS: COMMISSIONERS:
ABSENT: COMMISSIONERS

RESOLUTION DECLARED _____

CERTIFICATION

I HEREBY CERTIFY, that they foregoing is a Resolution duly made and passed by the City Commission of the City of Stanton at their regular meeting held on September 22, 2020 at or around 7:00PM with a quorum present.

Lori Braman, City Clerk
City of Stanton

Date



225 S Camburn St
Stanton, MI, 48888
Phone (989) 831.4440
Fax (989) 831.5756
www.StantonOnline.com

MEMORANDUM

To: Mayor Williams & Stanton City Commission
From: Vester Davis Jr., City Manager
Date: September 16, 2020
Subject: Solid Waste Disposal Contract

The purpose of this memorandum is to share information with the City Commission on the existing solid waste disposal contract. The existing contract with Republic Services is due to auto renew in February of 2021.

BACKGROUND

In 2016, the City of Stanton executed a contract agreement with Republic Services formerly known as *Allied Waste* for solid waste disposal services. The purpose of this effort was to bring about uniformity within the city for residential solid waste disposal services. The initial contract term was set for five (5) years beginning March 1, 2016 with an auto renewal for an additional five years on February 29, 2021. The contract states, “**Prior to the 2021 renewal term either party may notify the other in writing (120-days prior to the renew date) indicating cause for which the contract shall not extend.**”

Staff is very pleased with how the contract has performed. However, good contract management involves communicating requested improvements and benchmarking services.

FIANACIAL IMPLICATIONS

The current fee for a 96-gallon cart for solid waste service in the city of Stanton is \$13.79. Bag customers pay \$1.79 per bag. Curbside recycling and yard waste removal services are not included in the contract. Staff’s participation in benchmarking survey has helped track the cost of several public services, including waste hauling. Results from a recent benchmark survey for residential pickup services are as follows:

Jan. 1, 2020	Monthly fee	Recycling	Yard Waste	Single Hauler
Durand	\$14.14	Yes	Yes	Yes
Grant	\$14.50	Yes	No	Yes
Jonesville	\$14.00	Yes	No	Yes
Hudsonville	\$13.68	Yes	No	No

Stanton	\$13.79	No	No	Yes
DeWitt	\$14.30	No	Yes	Yes
Reed City	\$16.40	No	Yes	Yes
Hart	\$21.90	Yes	No	Yes
Rockford	\$16.12	Yes	No	Yes
Norton Shores	\$27.42	Yes	Yes	No
Tecumseh	\$13.07	Yes	Yes	Yes
Springfield	\$16.30	Yes	Yes	Yes
Bronson	\$17.39	Yes	No	No
Ionia	\$11.60	Yes	No	Yes
St. Joseph	\$20.73	Yes	No	Yes
N Muskegon	\$17.00	No	No	No
Coldwater	\$15.00	Yes	No	Yes
L'Anse	\$14.00	No	No	Yes
Spring Lake	\$30.55	Yes	Yes	No
Clare	\$20.09	Yes	Yes	Yes
Roosevelt Park	\$13.49	Yes	Yes	Yes

CITY COMMISSION OPTIONS

Option 1. Remain with the current contractor Republic Services for an additional five-year term as referenced in the Solid Waste Disposal Contract.

Option 2. Direct staff to notify Republic Services in writing that the City of Stanton wishes to exercise its option to forego extending the existing contract, and will begin the process to accept bids for solid waste disposal services.

REQUEST

The Commission should direct staff on which option they feel is best for the residents of Stanton.

SOILD WASTE DISPOSAL CONTRACT

The City of Stanton, c/o Janet Davis, Clerk, 225 S Camburn Street, Stanton, Michigan, Hereinafter referred to as the "City", and the Contractor Allied Waste System, Inc. (DE) d.b.a. as Republic Services of Pierson located at 21545 Cannonsville Road Pierson, Michigan 49339, Hereinafter referred to as "Contractor" enter into this agreement on December 1, 2015.

Whereas, within the City there is presently in operation a trash and garbage pickup system which the Contractor begin to operate as of December 1, 2015; and

Whereas, the City desires to dispose of certain solid wastes accumulated from the City; and

Whereas, the City desires to enter into a contract to pickup, transport and dispose of solid waste; and

Whereas, Contractor is a Michigan corporation which operates and provides the said services; and

Whereas, the parties hereto intend that an independent contractor relationship will be created by this Contract and not an employer-employee relationship.

NOW, THEREFORE, the parties herein agree to the following:

1. Term. This Contract shall be effective for five (5) years beginning on March 1, 2016 and automatically renewing for an additional five (5) years on February 29, 2021. Prior to the 2021 renewal term either party may notify the other in writing (120-days prior to the renew date) indicating cause for which the contract shall not extend. This Contract shall become effective on the day of execution. Contract shall begin the service of transport and disposal of solid waste as set out by this agreement.
2. Compliance with Applicable Local, State and Federal Laws. The Contractor Shall comply with all applicable laws pertaining to collecting, transporting, loading and unloading, storing and disposal of solid wastes.

The City shall notify the Contractor, in written form, within ten (10) days whenever a notice or letter is received by the City pertaining to the collection, transporting, loading and unloading, storing or disposal of solid wastes. If the item of noncompliance pertains to the operations carried out by the Contractor under this Contract, the Contractor shall correct such noncompliance in a timely fashion or in accordance with the requirements of the notice of noncompliance received by the City.

If the Contractor fails to comply within a reasonable amount of time with the requirements of any notice of noncompliance, the city shall have the right to terminate this Contract. If the City fails to comply with the requirements of any notice of noncompliance and such noncompliance jeopardizes the operations carried out by the Contractor under this contract, the Contractor shall have the right to terminate this Contract without further liability. In the event the Contractor terminates the Contract in accordance with such right, the Contractor shall not be entitled to expectancy damages. The term expectancy damages, as used herein, shall be defined as expenses accrued by the Contractor resulting from the termination of this Contract by the Contractor.

3. Selection of Disposal Site. The solid waste disposal facility shall be licensed user NREPA Part 115, and any subsequent amendments thereof. In addition, the selection of a solid waste disposal facility shall be in accordance with the current Montcalm County Solid Waste Management Plan. The Contractor is responsible for delivery of solid waste to a site, which is legal and proper as required by Michigan Law.
4. Quality and Characteristics of Solid Waste. The Contractor shall be familiar with the nature of general refuse and should be anticipated hauling solid waste generated from residential, commercial and industrial sources. The City makes no guarantee as to the nature of the solid waste. The Contractor is expected to only transport those materials for which he is licensed and are in conformance with NREPA Part 115. Should the Contractor discover a material that is classified as hazardous, he should immediately notify the City and/or generator such that appropriate actions with the guidelines of the law may be taken.
5. Independent Contractor. The parties understand and agree that the Contractor, Republic Services of Pierson, is an independent contractor and not an employee of the City of Stanton.
6. Transporting Solid Waste. The Contractor shall transport solid waste with properly licensed vehicles by properly licensed drivers. All vehicles furnished by the Contractor used to transport solid waste shall be capable of meeting the licensing requirements of NREPA Part 115, as amended.

On a routine schedule, the Contractor shall inspect each Vehicles used to transport solid waste to assure that there are not leaks or spills from such transport vehicle. The Contractor shall be responsible for the cleanup of any spills that occur during the transportation of solid waste. No breach of Contract shall be declared if the Contractor shall have violated the provision of this section if he takes the necessary steps to correct an equipment problem or if the steps are taken so as to ensure future compliance with applicable law.

7. Hold Harmless. The Contractor agrees to indemnify and hold harmless the City of Stanton, its agents, employees or any other person against loss or expense, including attorney's fees, by reason of the liability imposed by the law upon the City, Except in cases of the City's sole negligence, for damage because of bodily injury, including death at any time resulting therefrom, sustained by any person or persons, or on account of damage to property arising out of or in consequence of this agreement, whether such injuries to persons or damage to property are due or claim to be due to any passive negligence of the City, its employee or agents or any other person. In the event such liability is caused by the joint negligence of the City and Contractor, liability shall be apportioned in accordance with the degree of negligence of the parties.

It is further understood and agreed that the Contractor shall (at the option of the City) defend the City of Stanton with appropriate counsel and shall further bear all costs and expenses, including the expense of counsel, in the defense of any suit arising hereunder.

8. Severability. If any term or provision of this Contract shall be found to be void or unenforceable, such finding shall be limited to such term or provision and shall not affect the enforceability of the remaining terms and provisions of this Contract.
9. Success and Assigns. The Contractor hereby binds itself, its successors, and assigns to the term of this Contract. The Contractor shall not assign, give, or transfer its interest in the Contract without prior written consent of the City.
10. Waiver. Failure to enforce any term or waiver of any violation of a term of this contract shall prevent the subsequent enforcement of any such term.
11. Notices. No waiver or notice shall be effective unless in writing. Notice shall be deemed sufficiently given when in writing and (a) when actually served on the party to be notified or when (b) placed in an envelope and directed to the party to be notified and sent by first class mail. Unless a change of address is provided, notices may be sent to the following addresses:

Clerk-Treasurer
City of Stanton
City Hall
225 S Camburn St
Stanton, Michigan 48888

Republic Service
21545 Cannonsville Rd.
Pierson, Michigan 49339

12. Additional Terms. This Contract shall void all other contracts. Additional terms may be added to this Contract in 5-year increments when agreed to by both parties.

13. Reservation of Right(s) to Modify. The City and the Contractor reserves the right to negotiate changes and modifications to refuse, recycling and billing system of the contract by mutual consent. Such discussion shall be established from any options originally listed in the Request For Proposal dated January 2, 2016 submitted by the Contractor.
14. Exclusive Agreement and License. The City hereby grants to Contractor and Contractor accepts an exclusive contract and license to provide the mixed refuse and recycling services described herein within the boundaries of the City, on the terms and conditions provided herein.
15. Adjustment in Service Fees. The Contractor and The City agree to a fixed 3.75% annually escalator in service fee.
16. Landfill and Recycling Processing Fees. The City agree to hear all reasonable requests for service modification from the Contractor based on landfill and recycling processing fees exceeding 3% annually. If the City so agrees a motion to modify the services fees shall be placed in front of the council for approval.
17. Changes in Law. Contractor may increase the rates for services as a result of (i) any increase in taxes, fees and other governmental charges, and(ii) certain increases in cost incurred by Contractor due to (a) any third party or municipal disposal facility being used, (b) changes in local, state, or federal rules, ordinances or regulations, and/or (c) changes in taxes, fees or other governmental charges (other than income or real property taxes). Any of the foregoing cost increases shall be retroactive to the effective date of such increase or change in cost. These changes will be pre-addressed to the Council of the City of Stanton during a regular council meeting prior to being instituted.
18. Other Terms. Other terms of this contract are given in the following documents, which documents are incorporated into this Contract, by reference:

Exhibit A / Pricing: Pricing for this agreement shall be set forth in **Exhibit A, Service Fee Index**, as attached and signed by both parties to this agreement. This document is titled Service Fee Index and becomes effective on March 1, 2016.

Exhibit B / Fuel Surcharge Guide: The price shall reflect a "fuel recovery charge surcharge" as shown in Exhibit B, which would be utilized in the event fuel costs are to exceed \$4.00 per gallon as set forth by the DOE Midwest report. This chart will be reviewed with the City Manager of the City of Stanton every 36-months and unless modified, by mutual agreement, will remain in effect for the term of this agreement.

Insurance Certificates: Shall be submitted and kept up to date by the Contractor

In WITNESS WHEREOF, the parties hereto have caused this Contract to be Executed on this 2nd day of December 2014.

WITNESS:

Mark Schiro

REPUBLIC SERVICES, INC.

By: [Signature]
Its: Brent Goodsell, Area President

Date:

11/26/16

WITNESS:

Krista Johnson

City of Stanton
A municipal corporation

By: [Signature]
Its: Janet Davis, Clerk/Treasurer

Date:

11/26/16

Jane Bass

By: [Signature]
Its: Monica Daws-Tissue, Mayor
MONICA DAWSTISSUE

Date:

1/26/16

**Service Fee Index
Exhibit A**

City of Stanton, Michigan


Effective Date **March 01, 2016**

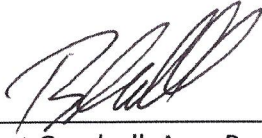
Republic Services Contract Group **234990**

Residential Refuse Bags **\$1.55 per bag.**

96-Gal. Refuse Cart / Subscription **\$11.90 per mo.**

*** Any cart services shall be invoiced directly to the resident.*

By: 
Its: ~~Monica Daws-Tissue, Mayor~~
Monica Daws
Date: 1/26/16

By: 
Its: Its: Brent Goodsell, Area President

Republic Services
Stanton Exhibit B - Fuel Recovery Fee Table
All Price Per Gallon Information From DOE

DOE Avg Price Per Gallon at Least:	Fuel Recovery Fee	DOE Avg Price Per Gallon at Least:	Fuel Recovery Fee	DOE Avg Price Per Gallon at Least:	Fuel Recovery Fee	DOE Avg Price Per Gallon at Least:	Fuel Recovery Fee
\$4.00	0.00%	\$4.40	1.20%	\$4.80	2.40%	\$5.20	3.60%
\$4.01	0.03%	\$4.41	1.23%	\$4.81	2.43%	\$5.21	3.63%
\$4.02	0.06%	\$4.42	1.26%	\$4.82	2.46%	\$5.22	3.66%
\$4.03	0.09%	\$4.43	1.29%	\$4.83	2.49%	\$5.23	3.69%
\$4.04	0.12%	\$4.44	1.32%	\$4.84	2.52%	\$5.24	3.72%
\$4.05	0.15%	\$4.45	1.35%	\$4.85	2.55%	\$5.25	3.75%
\$4.06	0.18%	\$4.46	1.38%	\$4.86	2.58%	\$5.26	3.78%
\$4.07	0.21%	\$4.47	1.41%	\$4.87	2.61%	\$5.27	3.81%
\$4.08	0.24%	\$4.48	1.44%	\$4.88	2.64%	\$5.28	3.84%
\$4.09	0.27%	\$4.49	1.47%	\$4.89	2.67%	\$5.29	3.87%
\$4.10	0.30%	\$4.50	1.50%	\$4.90	2.70%	\$5.30	3.90%
\$4.11	0.33%	\$4.51	1.53%	\$4.91	2.73%	\$5.31	3.93%
\$4.12	0.36%	\$4.52	1.56%	\$4.92	2.76%	\$5.32	3.96%
\$4.13	0.39%	\$4.53	1.59%	\$4.93	2.79%	\$5.33	3.99%
\$4.14	0.42%	\$4.54	1.62%	\$4.94	2.82%	\$5.34	4.02%
\$4.15	0.45%	\$4.55	1.65%	\$4.95	2.85%	\$5.35	4.05%
\$4.16	0.48%	\$4.56	1.68%	\$4.96	2.88%	\$5.36	4.08%
\$4.17	0.51%	\$4.57	1.71%	\$4.97	2.91%	\$5.37	4.11%
\$4.18	0.54%	\$4.58	1.74%	\$4.98	2.94%	\$5.38	4.14%
\$4.19	0.57%	\$4.59	1.77%	\$4.99	2.97%	\$5.39	4.17%
\$4.20	0.60%	\$4.60	1.80%	\$5.00	3.00%	\$5.40	4.20%
\$4.21	0.63%	\$4.61	1.83%	\$5.01	3.03%	\$5.41	4.23%
\$4.22	0.66%	\$4.62	1.86%	\$5.02	3.06%	\$5.42	4.26%
\$4.23	0.69%	\$4.63	1.89%	\$5.03	3.09%	\$5.43	4.29%
\$4.24	0.72%	\$4.64	1.92%	\$5.04	3.12%	\$5.44	4.32%
\$4.25	0.75%	\$4.65	1.95%	\$5.05	3.15%	\$5.45	4.35%
\$4.26	0.78%	\$4.66	1.98%	\$5.06	3.18%	\$5.46	4.38%
\$4.27	0.81%	\$4.67	2.01%	\$5.07	3.21%	\$5.47	4.41%
\$4.28	0.84%	\$4.68	2.04%	\$5.08	3.24%	\$5.48	4.44%
\$4.29	0.87%	\$4.69	2.07%	\$5.09	3.27%	\$5.49	4.47%
\$4.30	0.90%	\$4.70	2.10%	\$5.10	3.30%	\$5.50	4.50%
\$4.31	0.93%	\$4.71	2.13%	\$5.11	3.33%	\$5.51	4.53%
\$4.32	0.96%	\$4.72	2.16%	\$5.12	3.36%	\$5.52	4.56%
\$4.33	0.99%	\$4.73	2.19%	\$5.13	3.39%	\$5.53	4.59%
\$4.34	1.02%	\$4.74	2.22%	\$5.14	3.42%	\$5.54	4.62%
\$4.35	1.05%	\$4.75	2.25%	\$5.15	3.45%	\$5.55	4.65%
\$4.36	1.08%	\$4.76	2.28%	\$5.16	3.48%	\$5.56	4.68%
\$4.37	1.11%	\$4.77	2.31%	\$5.17	3.51%	\$5.57	4.71%
\$4.38	1.14%	\$4.78	2.34%	\$5.18	3.54%	\$5.58	4.74%
\$4.39	1.17%	\$4.79	2.37%	\$5.19	3.57%	\$5.59	4.77%

* The matrix will be adjusted accordingly (.03% for every \$.01) for fuel prices above or below the listed levels.



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Stanton, MI, 48888
Phone (989) 831.4440
Fax (989) 831.5756
www.StantonOnline.com

MEMORANDUM

To: Mayor Williams & Stanton City Commission
From: Vester Davis, Jr., City Manager
Date: September 18, 2020
Subject: Michigan Municipal League (MML) Liability & Property Pool 2020 Board of Directors Election

BACKGROUND

The City of Stanton is a member of the Michigan Municipal League's insurance program; therefore, the city is afforded the opportunity to participate in the election of the 2020 MML Board of Directors. The City Commission is asked to submit a ballot approving this year's candidates or direct that a write-in candidate be designated.

REQUEST

Administration is seeking direction from City Commission on the proposed nominees for the 2020 MML Board of Directors election.

FINANCIAL IMPLICATIONS

N/A

RECOMMENDATION

It is recommended that the City Commission advise the City Manager of its desires with regards to the ballot proposal and authorize the submission of the ballot accordingly prior to November 5.

ATTACHMENTS

- MML Memo, Candidate Profile, and Ballot

 michigan municipal league
Liability & Property Pool

1675 Green Road
Ann Arbor, MI 48105-2530

T 734.662.3246
800.653.2483
F 734.662.8083
mml.org

To: Members of the MML Liability & Property Pool
From: Michael J. Forster, Fund Administrator
Date: September 14, 2020
Subject: Pool Director Election

Dear Pool Member:

Enclosed is your ballot for this year's Board of Directors election. Two (2) incumbent Directors have agreed to seek re-election and two (2) appointees are seeking election to their first term. You also may write in one or more candidates if you wish.

A brief biographical sketch of the candidate is provided for your review.

I hope you will affirm the work of the Nominating Committee by returning your completed ballot in the enclosed return envelope, no later than November 5. You may also submit your ballot online by going to www.mml.org. Click on *Insurance*, then *Liability & Property Pool*; the link to the ballot form is in the yellow banner.

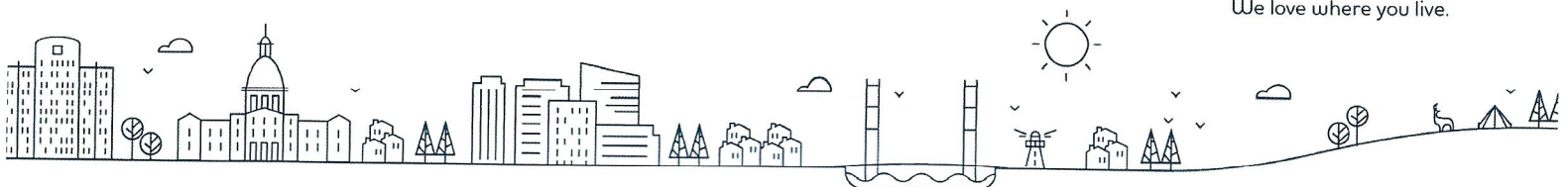
The MML Liability & Property Pool is owned and controlled by its members. Your comments and suggestions on how we can serve you better are very much appreciated. Thank you again for your membership in the Pool, and for participating in the election of your governing board.

Sincerely,



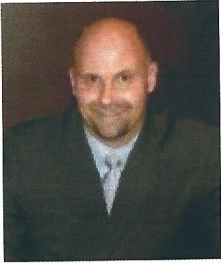
Michael J. Forster
Pool Administrator
mforster@mml.org

We love where you live.



THE CANDIDATES

Three-year terms beginning January 1, 2021



George Bosanic, City Manager, City of Greenville

George has more than 25 years' experience as a municipal official. He is a past president of the Greenville Rotary, winner of the Community Spirit Collaboration Award and a founding board member of the Montcalm County Big Brothers/Big Sisters Organization. He is a member of the Michigan Local Government Management Association and International City Management Association. He also served as Trustee for the MML Workers' Compensation Fund program from 2006 – 2018. George is seeking election to his first term.



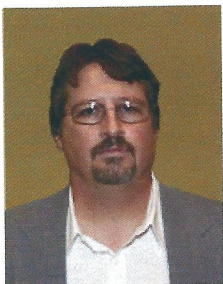
Melissa Johnson, Mayor, City of Chelsea

Melissa is the Mayor of the City of Chelsea and has more than six years' experience as a municipal official. Prior to becoming mayor, she served as a city council member and planning commissioner. Melissa is an attorney who has practiced in the areas of criminal and civil law. She is active in the Southeast Michigan Council of Governments as well as several other local and regional community and civic organizations. Melissa is seeking election to her first term.



Sue Osborn, Mayor, City of Fenton

Sue has more than twenty-nine years' experience as a municipal official, serving as the mayor in the City of Fenton for the last sixteen. She was appointed to Fenton's city council in 1985 and has been a continuous member since that time. Prior to her council service, she was a member of the Planning Commission from 1978-1985. Sue is a member of the Michigan Association of Mayors and is also active in several local and regional civic organizations. Sue is seeking re-election to her third term.



David Post, Village Manager, Village of Hillman

Dave has more than twenty-one years' experience as a municipal official, serving as the manager in the Village of Hillman. Dave is a past member of the Michigan Municipal League Board of Trustees and several MML committees. He is currently a member of the Northeast Michigan Council of Governments board, Hillman Community Radio board and the North Eastern Michigan Rehabilitation and Opportunity Center (NEMROC) board. Dave is also active in several local and regional civic organizations. Dave is seeking re-election to his third term.

Michigan Municipal League
Liability & Property Pool

OFFICIAL BALLOT - 2020

Vote for four Directors by marking the line to the left of the name for three-year terms beginning January 1, 2021.

____ George Bosanic, Appointee
Manager, City of Greenville

____ Melissa Johnson, Appointee
Mayor, City of Chelsea

____ Sue Osborn, Incumbent
Mayor, City of Fenton

____ Dave Post, Incumbent
Manger, Village of Hillman

Write-in Candidate

I hereby certify that:

(Municipality/Agency)

by action of its governing body, has authorized its vote to be cast for the above persons to serve as Director of the Michigan Municipal League Liability and Property Pool.

Official Signature

Date:

Ballot deadline:
November 5, 2020