

The following is an unapproved draft of the minutes taken at the rescheduled regular meeting held on Wednesday, January 8, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, JANUARY 8, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Dr. Doug Carr, Pastor, Gateway Church of God

Commissioners present: Austermann, Mayer, Murphy, Haas, Littman, Harmon, Vice-Mayor Lampe, Mayor Sunday-Horstman
Commissioners absent: Ludders

Also present: City Manager, City Attorney, Assistant City Manager, City Engineer, Chief of Police, Director of Economic Development, Electric Department Superintendent, Department of Public Works Superintendent, City Clerk

Moved by Comm. Littman and seconded by Comm. Harmon to approve the minutes from the previously scheduled rescheduled regular meeting on December 18, 2002 as presented.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Harmon to approve the minutes from the previously scheduled work session on December 18, 2002 as presented.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

A Public Hearing was held to consider vacating Clark Street.

Moved by Comm. Lampe and seconded by Comm. Austermann to adjourn the Public Hearing until a later date.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Harmon to consider this the second reading and approval of an Ordinance to Amend Chapter 70 of the City of Sturgis Code of Ordinances by adopting by reference the Michigan Vehicle Code.

**AMENDMENT TO
CHAPTER 70: TRAFFIC ADMINISTRATION**

An Ordinance to Amend Chapter 70 of the City of Sturgis Code of Ordinances by adopting by reference the Michigan Vehicle Code and to provide for an effective date of this Ordinance.

WHEREAS, the legislature of the State of Michigan authorized the Director of the Department of the State Police to promulgate a uniform traffic code for traffic administration by

cities, townships and villages; and

WHEREAS, Michigan Compiled Law 257.951 requires that penalties for sections of the Uniform Traffic Code must be consistent with penalties for the same offense as it appears in the Michigan Vehicle Code; and

WHEREAS, sections of the Michigan Vehicle Code have been amended and/or adopted to provide for offenses and/or penalties that are not provided for in the Uniform Traffic Code; and

WHEREAS, the Uniform Traffic Code has recently been amended to delete any sections redundant with sections of the Michigan Vehicle Code; and

WHEREAS, the City of Sturgis has previously adopted by reference the Uniform Traffic Code as permitted by Michigan Compiled Law 257.951; and

WHEREAS, the legislature of the State of Michigan in Public Act No. 60 of 1999 amended Michigan Compiled Law 117.3 and authorized cities such as Sturgis to adopt by reference the Michigan Vehicle Code being Public Act No. 300 of 1949, Michigan Compiled Laws 257.1 to 257.923 with the limitation that cities such as Sturgis may not enforce any provision adopted by reference for which the maximum period of imprisonment is greater than 93 days; and

WHEREAS, the City Commission has determined that it is in the best interest of the residents of the City to adopt the Michigan Vehicle Code as well as the Uniform Traffic Code:

NOW, THEREFORE, the City of Sturgis, St. Joseph County, Michigan ordains:

Chapter 70 of the Ordinances of the City of Sturgis is hereby amended by adding sections 70.04 through 70.07, effective as of February 3, 2003.

Section 70.04 Code Adopted

The Michigan Vehicle Code, 1949 PA 300, MCL 257.1 to 257.923 is adopted by reference.

Section 70.05 References In Code

References in the Michigan Vehicle Code to "local authorities" shall mean the City of Sturgis.

Section 70.06 Penalties

The penalties provided by the Michigan Vehicle Code are adopted by reference, provided, however, that the city may not enforce any provision of the Michigan Vehicle Code for which the maximum period of imprisonment is greater than 93 days.

Section 70.07 Repeal

Any city ordinances previously adopted that have provisions similar to those in the Michigan Vehicle Code are hereby repealed.

The city clerk shall publish this ordinance in the manner required by law and shall publish a notice that a complete copy of the code is available to the public at the office of the clerk for inspection.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

Discussion was held on the proposed cemetery rates.

Moved by Comm. Lampe and seconded by Comm. Mayer to amend the City of Sturgis cemetery rates as presented, effective March 1, 2003.

Voting yea: Murphy, Mayer, Lampe

Voting nay: Harmon, Littman, Haas, Sunday-Horstman

Abstain: Austermann

Absent: Ludders

MOTION DEFEATED

City Staff and the Cemetery Board will continue to review cemetery rates.

Moved by Comm. Austermann and seconded by Comm. Harmon to authorize the City Manager to proceed with the budgeted purchase of two 2003 Ford Crown Victoria patrol vehicles through the Michigan State Extended Purchase Program, Michigan Contract #071B1001623 at a cost of \$22,475.00 per vehicle.

Voting yea: Murphy, Mayer, Harmon, Lampe, Haas, Littman, Austermann, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Lampe and seconded by Comm. Austermann that the Sturgis City Commission in accordance with our contract for transmission services with American Electric Power (AEP) authorize the City Manager to join PJM Interconnection, L.L.C. at a cost of \$5,000.

Voting yea: Murphy, Mayer, Harmon, Lampe, Haas, Littman, Austermann, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman that the City bills in the amount of \$965,707.07 be paid.

Voting yea: Murphy, Mayer, Harmon, Lampe, Haas, Littman, Austermann, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon that the Hospital bills in the amount of \$2,088,797.21 be ratified.

Voting yea: Murphy, Mayer, Harmon, Lampe, Haas, Littman, Austermann, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Austermann to accept the resignations of John McKillen from the Employee's Retirement System Board, Richard Provencher from the Sturgis Housing Commission, and Ron Roth from the Auditorium Board, and to send a letter of recognition thanking them for their service.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

The IFEC Committee will meet at Sturgis Tool & Die on January 21, 2003 at 4:00 pm for a plant tour.

Moved by Comm. Lampe and seconded by Comm. Harmon to adjourn the meeting.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

The meeting was adjourned at 8:23 p.m.

Kenneth D. Rhodes, City Clerk

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, January 22, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, JANUARY 22, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Reverend Chris Knight, Pastor, Sturgis Missionary Church

Commissioners present: Mayer, Murphy, Ludders, Haas, Littman, Harmon, Vice-Mayor
Lampe, Mayor Sunday-Horstman

Commissioners absent: Austermann

Also present: City Manager, City Attorney, City Engineer, Chief of Police, Director of
Economic Development, Electric Department Superintendent, City Clerk

Moved by Comm. Harmon and seconded by Comm. Littman to approve the minutes from the
previously scheduled work session on January 8, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Littman to approve the minutes from the
previously scheduled regular meeting on January 8, 2003 as amended with the change of the IFEC
tour from Sturgis Tool & Die to Sturgis Iron & Metal.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Littman to approve the minutes from the
previously scheduled special meeting with the City of Sturgis Economic Development Corporation
on January 9, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Electric Department Superintendent John Griffith commended Kirk Easterday and Lori Starks for
their assistance with an elderly citizen.

Chief of Police Alli explained that the Michigan Liquor Control Commission has not yet notified
his department of any recent liquor license transfers.

A Public Hearing was held on issuing an IFEC to Sturgis Iron & Metal, Inc.

Moved by Comm. Murphy and seconded by Comm. Mayer that an Industrial Facilities Exemption Certificate not to exceed \$832,000.00 be awarded to for a period of twelve (12) years, beginning on January 1, 2004 and an ending date of December 31, 2015, and that the following resolution be adopted:

RESOLUTION

WHEREAS, Sturgis Iron & Metal, Inc. in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to Sturgis Iron & Metal, Inc., and

WHEREAS, on May 14, 1975 the City Commission established the Industrial Development District for the industrial property of Sturgis Iron & Metal, Inc. and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of Sturgis Iron & Metal, Inc. for an “Industrial Facilities Exemption Certificate”.

Voting yea: Seven

Voting nay: None

Abstain: Haas

Absent: Austermann

RESOLUTION ADOPTED

Moved by Comm. Harmon and seconded by Comm. Ludders to award the bid for HVAC preventative maintenance for the City Hall/Library, Maple Towers, and Police Station buildings to Industrial Piping and Maintenance, Sturgis, MI, in the bid amount not-to-exceed \$4,906.00 and labor rates of \$63.00 for straight time and \$87.00 for overtime.

Voting yea: Mayer, Murphy, Ludders, Haas, Littman, Harmon, Lampe, Sunday-Horstman

Voting nay: None

Absent: Austermann

MOTION CARRIED

<p>Moved by Comm. Haas and seconded by Comm. Littman to authorize the City Manager to purchase one street light mold at a cost not-to-exceed \$12,743.00 from Star Glas, Bremen, IN.</p> <p>Voting yea: Mayer, Murphy, Ludders, Haas, Littman, Harmon, Lampe, Sunday-Horstman Voting nay: None Absent: Austermann MOTION CARRIED</p>	
<p>Moved by Comm. Lampe and seconded by Comm. Ludders to designate the City of Sturgis City Manager as Pool Representative who is responsible for voting for Pool Directors or bylaw revisions, and executing other member responsibilities.</p> <p>Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED</p>	
<p>Moved by Comm. Littman and seconded by Comm. Harmon to authorize the payment of the City bills in the amount of \$756,023.22, as presented.</p> <p>Voting yea: Mayer, Murphy, Ludders, Haas, Littman, Harmon, Lampe, Sunday-Horstman Voting nay: None Absent: Austermann MOTION CARRIED</p>	
<p>Moved by Comm. Littman and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,261,232.27, as presented.</p> <p>Voting yea: Mayer, Murphy, Ludders, Haas, Littman, Harmon, Lampe, Sunday-Horstman Voting nay: None Absent: Austermann MOTION CARRIED</p>	
<p>Chief of Police Alli and Comm. Haas commended Officer Smith on his involvement in the D.A.R.E. program.</p>	
<p>Moved by Comm. Lampe and seconded by Comm. Littman to adjourn the meeting.</p> <p>Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED</p>	

The meeting was adjourned at 8:20 p.m.

Kenneth D. Rhodes, City Clerk

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, February 12, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, FEBRUARY 12, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Reverend Steve Ruger, Church of Christ

Commissioners present: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon,
Mayor Sunday-Horstman

Commissioners absent: Vice-Mayor Lampe

Also present: City Manager, Assistant City Manager, City Attorney, City Engineer,
Police Sergeant/Detective, Director of Economic Development, Electric Department
Superintendent, Director of Parks and Recreation, City Clerk

Moved by Comm. Ludders and seconded by Comm. Haas to approve the minutes from the
previously scheduled work session on January 22, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Lampe MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to approve the minutes from the
previously scheduled regular meeting on January 22, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Lampe MOTION CARRIED

Mayor Sunday-Horstman presented Chief Mike Houck and members of the City of Sturgis Fire
Department a "Beyond the Call of Duty" Proclamation for their kindness and assistance for the Sias
family.

Mayor Sunday-Horstman presented a "One in a One Hundred" Proclamation for children afflicted
with Congenital Heart Defects.

Moved by Comm. Harmon and seconded by Comm. Haas that the Sturgis City Commission award
the bid for the diesel plant roof to Allied Roof and Siding Company, Grand Rapids, MI in the base
bid amount of \$82,760.00, plus \$1,550.00 for an extended warranty.

**Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Sunday-
Horstman Voting nay: None Absent: Lampe MOTION CARRIED**

Moved by Comm. Haas and seconded by Comm. Austermann that the Sturgis City Commission approve the Agreement between the City of Sturgis and R.W. Armstrong & Associates, Inc. for the Kirsch Municipal Airport Layout Plan Update, in accordance with attachment "E", and authorize the City Manager to sign this Agreement, contingent upon the approval of the Agreement funding by the Michigan Aeronautics Commission.

Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None **Absent: Lampe** **MOTION CARRIED**

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$1,389,619.61, as presented.

Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None **Absent: Lampe** **MOTION CARRIED**

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,922,552.88, as presented.

Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None **Absent: Lampe** **MOTION CARRIED**

City Attorney informed the commission that the City has been sued related to a property purchased at 803 W. West.

City Attorney informed the commission that the City has been sued on a wrongful arrest charge.

City Attorney explained the processes that the commission may undertake for filling a vacancy on the City Commission. He explained that if there is no specific charter provision, then the Fourth Class Cities Act would be relied upon. He said that the vacancy may be filled with an appointment by the City Commission or a special election.

Discussion was held on the different options for replacing Comm. Murphy upon his retirement.

Moved by Comm. Haas and seconded by Comm. Austermann to seek applications from residents of the 2nd Precinct and for the Sturgis City Commission to appoint a commissioner of the 2nd Precinct by March 12, 2003, and set a deadline for receipt of applications for the position by March 7, 2003 by 12:00 p.m. (Noon).

Voting yea: Austermann, Ludders, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: Mayer **Abstain: Murphy** **Absent: Lampe** **MOTION CARRIED**

The Sturgis City Commission will hold a planning session on March 15, 2003 at 8:00 a.m., at a location to be determined at a later date.

Moved by Comm. Haas and seconded by Comm. Ludders to cancel the regular City Commission meeting on March 26, 2003 at 7:30 p.m. and to consider the March 15, 2003 planning session as the second required meeting in March.

Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None **Absent: Lampe** **MOTION CARRIED**

The Sturgis City Commissioners thanked Assistant City Manager Michael Hughes for his years of service and wished him luck in his future endeavors.

Moved by Comm. Ludders and seconded by Comm. Mayer to adjourn the meeting.

Voting yea: Eight Voting nay: None Absent: Lampe MOTION CARRIED

The meeting was adjourned at 8:40 p.m.

Kenneth D. Rhodes, City Clerk

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, February 26, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, FEBRUARY 26, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Pastor Randy Wojciechowski, Grace Christian Fellowship

Commissioners present: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon,
Vice-Mayor Lampe, Mayor Sunday-Horstman

Commissioners absent: None

Also present: City Manager, City Attorney, City Engineer, Chief of Police, Director of
Economic Development, Electric Department Superintendent, Downtown Development
Authority Director, City Clerk

Moved by Comm. Littman and seconded by Comm. Austermann to approve the minutes from the
previously scheduled work session on February 12, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Harmon to approve the minutes from the
previously scheduled regular meeting on February 12, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Comm. Austermann explained that he will be meeting with the City Manager, Chief of Police, and
the Fire Chief on the report of the Ambulance Committee.

Police Chief Alli explained to the City Commission that the Sturgis Police Department received the
Michigan Association of Chiefs of Police Award for Excellence in Traffic Safety.

Doug Fisher, Prosecutor for St. Joseph County, introduced himself to the Sturgis City Commission.

Moved by Comm. Lampe and seconded by Comm. Harmon to approve the proposed cemetery rates
as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Mayor Sunday-Horstman asked for nominations to fill the vacancy for an alternate member to the Zoning Board of Appeals.

Comm. Haas nominated Jessica Lynn Kielkopf. Comm. Austermann seconded the nomination

Moved by Comm. Murphy and seconded by Comm. Harmon to close the nominations and for the Sturgis City Commission to cast a unanimous ballot for Jessica Lynn Kielkopf to the Zoning Board of Appeals as an alternate member, for a term to expire in May 2006.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Ludders to set a Public Hearing date of March 12, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall for consideration of an Industrial Facilities Exemption Certificate to Vulcan Industries, Inc.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

The IFEC Committee will meet at 4:00 p.m. on March 4, 2003 at Vulcan Industries, Inc. for a tour of the facilities.

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$1,382,499.13, as presented.

Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Lampe, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,323,600.63, as presented.

Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Lampe, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Police Chief Alli explained that a new police officer, Matthew Allen, was hired to replace an officer who resigned.

Police Chief Alli explained that his department has begun the required investigation regarding the transfer of a liquor license to Maplecrest Plaza.

Moved by Comm. Lampe and seconded by Comm. Harmon to reschedule the Sturgis City Commission planning meeting from March 15, 2003 to March 18, 2003 at 5:30 p.m. at the Sturges-Young Auditorium.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Lampe and seconded by Comm. Littman to authorize the Finance Committee to authorize the payment of the City bills and ratification of the Hospital bills, which would normally be prepared for the canceled March 26, 2003 regular City Commission meeting, at their meeting on March 25, 2003.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Ludders that the Sturgis City Commission will nominate the new 2nd Precinct Commissioner at the March 12, 2003 regular City Commission meeting, for their appointment to be effective on April 1, 2003.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Lampe and seconded by Comm. Ludders to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

The meeting was adjourned at 8:10 p.m.

Kenneth D. Rhodes, City Clerk

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, March 12, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, MARCH 12, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Doug Carr, Gateway Church of God

Commissioners present: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon,
Vice-Mayor Lampe, Mayor Sunday-Horstman
Commissioners absent: None

Also present: City Manager, City Attorney, City Engineer, Chief of Police, Director of
Economic Development, Electric Department Superintendent, Director of Parks and
Recreation, City Clerk

Moved by Comm. Harmon and seconded by Comm. Murphy to approve the minutes from the
previously scheduled work session on February 26, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Lampe and seconded by Comm. Austermann to approve the minutes from the
previously scheduled regular meeting on February 26, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Michael Vance and Michael Wilson of Norman & Paulsen provided a review of the City of Sturgis
Financial Audit of September 30, 2002.

Laura Kay, Riverside Health Clinic, explained that they will have an open house on March 13,
2003 from 12:00 p.m. through 7:00 p.m. at the clinic's location in Riverside Church, 207 E.
Michigan, Three Rivers, MI. She also provided the Sturgis City Commission with an overview of
the clinic's operations and goals.

Christine Kirsch, representing the Doyle Board, commended the Doyle staff on their efforts
towards the remodeling of the facilities.

Mayor Sunday-Horstman read the resignation letter from Commissioner William Murphy, 2nd
Precinct Commissioner, which will take effect on March 31, 2003.

Mayor Sunday-Horstman asked for nominations for appointment of a new 2nd Precinct Commissioner.

Commissioners thanked the three applicants for their interest and encouraged them to continue their civic involvement.

Comm. Harmon nominated Lois Ware, 802 Gateway Village, Apt. C.

Comm. Austermann nominated Paul Smith, 122 S. Orange. Comm. Lampe seconded the nomination.

Comm. Littman nominated Kurt Esseltine, 512 S. Jefferson.

Mayor Sunday-Horstman explained that Comm. Murphy will not be voting on the appointment, based on a Michigan Attorney General opinion, given his position as the current 2nd Precinct Commissioner who will be vacating that seat.

Mayor Sunday-Horstman asked for any public comments of the appointment of a 2nd Precinct Commissioner.

Mayor Sunday-Horstman closed the nominations for 2nd Precinct Commissioner.

Commissioners completed paper ballots naming the candidate of their choice.

City Clerk Kenneth Rhodes counted the ballots showing Kurt Esseltine with one vote, Paul Smith with five votes, and Lois Ware with two votes.

Moved by Comm. Littman and seconded by Comm. Ludders that the Sturgis City Commission appoint Paul Smith as 2nd Precinct Commissioner, to fill the unexpired term of William Murphy, effective April 1, 2003.

Voting yea: Eight

Voting nay: None

Abstain: Murphy

MOTION CARRIED

A Public Hearing was held on an IFEC to Vulcan Industries, Inc.

Moved by Comm. Murphy and seconded by Comm. Austermann to adopt the resolution awarding an Industrial Facilities Exemption Certificate, not-to-exceed \$2,037,880.00, be awarded to Vulcan Industries, Inc., for a period of twelve (12) years, beginning on January 1, 2004 and an ending date of December 31, 2015, and that the resolution be adopted as presented.

RESOLUTION

WHEREAS, Vulcan Industries, Inc. in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to Vulcan Industries, Inc., and

WHEREAS, on March 27, 1985 the City Commission established the Industrial Development District for the industrial property of Vulcan Industries, Inc. and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of Vulcan Industries, Inc. for an "Industrial Facilities Exemption Certificate".

Voting yea: Nine

Voting nay: None

RESOLUTION ADOPTED

Moved by Comm. Ludders and seconded by Comm. Haas to set a Public Hearing for a request of use of C.D.B.G. revolving loan funds by Vulcan Industries, Inc., on April 9, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Harmon to approve the request from the Michigan Antique Model Airplane Club to hold their Summer Contest on Saturday, June 14th and Sunday, June 15th subject to the four conditions listed in the Sturgis Airport Advisory Committee minutes of April 17, 2001, and on the condition that they provide the required insurance and that they appropriately name the City of Sturgis as a payee for such insurance.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Lampe and seconded by Comm. Ludders to award the bid from Scrub-A-Home, Inc., Saline, MI for the exterior cleaning of the 1.5 million gallon elevated water storage tank for the amount of \$5,750.00.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Littman to award the bid from Midway Industrial Sales, Sturgis, MI for replacement oil filter housings and filter media at the diesel plant in the amount of \$7,916.55.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Haas to approve the request from Sturgis Iron and Metal to change the City of Sturgis Primary Power, off-peak hour electrical rates (PP), from the time period of 8 p.m. to 6 a.m. to the time period of 6 p.m. to 6 a.m., effective March 31st, 2003.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Littman to award the bid for labor, plant materials, and installation of the Spring 2003 Tree Planting Project (25 trees) to The Idriss Company, Sturgis, MI at a lump sum price of \$5,125.00 to be installed between April 15 and May 31, 2003.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Mayor Sunday-Horstman asked for nominations to fill the vacancy for a member to the auditorium board.

Comm. Haas nominated Newell Franks II, 702 Independence.

Moved by Comm. Ludders and seconded by Comm. Haas for the Sturgis City Commission to cast a unanimous ballot for Newell Franks II to fill the unexpired term of Ron Roth on the Auditorium Board, to expire in May 2004.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Murphy and seconded by Comm. Ludders to allow Trinity Lutheran Church to hold their annual Good Friday Cross Walk on April 18, 2003, provided that the proper coordination take place with City staff prior to the event.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$826,744.00, as presented.

Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Lampe, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,331,672.54, as presented.

Voting yea: Austermann, Mayer, Murphy, Ludders, Haas, Littman, Harmon, Lampe, Sunday-Horstman

Voting nay: None

MOTION CARRIED

City Engineer Tom Seymour explained a change in the route for the Michigan Week Parade, thus changing the detour route. He explained that this change had been coordinated with the Chamber of Commerce, City Staff, and the Police Department. The Sturgis City Commission agreed with the change.

City Manager Tod Mowery provided the Commissioners with projected dates for budget hearings on April 16, April 22, and April 24, 2003.

The Sturgis City Commission agreed to continue to review the recycling situation in the City of Sturgis.

Mayor Sunday-Horstman and the Sturgis City Commissioners thanked Comm. Murphy for his service as Mayor and Commissioner.

Moved by Comm. Lampe and seconded by Comm. Harmon to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

The meeting was adjourned at 9:02 p.m.

Kenneth D. Rhodes, City Clerk

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, April 9, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, APRIL 9, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Father William Murphy, Pastor, St. John's Episcopal Church

Commissioners present: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon,
Vice-Mayor Lampe, Mayor Sunday-Horstman
Commissioners absent: None

Also present: City Manager, Assistant to the City Attorney, City Engineer, Deputy Chief of Police, Director of Economic Development, Fire Department Chief, DDA Director, Buildings Administrator, Library Director, City Clerk

Moved by Comm. Lampe and seconded by Comm. Ludders to approve the minutes from the previously scheduled work session on March 12, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to approve the minutes from the previously scheduled regular meeting on March 12, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Austermann to approve the minutes from the previously scheduled planning session on March 18, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Haas to approve the minutes from the previously scheduled finance committee meeting on March 25, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Austermann to approve the minutes from the previously scheduled planning session on April 1, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Mayor Sunday-Horstman presented Father William Murphy with a Proclamation and a cake thanking him for his service to the community and wished him and his wife good luck in their retirement.

Mayor Sunday-Horstman presented the following Proclamation related to National Library Week:

WHEREAS, our nation's libraries are modern community centers for education, information and entertainment and play a vital role in providing millions of people with the resources they need to live, learn and work in the 21st century; and

WHEREAS, libraries are changing and dynamic places and librarians are the ultimate search engine, helping people of all ages find the information they need in print and online. In a world that's information rich, librarians are information smart, and help ensure a society where everyone is information literate; and

WHEREAS, libraries are places of opportunity. Libraries are part of the American dream. They are a place for education, self-help and lifelong learning. And because they offer free access to all, they bring opportunity to all; and

WHEREAS, libraries bring you the world. Libraries are unique. In person. Online. Where else can you have access to nearly anything on the Web or in print as well as personal service and assistance in finding it? and

WHEREAS, librarians are the ultimate search engine. They are trained experts at finding information in all formats for people of all ages; and

WHEREAS, librarians must be brought to the table at public policy discussions on key issues, such as intellectual freedom, equity of access, and narrowing the digital divide;

WHEREAS, awareness and support must be increased for libraries by raising the visibility of libraries in a positive context and by communicating clearly and strongly why libraries are both unique and valuable;

WHEREAS, more individuals must be recruited to the profession of librarianship to maintain its vitality in today's changing workplace;

WHEREAS, libraries and library supporters across America are celebrating National Library Week with *@ your library*TM, The Campaign for America's Libraries.

NOW, THEREFORE BE IT RESOLVED, that as Mayor of the City of Sturgis, I hereby proclaim National Library Week, April 6-12, 2003. I encourage all residents to take advantage of the wonderful library resources available and thank their librarians for making information available to all who walk through the library's doors. Come see what's new *@ your library*.

Mayor Sunday-Horstman presented the following Proclamation related to Child Abuse Awareness Month:

WHEREAS, child abuse is a serious and growing problem affecting more than 3.2 million of our nation's children annually; and

WHEREAS, this societal malignancy called child abuse respects no racial, religious, class or geographic boundaries, and in fact, has been declared a national emergency; and

WHEREAS, the Sturgis Exchange Club, through its support of parent aide programs, parenting classes, educational programs and community service activities, is making significant progress in stopping this crime against families and children.

NOW, THEREFORE, BE IT RESOLVED, as Mayor of the City of Sturgis, I hereby proclaim that the entire month of April shall be observed as Child Abuse Prevention Month in the State of Michigan, and I urge all citizens to use this time to better understand, recognize and respond to this grievous problem;

AND, FURTHER, I congratulate the Exchange Club of Sturgis for its continued success in helping families break free from the cycle of child abuse.

Fire Department Chief Michael Houck gave a presentation related to the potential of Sturgis City Fire Department providing ambulance service to the surrounding area.

Moved by Comm. Harmon and seconded by Comm. Ludders to allow the Fire Department to pursue efforts towards providing ambulance and advanced life support services to the surrounding area by filing for certain grant monies and speaking with various townships regarding their interest.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

A Public Hearing was held on a request from Vulcan Industries for a loan from the City of Sturgis revolving loan fund.

Moved by Comm. Haas and seconded by Comm. Austermann to approve the loan requested by Vulcan Industries Inc., located at 1301 W. Dresser Drive, of \$400,000, with a repayment term of up to seven years, at an interest rate of no less than 80% of prime rate at any time during the loan period, from the City of Sturgis Revolving Loan Fund, for the purchases of capital equipment and machinery, office and computer equipment.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

A Public Hearing was held on issuing an IFEC to Vulcan Industries, Inc.

Moved by Comm. Lampe and seconded by Comm. Mayer to adopt the resolution awarding an Industrial Facilities Exemption Certificate, not-to-exceed \$75,000.00, be awarded to VCI, Inc., for a period of twelve (12) years, beginning on January 1, 2004 and an ending date of December 31, 2015, and that the resolution be adopted as presented.

RESOLUTION

WHEREAS, VCI, Inc. in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to VCI, Inc., and

WHEREAS, on March 27, 1985 the City Commission established the Industrial Development District for the industrial property of VCI, Inc. and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of VCI, Inc. for an "Industrial Facilities Exemption Certificate".

Voting yea: Nine

Voting nay: None

RESOLUTION ADOPTED

Moved by Comm. Ludders and seconded by Comm. Haas to approve the Contract from the Michigan Department of Transportation, Contract No 03-5104, to be signed by the Mayor and the City Clerk on behalf of the City, for a Category "A" MDOT grant for the relocation of Clark Street to approximately 400 feet west of the existing roadway from Wade Street to approximately 900 feet north of Wade Street in the amount of \$114,600.00 and further that in accordance with Public Act 231 of 1987 that the project has been approved for financing with funds from the State appropriated to the Transportation Economic Development Fund ("TED FUNDS").

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to set a Public Hearing date of April 23, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall for consideration of an Industrial Facilities Exemption Certificate to VCI, Inc.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

The IFEC Committee will meet at VCI, Inc. on April 22, 2003 at 4:00 p.m. for a tour of the facilities.

Moved by Comm. Harmon and seconded by Comm. Littman to allow Norman and Margie Hanshue to place their building, as presented to the recommendation committee on March 26, 2003, to 110 Quail Road, according to Sturgis Zoning Ordinance Section 1.1401 (D).

Voting yea: Nine

Voting nay: None

MOTION CARRIED

City Manager Tod Mowery explained the purpose and definitions of a Planned Development District.

Moved by Comm. Haas and seconded by Comm. Harmon to consider this the first reading of a Planned Development District at 111 – 113 South Maple Street.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Lampe and seconded by Comm. Ludders to appoint Mayor Sunday-Horstman as its representative to the St. Joseph County Transportation Authority.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$1,088,228.40.00, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Lampe, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$2,264,272.24, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Lampe, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Deputy Chief of Police David Northrup provided a brief description of his experiences at the FBI Academy and thanked the Commission for the opportunity.

Engineer Tom Seymour explained that MDOT will hold a Public Information Open House on April 29, 2003 from 5:00 to 7:00 p.m. at the Sturgis Township Offices, 110 Broadus Street, to discuss the future construction of West US 12.

Mayor Sunday-Horstman appointed Comm. Smith to the Bid Committee and the Investment Committee.

Mayor Sunday-Horstman appointed Comm. Littman to the IFEC Committee.

City Manager Tod Mowery explained that Sons of the American Legion will be placing flags downtown on Thursday night through Saturday throughout the campaign overseas.

He also explained that City Staff will be changing casual Fridays to Patriot Fridays throughout this time as well.

Moved by Comm. Lampe and seconded by Comm. Ludders to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

The meeting was adjourned at 9:12 p.m.

Kenneth D. Rhodes, City Clerk

The following is an unapproved draft of the minutes taken at the special meeting held on Tuesday, April 16, 2003:

**SPECIAL MEETING - STURGIS CITY COMMISSION
WEDNESDAY, APRIL 16, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 5:30 p.m.

Commissioners present: Austermann, Mayer, Smith, Haas, Littman, Harmon, Vice-Mayor Lampe, Mayor Sunday-Horstman
Commissioners absent: Ludders

Also present: City Attorney, City Controller, City Manager, City Clerk

Discussion was held on a proposed MSHDA PILOT program for Cato Development, to develop 40 townhome units.

City Manager Tod Mowery provided some history on the City of Sturgis existing PILOT ordinance, City housing studies, and details on MSHDA's PILOT programs in general. City Attorney Roger Bird provided some further details on the legal procedures involved in adopting a MSHDA HomeTeam Advantage 4% loan PILOT program.

Ray Cato and the attorney for Cato Development provided some details of the proposed development and provided some thoughts on market studies performed for his group as well as those for the City.

City Commissioners asked questions and provided comments.

Moved by Comm. Haas and seconded by Comm. Lampe to end debate on the issue of a proposed PILOT.

Voting Yea: Eight Voting Nay: None Absent: Ludders MOTION CARRIED

City Attorney Roger Bird explained what constitutes a conflict of interest. He further explained that he does not believe that being a landlord in the City of Sturgis would necessarily require a Commissioner to abstain from voting on a proposed PILOT program.

Moved by Comm. Lampe and seconded by Comm. Haas that the City of Sturgis does not proceed with the proposed MSHDA HomeTeam Advantage PILOT program at this time.

Voting yea: Smith, Mayer, Austermann, Lampe, Haas

Voting nay: Harmon, Littman, Sunday-Horstman

Absent: Ludders

MOTION CARRIED

Cathi Garn, on behalf of the Exchange Club and the Sturgis Area Chamber of Commerce, presented a proposal for a 4th of July Rib Festival at the Kirsch Municipal Airport. The proposal included having a separate tent area for food and beer, a children's play area, and a dance/music area.

The City Commission inquired as to the costs related to setting up electric service at the proposed site at the airport.

Moved by Comm. Harmon and seconded by Comm. Littman to allow Cathi Garn, with Exchange Club and the Sturgis Area Chamber of Commerce, to proceed with this project, working with City Staff to develop the most economical way to save the City costs with the power concerns.

Voting Yea: Smith, Mayer, Harmon, Lampe, Haas, Littman, Austermann, Sunday-Horstman

Voting Nay: None

Absent: Ludders

MOTION CARRIED

City Manager Tod Mowery explained to the City Commission certain changes made in various city departments and the creation of the Department of Public Services.

Moved by Comm. Harmon and seconded by Comm. Littman to adjourn the meeting.

Voting Yea: Eight

Voting Nay: None

Absent: Ludders

MOTION CARRIED

The meeting was adjourned at 7:05 p.m.

Kenneth D. Rhodes, City Clerk

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, April 23, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, APRIL 23, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Walt Kinsey

Commissioners present: Austermann, Mayer, Ludders, Smith, Haas, Harmon, Mayor Sunday-Horstman

Commissioners absent: Littman

Also present: City Manager, City Attorney, City Engineer, Chief of Police, Director of Economic Development, Fire Department Chief, DDA Director, Buildings Administrator, City Clerk

Moved by Comm. Harmon and seconded by Comm. Ludders to approve the minutes from the previously scheduled work session on April 9, 2003 as presented.

Voting yea: Seven Voting nay: None Absent: Littman MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Austermann to approve the minutes from the previously scheduled regular meeting on April 9, 2003 as presented.

Voting yea: Seven Voting nay: None Absent: Littman MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to approve the minutes from the previously scheduled special meeting on April 16, 2003 as presented.

Voting yea: Seven Voting nay: None Absent: Littman MOTION CARRIED

Mayor Sunday-Horstman read the resignation letter of former Vice-Mayor and 3rd Precinct Commissioner Donald Lampe.

Moved by Comm. Ludders and seconded by Comm. Mayer to accept the resignation of Donald Lampe as 3rd Precinct Commissioner.

Voting yea: Seven Voting nay: None Absent: Littman MOTION CARRIED

Mayor Sunday-Horstman read the following apology letter from Donald Lampe regarding his comments at a special meeting of the Sturgis City Commission on April 16, 2003:

“To my fellow City Commission members, the Hispanic community, and anyone else whom I offended at last Wednesday’s meeting, I certainly want to apologize. It was not appropriate for me to single out one ethnic group. I have no ill feelings concerning any ethnic group. We are all God’s people.

The concern I was trying to express, is that of multiple families, of whatever ethnic group, living in single family dwellings. These overcrowded conditions often lead to unkempt yards and parking problems.

Most single dwelling residences in the city were planned to accommodate only one or two vehicles. When we start having many extra vehicles, parking is crowded and can present dangerous situations. I take pride in our community and encourage others to do the same.”

Mayor Sunday-Horstman read the following statement to the Community:

This past week our community has experienced the reality of cultural diversity. When dealing with these differences in culture, a great deal of compassion, tolerance, wisdom and patience is essential. This Commission embraces the principles our country was founded on. We do not hold the views recently expressed or condone the hurtful words spoken by Commissioner Lampe regarding the Mexican population of our community.

Mr. Lampe has written and spoken his regret for his hasty comments and has resigned not only as vice-mayor, but also as a Third Precinct Commissioner.

It’s time to move forward, to forgive – but not to forget. Let’s remember that Mr. Lampe has done and will continue to do what he believes is right for his community – which he has shown by stepping down and by his contributions given to the community over the years: like Boy Scouts, Camp Fort Hill, Sturgis DDA, the Sister City Program and so much more.

Let’s not lose the lesson in this situation. I think now of the words a friend said to me – “The experiences in our lives are like stones used to build bridges or walls. The same materials and the same basic principles of engineering are used in both constructions, yet one connects lives and the other keeps them separate. The difference is in the attitude of the builder.” Let us build bridges for our children so they can move forward into a better tomorrow.

Tonight, I’m asking you to be a part of the solution. We need to come together – to collaborate.

Now is the time to create a task force representative of our entire community and all our cultures so we can focus on building a stronger more unified community.

Look at Trojan Timbers and what a diverse community can do in a very short time when we all pull together! Won’t you join us? If you are interested in being a part of our future in a positive way – please join us. We look forward to your involvement.

Mayor Sunday-Horstman invited the community to provide their thoughts related to Mr. Lampe’s comments.

Christine Streeter, 204 Arden Park, would have liked a personal apology and understands a multi-family dwelling situation. She volunteered for any committee that would be formed to bring groups together.

Albert Flores, Michigan Department of Civil Rights, offered his department’s assistance with any

committee that would be formed.

Andy Rogness, 1006 Galyn, mentioned a cultural competency program for City employees.

Pat Winston, Executive Director of the Partnership for Fair Housing Center of Southwestern Michigan, explained the services that her group offers and offered her assistance.

Frank Perez, 201 Virginia, hoped that the entire City of Sturgis could move forward together and offered his assistance with any committee that would be formed.

Tom Seymour, 516 Mortimer, representing the COUSINS Commission encouraged the City Commission to seek out civil participation from the minority community.

David Rhodes, 508 West Congress, offered his services for any committee that would be formed and asked that we realize we are all equal.

Walt Kinsey, 430 East Congress, explained that he has enjoyed serving all of his community as a former City Commissioner, Parks and Recreation Board member, and a Centro De Ayuda board member. He offered his services on any committee that would be formed.

Jim Vicalvi, 306 North Lakeview, shared his concerns on the number of individuals that can reside at one residence.

Ray Cato, Cato Development, explained that he toured the community and found it to be in commendable condition. He explained that he thought his PILOT proposal was fair and felt that he was treated unfairly by the City Commission. He asked that the City Commission reconsider their previous decision.

Maria Oliveres, representing the mothers of this community, explained that she has been a proud resident of Sturgis for many years but was hurt by Mr. Lampe's comments.

Elizabeth Datkovic, explained to the Spanish speaking members of the audience that Mr. Lampe has resigned his position as City Commissioner. She explained that she will continue to build bridges between cultures to make the City of Sturgis one strong community.

Gil Guzman, human resource consultant for McDonald's corporation, offered his services to help in any committee that would be formed.

Gustavo Garcia, 327 West Jerolene, explained that although he has occasionally been discriminated against, he hoped that everyone could work together.

Margarita Andeverde, simply asked that everyone give the Mexican community a chance.

Claire Mueller, 1219 Walker, explained that it is difficult to learn a second language and encouraged others to attempt to learn another language.

Maya Galvez, 109 East Hatch, asked why can't everybody just get along.

Michael Austermann, 1420 West Rishel, expressed displeasure with Mr. Cato from discussing his housing development at this time. He encouraged the City Commission to holdfast in their stance against the proposed PILOT program of Cato Development.

Norma Cuellar of Bronson, asked what actions would be taken in the near future.

Cindy Bailey, 1291 North Nottawa, expressed that we all have to live by the same rules

Tim Christner, 307 North Clay, expressed his concerns about the overcrowding in certain rental units. He offered his assistance in any way needed.

Moved by Comm. Ludders and seconded by Comm. Harmon to end public comment on this issue and to recess the meeting.

Voting yea: Seven

Voting nay: None

Absent: Littman

MOTION CARRIED

The meeting was recessed at 8:25 p.m.

The meeting reconvened at 8:40 p.m.

The City Clerk took roll call.

Commissioners present: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Mayor Sunday-Horstman

Commissioners absent: None

Robert LaBarge, CEO of Sturgis Hospital, introduced the hospital's new CFO Connie Downs and Pat Horan of Plante & Moran. Mr. Horan provided a summary of the Sturgis Hospital Financial Report with Additional Information.

Jim Vicalvi inquired as to any information regarding a potential nightclub on south Nottawa Street. City Manager Tod Mowery explained that the City has received no official notice for any potential project and that the required neighboring residents would be notified if any project were to be proposed.

Moved by Comm. Haas and seconded by Comm. Austermann to approve the Agreement for Professional Engineering Services between the City of Sturgis and R.W. Armstrong and Associates, Inc. and authorize the City Manager to sign the Agreement on behalf of the City after Agreement approval by the Michigan Aeronautics Commission. Under the Agreement R.W. Armstrong and Associates, Inc. will provide design and construction engineering services for relighting runway 6-24 and installing a PAPI system. This Federally and State funded project is at a lump sum cost figure of \$10,900 for the design engineering services, with the City's cost portion being \$545.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Ludders to approve the Block Grant Contract No. 2003-0262 between the City of Sturgis and the Michigan Department of Transportation providing for an Airport Layout Plan (ALP) Update for the Kirsch Municipal Airport and authorize the City Manager to sign the contract for a lump sum cost of \$43,200, with the City portion being \$2,160.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Littman to award the construction contract in the amount of \$709,257.00 to Selge Construction Co. Inc. out of Niles, MI for sanitary sewer, watermain and street work related to the Clark Street Relocation Project and authorize the City Manager to sign the contract documents on behalf of the City.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to adopt the Michigan Department of Transportation ACT 51 Resolution for Street Acceptance to include the following streets in City Subdivision No. 2 into our local street system: Baird Street, Flanders Street, South Norris Street, South Merribe Street, and East Merribe Street.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Andrew Rogness spoke on behalf of the Dragon Buffet in regards to their liquor license application.

Comm. Haas explained that he will be abstaining from voting on this issue because of his representation of a group that has purchased a building in the downtown area for the purpose of luring a restaurant to the downtown area, and which may seek this new liquor license.

Discussion followed.

Moved by Comm. Harmon and seconded by Comm. Ludders, based on the current Liquor License Policy as adopted Jan. 9, 2002 by the City of Sturgis, to deny the request from DRAGON BUFFET of STURGIS, LLC for consideration of a new Class C On-Premise liquor license provided by the Michigan Liquor Control Commission.

Voting yea: Seven

Voting nay: None

MOTION CARRIED

Mr. Rogness asked the City Commission to keep the application on file, in case of future consideration.

Moved by Comm. Ludders and seconded by Comm. Haas to amend the City of Sturgis Official Zoning Map and adopt the Rezoning Ordinance as proposed (a copy of which is attached) for 111 and 113 South Maple from B-H Business Highway District to PDD Planned Development District, based upon the proposed project's Consistency with the City's Master Plan of Future Land Use, Compatibility with the surrounding area and Capability of the property to handle the proposed residential/business use.

AMENDMENT TO ZONING ORDINANCE PERTAINING TO ZONING MAP

An Ordinance to amend Article III of the Zoning Ordinance of the City of Sturgis pertaining to the zoning map and to provide for an effective date of this Ordinance.

WHEREAS, the City Commission, upon recommendation from the Planning Board, has determined that it is in the best interest of the residents of the City to modify the Zoning Ordinance with respect to the zoning map to change the zoning designation of certain property from the B-H Business Highway to the PD Planned Development zoning district.

NOW, THEREFORE, the City of Sturgis, St. Joseph County, Michigan ordains:

Article III of the Zoning Ordinance is hereby modified as follows, effective as of May 15, 2003.

Section 1.0302(A), and the zoning map incorporated by reference therein, is hereby modified to provide that the property at 111-113 South Maple shall be in the PD Planned Development district.

It is further ordained that the Stage I and II site plans previously submitted for this property are hereby approved and incorporated by reference into this zoning amendment.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Austermann to approve the final site plan of 111 and 113 South Maple Planned Development District as presented.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to appoint Nadine Potter, as the resident member, to the Sturgis Housing Commission, to fill the unexpired term of Richard Provencher, until May 2006.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Austermann to adopt the resolution awarding an Industrial Facilities Exemption Certificate, not-to-exceed 525,000.00, be awarded to VCI, Inc., for a period of twelve (12) years, beginning on January 1, 2004 and an ending date of December 31, 2015, and that the resolution be adopted as presented.

RESOLUTION

WHEREAS, VCI, Inc. in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to VCI, Inc., and

WHEREAS, on March 27, 1985 the City Commission established the Industrial Development District for the industrial property of VCI, Inc. and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of VCI, Inc. for an "Industrial Facilities Exemption Certificate".

Voting yea: Eight

Voting nay: None

RESOLUTION ADOPTED

Moved by Comm. Harmon and seconded by Comm. Ludders to allow the CROP Walk organization to proceed with their event on May 4, 2003 from 1:00 p.m. – 4:00 p.m. beginning at the 1st Presbyterian Church.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to grant permission for the ladies of the American Legion to sell poppies on May 15 – May 17, 2003.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$1,198,093.01, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,332,347.19, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Mayor Sunday-Horstman explained that there will be a similar process for the 3rd Precinct Commissioner vacancy as there was for the recent 2nd Precinct Commissioner vacancy. A deadline for receiving applications will be set at the next regular City Commission meeting on May 14, 2003.

Moved by Comm. Harmon and seconded by Comm. Austermann to adjourn the meeting.

Voting yea: Eight
Voting nay: None
MOTION CARRIED

The meeting was adjourned at 9:45 p.m.

Kenneth D. Rhodes, City Clerk

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, May 14, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, MAY 14, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

Mayor Sunday-Horstman asked for a moment of silence in lieu of an invocation

Commissioners present: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon,
Mayor Sunday-Horstman
Commissioners absent: None

Also present: City Manager, City Attorney, City Engineer, Chief of Police, Director of Parks and Recreation, DPS Supervisor, City Controller, Electric Department Superintendent, City Clerk

Moved by Comm. Ludders and seconded by Comm. Harmon to approve the minutes from the previously scheduled regular meeting on April 23, 2003 as presented.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

The City Commission set a deadline of May 23, 2003 at 12:00 noon to receive applications for the 3rd Precinct Commissioner vacancy.

Chief of Police Alli presented the 2002 City of Sturgis Police Department Annual Report.

Mayor Sunday-Horstman asked for nominations as Vice-Mayor.

Comm. Ludders nominated Comm. Haas for the position of Vice-Mayor.

Comm. Harmon nominated Comm. Austermann for the position of Vice-Mayor.

Mayor Sunday-Horstman closed the nominations for Vice-Mayor.

Voting for Comm. Haas – Ludders, Mayer, Littman, Haas, Sunday Horstman.

Voting for Comm. Austermann – Harmon, Smith, Austermann

Comm. Haas was seated as Vice-Mayor.

Discussion was held on the 1999-2000 Sidewalk Special Assessment Roll.

Myron Whitcomb, 1321 S. Lakeview, explained that the closing documents from the purchase of his home did not show any special assessment related to sidewalks. He asked the City Commission to consider absorbing the cost of his assessment along with the other two property owners who have requested relief.

Discussion followed.

Mark and Kelly Bogen, 507 E. South, inquired as to the details of the special assessment process.

Discussion followed.

Mary Fox, 428 E. South, explained the fact that she was not given any choices.

No action was taken.

Moved by Comm. Haas and seconded by Comm. Austermann to consider the proposed Chapter 155 amendment as the first reading.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Mayer to adopt, by resolution, the amended "Terms and Conditions of Electric Service" effective May 15, 2003 and Rates A, B and C effective June 1, 2003.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Haas to set a public hearing for May 28, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall for creation of an Industrial Development District at 1855 W. Chicago Rd.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Austermann to set a public hearing for May 28, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall to consider awarding an Industrial Facilities Exemption Certificate to Penguin LLC.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

City Manager Tod B. Mowery gave a presentation on the 2003-2004 City of Sturgis Budget.

Mayor Sunday-Horstman opened the Public Hearing on the proposed 2003 – 2004 City of Sturgis Budget.

Scott Davidson, 1213 Eastland Drive, presented the activities of the Sturgis Wind Symphony.

Mayor Sunday-Horstman closed the Public Hearing on the proposed 2003 – 2004 City of Sturgis Budget.

Discussion followed.

Moved by Comm. Ludders and seconded by Comm. Harmon to adopt the proposed 2003-2004 annual City of Sturgis budget resolution as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to approve the Attorney-Client Retainer Agreement between the City of Sturgis and Bird, Svendsen, Brothers, Scheske, & Pattison, P.C. as presented.

Voting yea: Eight
Voting nay: None
MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Ludders to authorize the Disabled American Veterans Parade request for Monday, May 26, 2003 at 10:00 a.m.

Voting yea: Eight
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$952,439.49, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$2,079,028.51, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Sunday-Horstman
Voting nay: None
MOTION CARRIED

City Manager Tod B. Mowery provided information regarding of bond proposal for Thurston Woods.

Moved by Comm. Ludders and seconded by Comm. Littman to approve the following resolution as presented:

WHEREAS, there exists in the City of Sturgis, County of St. Joseph, State of Michigan (the “City”), the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industrial and commercial enterprises in order to strengthen and revitalize the City’s economy and to encourage the location and expansion of industrial and commercial enterprises to provide needed services and facilities to the City and its residents; and

WHEREAS, a program to alleviate the aforesaid conditions and accomplish said purposes through financing of the construction and equipping of an 18-unit congregate apartments and a 6-unit duplex retirement living facility for use by Thurston Woods Village, Inc., a Michigan nonprofit corporation (the "Project"), has been initiated by The Economic Development Corporation of the City of Sturgis (the "EDC"); and

WHEREAS, the EDC in conformity with Act No. 338, Public Acts of Michigan, 1974, as amended ("Act No. 338"), has designated the hereinafter described project area for such a program to this City Commission for its approval thereof; and

WHEREAS, it is also necessary for this City Commission to establish project district area boundaries; and

WHEREAS, the EDC in conformity with Act No. 338 and the Internal Revenue Code of 1986, as amended (the "Code"), prepared and submitted a project plan (the "Project Plan") involving the Project to be undertaken on behalf of Thurston Woods Village, Inc.; and

WHEREAS, pursuant to Act No. 338 and Section 147 of the Code it is necessary to hold a public hearing concerning the Project, the Project Plan and the bonds proposed therein to be issued by the EDC (the "Bonds"), prior to taking legislative action relating to it;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This City Commission does hereby certify its approval of the EDC's designation of the project area described in Exhibit A hereto attached.
2. This City Commission does hereby establish as a project district area the property described in Exhibit B hereto attached.
3. It is hereby determined that the requirements of Section 20 of Act No. 338 have been met and that the formation of a project citizens district council is not required.
4. Pursuant to Act No. 338 and Section 147 of the Code, the City Commission is required to conduct a public hearing on the EDC's submission of the Project Plan and the issuance by the EDC of the Bonds. The City Commission hereby calls a public hearing on the submission of the Project Plan and the issuance by the EDC of the Bonds for June 11, 2003, at 7:30 o'clock p.m., Eastern Daylight Time.
6. The City Clerk be and is hereby directed to give notice of such public hearing by (1) publishing a notice thereof in the *Sturgis Journal*, a newspaper of general circulation in the City; (2) posting in at least ten (10) conspicuous and public places in the project district area; and (3) mailing to the last known owner of each parcel of real property in the project district area at the last known address of the owner as shown by the tax assessment records, which notices shall be published and given at least fourteen (14) full days prior to the date set for said hearing.
7. Said notice shall be in substantially the form attached hereto as Exhibit C.
8. The City Clerk be and is hereby directed to deliver a certified copy of this resolution to the Secretary of the Board of the EDC.
9. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Voting yea: Austermann, Mayer, Ludders, Smith, Haas, Littman, Harmon, Sunday-Horstman

Voting nay: None

MOTION CARRIED

City Manager Tod B. Mowery introduced Todd Campbell, new Director of Community Development/Assistant City Manager.

Moved by Comm. Harmon and seconded by Comm. Littman to adjourn the meeting.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

The meeting was adjourned at 9:45 p.m.

Kenneth D. Rhodes, City Clerk

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, May 28, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, MAY 28, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Rev. James Bender, First Baptist Church

Commissioners present: Austermann, Mayer, Ludders, Smith, Littman, Harmon, Vice-Mayor Haas, Mayor Sunday-Horstman

Commissioners absent: None

Also present: City Manager, City Attorney, City Engineer, Chief of Police, Director of Parks and Recreation, DPS Supervisor, Director of Economic Development, Electric Department Superintendent, City Clerk

Moved by Comm. Harmon and seconded by Comm. Littman to approve the minutes from the previously scheduled work session on May 14, 2003 as presented.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Ludders to approve the minutes from the previously scheduled regular meeting on May 14, 2003 as presented.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Mayor Sunday-Horstman presented the following Proclamation:

2003 ARBOR DAY PROCLAMATION

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees are a source of joy and spiritual renewal, and

WHEREAS, the City of Sturgis has been recognized as a TREE CITY USA by the National Arbor Day Foundation and desires to continue its tree-planting ways,

NOW, THEREFORE, I, Lucinda Sunday-Horstman, Mayor of the City of Sturgis, do hereby proclaim Friday, May 23, 2003 as

ARBOR DAY

in the City of Sturgis, and I urge all citizens to support efforts to care for our trees and woodlands and to support our City's community forestry program, and

FURTHER, I urge all citizens to plant trees to gladden the hearts and promote the well being of present and future generations.

Donald Lampe, 402 Sturgis, read the following letter:

I have kept quiet and have done what I could to improve the situation I created. I am sorry to learn you disapprove of my record. I have always tried to better my city and help the youth. My background in this area follows. I was on the first committee that formed SAYSO; we tried to show youth one could have a good time without alcohol or drugs. The Sturgis Youth and Family Organization is an out growth of our efforts. This is my 35th year serving the Boy Scouts of America. During the 6 ½ years I served as Scout Master of troop 402, nine young men became Eagle Scouts. I have been awarded the District Award of Merit, Silver Beaver, AFL-CIO George Meany Award, and the Lamb Award, all for service to youth.

In 1980, Madalon Yunker, Ed Dinsmore, Jay Lego and I met with Dick Mahr and started the Sturgis Booster Club. In 1986 I was awarded the Cooper Industries Outstanding Community Service Award. I have worked on all three Legacy building projects to better our downtown. In 2000, I received the Chamber of Commerce Service Award and the Exchange Club Community Volunteer Award. The hours at Camp Fort Hill have been many. I have painted or stained and varnished every board on the inside of the new Nature Center. The Santa house in the Church park downtown was painted first by yours truly. I collected donations and I helped put up the benches on the south side of the business district. I drove 200 miles to pick up the plastic ones in front of the bank downtown. When the louvers on the Doyle Center needed replacement and the money was not available yours truly painted and installed plywood to keep the cold out. It saved \$3000.00 in heat bills that year.

I introduced the first Landlord ordinance to better improve our rental properties. The city is steadily working to improve housing and building codes, however, we clearly still have problems in these areas.

The opinion of our city attorney was that there was no conflict in my voting on the issue of creating a tax abatement for more rental housing. All our information shows we have too many rental units. All but one of my units are single family rentals; all well below the projected rent of the proposed apartment complex. I have always followed our city attorney rulings. He has the expertise.

Regardless of the unfortunate comments I made, I am not a racist. I bunked with an African American in the Army when many whites would not. I have a black brother-in-law, and my great-grandson has Mexican blood.

I have lived and worked in this city all my life, and will continue to help better this city in the future. Many feel your use of the newspaper to editorialize my situation with very strong and hurtful words was wrong – including myself, and members of your own staff. Hopefully, you too can admit your own wrongs and begin to use your editorials in positive ways to help me, help us, help others, better this city in the future.

Mayor Sunday asked for nominations for 3rd Precinct Commissioner.

Comm. Littman nominated Kenneth Malone.

Comm. Ludders nominated Barbara Fisher.

Moved by Comm. Harmon and seconded by Comm. Ludders to close the nominations for 3rd Precinct Commissioner.

Voting yea: Eight

Voting nay: None

MOTION CARRIED

Commissioners voting for Kenneth Malone: Harmon, Littman

Commissioners voting for Barbara Fisher: Ludders, Smith, Mayer, Austermann, Vice-Mayor Haas, Mayor Sunday-Horstman

City Clerk Kenneth Rhodes gave the Oath of Office to Barbara Fisher.

Barbara Fisher was seated as 3rd Precinct Commissioner, to fill the unexpired term of Donald Lampe, effective May 28, 2003.

Moved by Comm. Ludders and seconded by Comm. Austermann to consider the attached ordinance as the second reading and approve the proposed Chapter 155 amendment.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

City Manager Tod Mowery provided an update on the EDA Grant related to the Municipal Area Network.

Moved by Comm. Haas and seconded by Comm. Ludders to change the time used to calculate the customer's contribution-in-aid-of-construction in section B.3.c from five years to three years in the City's "Terms and Conditions of Electric Service" as approved on May 14, 2003.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to establish an Industrial Development District for Penguin, LLC, and adopt the following resolution as presented.

RESOLUTION

WHEREAS, there exists in the City of the Sturgis the need for certain programs to alleviate and prevent conditions of unemployment and to assist and retain local industries and commercial enterprises and to encourage the location of industries and commercial enterprises in order to strengthen and revitalize the City's economy, and

WHEREAS, a program to alleviate the aforesaid conditions has been initiated by the Economic Development Corporation of the City of Sturgis, and

WHEREAS, Penguin, LLC has filed a request with the City of Sturgis to establish the Industrial Development District for the property so described on the attached, under the provisions of Act 198, P.A. 1974 as amended, and

WHEREAS, Penguin, LLC in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) is preparing to submit an application providing all information and requirements necessary for the granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan, to Penguin, LLC, and

WHEREAS, a Public Notice of the Hearing was published in the Sturgis Journal on Tuesday, May 27, 2003, and

WHEREAS, the owner of the property was notified by certified mail of the time and place of the Public Hearing, and

WHEREAS, a Public Hearing was held by the Sturgis City Commission on May 27, 2003, providing the opportunity for all citizens or taxpayers of the City of Sturgis to be heard, and

WHEREAS, the Sturgis City Commission hereby finds and determines that designation of the property, as described on the attached, as the Penguin, LLC is reasonable and in compliance with Act No. 198, P.A. 1974, as amended.

NOW, THEREFORE, BE IT RESOLVED that the Sturgis City Commission does hereby establish the Industrial Development District for the property described on the attached legal descriptions and site drawings.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Smith to adopt the resolution as presented awarding an Industrial Facilities Exemption Certificate, not-to-exceed \$9,173,971.00 to Penguin, LLC, for a period of twelve (12) years, beginning on January 1, 2004 and an ending date of December 31, 2015.

RESOLUTION

WHEREAS, Penguin, LLC. in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to Penguin, LLC., and

WHEREAS, on May 28, 2003 the City Commission established the Industrial Development District for the industrial property of Penguin, LLC., and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of Penguin, LLC. for an "Industrial Facilities Exemption Certificate".

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to set a public hearing for June 11, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall to consider establishing an Industrial Development District for Sturgis Molded Products.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Austermann to set a public hearing for June 11, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall to consider awarding an Industrial Facilities Exemption Certificate to Lake Fabricators, Inc., d/b/a Unique Truck Accessories.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Austermann to allow Mike and Judy Hartman to move three used manufactured homes, as presented to the recommendation committee on May 14, 2003, to 1100, 1104, and 1105 Merryview, according to the Sturgis Zoning Ordinance Section 1.1401 (D).

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Haas to discontinue the Parks and Recreation Advisory Board.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Harmon to convert the Doyle Board of Directors to the Doyle and Recreation Advisory Board and appoint John Fair Jr. and Randy Pahls as new members to this board, with terms to expire in May 2004, and David Ludders as the City Commission liaison.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Haas to convert the Cemetery Board to the Parks and Cemetery Board and appoint Earl Arend as a new member, with a term to expire in May 2008, and Caralee Mayer as the City Commission liaison.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Austermann to accept the board reappointments as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Ludders to accept the following resignations as presented, and to send letters of appreciation: Amelia Scantlen – DDA Board of Directors; Donald Lampe – DDA Board of Directors; Mike McCarthy – Hospital Board of Trustees; and Adan Perez – Parks and Recreation Advisory Board

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Austermann to accept the resignations of Chris Moline and William Murphy from the DDA Board of Directors and to send letters of appreciation.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Mayor Sunday-Horstman asked for nominations for the DDA Board vacancies.

Comm. Haas nominated Robert Keim

Comm. Mayer nominated Brenda Merrill

Comm. Ludders nominated Peter Robertson

Mayor Sunday-Horstman closed the nominations.

Moved by Comm. Haas and seconded by Comm. Littman to appoint the following people as new members to the DDA Board of Directors: Robert Keim, with a term to expire in May 2007; Peter Robertson, with a term to expire in May 2007; and Brenda Merrill, to fill the unexpired term of William Murphy through May 2006.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

City Manager Tod Mowery presented the concept of MDOT changing the lane configuration on North M-66.

Discussion followed.

Moved by Comm. Austermann and seconded by Comm. Harmon to authorize the Michigan Department of Transportation to proceed with their M-66 lane conversion due to the many benefits including traffic calming, along with enhanced pedestrian and motorists' safety.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$1,266,339.71, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,467,330.52, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Comm. Austermann presented Mayor Cindy Sunday-Horstman with her Level II Government Officials Academy Certificate from the Michigan Municipal League.

Comm. Austermann explained that he will be leaving for Wiesloch, Germany on June 8, 2003 with sixteen high school students.

Moved by Comm. and seconded by Comm. to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

The meeting was adjourned at 9:25 p.m.

Kenneth D. Rhodes, City Clerk

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, June 11, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, JUNE 11, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Lorraine Bolley, Gateway Church of God

Commissioners present: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Vice-Mayor Haas, Mayor Sunday-Horstman

Commissioners absent: Austermann

Also present: City Manager, City Attorney, City Engineer, Director of Community Development/Assistant City Manager, Deputy Chief of Police, Director of Parks and Recreation, City Controller, Director of Economic Development, Electric Department Superintendent, City Clerk

Moved by Comm. Littman and seconded by Comm. Haas to approve the minutes from the previously scheduled work session on May 28, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to approve the minutes from the previously scheduled regular meeting on May 28, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Mayor Sunday-Horstman read the following Proclamation:

“Many Years of Exchange”

WHEREAS, in August, 1967, the cities of Wiesloch, Germany and Sturgis, Michigan adopted each other as Sister Cities under the People-to-People program; and

WHEREAS, over the last Thirty-Five Years, this bond has promoted friendship and understanding between the American and German nations; and

WHEREAS, in 1977 Sturgis and Wiesloch began their Student Exchange Program; and

WHEREAS, since then, the lives of several hundred students, along with their host families, have been enriched by the exchange of culture and ideas; and

WHEREAS, on May 6, 2003, the United States Assistant Secretary of State, Ms. Patricia Harrison, recognized the Sturgis-Wiesloch Sister City program; and

WHEREAS, she explained that “[this program] involves people of good will working to build and working to ensure that the successor generation has the chance to succeed; and

WHEREAS, the City of Sturgis is proud to call Wiesloch its Sister City.

NOW, THEREFORE, BE IT RESOLVED that as Mayor of the City of Sturgis, on behalf of the City Commission and City residents, I want to say thank you, to Mayor Franz Schaidhammer and the people of Wiesloch, for providing many wonderful years of enriching exchange; and

BE IT FURTHER RESOLVED, the City of Sturgis pledges to continue this outstanding tradition for many years to come.

Fran Losinski, 809 Nottingham, expressed his view regarding the changes of the Cemetery Board and the management of city parks.

John Hayes introduced John Dresser, representing the Sturgis Economic Development Corporation and Mike McGee, acting as bond counsel. Mr. Dresser and Mr. McGee briefly explained the project plan and resolution regarding the construction and bond at Thurston Woods.

Moved by Comm. Ludders and seconded by Comm. Harmon to open the public hearing concerning the Thurston Woods Village Project, their Project Plan, including the bonds proposed to be issued by the Sturgis Economic Development Corporation.

Voting yea: Seven

Voting nay: None

Abstain: Haas

Absent: Austermann

MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Ludders to close the public hearing.

Voting yea: Seven

Voting nay: None

Abstain: Haas

Absent: Austermann

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Haas to adopt the Resolution approving of the Thurston Woods Village Inc. Project Plan, including the issuance of the bonds by the Sturgis Economic Development Corporation as described within the Project Plan.

WHEREAS, there exists in the City of Sturgis, County of St. Joseph, Michigan (the “City”) the need for certain programs to alleviate and prevent conditions of unemployment and to revitalize the City’s economy, and to assist industrial and commercial enterprises, and to encourage the location, expansion or retention of industrial and commercial enterprises to provide needed

services and facilities to the City and its residents; and

WHEREAS, a program to alleviate the aforesaid conditions has been initiated by The Economic Development Corporation of the City of Sturgis (the "Corporation"); and

WHEREAS, the Corporation in conformity with Act No. 338, Public Acts of Michigan, 1974, as amended ("Act No. 338"), has prepared and submitted a project plan (the "Project Plan"), providing all information and requirements necessary for a project involving the financing of the construction and equipping of 18 units congregate apartments and 6 units retirement living duplexes for use by Thurston Woods Village, Inc., a Michigan nonprofit corporation (the "Project"); and

WHEREAS, the Corporation has approved the Project Plan; and

WHEREAS, in conformity with Act No. 338 and the Internal Revenue Code of 1986, as amended (the "Code"), this legislative body has conducted a public hearing on the Project, the Project Plan, and the bonds in the maximum aggregate principal amount of not to exceed \$3,600,000 proposed therein to be issued by the Corporation to finance all or part of the costs of the Project (the "Bonds"); and

WHEREAS, in addition to the Bonds, the Corporation expects to issue, as part of the same or a separate series of bonds, additional bonds in the principal amount of not to exceed \$3,000,000 for the purposes of retiring the Corporation's outstanding \$3,000,000 Limited Obligation Revenue Bonds (Thurston Woods Village, Inc. Project), dated as of June 30, 2000.

NOW, THEREFORE, BE IT RESOLVED:

1. The Project Plan, as submitted and approved by the Corporation meets the requirements set forth in Section 8 of Act 338, and is hereby approved.
2. The persons who will be active in the management of the Project for not less than one year after approval of the Project Plan have sufficient ability and experience to manage the plan properly.
3. The proposed methods of financing the Project as outlined in the Project Plan are feasible and the Corporation has the ability to arrange, or cause to be arranged, the financing.
4. The Project as submitted is reasonable and necessary to carry out the purposes of Act No. 338, and is hereby approved.
5. Issuance by the Corporation of the Bonds in an amount not to exceed \$3,600,000, in accordance with the terms set forth in the Project Plan, to finance all or part of the costs of the Project as described herein and in the Project Plan, and the issuance of additional bonds as part of the same or a separate series of bonds, in a principal amount of not to exceed \$3,000,000 for the purposes of retiring the Corporation's outstanding \$3,000,000 Limited Obligation Revenue Bonds (Thurston Woods Village, Inc. Project), dated as of June 30, 2000, is hereby approved.
6. Based upon the information submitted and obtained, the Project Plan as submitted and the Project to which it relates serves to alleviate and prevent conditions of unemployment and strengthen and revitalize the City's economy and, therefore, constitutes a vital and necessary public purpose.
7. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Sunday-Horstman

Voting nay: None Abstain: Haas Absent: Austermann MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to open the public hearing regarding awarding an IFEC to Lake Fabricators Inc. d/b/a Unique Truck Accessories.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Littman to close the Public Hearing.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. to adopt the resolution awarding an IFEC, not to exceed \$112,000, to Lake Fabricators Inc. d/b/a Unique Truck Accessories for a period of 12 years, beginning on January 1, 2004, and ending December 31, 2015.

WHEREAS, Lake Fabricators Inc., d/b/a Unique Truck Accessories in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to Lake Fabricators Inc., d/b/a Unique Truck Accessories, and

WHEREAS, on September 7, 1993 the City Commission established the Industrial Development District for the industrial property of Lake Fabricators Inc., d/b/a Unique Truck Accessories, and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of Lake Fabricators Inc., d/b/a Unique Truck Accessories for an "Industrial Facilities Exemption Certificate".

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to open the public hearing regarding establishing an Industrial Development District for Sturgis Molded Products, Inc.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Littman to close the Public Hearing.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Sturgis Housing Development Corporation meeting was called to order at 8:01 p.m.

Moved by Comm. Haas and seconded by Comm. Smith that the Sturgis Housing Development Corporation adopt the following Consent Resolution as presented.

**CONSENT IN LIEU OF ANNUAL MEETING OF BOARD OF DIRECTORS
OF STURGIS HOUSING DEVELOPMENT CORP**

All of the members of the Board of Directors of Sturgis Housing Development Corp., a Michigan non-profit corporation (the "Corporation"), consent to the following actions:

1. The following persons are elected as officers of the Corporation to serve in the offices set forth opposite their names until further Board action or until their resignation or removal:

Todd Campbell - President

Todd Campbell - Secretary

2. The directors received a report from City Staff on significant developments, major corporate transactions, and the operations and financial results of the Corporation for the preceding fiscal year. All actions of the Corporation's officers and agents on behalf of the Corporation since the last annual meeting of the Board (or written consent in lieu of such a meeting) are ratified.

This consent is given in lieu of a formal annual meeting of the Corporation's Board of Directors and is executed, except as otherwise noted below, on June 11, 2003.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Ludders that the Sturgis Housing Development Corporation adopt the following Consent Resolution as presented.

**CONSENT IN LIEU OF ANNUAL MEETING OF SHAREHOLDERS
OF STURGIS HOUSING DEVELOPMENT CORP**

All of the members of the Shareholders of Sturgis Housing Development Corp., a Michigan non-profit corporation (the "Corporation"), consent to the following actions:

1. The following persons are elected to serve as the directors of the Corporations until the next annual meeting of shareholders (or written consent in lieu of such a meeting), or until their successors are duly elected and qualified, or until their resignation or removal:

Cindy Sunday-Horstman, Lee Austermann, David Ludders, Karl

Littman, Caralee Mayer, Scott Harmon, P. Joseph Haas, Paul

Smith, Barbara Fisher, Todd Campbell

2. The shareholders received a report from City Staff on significant developments, major corporate transactions, certain related party transactions, and the operations and financial results of the Corporation for the preceding year. All actions of the Corporation's officers, directors, and agents on behalf of the Corporation since the last annual meeting of shareholders (or written consent in lieu of such a meeting) are ratified.

This consent is given in lieu of a formal annual meeting of the Corporation's shareholders.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Todd Campbell presented the Annual Report of Sturgis Housing Development Corporation including the Home Improvement Grant Program, the Good Landlord Award, and the ADR Grant.

Discussion followed.

Moved by Comm. Ludders and seconded by Comm. Smith that the Sturgis Housing Development Corporation adjourn their meeting.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Meeting was adjourned at 8:10 p.m.

Moved by Comm. Harmon and seconded by Comm. Haas to reconvene their regular meeting of June 11, 2003.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Meeting was reconvened at 8:11 p.m.

Moved by Comm. Harmon and seconded by Comm. Littman to award the bid to Triad Environmental Services Consultants, out of Hudsonville, MI, for the purpose of underground storage tank removal at 208 N. Prospect as presented and to award the bid to Oxender Inc., out of Sturgis, MI, for the building demolition, removal and lot restoration at 208 N. Prospect Street at a cost of \$29,250.

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to authorize the City to do business according to the credit card policy and directs the City Controller to put in place a system of credit cards and controls per the requirements of the State of Michigan Public Act 266 of 1995.

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Harmon to authorize the early termination of Midwest Tool, Midwest Plastics and Telemark from their Metropolitan Area Network internet contracts effective June 1, 2003.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Ludders to approve the attached Revised Sturges-Young Civic Center and Auditorium By-Laws.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Harmon to accept the resignation of Philip Ward from the Planning Board and to send a letter of recognition.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Mayer to approve the request for a July Fourth Children's Parade in the South Lakeview neighborhood.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to approve a \$5 fee for block party permit requests and authorize the City Manager to institute the neighborhood block party program in an effort to create stronger and safer neighborhoods.

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Haas to appoint Dr. Bharat Vakharia to serve as a Hospital Board Trustee, for a term to expire in May, 2008.

Voting yea: Eight Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Harmon to authorize the payment of the City bills in the amount of \$482,875.57, as presented.

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1, 426,874.43 , as presented.

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Austermann MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to adjourn the meeting.

Voting yea: Nine Voting nay: None MOTION CARRIED

Meeting was adjourned at 8:55 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

*The following is an unapproved draft of the minutes taken at the joint session held on
Wednesday, June 18, 2003*

**JOINT SESSION
STURGIS CITY COMMISSION – STURGIS SCHOOL
BOARD
WEDNESDAY, JUNE 18, 2003
STURGES-YOUNG AUDITORIUM**

Session began at approximately 6:30 p.m.

Commissioners present: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Vice-Mayor Haas, Mayor Sunday-Horstman

Commissioners absent: Austermann

School Board Members Present: Kalasky, Briggs, McConnell, English, Davidson, Adams

School Board Members Absent: Millett

Also present: City Manager, Director of Community Development/Assistant City Manager, Director of Parks and Recreation, City Controller, City Clerk, School Superintendent, Assistant School Superintendent

Discussion was held on driving approaches to the new middle school from Lakeview, Lafayette, a paved Big Hill road, and an extension of Franks Ave. Different options were considered and it was agreed that the traffic flows would be reviewed to determine the optimal short term and long term solutions. The Commission, School Board, and their respective staffs will continue to analyze all the requirements and options over the coming months.

Discussion was held on the installation of either sidewalks or a bike path being created from Lakeview to the west drive of the new middle school. It was agreed that some sort of path was necessary and all involved agreed to review the various options and methods for funding.

Discussion was held on the stretch of Park Street adjacent to Wenzel School. It was agreed that at this time, no action need be taken related to this road.

Discussion was held on the improvements that will be made on Congress Street as it approaches the high school.

Discussion was held on the possible creation of a Sturgis Area Recreational Authority. It was agreed that this could potentially yield positive results for the community, so it will be researched and reviewed. Surrounding townships would be contacted to receive their input.

Discussion was held on potential improvements to the construction and management of

the pool and skate park.

Meeting was adjourned at approximately 8:45 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, June 25, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, JUNE 25, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Pastor Steve Clark of Four Squares Church.

Commissioners present: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Mayor Sunday-Horstman

Commissioners absent: Austermann, Vice-Mayor Haas

Also present: City Manager, Assistant City Attorney, City Engineer, Director of Community Development/Assistant City Manager, Deputy Chief of Police, Director of Parks and Recreation, City Controller, Director of Economic Development, Electric Department Superintendent, Deputy City Clerk

Fran Losinski, 809 Nottingham, expressed his concerns regarding the Congress Street project, the position of the Assistant City Manager, and the portable toilets at Thurston Woods Park. City Manager Tod Mowery and City Engineer Tom Seymour responded.

Moved by Comm. Littman and seconded by Comm. Harmon to approve the minutes from the previously scheduled work session on June 11, 2003 as presented.

Voting yea: Seven Voting nay: None Absent: Austermann, Haas MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to approve the minutes from the previously scheduled regular meeting on June 11, 2003 as presented.

Voting yea: Seven Voting nay: None Absent: Austermann, Haas MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Harmon to consider the proposed recodification of the City of Sturgis Code of Ordinances as the first reading.

Voting yea: Seven Voting nay: None Absent: Austermann, Haas MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Mayer to consider the proposed Chapter 33 amendment as the first reading.

Voting yea: Seven Voting nay: None Absent: Austermann, Haas MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Harmon to authorize the payment of the City bills in the amount of \$1,357,372.08, as presented.

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Sunday-Horstman

Voting nay: None

Absent: Austermann , Haas

MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,469,200.77 , as presented.

Voting yea: Mayer, Ludders, Smith, Fisher, Littman, Harmon, Sunday-Horstman

Voting nay: None

Absent: Austermann , Haas

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to adjourn the meeting.

Voting yea: Seven Voting nay: None Absent: Austermann, Haas MOTION CARRIED

Meeting was adjourned at 8:07 p.m.

Mary M. Stoddard, City of Sturgis Deputy Clerk

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, July 9, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, JULY 9, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Ross Gerber of Grace Christian Fellowship.

Commissioners present: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Vice-Mayor Haas, Mayor Sunday-Horstman
Commissioners absent: None

Also present: City Manager, Assistant to the City Attorney, City Engineer, Director of Community Development/Assistant City Manager, Deputy Chief of Police, Director of Parks and Recreation, City Controller, Director of Economic Development, Electric Department Superintendent, City Clerk

Moved by Comm. Littman and seconded by Comm. Harmon to approve the minutes from the previously scheduled regular meeting on June 25, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Cathi Garn, on behalf of the Chamber of Commerce and the Exchange Club, thanked the Commission and City Staff for the assistance with the Fourth of July Festivities including the Ribs on the Runway and Fireworks.

Moved by Comm. Harmon and seconded by Comm. Littman to consider the attached ordinance as the second reading and adopt the proposed recodification of the City of Sturgis Code of Ordinances effective September 1, 2003.

RECODIFICATION OF THE CITY OF STURGIS CODE OF ORDINANCES

WHEREAS, many of the ordinances of the City of Sturgis are obsolete, and

WHEREAS, many of the other ordinances of the municipality are inconsistent with each other or are otherwise inadequate, and

WHEREAS, the City Commission has determined that it is in the best interest of the residents of the City to recodify the current City Code, known as "The City Code of 1969", as amended, and

WHEREAS, the City Commission has caused its ordinances of a general and permanent nature to be codified and revised and the same are embodied in a codification and revision known as "The Sturgis City Code of 2003."

NOW, THEREFORE, the City of Sturgis, St. Joseph County, State of Michigan ordains:

Section 1. The ordinances of the City of Sturgis of a general and permanent nature, as codified and revised, are ordained as general ordinances and adopted as "The Sturgis City Code

of 2003”, hereinafter referred to as the “City Code.”

Section 2. All ordinances of a general and permanent nature not contained in the City Code are hereby repealed from and after the effective date of said code, except as hereinafter provided.

Section 3. The repeal provided for in the preceding section of this ordinance shall not affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract or right established or accruing before the effective date of the City Code; nor shall such repeal affect any ordinance or resolution promising or guaranteeing the payment of money for the City or authorizing the issuance of any bonds of the City or any evidence of the City’s indebtedness, or any contract or obligation assumed by the City; nor shall it affect any right or franchise conferred by any ordinance or resolution of the City on any person, firm, or corporation; nor shall it affect any prosecution, suit or other proceeding pending or any judgment rendered on or prior to the effective date of said code; nor shall it affect any ordinance annexing territory to the City.

Section 4. Insofar as the provisions of the City Code are the same as those of ordinances existing and in force at its effective date, said provisions shall be considered to be continuations thereof and not as new enactments.

Section 5. Any printed copy of the City Code certified under the facsimile signature of the city clerk shall be held to be a true and correct copy of such codification, and may be read in evidence in any court without further proof of the provisions contained therein.

Section 6. Each section of the City Code, including the codes and ordinances adopted by reference, is hereby declared to be separable and severable and the invalidity of any section, part, paragraph, sentence, phrase, or word in the City Code shall not affect the validity of any other part of said Code, and only any part declared to be invalid by a court of competent jurisdiction shall be deleted therefrom.

Section 7. Immediately upon adoption of the City Code it shall be reproduced in a loose-leaf form. The City Commission by motion or resolution shall fix, and change from time to time as considered necessary, the prices to be charged for copies of the City Code and revisions thereto. After adoption of the City Code, each general ordinance shall be adopted as amending, adding, or deleting a numbered section or sections of said code; immediately thereafter those affected pages of the City Code shall be revised to reflect such amended, added or deleted material and shall be distributed to city officers and employees having copies of said code and to other persons who have requested and paid for current revisions. Notes shall be inserted at the end of amended or new sections, referring to the dates and numbers of ordinances making the amendments or adding the new sections, and such references shall be cumulative if a section is amended more than once, in order that the current copy of the City Code will contain references to all ordinances passed since the adoption of the original City Code.

Section 8. A copy of the City Code, maintained currently up to date, shall be kept available in the city clerk’s office for public use and inspection at all reasonable times.

Section 9. This ordinance shall take effect from and after September 1, 2003 and the City Code, including all the codes and ordinances therein adopted by reference, shall be effective on and after that date.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Mayer to consider the attached ordinance as the second reading and approve the proposed Chapter 33 amendment effective July 29, 2003.

AMENDMENT TO CITY OF STURGIS RETIREMENT SYSTEM ORDINANCE

An ordinance to amend Chapter 33 of the Ordinances of the City of Sturgis pertaining to the regulation of the City of Sturgis Retirement System and to provide for an effective date of this Ordinance.

WHEREAS, the City Commission has determined that it is in the best interest of the residents of the City to amend the Ordinance regulating the retirement system for the City's employees;

NOW, THEREFORE, the City of Sturgis, St. Joseph County, Michigan ordains:

Chapter 33: The City of Sturgis Retirement System Ordinance, of the Ordinances of the City of Sturgis, is hereby amended to provide as follows, effective July 29, 2003:

§ 33.04 MEMBERSHIP IN RETIREMENT SYSTEM.

People employed in included positions are members of the retirement system. Included positions are:

Positions held by all individuals who are employed by the city, its offices, boards, departments or instrumentalities, other than the hospital, in a permanent position requiring one thousand nine hundred and fifty (1,950) or more hours per calendar year unless employed in an excluded position enumerated in section 33.05. Positions held by all individuals who are employed by the hospital in a permanent position requiring one thousand (1,000) or more hours per calendar year unless employed in an excluded position enumerated in section 33.05. For purposes of this section, a permanent position is defined as a position on a regular rather than a temporary or seasonal basis. In case of doubt, the board of trustees shall decide whether an individual is a member.

§ 33.05 EXCLUDED POSITIONS.

Excluded positions are:

(1) Positions which are compensated on a basis not subject to the withholding of Federal income taxes or FICA taxes by the city or to existing fringe benefits provided by the city.

(2) Any position held by a retired member.

(3) Any position as an elected official of the city.

(4) Members of boards and commissions paid exclusively on a per diem basis.

(5) Any position held by a person who is included by law in any other pension or retirement system by reason of the compensation paid by the city, except the Federal Old Age, Survivors and Disability Insurance program.

(6) Temporary positions.

(7) Positions filled by part-time employees. For purposes of this section, a part-time employee is a city employee, other than a hospital employee, who is employed in a position normally requiring fewer than one thousand nine hundred and fifty (1,950) hours of work per calendar year. For hospital employees, a part-time employee is one who is employed in a position normally requiring fewer than one thousand (1,000) hours of work per calendar year.

§ 33.19 SAME-AMOUNT OF PENSION.

The annual benefit amount under form of payment SL (Straight Life) is determined as follows:

(1) *Benefit Group A.* Years and fraction of a year of credited service multiplied by the sum of one and two-tenths (1.2) percent of the first four thousand two hundred dollars (\$4,200.00) of final average compensation and one and seven-tenths (1.7) percent of final average compensation in excess of four thousand two hundred dollars (\$4,200.00).

(2) *Benefit Groups B and C.* Years and fraction of a year of credited service

multiplied by one and eight-tenths (1.8) percent of final average compensation.

(3) *Benefit Group D.*

a. For payments before the retired member's 62nd birthday if city employment was terminated on or after April 1, 1995, years and fraction of a year of credited service multiplied by two and five-tenths (2.5) percent of the member's final average compensation, and

b. For payments after the retired member's 62nd birthday, or regardless of age if city employment was terminated before April 1, 1995, years and fraction of a year of credited service multiplied by the sum of one and two-tenths (1.2) percent of the first four thousand two hundred dollars (\$4,200.00) of final average compensation and one and seven-tenths (1.7) percent of final average compensation in excess of four thousand two hundred dollars (\$4,200.00).

(4) *Benefit Group E and F.* Years and fraction of a year of credited service multiplied by two and five-tenths (2.5) percent of final average compensation.

If the member or vested terminated member has credited service with more than one (1) benefit group, the pension amount shall be computed in accordance with the provisions of section 33.15.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Ludders to appoint Mayor Sunday-Horstman as the official voting representative and Comm. Austermann as the alternate voting representative for the City of Sturgis at the 2003 Michigan Municipal League Conference.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$603,626.65, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,430,682.95 , as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

City Manager Tod B. Mowery provided an update on the Clark Street Relocation Project.

Comm. Austermann provided details about his trip to Wiesloch, Germany.

Mayor Sunday-Horstman thanked Comm. and Georgia Austermann for representing Sturgis in Wiesloch. She also shared the gifts provided by Kentwood, Michigan, this year's Mayor's Exchange city. She also thanked Cathi Garn, Luis Rosado, Phyllis Youga, and everyone else involved in the very successful Ribs on the Runway.

Moved by Comm. Harmon and seconded by Comm. Littman to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Meeting was adjourned at 8:01 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, July 23, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, JULY 23, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Mayor asked for a moment of silence in lieu of an Invocation.

Commissioners present: Austermann, Mayer, Ludders, Smith, Fisher, Harmon, Vice-Mayor Haas, Mayor Sunday-Horstman
Commissioners absent: Littman

Also present: Director of Community Development/Assistant City Manager, Assistant to the City Attorney, City Engineer, Chief of Police, Director of Economic Development, City Clerk

Moved by Comm. Harmon and seconded by Comm. Austermann to approve the minutes from the previously scheduled regular meeting on July 9, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Littman MOTION CARRIED

Senator Cameron Brown welcomed the new commissioners and thanked the Commission for their service. He explained that he was in full support of the previously proposed three percent cut in revenue sharing. He explained the efforts that were being made toward enforcing the rules related to the homestead property act. He explained that the state's budget is balanced. He gave further updates on many other activities in the Michigan Legislature. Finally, he thanked everyone for the opportunity to serve them as Senator.

Moved by Comm. Ludders and seconded by Comm. Harmon to approve the Block Grant Contract No. 2003-0486 between the City of Sturgis and the Michigan Department of Transportation providing for an Airport Pavement Marking for the Kirsch Municipal Airport and authorize the City Manager to sign the contract for a lump sum cost of \$2,000 with the City matching portion being \$1,000.

Voting yea: Eight Voting nay: None Absent: Littman MOTION CARRIED

Assistant City Manager Todd Campbell provided a brief history of the process of the new liquor license. He explained that the City was allowed an additional Class C Liquor License based on the 2000 census figures. The City Clerk has received three applications for this license including El Aguila, Terry's Inc., and Humes, Inc. He explained that the process for granting this license would be for the City Commission to make a recommendation to the Michigan Liquor Control Commission (MLCC), at which point the LCC would conduct their investigation, before granting

the license. He further explained that the City Commission may make their recommendation or may hold off and wait for future applications. Mr. Campbell provided a brief overview of the Liquor License Policy adopted by the City Commission on January 9, 2002. The criteria listed in the policy for consideration included the ownership, the establishment, the facility, the neighborhood and general public, and the priorities which included granting a license to an entity to be located in the downtown corridor along US 12, between Maple and Jefferson streets.

Mr. Campbell explained that the staff recommendation to the City Commission would first be to carefully consider each of the three applicants. City staff believes that the recommendation should go to a business to be located in the downtown corridor to help strengthen the downtown economy and one that could encourage increased downtown business activity. Three ways in which a business might be able to accomplish this is by being a regional draw from neighboring communities and counties, creating a festive themed atmosphere, and being committed to remaining in downtown for a significant period of time.

Mr. Campbell explained that because the City does not own the license, the City cannot attach conditions to awarding the license. However, the City can enter into a separate private agreement with a recommended business to secure certain provisions will be met by the business. This agreement would be of no interest to the MLCC.

Mayor Sunday-Horstman invited each of the applicants to give a presentation regarding their plans.

Marta Hernandez and her daughter explained that she has owned the El Aguila since 1985 and would like to now sell liquor in the restaurant.

Terry Patten explained that he had applied for, but did not acquire, a similar license from the City ten years earlier, and was pleased by the fact that he felt it was a more open process this time. He explained that he attempted to purchase a license in 1992 but that for several reasons, it did not work out. He then purchased Pipers Grinders and Galore in 1992 and has operated ever since. He began looking to relocate in 2002. He explained that he would like to relocate his restaurant to the building formerly occupied by the "Moon and Stars" and utilize the kitchen formerly of "Stapleton's". He would expand it to a full service restaurant including pizzas, gourmet pizzas, sandwiches, Italian foods, and possibly steaks and would seat around 100 people. He explained that he would need to only install bathrooms and do some simple remodeling. He compared his vision to Paisano's in Three Rivers. He would have smoking and non-smoking sections and a game room in the back for children. He intends to obtain a three year lease with an option to buy. He hoped to create a sports bar type of atmosphere in part of the restaurant including a big screen television.

Comm. Smith asked about a time frame for opening the business. Mr. Patten explained that many factors would come into play including the health department, the necessary plumbing work, installation of a bar and others but viewed three to four months as a likely timeframe. He explained that much of the venting is currently installed and that he would utilize existing and his own kitchen equipment. Comm. Smith asked if he would be moving the business if he was not awarded the liquor license. He explained that he would not move into the proposed location because it would be too large without the support of the liquor license.

Ralph Humes, owner of R. Stanley's Diner in Three Rivers, thanked the City Commission for the opportunity to apply. He explained that his current restaurant has received favorable reviews from the Kalamazoo Gazette and has patrons from thirty minutes to an hour away. He explained that he has created something more than the deserts, dinners, and jazz in his diner, but has created the R. Stanley's experience. He explained that he is not intending to become a bar; the focus of the restaurant would be food. He explained that his restaurant is kid friendly and contains many materials related to jazz. He felt that he could help benefit the community.

Comm. Harmon asked that if Mr. Humes was not awarded the license, would he still come into Sturgis. Mr. Humes explained that he has to relocate his business regardless of the license because he has outgrown his facility and that Sturgis is a nice community which he would like to become part of. He feels that Sturgis has a larger demographic than Three Rivers and that current patrons would be willing to drive from Kalamazoo, in addition to potential new patrons in Elkhart, South Bend, and Coldwater.

He plans to occupy the former "Hallmark" building and refurbish it in a cost sensitive manner. He estimates comfortably seating around sixty people. He hopes to use the liquor license to create a beer or wine list to compliment certain foods. He wants to create a price structure where a patron could come two or three times per week.

Mayor Sunday-Horstman invited the rest of the audience to provide any further comments on the issue.

Judy Hartman, former owner of Mike's Pizza and Subs, explained that she has met Mr. Humes and his wife and considers them nice people and has heard of great reviews of the restaurant and that people are willing to travel to it.

Eric Eishen, explained that Mr. Humes has committed taking ownership of the building immediately. Mr. Eishen explained that Mr. Humes has \$60,000 for infrastructure improvements. He explained that he has been willing to back Mr. Humes because of his passion for food and creating a wonderful experience.

Brian Tallmadge, 121 S. Nottawa, urged the City Commission to support Mr. Humes' request because he believes it will draw people from Elkhart and farther to Sturgis, giving these people the opportunity to see how nice of a community Sturgis is.

Todd Maynard, of Willer's Shoes located downtown, expressed his support for Mr. Humes' request and explained that he believes that the liquor license should be used as an enhancement to downtown and the community. He does not believe that the downtown area needs a bar.

Assistant to the City Attorney explained that five affirmative votes are needed to pass a resolution.

Vice-Mayor Haas explained that he will be abstaining from this vote.

Comm. Smith questioned whether or not two restaurants would be able to move to the downtown

area, given the fact the Mr. Humes feels that his establishment would not depend on the granting of a liquor license.

Don Lampe, 402 Sturgis, explained that he has been making efforts to have a restaurant open in downtown Sturgis for over ten years. He believes that Sturgis needs a nice restaurant, and that would include the ability to have a beer or glass of wine with a meal.

Moved by Comm. Ludders and seconded by Comm. Mayer to contingently and conditionally approve the request from R. Stanleys of Three Rivers to be awarded the City of Sturgis' new Class C On-Premise liquor license provided by the Michigan Liquor Control Commission for a downtown restaurant to be located at 104 West Chicago, subject to (i) R. Stanleys of Three Rivers ability to meet the parameters of the City of Sturgis Liquor License Policy as adopted Jan. 9, 2002 and (ii) the successful development of a contract between the City and R. Stanleys of Three Rivers that (a) requires R. Stanleys of Three Rivers to meet certain requirements in connection with its business operation, including requirements pertaining to the type of restaurant and the continuing location of the business at the above-referenced address, (b) contains other requirements as determined in the discretion of the City Manager, and (c) contains such contractual enforcement mechanisms as the City Manager deems prudent and to have such agreement be approved by the City Commission at a future meeting.

Voting yea: Mayer, Fisher, Austermann, Smith, Ludders, Sunday-Horstman
Voting nay: Harmon Abstain: Haas Absent: Littman MOTION CARRIED

Assistant City Manager Todd Campbell and City Engineer Tom Seymour provided details on the Congress Street Watermain and Street Improvement Project.

Moved by Comm. Harmon and seconded by Comm. Haas to award the revised unit price contract to the low bidder, Concord Excavating, L.L.C, of Concord, Michigan, in the amount of \$211,409.19 for watermain and street improvements on East Congress Street and authorize the City Manager to sign the contract.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Littman MOTION CARRIED

Economic Development Director John Hayes explained that Vulcan Industries will soon be purchased by a publicly traded company. On March 12, 2003 the Sturgis City Commission approved a request by Vulcan Industries for a loan of \$400,000 for a period of seven years from the Sturgis Revolving Loan Fund contingent on EDC Board approval. Because of this purchase, the City Commission would need to reapprove the loan request for the new owners.

Moved by Comm. Austermann and seconded by Comm. Haas to approve the loan requested by Vulcan Industries under the same terms and conditions as previous, and that repayment responsibility be that of the new ownership. This approval is contingent upon the same approval being given by the Sturgis Economic Development Corporation Board.

Voting yea: Eight Voting nay: None Absent: Littman MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to authorize the payment of the City bills in the amount of \$1,611,373.71, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Harmon, Haas, Sunday-Horstman

Voting nay: None

Absent: Littman

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,419,674.73, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Harmon, Haas, Sunday-Horstman

Voting nay: None

Absent: Littman

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Haas to recess their regular meeting of July 23, 2003.

Voting yea: Eight

Voting nay: None

Absent: Littman

MOTION CARRIED

Moved by Director Ludders and seconded by Director Austermann to convene as the Sturgis Housing Development Corporation.

Voting yea: Eight

Voting nay: None

Absent: Littman

MOTION CARRIED

Community Development Director/Assistant City Manager Todd Campbell provided an update on the current philosophies and activities of M.S.H.D.A. He further explained the history of the projected target area for redevelopment efforts

Moved by Director Haas and seconded by Director Harmon to accept the amended Target Area as presented.

Voting yea: Eight

Voting nay: None

Absent: Littman

MOTION CARRIED

Community Development Director/Assistant City Manager Todd Campbell and Sturgis Neighborhood Director Monica Smith provided information on home redevelopment and a potential project at 302 N. Lakeview.

Moved by Director Ludders and seconded by Director Fisher to approve the purchase of 302 N. Lakeview as project #1 for the MSHDA ADR grant and authorize the renovation costs associated with the grant at an anticipated total project cost of \$111,300.00 and authorize the president of the S.H.D.C., Todd Campbell, to sign any necessary purchase agreements.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Harmon, Haas, Sunday-Horstman

Voting nay: None

Absent: Littman

MOTION CARRIED

Moved by Director Harmon and seconded by Director Austermann to adjourn as the Sturgis Housing Development Corporation.

Voting yea: Eight

Voting nay: None

Absent: Littman

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to reconvene their regular meeting of June 11, 2003.

Voting yea: Eight

Voting nay: None

Absent: Littman

MOTION CARRIED

Economic Development Director John Hayes invited the City Commission to attend sessions with Dr. Vaughn Grisham, an expert in community and economic development on August 6 through August 8, 2003. He also explained that he has been working with MS Truck Bodies, the new entity replacing Grumman Olson, on their plans for development in Sturgis.

Mayor Sunday-Horstman explained the efforts between LaGrange County, Sturgis Township, and the City of Sturgis relating to the current Tollroad Expansion.

Moved by Comm. Harmon and seconded by Comm. Austermann to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Meeting was adjourned at 9:32 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, August 13, 2003:

REGULAR MEETING – STURGIS CITY COMMISSION

WEDNESDAY, AUGUST 13, 2003
WIESLOCH RAUM – CITY HALL

Mayor Cindy Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Roger Moyer, Sturgis Evangelical Church.

Commissioners present: Austermann, Mayer, Ludders, Smith, Fisher,
Haas, Littman, Harmon, Mayor Sunday-Horstman

Also present: Director of Community Development/Assistant City Manager, City Attorney, City Engineer, Fire Chief, Chief of Police, City Controller, Director of Economic Development, City Manager, Deputy City Clerk

Moved by Comm. Harmon and seconded by Comm. Littman to approve the minutes from the previously scheduled regular meeting on Wednesday, July 23, 2003 as presented.

Voting yea: Nine **Voting nay: None** **MOTION**
CARRIED

Moved by Comm. Haas and seconded by Comm. Mayer that the Sturgis City Commission approve the Agreement for Professional Engineering Services, RWJ J/N: 20036460.10, between the City of Sturgis and R.W. Armstrong and Associates, Inc. and authorize the City Manager to sign the Agreement on behalf of the City after Agreement approval by the Michigan Aeronautics Commission. Under Agreement R.W. Armstrong and Associates, Inc. will provide design and construction engineering services for rehabilitation of runway 18/36. This Federally and State funded project is at a lump sum cost figure of \$41,451 for the preliminary design engineering services, with the City's cost portion being \$2,072.

**Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Harmon, Littman, Haas,
Mayor Sunday-Horstman** **Voting nay: None**
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon that the Sturgis City Commission approve the Block Grant Contract No. 2003-0583 between the City of Sturgis and the Michigan Department of Transportation providing for a Rehabilitation of Runway 18/36 for the Kirsch Municipal Airport and authorize the City Manager to sign the contract for a lump sum cost of \$44,451 with the City's cost portion being \$2,222.

**Voting yea: Harmon, Littman, Haas, Fisher, Smith, Ludders, Mayer, Austermann,
Mayor Sunday-Horstman** **Voting nay: None**
MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Littman that the Sturgis City Commission approve Amendment No. 01 to the Agreement for Professional Engineering Services, RWJ J/N: 200366280.30, between the City of Sturgis and R. W. Armstrong and Associates, Inc. and authorize the City Manager to sign the Amendment on behalf of the City. Under Amendment R.W. Armstrong and Associates, Inc. will provide construction engineering services for runway 6/24 relighting. This Federally and State funded project is at a lump sum cost figure of \$11,000 for the construction engineering services, with the City's cost portion being \$550.

Voting yea: Fisher, Smith, Ludders, Mayer, Austermann, Harmon, Littman, Haas, Mayor Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman that the Sturgis City Commission approve the Block Grant Contract No. 2003-0584 between the City of Sturgis and the Michigan Department of Transportation providing for a Runway 6/24 Relighting for the Kirsch Municipal Airport and authorize the City Manager to sign the contract for a lump sum cost of \$79,015 with the City's cost portion being \$3,951.

Voting yea: Mayer, Austermann, Smith, Ludders, Fisher, Harmon, Littman, Haas, Mayor Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Austermann that the Sturgis City Commission adopt the following resolution vacating Clark Street and set a public hearing for Wednesday, September 10, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall, 130 N. Nottawa Street, Sturgis, Michigan on the street vacating.

RESOLUTION APPROVING VACATING OF CLARK STREET
AND SCHEDULING OF PUBLIC HEARING

WHEREAS, the City Commission of the City of Sturgis, County of St. Joseph and State of Michigan, the same being the legislative body of the said City of Sturgis, deems it advisable and in the best interests of the City of Sturgis that Clark Street now situate and being within the City of Sturgis be vacated, subject to the reservation of an easement for utilities, said street being described as follows, to-wit:

Part of the NW 1/4 of Section 13, T8S, R10W, City of Sturgis, St. Joseph County, Michigan, described generally as the 50 feet wide right-of-way of the existing Clark Street from the north right-of-way line of Wade Road to the North line of the SW 1/4 of the NW 1/4 of said Section 13, more particularly described as bounded by the following lines:

- On the North by the North line of the SW 1/4 of the NW 1/4 of said Section 13.
- On the East by the East line of the SW 1/4 of the NW 1/4 of said Section 13.
- On the South by a line parallel to and 25 feet North of the South line of the North 25 acres of the SW 1/4 of the NW 1/4 of said Section 13 being the north right-of-way line of Wade Road.

- On the West by a line parallel to and 50 feet West of the East line of the SW 1/4 of the NW 1/4 of said Section 13.

NOW, THEREFORE, BE IT RESOLVED, that a public hearing to hear objections thereto shall be held at the regularly scheduled meeting of the Sturgis City Commission on Wednesday, September 10, 2003, commencing at 7:30 P.M. in the Wiesloch Raum of City Hall. Any objection to such action may be filed with the City Clerk in writing, and if any such objection is filed Clark Street shall not be vacated except by a concurring vote of two-thirds (2/3) of the City Commission.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Fire Chief Mike Houck presented a proposed three-year agreement to provide Ambulance Service through the City of Sturgis Fire Department with the Townships of Constantine, Florence, Sherman, Burr Oak, Mottville, White Pigeon, Sturgis and Fawn River, along with the Villages of Constantine, White Pigeon and Burr Oak.

Mayor Sunday-Horstman opened the floor to receive public comment.

Mike Gay, 1006 Lauri Lane and Deb Perrin, 904 Neuman expressed their concerns with the funding of an additional seven employees to staff the station under the new agreement.

Discussion followed.

Moved by Comm. Harmon and seconded by Comm. Littman that the Sturgis City Commission authorize City staff to pursue a three-year agreement to provide Ambulance Service through our Fire Department with the Townships of Constantine, Florence, Sherman, Burr Oak, Mottville, White Pigeon, Sturgis and Fawn River, along with the Villages of Constantine, White Pigeon and Burr Oak.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Haas, Littman, Harmon, Mayor Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Fisher and seconded by Comm. Ludders that the Sturgis City Commission accept the highest bids on the sale of used equipment as presented.

Donald Tessin was awarded the bid for a 1989 Ford Bronco in the amount of \$750.00.

Alan Pieronski was awarded the bid for a 1993 Dodge Dynasty in the amount of \$610.00.

Gary Mitchell was awarded the bid for a 1993 Ford F150 in the amount of \$506.00

Stephen Webb was awarded the bid for a 1992 Dodge Spirit in the amount of \$455.00.

William Maines was awarded the bid for a 1989 Chevy S-10 in the amount of \$400.00.

Douglas Houck was awarded the bid for a 1991 Chevy S-10 in the amount of \$300.00.

Charles Hulse was awarded the bid for a 1991 Chevy S-10 in the amount of \$527.00.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Fisher that the Sturgis City Commission allow the Sturgis Toy Run to be held on September 6, 2003 at 1:00 p.m.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Harmon to set a public hearing date of Wednesday, September 10, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall to consider issuing an Industrial Facilities Exemption Certificate to MS Truck Body Corporation and that the City is resolved to support the continued employment growth of MS Truck Body thru incentives such as P.A. 198.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman that the Sturgis City Commission authorize the payment of the City bills in the amount of \$714,556.03, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Haas, Littman, Harmon,

Mayor Sunday-Horstman
MOTION CARRIED

Voting nay: None

Moved by Comm. Austermann and seconded by Comm. Littman that the Sturgis City Commission ratify the Hospital bills in the amount of \$1,911,156.41 as presented.

Voting yea: Haas, Littman, Harmon, Fisher, Smith, Ludders, Mayer, Austermann, Mayor Sunday-Horstman
MOTION CARRIED

Voting nay: None

City Manager Tod Mowery announced that the Congress Street project would be starting on August 25, 2003 and would last approximately 30-45 days.

Comm. Austermann congratulated Police Chief Eugene Alli on receiving the Michigan Association of Chiefs of Police Presidential Citation Award.

Moved by Comm. Austermann and seconded by Comm. Ludders that the Sturgis City Commission recess under the Open Meetings Act to discuss the acquisition of property.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Haas, Littman, Harmon, Mayor Sunday-Horstman
MOTION CARRIED

Voting nay: None

The meeting recessed at 9:00 p.m.

The meeting reconvened at 10:06 p.m.

Moved by Comm. Harmon and seconded by Comm. Littman that the meeting be adjourned.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

The meeting was adjourned at 10:07 p.m.

Mary M. Stoddard, Deputy City Clerk

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, August 27, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, AUGUST 27, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Mayor asked for a moment of silence in lieu of an Invocation.

Commissioners present: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Vice-Mayor Haas, Mayor Sunday-Horstman
Commissioners absent: Ludders

Also present: City Manager, City Attorney, Director of Community Development/Assistant City Manager, City Engineer, Chief of Police, Director of Economic Development, Electric Department Superintendent, Buildings Supervisor, City Clerk

Moved by Comm. Littman and seconded by Comm. Austermann to approve the minutes from the previously scheduled regular meeting on August 13, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

Glenn Oxender, President of Glenn Oaks Community College, provided information related to Glenn Oaks and the upcoming proposed millage vote.

Don Lampe, 402 Sturgis, asked the City Commission to consider the method of billing the basic utility service charge.

The Mayor asked City Staff to provide information to the City Commission about the entire billing process at a later meeting for their review.

Moved by Comm. Haas and seconded by Comm. Littman to approve the Agreement between the City of Sturgis and John R. Howell, Inc. (Project No. B-26-0092-0202) which is the construction contract for the relighting of Runway 6/24 and the replacement of the simplified abbreviated visual approach slope indicator (VASI) with a precision approach path indicator (PAPI) at Kirsch Municipal Airport and authorize the City Manager to sign the unit price contract in the amount of \$51,912.50.

**Voting yea: Austermann, Mayer, Littman, Smith, Fisher, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED**

Moved by Comm. Littman and seconded by Comm. Harmon to accept the bid of Merrell Bros. of Kokomo, IN, the second low bidder, for the Removal, Transportation, and Land Application of Biosolids with a bid total price of \$63,420.00 and a unit price of \$0.0294 for the first year, \$0.0300 for the second year, and \$0.0312 for the third year.

Voting yea: Austermann, Mayer, Littman, Smith, Fisher, Harmon, Haas, Sunday-Horstman
Voting nay: None **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Austermann and seconded by Comm. Fisher to accept the highest bids on the sale of forfeited vehicles including \$4,050.25 for Charles McClain of Burr Oak for a 1969 Chevrolet and \$300.50 for Susan Embler of Sturgis for a 1988 Pontiac and to place the remaining vehicles, a 1991 Ford and a 1986 Nissan, up for auction at the next police bicycle auction.

Voting yea: Austermann, Mayer, Littman, Smith, Fisher, Harmon, Haas, Sunday-Horstman
Voting nay: None **Absent: Ludders** **MOTION CARRIED**

Director of Community Development/Assistant City Manager Todd Campbell provided background information on issues related to the regulation of recreational vehicles within City limits. City Attorney Roger Bird provided additional clarification.

Moved by Comm. Harmon and seconded by Comm. Littman to consider the proposed amendment to Article IX – Section 1.0902 (Q) of the City of Sturgis Zoning Code as the first reading.

Voting yea: Austermann, Mayer, Littman, Smith, Fisher, Harmon, Haas, Sunday-Horstman
Voting nay: None **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Austermann and seconded by Comm. Harmon to authorize the payment of the City bills in the amount of \$1,267,668.64, as presented.

Voting yea: Austermann, Mayer, Littman, Smith, Fisher, Harmon, Haas, Sunday-Horstman
Voting nay: None **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,354,755.89, as presented.

Voting yea: Austermann, Mayer, Littman, Smith, Fisher, Harmon, Haas, Sunday-Horstman
Voting nay: None **Absent: Ludders** **MOTION CARRIED**

City Engineer Tom Seymour provided information on potential upcoming street repairs. City Manager Tod Mowery provided additional information on recent training and various concepts related to street maintenance.

Economic Development Director John Hayes explained that the MEGA application for MS Truck Body was approved. He also mentioned that the IFEC Committee will meet on September 9, 2003 at 4:00 pm at MS Truck Body.

Moved by Comm. Harmon and seconded by Comm. Littman that the Sturgis City Commission recess under the Open Meetings Act to discuss the acquisition of property.

Voting yea: Austermann, Mayer, Littman, Smith, Fisher, Harmon, Haas, Sunday-Horstman

Voting nay: None

Absent: Ludders

MOTION CARRIED

The meeting recessed at 8:22 p.m.

The meeting reconvened at 8:48 p.m.

Vice-Mayor Haas expressed his support for the upcoming millage for Glenn Oaks Community College.

Discussion followed.

Moved by Comm. Littman and seconded by Comm. Harmon to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Meeting was adjourned at 9:08 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, September 10, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, SEPTEMBER 10, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Walt Kinsey.

Commissioners present: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon,
Vice-Mayor Haas, Mayor Sunday-Horstman
Commissioners absent: None

Also present: City Manager, City Attorney, Director of Community Development/Assistant City Manager, City Engineer, Chief of Police, Director of Economic Development, City Clerk

Moved by Comm. Harmon and seconded by Comm. Littman to approve the minutes from the previously scheduled regular meeting on August 27, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Mayor Sunday-Horstman welcomed the students and representatives from Wiesloch, Germany. Mayor Sunday-Horstman and Herbert Ebeling read the following proclamation in both English and German.

“Many Years of Exchange”

WHEREAS, on May 11th and August 4th 1966, the cities of Wiesloch, Baden-Wuerttemberg and Sturgis, Michigan adopted each other as Sister Cities under the People-to-People program; and WHEREAS, over the last Thirty-Seven Years, this bond has promoted friendship and understanding between the American and German nations; and

WHEREAS, in 1977 Sturgis and Wiesloch began their Student Exchange Program; and

WHEREAS, since then, the lives of several hundred students, along with their host families, have been enriched by the exchange of culture and ideas; and

WHEREAS, on May 6, 2003, the United States Assistant Secretary of State, Ms. Patricia Harrison, recognized the Sturgis-Wiesloch Sister City program; and

WHEREAS, she explained that “[this program] involves people of good will working to build and working to ensure that the successor generation has the chance to succeed; and

WHEREAS, the City of Sturgis is proud to call Wiesloch its Sister City.

NOW, THEREFORE, BE IT RESOLVED that as Mayor of the City of Sturgis, on behalf of the City Commission and City residents, I want to say thank you, to Mayor Franz Schaidhammer and the people of Wiesloch, for providing many wonderful years of enriching exchange; and

BE IT FURTHER RESOLVED, the City of Sturgis pledges to continue this outstanding tradition

for many years to come.

Herbert Ebeling explained that Wiesloch recently celebrated its 1200 year anniversary and presented the Commissioners with a medal from Wiesloch. He also presented Mayor Sunday-Horstman with several books, paintings, and other items from Wiesloch.

Mayor Sunday-Horstman presented the Good Landlord Award for 2003 to Raymond Wells and his wife and thanked him for his service to his tenants and Sturgis.

City Manager Tod Mowery presented Comm. Austermann, Comm. Fisher, Tom Seymour, John Hayes, and Todd Campbell with certificates for "Fundamentals of Pavement Quality and Maintenance".

Don Lampe, 402 Sturgis, explained that there will be an open house at the Camp Fort Hill Nature Center on October 14, 2003 at 6:30 p.m.

Fran Losinski, 809 Nottingham, asked about the watermain and street repair project on Congress Street. City Manager Tod Mowery explained the reasons for and processes involved in the project.

Moved by Comm. Austermann and seconded by Comm. Harmon to consider the attached ordinance as the second reading and approve the proposed amendment to Article IX – Section 1.0901 (Q) of the City of Sturgis Zoning Code.

AMENDMENT TO THE ZONING ORDINANCE OF THE CITY OF STURGIS

An ordinance to amend Article IX, Section 1.0901 (Q), of the Zoning Ordinance of the City of Sturgis and to provide for an effective date of this Ordinance.

WHEREAS, the City Commission has determined that it is in the best interest of the residents of the City to amend Article IX, Section 1.0901 (Q), of the Zoning Ordinance of the City to provide specific regulations for the parking and storage of recreational vehicles in residential districts;

NOW, THEREFORE, the City of Sturgis, St. Joseph County, Michigan ordains:

Article IX, Section 1.0901 (Q), of the Zoning Ordinance of the City is hereby amended to provide as follows, effective as of October 1, 2003:

ARTICLE IX – 1.0901

- (Q) Within all residential districts parking shall be limited to passenger vehicles, recreational vehicles ("RV"), as provided below, recreation equipment and trucks with a load capacity of two and one-half (2-1/2) tons or less.
- (1) The occupant of a residential property is allowed to park or store one (1) recreational vehicle on his or her property if the following provisions are met.
 - (a) The RV must be owned by the occupant.
 - (b) The RV must be licensed (if applicable) and operable.
 - (c) The RV must be maintained and in good repair.
 - (d) The area around and under the RV must be kept free of any tall grass or weeds.
 - (e) The RV will not encroach on the required front yard setback, (see table 1.0501), by more than fifteen (15') feet, and in no case nearer than ten (10') feet to the front property line.
 - (f) The RV will not encroach on a required side yard that is the street side of a corner lot.
- (2) One (1) RV may be parked in developed driveways/parking spaces for a period of two (2)

days for purpose of loading and or unloading.

The occupant is allowed to have guests park and sleep in one (1) RV for a period not to exceed two (2) weeks in any thirty (30) day period and not to exceed six (6) weeks in any calendar year.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

A Public Hearing was held to consider the vacating of Clark Street.

Moved by Comm. Littman and seconded by Comm. Harmon to adopt the following resolution as presented.

WHEREAS, the City Commission of the City of Sturgis, County of St. Joseph and State of Michigan, the same being the legislative body of the said City of Sturgis, deems it in the best interests of the City of Sturgis that Clark Street now situate and being within the City of Sturgis be vacated, said street being described as follows, to-wit:

Part of the NW 1/4 of Section 13, T8S, R10W, City of Sturgis, St. Joseph County, Michigan, described generally as the 50 feet wide right-of-way of the existing Clark Street from the north right-of-way line of Wade Road to the North line of the SW 1/4 of the NW 1/4 of said Section 13, more particularly described as bounded by the following lines:

- On the North by the North line of the SW 1/4 of the NW 1/4 of said Section 13.
- On the East by the East line of the SW 1/4 of the NW 1/4 of said Section 13.
- On the South by a line parallel to and 25 feet North of the South line of the North 25 acres of the SW 1/4 of the NW 1/4 of said Section 13 being the north right-of-way line of Wade Road.
- On the West by a line parallel to and 50 feet West of the East line of the SW 1/4 of the NW 1/4 of said Section 13; and

WHEREAS, it being advisable to vacate and abandon the said described property, due notice was published in the Sturgis Journal, a newspaper published and circulated in the City of Sturgis, County of St. Joseph, State of Michigan, as required by law, notifying the public and all interested persons that the City Commission would meet and be in session on Wednesday, September 10, 2003, at 7:30 p.m. in the Wiesloch Raum of Sturgis City Hall to hear and consider objections thereto; and

WHEREAS, no one appeared at said meeting to object to the proposed vacation and abandonment and no objections having been filed with the City Clerk:

NOW, THEREFORE, BE IT RESOLVED, subject to the City of Sturgis reserving an easement on said property for the purpose of constructing, repairing, substituting, removing enlarging, replacing and maintaining utilities, that the above described Clark Street be hereby vacated, abolished, abandoned and discontinued; and

BE IT FURTHER RESOLVED, that within thirty (30) days from this date, the City Clerk shall forward a certified copy of this resolution to the Treasurer of the State of Michigan, and also a certified copy of this resolution to the Register of Deeds of the County of St. Joseph, State of Michigan, for recording, and that a proper record of this vacation and abandonment be entered into the Book of Plats of the City of Sturgis.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Mayer to adopt the resolution as presented awarding an Industrial Facilities Exemption Certificate, not-to-exceed \$1,250,000.00 to MS Truck Body Corporation, for a period of twelve (12) years, beginning on January 1, 2004 and an ending date of December 31, 2015.

WHEREAS, MS Truck Body Corporation in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to MS Truck Body Corporation, and

WHEREAS, on April 25, 1984 the City Commission established the Industrial Development District for the industrial property of MS Truck Body Corporation, and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of MS Truck Body Corporation for an "Industrial Facilities Exemption Certificate".

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Fisher and seconded by Comm. Austermann to set a Public Hearing on September 24, 2003 at 7:30 pm in the Wiesloch Raum of City Hall, 130 N. Nottawa, Sturgis, MI to consider issuing an IFEC to Sturgis Molded Products.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$768,157.58, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,330,066.96, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Director of Community Development/Assistant City Manager Todd Campbell provided a summary review of the Sturgis Downtown Development Authority.
Discussion followed.

The IFEC Committee will meet at Sturgis Molded Products at 4:00 p.m. on September 23, 2003 for a tour.

City Manager Tod B. Mowery explained that the City may have the opportunity to receive a grant from FEMA to alleviate flooding at Centerville and Chicago Road. City staff will be reviewing the documents and report back to the Commission.

Comm. Austermann explained that the SAAC has received the RFP responses regarding ambulance services and will be addressing them at the next meeting.

Comm. Littman asked that everyone remember what occurred on September 11, 2001 and remember our service personnel.

Vice-Mayor Haas again expressed his support for the upcoming millage for Glenn Oaks Community College and encouraged everyone to vote yes for the millage as well.

Moved by Comm. Harmon and seconded by Comm. Littman to adjourn the meeting.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

Meeting was adjourned at 9:37 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, September 24, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, SEPTEMBER 24, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

Mayor Sunday-Horstman asked for a moment of silence to remember the Brand family.

The Invocation was given by Ross Gerber, Grace Christian Fellowship

Commissioners present: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon,
Vice-Mayor Haas, Mayor Sunday-Horstman

Commissioners absent: None

Also present: City Manager, City Attorney, Director of Community
Development/Assistant City Manager, City Engineer, Chief of Police, City Controller,
Director of Economic Development, City Clerk

Moved by Comm. Littman and seconded by Comm. Harmon to approve the minutes from the
previously scheduled regular meeting on September 10, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Mayor Sunday-Horstman presented the following proclamation:

Public Power Week Proclamation

WHEREAS, we, the citizens of Sturgis, place high value on local control over community services
and therefore have chosen to operate a community-owned, locally controlled, not-for-profit electric
utility and, as consumers and owners of our electric utility, have a direct say in utility operations
and policies; and

WHEREAS, Sturgis provides our homes, businesses, farms, social service, and local government
agencies with reliable, efficient, and cost-effective electricity employing sound business practices
designed to ensure the best possible service at not-for-profit rates; and

WHEREAS, Sturgis is a valuable community asset that contributes substantially to the well-being
of local citizens through energy efficiency, customer service, environmental protection, economic
development, and safety awareness; and

WHEREAS, Sturgis is a dependable and trustworthy institution whose local operation provides
many consumer protections and continues to make our community a better place in which to work
and live;

NOW, THEREFORE BE IT RESOLVED: that Sturgis will continue to work to bring lower-cost,
safe, reliable electricity to community homes and businesses; and

BE IT FURTHER RESOLVED: that the week of October 5-11 be designated the 17th annual Public

Power Week in order to honor Sturgis for its contributions to the community and to make its consumer-owners, policy makers, and employees more aware of its contributions to their well-being and how it makes their lives powerful; and

BE IT FURTHER RESOLVED: that our community joins hands with more than 2,000 other public power systems in the United States that through local, community- ownership ensure cost-cutting service for electricity customers.

Moved by Comm. Harmon and seconded by Comm. Littman to approve the Agreement for Liquor License as presented, with respect to the establishment of a downtown restaurant and recommendation of a new Class C liquor license, between the City of Sturgis and Humes, Inc. d/b/a R. Stanley's and authorize the City Manager to sign the agreement.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Mayer that the request from Humes, Inc. d/b/a R. Stanley's be considered for approval "above all others" and that the application be recommended for issuance for a Class "C" liquor license.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Ludders to adopt the resolution as presented awarding an Industrial Facilities Exemption Certificate, not-to-exceed \$3,000,000.00 to Sturgis Molded Products Company, for a period of twelve (12) years, beginning on January 1, 2004 and an ending date of December 31, 2015.

WHEREAS, Sturgis Molded Products Company in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to Sturgis Molded Products Company, and

WHEREAS, on September 14, 1983 the City Commission established the Industrial Development District for the industrial property of Sturgis Molded Products Company, and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of Sturgis Molded Products Company for an “Industrial Facilities Exemption Certificate”.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Fisher to accept the bid of J. Allen & Company, the low bidder, for the 2003 Street Spot Repair Program under a unit price contract with a total amount of \$87,270.00, and accept a portion of the alternate bid for Thermal Bituminous Bonding Repairs for the 2003 Street Spot Repair Program under a unit price contract with Pavement Restoration of Michigan with a total amount of \$15,750, and authorize the City Manager to sign the Contracts.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Haas to award the contract to J. Allen & Company for the mill and one-inch resurface of Virginia St., from Myrtle St. to Cornelia St., in a dollar amount not to exceed \$17,950.00

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Fisher and seconded by Comm. Ludders to authorize the Sturgis High School to hold its annual Homecoming Parade on Friday, October 3, 2003 at 5:30 p.m. on Chicago Drive from Clay to Maple, south to Congress, east to Lakeview, north to Ivanhoe and east to the high school.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

Moved by Comm. Mayer and seconded by Comm. Littman to reject the determination of the Elected Officials Compensation Commission.

Voting yea: Littman, Mayer, Austermann, Fisher, Mayor Sunday-Horstman
Voting nay: Harmon, Smith, Ludders, Haas
MOTION DEFEATED

Moved by Comm. Littman and seconded by Comm. Harmon to accept Option II in the proposal from Fleis & VandenBrink Engineering dated August 22, 2003 to prepare a Vulnerability Assessment of the City of Sturgis’ water system in compliance with Federal law for a lump sum fee of \$9,000.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Littman to amend the 2002/2003 City of Sturgis budget as presented, in accordance with the Uniform Budgeting and Accounting Act of 1978.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Fisher to approve changing the name of Federal Drive to International Way.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$2,024,918.57, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,183,182.44, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Comm. Austermann explained that he has received several comments from citizens regarding school bus traffic on Hatch Street.

Comm. Fisher commented on her experience at the MML Convention and learned that there are many grant opportunities and hoped that there would be volunteers willing to pursue them.

Comm. Haas explained that preliminary numbers for the Hospital look positive with increased revenues, but cutbacks with Medicare/Medicaid payments.

Mayor Sunday-Horstman explained that there will be a City Commission work session on October 15, 2003 in the Wiesloch Raum of City Hall at 7:00 p.m.

City Manager Tod Mowery updated the City Commission on the condition of Sturgis Machining and Forest Lake Partners. Discussion was held on the status of the C.D.B.G. loan and explained that the City Commission should perform its due diligence by informing the Michigan E.D.C. of the possibility of a loan default. Attorney John Bush and E.D.C. Director John Hayes provided further insight on the situation. Discussion followed.

Moved by Comm. Haas and seconded by Comm. Fisher to notify the Michigan Economic Development Corporation that FLP 4, Inc. is currently in a state of default and that appropriate measures will be taken to protect the City's interest in the defaulted loan.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon that the Sturgis City Commission recess under the Open Meetings Act to discuss ongoing litigation.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Haas, Littman, Harmon, Mayor Sunday-Horstman

Voting nay: None

MOTION CARRIED

The meeting recessed at 9:20 p.m.

The meeting reconvened at 10:22 p.m.

Comm. Austermann distributed the S.A.A.C. RFP responses to the City Commissions for discussion on the issue at the next City Commission meeting on October 8, 2003.

Moved by Comm. Harmon and seconded by Comm. Littman to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Meeting was adjourned at 10:30 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

The following is an unapproved draft of the minutes taken at the regular meeting held on Wednesday, October 8, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, OCTOBER 8, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Doug Carr, Pastor Gateway Church of God

Commissioners present: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon,
Vice-Mayor Haas, Mayor Sunday-Horstman
Commissioners absent: None

Also present: City Manager, City Attorney, Director of Community Development/Assistant City Manager, City Engineer, Deputy Chief of Police, Electric Department Superintendent, Director of Economic Development, City Clerk

Moved by Comm. Littman and seconded by Comm. Austermann to approve the minutes from the previously scheduled regular meeting on September 24, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Mort Wright, 500 Grand, invited the City Commission to a Camp Fort Hill Open House on October 14, 2003 from 6:30 pm through 8:00 pm.

Moved by Comm. Ludders and seconded by Comm. Fisher to appoint Julianne Davis to the D.D.A. Board of Directors, to fill the unexpired term of Chris Moline through May 2005.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

City Manager Tod Mowery and Electric Department Superintendent John Griffith provided the Commission with an update on the current and potential parameters of the City's internet service.

Moved by Comm. Haas and seconded by Comm. Ludders to maintain the existing Metropolitan Area Network system with pricing for service to be reduced by \$50 per month to \$350 per month for 128kbps, \$450 per month for 256kbps and \$550 per month for 512kbps.

Voting yea: Austermann, Ludders, Haas, Fisher, Smith, Sunday-Horstman

Voting nay: Littman, Mayer, Harmon

MOTION CARRIED

Mayor Sunday-Horstman explained that the City Commission will now address the ambulance proposals to the Sturgis Area Ambulance Committee. The City Commission's intent is to determine how to direct Comm. Austermann, the City's liaison to the S.A.A.C., to vote at the upcoming S.A.A.C. meeting on October 16, 2003.

Captain Scott Hopkins and Chief Michael Houck of the Sturgis Fire Department thanked the Commission for their support. They explained that they have the full support of the entire Sturgis Fire Department and that their proposal meets the goals and requirements of the RFP.

Steve Frisbee, Director of Operations for Lifecare Ambulance, explained that they are the only proposal respondent to be CAAS certified. He questioned the need for a third full time ambulance. He explained that they are familiar with area because of their mutual aid experience. He explained that Lifecare monitors its driver's performance.

Chris Boals, Operations Manager for Mercy Ambulance, explained that he felt that the most critical aspect of the proposal is the need for three ambulances. He explained that there are a number of outbound transfers from Sturgis Hospital. He complimented the Sturgis Fire Department on their professionalism but questioned the financial accuracy of their proposal, based on Mercy's experience.

Comm. Smith inquired about the current ambulance and staffing numbers of Mercy.

Comm. Haas asked what aspect Constantine plays in the number of ambulances needed and the amount of the subsidy needed. Mr. Boals explained that if Constantine is not included in the service area, three ambulances are still needed and the subsidy would not change.

Mr. Frisbee explained that Constantine Village has decided to use the services of Lifecare.

City Manager Tod Mowery explained that the City of Sturgis has tried to consider the needs of the entire community, including of the S.A.A.C. members, in the Fire Department's RFP response. He also explained that the City Commission would also have to consider the cost implications of providing service to the entire area.

Comm Haas explained that in a continued effort to maintain excellent emergency response for the City of Sturgis, assure local control and participation in the providing of the emergency response, while at the same time, limiting the costs incurred by our citizens for such service, and Further to continue the movement towards a regional approach for the providing of certain services for the citizens of the City of Sturgis, our surrounding townships and all of St. Joseph County; and continue the cooperation with our surrounding townships to work together to provide a quality of life for all of our citizens that is of the highest standard, therefore -

Moved by Comm. Haas and seconded by Comm. Harmon to direct Commissioner Austermann, as its representative on the Sturgis Area Ambulance Committee, to vote to award a contract to the Sturgis Fire Ambulance Service to provide ambulance service to the Sturgis Area Ambulance Committee service area consistent with their proposal that was submitted to the Sturgis Area Ambulance Committee.

Comm. Smith asked whether or not the other S.A.A.C. members have made decisions yet in regards to the RFP responses. Comm. Austermann explained that although he has read or heard about the positions of some S.A.A.C. members, he does not know how the S.A.A.C. vote will turn out.

Mr. Frisbee reiterated that Lifecare will not need a subsidy unless the S.A.A.C. continues to want a third full time ambulance in the area.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Austermann to accept the Offer for Mutual Termination And Deobligation Of Financial Assistance Award For Convenience Of The Parties (Project No. 06-01-04726), and authorize the City Manager and City Clerk to sign the Offer.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to authorize the temporary closing of North Street between U.S. 12 and the alley, along with Pleasant Street between U.S. 12 and the alley on Friday, October 31st from 4 to 6 p.m. for Downtown Trick-or-Treating.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

City Manager Tod B. Mowery updated the City Commission on discussions regarding the airport between the City of Sturgis and the State of Michigan.

Moved by Comm. Harmon and seconded by Comm. Littman to appoint Tod B. Mowery as the City of Sturgis Municipal Airport Manager as required by the Michigan Department of Transportation and authorize the City Clerk to authenticate the Commission's appointment.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Fisher to approve the Hazard Mitigation Grant Agreement, FEMA-1346-DR-MI between the City of Sturgis (Applicant Identification Number: 149-76960-00) and the Michigan Department of State Police, Emergency Management Division for the Progress Street Infiltration Basin Diversion and Expansion with a maximum \$285,000.00 Grant for 75% of the eligible project costs and authorize the City Manager to sign the Agreement.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$807,918.80, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,103,459.07, as presented.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Comm. Smith explained that he believed that given the savings of tax payer dollars, the need for three ambulances, and the capabilities of the personnel, it was prudent to choose the proposal of the Sturgis Fire Department for ambulance services.

Comm. Ludders explained that there will be volunteers needed for the Haunted Forest outside the Doyle Center on October 24 and 25.

Moved by Comm. Harmon and seconded by Comm. Ludders that the Sturgis City Commission recess under the Open Meetings Act to discuss ongoing litigation and labor negotiations.

Voting yea: Austermann, Mayer, Ludders, Smith, Fisher, Haas, Littman, Harmon, Mayor Sunday-Horstman
Voting nay: None
MOTION CARRIED

The meeting recessed at 8:57 p.m.

The meeting reconvened at 9:24 p.m.

City Manager Tod B. Mowery updated the City Commission on the Sturgis Machining

Moved by Comm. Harmon and seconded by Comm. Ludders to adjourn the meeting.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

Meeting was adjourned at 9:26 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

*The following is an unapproved draft of the minutes taken at the special meeting held
on Wednesday, October 15, 2003:*

**SPECIAL MEETING - STURGIS CITY COMMISSION
WEDNESDAY, OCTOBER 15, 2003
CONFERENCE ROOM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:00 p.m.

Commissioners present: Austermann, Mayer, Ludders, Fisher, Littman, Harmon, Vice-Mayor Haas, Mayor Sunday-Horstman
Commissioners absent: Smith

Also present: City Manager, Director of Community Development/Assistant City Manager, City Clerk

Mayor Sunday-Horstman began discussion on the proposed City Commission policy.

Commissioners and City Staff reviewed the document and suggested changes. A proposed final draft will be prepared for the upcoming regular City Commission meeting.

City Manager Tod Mowery updated the City Commission on various projects including the DDA and Congress Street.

Moved by Comm. Harmon and seconded by Comm. Ludders to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Meeting was adjourned at 9:30 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, October 22, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, OCTOBER 22, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Lorraine Bolley, Gateway Church of God

Commissioners present: Austermann, Mayer, Ludders, Smith, Fisher, Littman, Harmon,
Vice-Mayor Haas, Mayor Sunday-Horstman
Commissioners absent: None

Also present: City Manager, City Attorney, Director of Parks and Recreation, City
Engineer, Chief of Police, Electric Department Superintendent, Director of Economic
Development, City Clerk

Moved by Comm. Austermann and seconded by Comm. Fisher to approve the minutes from the
previously scheduled regular meeting on October 8, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Mayer to approve the minutes from the
previously scheduled special meeting on October 15, 2003 as presented.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Harmon and seconded by Comm. Li to approve the Agreement for Professional
Engineering Services, RWJ J/N: 20036460.10, between the City of Sturgis and R.W. Armstrong
and Associates, Inc. and authorize the City Manager to sign the Agreement on behalf of the City
after approval of the Agreement by the Michigan Aeronautics staff. Under the Agreement R.W.
Armstrong and Associates, Inc. will provide preliminary design engineering services for
rehabilitation of runway 18/36. This Federally and State funded project is at a lump sum cost figure
of \$41,450 for the preliminary design engineering services, with the City's cost portion being
\$2,072.

**Voting yea: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED**

Moved by Comm. Fisher and seconded by Comm. Austermann to accept the low financing bid of
Sturgis Bank, at a rate of 2.8% for a 36-month period, for the purchase of two new Precor
treadmills for the Doyle Center.

**Voting yea: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED**

Moved by Comm. Austermann and seconded by Comm. Harmon to award the West Street HVAC project to the low bidder, Primary Mechanical, in the amount of six thousand five hundred eighty two dollars (\$6,582).

Voting yea: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Haas and seconded by Comm. Austermann to award the bid in the amount of \$4,998.00 to the high bidder of Sierra Consultants for three (3) OXY-Gun Aeration Systems, Model BLR 75.

Voting yea: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Littman and seconded by Comm. Harmon to adopt the proposed City of Sturgis City Commission Procedural Policy as presented.

Voting yea: Eight **Voting nay: None** **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Harmon and seconded by Comm. Littman to accept the low bid of Champion of Mt. Pleasant, for an A S & C Primary Meter Cabinet in the amount of \$8,556.00.

Voting yea: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Fisher and seconded by Comm. Austermann to appoint Eric Wynes to the Employee Retirement Board to fill the unexpired term of John McKillen through May 2004.

Voting yea: Eight **Voting nay: None** **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Harmon and seconded by Comm. Haas to reschedule the regular Commission meeting on November 26, 2003 to November 24, 2003 at 7:30 p.m.

Voting yea: Eight **Voting nay: None** **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Fisher and seconded by Comm. Harmon to reschedule the regular Commission meeting on December 24, 2003 to December 17, 2003 at 7:30 p.m.

Voting yea: Eight **Voting nay: None** **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Littman and seconded by Comm. Harmon to authorize the Finance Committee to authorize the payment of the City bills and ratification of the Hospital bills, which would normally be prepared for the rescheduled December 24, 2003 regular City Commission meeting, at their meeting on December 23, 2003.

Voting yea: Eight **Voting nay: None** **Absent: Ludders** **MOTION CARRIED**

Moved by Comm. Haas and seconded by Comm. Austermann to reschedule the organizational meeting on November 10, 2003 at 8:00 p.m. to 6:00 p.m.

Voting yea: Eight **Voting nay: None** **Absent: Ludders** **MOTION CARRIED**

City Manager Tod Mowery and City Controller Mike Vance discussed the possible purchase of the Sorko-Ram property on North Centerville Road, for a new Department of Public Services facility. Discussion followed.

Moved by Comm. Haas and seconded by Comm. Mayer, through its City Manager, to purchase the Sorko-Ram property on North Centerville Road for an amount not to exceed Five Hundred Eighty Thousand dollars (\$580,000.00), pursuant to the terms of a Real Estate Purchase Agreement to be approved by the City Attorney.

Voting yea: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED

City Manager Tod Mowery and Police Chief Alli updated the City Commission on the negotiations between the City of Sturgis and the Police Officers Labor Council. Discussion followed.

Moved by Comm. Harmon and seconded by Comm. Fisher to ratify the proposed five (5) year labor contract for the City of Sturgis Police Department effective October 1, 2003 and further that the terms of said contract be approved by the City Attorney.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$1,328,511.88, as presented.

Voting yea: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Harmon to ratify the Hospital bills in the amount of \$1,444,965.35, as presented.

Voting yea: Austermann, Mayer, Smith, Fisher, Littman, Harmon, Haas, Sunday-Horstman
Voting nay: None Absent: Ludders MOTION CARRIED

EDC Director John Hayes explained that the State of Michigan will hold a public auction for the Sturgis-Newport facility on North Jacob Street on November 20, 2003.

Comm. Smith thanked his fellow Commissioners for the opportunity to serve.
The rest of the City Commission thanked Comm. Smith for his service.

Moved by Comm. Austermann and seconded by Comm. Harmon to adjourn the meeting.

Voting yea: Eight Voting nay: None Absent: Ludders MOTION CARRIED

Meeting was adjourned at 8:40 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

ORGANIZATIONAL MEETING STURGIS CITY COMMISSION MONDAY, NOVEMBER 10, 2003 WIESLOCH RAUM - CITY HALL

City Clerk Kenneth Rhodes called the meeting to order at 6:00 p.m.

Commissioners present: Austermann, Mayer, Ludders, Huber, Sunday-Horstman, Fisher, Haas, Littman, Sisson

Commissioners absent: None

Also present: City Attorney, City Manager, Assistant City Manager/Director of Community Development, City Controller, City Clerk

The results of the November 4, 2003 Sturgis City General Election, as certified by the St. Joseph County Board of Canvassers, was presented by the City Clerk to be recorded as follows:

<i>Candidate</i>	<i>Office Sought</i>	<i>Precinct 1</i>	<i>Precinct 2</i>	<i>Precinct 3</i>	<i>Precinct 4</i>	<i>Total Votes</i>
Lee Austermann (Inc.)	1st Prec. Comm.	172				172
Jessica Kielkopf	1st Prec. Comm.	162				162
Terry Koehl	1st Prec. Comm.	108				108
Charles Huber	2nd Prec. Comm.		72			72
Michael Brew (Write-In)	2nd Prec. Comm.		17			17
Barbara Fisher (Inc.)	3rd Prec. Comm.			85		85
Michael Gay	3rd Prec. Comm.			81		81
Joseph Haas (Inc.)	4th Prec. Comm.				128	128
Tery Hahn	At-Large Comm.	25	11	14	19	69
Scott Harmon (Inc.)	At-Large Comm.	147	47	93	71	358
Rob Sisson	At-Large Comm.	262	33	48	64	407
Tim Christner (Write-In)	At-Large Comm.	6	3	10	5	24

The following received the greatest number of votes and are elected:

Lee Austermann	Commissioner - First Precinct	Four Year Term
Charles Huber	Commissioner - Second Precinct	Four Year Term
Barbara Fisher	Commissioner - Third Precinct	Four Year Term
Joseph Haas	Commissioner - Fourth Precinct	Four Year Term
Rob Sisson	Commissioner At-Large	Two Year Term

City Clerk Kenneth Rhodes administered the oath of office to newly elected commissioners Charles Huber and Robert Sisson.	
<p>Moved by Comm. Ludders and seconded by Comm. Littman to accept the Sturgis City General Election results as presented.</p> <p>Voting Yea : Nine Voting Nay : None MOTION CARRIED</p>	
<p>The City Clerk asked for nominations for the Office of Mayor.</p> <p>Moved by Comm. Haas and seconded by Comm. Littman to nominate Comm. Sunday Horstman.</p> <p>Moved by Comm. Sisson and seconded by Comm. Austermann to close the nominations for the Office of Mayor and cast a unanimous ballot for Comm. Sunday-Horstman.</p> <p>Voting Yea : Nine Voting Nay : None MOTION CARRIED</p> <p>Comm. Sunday-Horstman was seated as the Mayor of the City of Sturgis.</p>	
<p>Mayor Sunday-Horstman asked for nominations for the Office of Vice-Mayor.</p> <p>Moved by Comm. Littman and seconded by Comm. Mayer to nominate Comm. Haas</p> <p>Moved by Comm. Ludders and seconded by Comm. Austermann to close the nominations for the Office of Vice-Mayor and cast a unanimous ballot for Comm. Haas.</p> <p>Voting Yea : Nine Voting Nay : None MOTION CARRIED</p> <p>Comm. Haas was seated as the Vice-Mayor of the City of Sturgis.</p>	

Moved by Comm. Haas and seconded by Comm. Ludders to accept the following Commissioner Liaison appointments as presented.

Voting Yea : Nine

Voting Nay : None

MOTION CARRIED

Airport Advisory Board	Littman
Ambulance Committee	Austermann
Auditorium Board	Fisher
Bid Opening Committee	Littman, Haas, Ludders, Sisson (Alternate)
Centro De Ayuda	Sisson
Downtown Development Authority Board	Mayer
Doyle and Recreation Advisory Board	Ludders
Economic Development Corporation and Brownfield Redevelopment Authority	Sunday-Horstman
Employee's Retirement System	Haas, Sunday-Horstman
Finance Committee	Austermann, Littman, Huber
Health Insurance Review Committee	Mayer, Haas
Hospital Board of Trustees	Haas
Housing Project Review Committee	Huber
Idle Industrial Buildings Committee	Fisher, Huber, Littman, Ludders
Industrial Facilities Exemption Certificate Committee	Austermann, Fisher, Mayer, Littman
Investment Committee	Haas, Ludders, Sisson
Library Board	Sunday-Horstman
Parks and Cemetery Board	Mayer
Planning Board	Mayer
Sister City Committee	Austermann, Sunday-Horstman
St. Joe County Transportation Authority	Sunday-Horstman
Sturgis Neighborhood Program	Austermann
Traffic Safety Committee	Huber

Moved by Comm. Austermann and seconded by Comm. Ludders to approve the General Rules of Order for Sturgis City Commission meetings.

Voting Yea : Nine

Voting Nay : None

MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Austermann to adjourn the meeting

Voting Yea : Nine

Voting Nay : None

MOTION CARRIED

The meeting was adjourned at 6:04 p.m.

Kenneth D. Rhodes, City Clerk

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, November 12, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, NOVEMBER 12, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Randy Wojciechowski, Grace Christian Fellowship Church

Commissioners present: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson,
Vice-Mayor Haas, Mayor Sunday-Horstman
Commissioners absent: None

Also present: City Manager, City Attorney, Assistant City Manager/Director of
Community Development, City Engineer, Deputy Chief of Police, Electric Department
Superintendent, Director of Economic Development, City Clerk

Moved by Comm. Austermann and seconded by Comm. Littman to approve the minutes from the
previously scheduled work session on October 22, 2003 as amended to show Comm. Ludders
absent.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Austermann to approve the minutes from the
previously scheduled regular meeting on October 22, 2003 as amended showing Comm. Ludders
absent and Comm. Littman seconding the motion to approve the "R.W. Armstrong Agreement".

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Austermann to approve the minutes from the
previously scheduled organizational meeting on November 10, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Donald Lampe, 402 Sturgis, congratulated the newly and reelected commissioners on their victory
and wished them well. He encouraged the commission to move forward on revisions of the City
Charter. He questioned some of the activities being taken by the City that may be outside the
provisions of the City Charter.

Richard Long, 29826 East Lafayette, questioned why there are so many cars in the City of Sturgis
with Indiana license plates.

D.D.A. Director Kim Musolff and John Jackson, McKenna & Associates presented the Sturgis Downtown Master Plan.
Discussion followed.

Moved by Comm. Ludders and seconded by Comm. Mayer to ratify the Sturgis Downtown Master Plan as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Haas to award the purchase of 5,100 feet of 15 kV, 750 kcmil aluminum conductor, primary UD cable, as specified by the City of Sturgis, to Hughes Supply, Mattoon, Illinois for the bid amount of \$18,513.00.

Voting yea: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson, Haas, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Fisher and seconded by Comm. Ludders to adopt the attached resolution transferring properties from Sherman Township into the City as presented.

RESOLUTION

TRANSFER OF PROPERTIES FROM SHERMAN TOWNSHIP (Agreement #2)

WHEREAS, the City of Sturgis ("City") and the Township of Sherman ("Township") entered into an Agreement for Conditional Transfer of Property (Agreement #2), with an effective date of September 15, 1998; and

WHEREAS, Article 2, Section 2.1.D of Agreement #2 states "All parcels in Area 2 which have not transferred to the City for full jurisdiction by the end of five years from the Effective Date of the Agreement shall be transferred, at the end of such five year period."; and

WHEREAS, September 15, 2003 was the end of five years after the Effective Date of Agreement #2, and accordingly, full jurisdiction of remaining parcels in Area 2 has been transferred from the Township to the City effective September 15, 2003;

NOW THEREFORE, IT IS RESOLVED THAT full jurisdiction for all purposes of the following parcels of land (identified below by a listing of the respective owners, street addresses, former Township tax parcel number and new tax parcel number assigned by the City) located in Area 2 as described in Agreement #2 is certified to have been transferred from the Township to the City effective as of September 15, 2003:

Owner	Property Address	Parcel Number (Township)	Parcel Number (City)
Leola Geark	103 W. Lafayette Street	75-014-036-000-053-00	75-052-777-000-514-00
Shirley L. Boughton	906 N. Nottawa Street	75-014-036-000-047-00	75-052-777-000-515-00
Donald Cameron	914 N. Nottawa Street	75-014-036-000-045-00	75-052-777-000-516-00
Stephani A. Sommers-Shaver	1008 N. Nottawa Street	75-014-036-000-042-00	75-052-777-000-519-00
Concepcion C. Hackman	1010 N. Nottawa Street	75-014-036-000-041-00	75-052-777-000-520-00
Elenora M. Emerson	912 N. Nottawa Street	75-014-036-000-040-00	75-052-777-000-521-00
Elenora Emerson, Cindy Lewis, & Martha Starmann	1012 N. Nottawa Street	75-014-036-000-039-00	75-052-777-000-522-00
Ronald L. & Shemane K. Malovey	1016 N. Nottawa Street	75-014-036-000-038-00	75-052-777-000-523-00
Clyde O. & Dorothy A. Troyer	1015 N. Nottawa Street	75-014-120-000-005-00	75-052-373-000-005-00
Pregnancy Helpline of St. Joseph County	1125 N. Nottawa Street	75-014-120-000-002-00	75-052-373-000-002-00
Norma Conrad, Linda Gilhams, Carol & Larry Wilson	1249&1263 N. Nottawa St.	75-014-036-000-061-00	75-052-777-000-525-00

Doris C. & Sidney E. Lawson	1011 Tracy Drive	75-014-130-000-009-00	75-052-374-000-009-00
Beverly Jean Morgan-Life Est. &	1015 Tracy Drive	75-014-130-000-010-00	75-052-374-000-010-00
Robert D. Smith, et. al.			
Stephen R. & Sandra L. Todd	1019 Tracy Drive	75-014-130-000-011-00	75-052-374-000-011-00
E. Marguerite Wagner &	1023 Tracy Drive	75-014-130-000-012-00	75-052-374-000-012-00
Mary Frances Turner			
Mariano G. & Maria L. Avila	1109 Tracy Drive	75-014-130-000-015-00	75-052-374-000-015-00
Michael J. & Linda L. Fisher	1113 Tracy Drive	75-014-130-000-016-00	75-052-374-000-016-00
Michael J. & Linda L. Fisher	1117 Tracy Drive	75-014-130-000-017-00	75-052-374-000-017-00
Michael J. & Linda L. Fisher	1121 Tracy Drive	75-014-130-000-018-00	75-052-374-000-018-00
Michael J. & Linda L. Fisher	1125 Tracy Drive	75-014-036-000-063-03	75-052-777-000-003-20
Robert V. & Beth A. Cottin	1114 Tracy Drive	75-014-130-000-019-00	75-052-374-000-019-00
Sherman W. & Marilyn S. Dunafin	1110 Tracy Drive	75-014-130-000-020-00	75-052-374-000-020-00
Sherman W. & Marilyn S. Dunafin	1106 Tracy Drive	75-014-130-000-021-00	75-052-374-000-021-00
Michael A. & Jodi L. Converse	1102 Tracy Drive	75-014-130-000-022-00	75-052-374-000-022-00
James M. & Carol A. Harter	1022 Tracy Drive	75-014-130-000-023-00	75-052-374-000-023-00
James M. & Carol A. Harter	1016 Tracy Drive	75-014-130-000-024-00	75-052-374-000-024-00
Kirk E. & Karen M. Easterday	400 Devonshire Drive	75-014-130-000-026-00	75-052-374-000-026-00

Legal descriptions of each of the above parcels are attached as Exhibit A to this Resolution.

BE IT FURTHER RESOLVED THAT, in accordance with Section 2.1.C of Agreement #2, the City Commission hereby certifies that events have occurred transferring full jurisdiction over said parcels to the City, and the filing of this Resolution and either a similar resolution adopted by the Sherman Township Board or sixty (60) days has passed since this resolution was adopted shall be sufficient to evidence the transfer of full jurisdiction over the above parcels to the City.

BE IT FURTHER RESOLVED THAT, the City Manager is authorized and directed to file certified copies of this Resolution with the Township Clerk, the St. Joseph County Clerk and the Office of the Great Seal of the State of Michigan to evidence that the transfer of full jurisdiction to the City of such parcels has occurred for the records of each such office.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to approve the Airport Lease Agreements for Steve Damer and Mike and Karen Unternahrer and authorize the City Manager to sign the leases on behalf of the City.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Fisher to approve the Special Assessment Payment Agreement for PKG Inc. for connection to the City's sanitary sewer and authorize the Mayor and City Clerk to sign on behalf of the City.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Sisson to accept the resignation of Elizabeth Datkovic from the Sister City Committee and to send a letter of thanks and recognition for her service.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

City Manager Tod B. Mowery explained the possibility of installing a walkway on the north side of Lafayette from Lakeview to the new middle school.

Moved by Comm. Austermann and seconded by Comm. Fisher to approve the installation of a walkway on the north side of Lafayette from the intersection at Lakeview easterly to the new middle school in the amount of \$27,960.00 with the Sturgis School portion of \$3,000.00, and further direct the City Manager to discuss with the Sturgis Schools the possibility of performing the maintenance duties and cost sharing ideas for the walkway.

Voting yea: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$2,034,231.51, as presented.

Voting yea: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Huber to ratify the Hospital bills in the amount of \$3,243,944.13, as presented.

Voting yea: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Todd Campbell, Assistant City Manager/Director of Community Development, invited the City Commission to a rally at the St. Joe County Courthouse on November 17, 2003 at 12:00 p.m. to express their views on the possibility of a reduction in State Revenue Sharing.

Vice-Mayor Haas commended City Staff for their efforts towards the United Way Campaign and the Sturgis Wind Symphony for bringing the Marine Corps Band.

Moved by Comm. Austermann and seconded by Comm. Fisher to go into closed session for the purpose on considering material exempt from discussion or disclosure by State or Federal statute as provided for in the Michigan Open Meetings Act.

Voting yea: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

The meeting recessed at 8:25 p.m.

The meeting reconvened at 9:26 p.m.

Moved by Comm. Sisson and seconded by Comm. Ludders to release security as listed by the memo provided by John Bush, special counsel to the Sturgis Economic Development Corporation, along with the requirement that FLP Holdings IV provides to the Sturgis City Commission its current financial statements prior to any further action; and such release is contingent upon the approval proper State of Michigan authorities.

Voting yea: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson, Sunday-Horstman
Voting nay: None
Abstain: Haas
MOTION CARRIED

Mayor Sunday-Horstman invited all the commissioners to practice holiday songs with the Bridge Builders group on Thursday, November 13, 2003 at 7:30 pm in the conference room of City Hall.

Moved by Comm. Ludders and seconded by Comm. Austermann to adjourn the meeting.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Meeting was adjourned at 9:28 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

The following is an unapproved draft of the minutes taken at the regular meeting held on Tuesday, November 25, 2003:

**RESCHEDULED MEETING - STURGIS CITY
COMMISSION
TUESDAY, NOVEMBER 25, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 6:00 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Ken Mills of Whole Life Church

Commissioners present: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson, Vice-Mayor Haas, Mayor Sunday-Horstman

Commissioners absent: None

Also present: City Attorney, Assistant City Manager/Director of Community Development, City Engineer, Chief of Police, Fire Chief, Electric Department Superintendent, Director of Economic Development, City Controller, Deputy City Clerk

Moved by Comm. Ludders and seconded by Comm. Haas to approve the minutes from the previously scheduled work session on November 12, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Austermann to approve the minutes from the previously scheduled regular meeting on November 12, 2003 as presented.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Haas and seconded by Comm. Austermann that the request from Maplecrest LLC to transfer ownership of 2000 B-Hotel licensed business with Dance Permit, located in escrow at 110 Pleasant, Sturgis, MI 49091, St. Joseph County, from Janette Parr Johns; transfer location to 1503-1505 East Chicago, Sturgis, MI 49091, St. Joseph County; transfer status to a Class C license; and request a new Entertainment Permit be considered for approval.

Voting yea: Austermann, Mayer, Ludders, Huber, Fisher, Littman, Sisson, Haas

Voting nay: Sunday-Horstman

MOTION CARRIED

Moved by Comm. Fisher and seconded by Comm. Littman to adopt the attached resolution transferring properties from Sherman Township into the City as presented:

RESOLUTION

TRANSFER OF PROPERTIES FROM SHERMAN TOWNSHIP (Agreement #1)

WHEREAS, the City of Sturgis ("City") and the Township of Sherman ("Township") entered into an Agreement for Conditional Transfer of Property (Agreement #1), with an effective date of September 15, 1998; and

WHEREAS, Agreement #1 provides that initially only limited jurisdiction was transferred to the City for parcels described in the Exhibits to Agreement #1, and that full jurisdiction over said parcels would transfer immediately from the Township to the City if any one of several stated events occurs; and

WHEREAS, one of the stated events for the transfer of full jurisdiction over a parcel involves the owner of record of the property within the Transferred Area ceasing to have title to such real property on or after the effective date of Agreement #1; and

WHEREAS, the owner of record on the effective date of Agreement #1 no longer has title to the property listed below and, accordingly, full jurisdiction of this parcel has been transferred from the Township to the City effective immediately;

NOW THEREFORE, IT IS RESOLVED THAT full jurisdiction for all purposes of the following parcel of land (identified below by a listing of the respective owner, street address, former Township tax parcel number and new tax parcel number assigned by the City) located in the Area described in the Exhibits to Agreement #1 is certified to have been transferred from the Township to the City effective immediately:

<u>Owner</u> <u>(City)</u>	<u>Property Address</u>	<u>Parcel Number (Township)</u>	<u>Parcel Number</u>
Linda L. Mullins 75-052-777-000-401-00	1419 N. Nottawa Street	75-014-036-000-010-00	

A legal description of the parcel is attached as Exhibit A to this Resolution.

BE IT FURTHER RESOLVED THAT, in accordance with Section 2.1.B of Agreement #1, the City Commission hereby certifies that events have occurred transferring full jurisdiction over said parcel to the City, and the filing of this Resolution and either a similar resolution adopted by the Sherman Township Board or sixty (60) days has passed since this resolution was adopted shall be sufficient to evidence the transfer of full jurisdiction over the above parcel to the City.

BE IT FURTHER RESOLVED THAT, the City Manager is authorized and directed to file certified copies of this Resolution with the Township Clerk, the St. Joseph County Clerk and the Office of the Great Seal of the State of Michigan to evidence that the transfer of full jurisdiction to the City of said parcel has occurred for the records of each such office.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Ludders to approve the model easement agreement between the City of Sturgis and Abbott Laboratories, for the construction, installation, placement, operation, inspection, maintenance, upgrade replacement, and removal of utilities to be signed by the Mayor and City Clerk on behalf of the City, after final approvals from the City Engineer and City Attorney.

Voting yea: Nine

Voting nay: None

MOTION CARRIED

Moved by Comm. Sisson and seconded by Comm. Mayer to approve O'Boyle, Cowell, Blalock & Associates, Inc.'s (OCBA) proposal for professional services for the downtown streetscape plan as presented at a cost not to exceed \$14,600 and authorize the City Manager to sign all necessary documents.

Voting yea: Littman, Ludders, Haas, Fisher, Huber, Mayer, Sisson, Sunday-Horstman

Voting nay: Austermann

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$1,439,088.08, as presented.

Voting yea: Haas, Fisher, Littman, Mayer, Sisson, Huber, Ludders, Austermann, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Huber to ratify the Hospital bills in the amount of \$1,277,678.08, as presented.

Voting yea: Littman, Sisson, Austermann, Ludders, Huber, Fisher, Haas, Mayer, Sunday-Horstman
Voting nay: None
MOTION CARRIED

Fire Chief Mike Houck introduced Cody Cripe, the department's newest full-time firefighter. Chief Houck and Interim Director of Emergency Medical Services Scott Hopkins also updated the commission on the status of Mercy Ambulance moving into the Fire Department for the next six months until April 30th.

Moved by Comm. Ludders and seconded by Comm. Haas to go into closed session for the purpose of discussing the possible purchase of property.

Voting yea: Ludders, Sisson, Huber, Mayer, Austermann, Fisher, Littman, Haas, Sunday-Horstman
Voting nay: None
MOTION CARRIED

The meeting recessed at 7:04 p.m.

The meeting reconvened at 7:35 p.m.

City Commissioners discussed the upcoming millage.

Moved by Comm. Littman and seconded by Comm. Ludders to adjourn the meeting.

Voting yea: Nine
Voting nay: None
MOTION CARRIED

Meeting was adjourned at 7:56 p.m.

Mary M. Stoddard, City of Sturgis Deputy Clerk

The following is an unapproved draft of the minutes taken at the regular meeting held on Tuesday, December 10, 2003:

**REGULAR MEETING - STURGIS CITY COMMISSION
TUESDAY, DECEMBER 10, 2003
WIESLOCH RAUM - CITY HALL**

Vice-Mayor Haas called the meeting to order at 7:35 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Ross Gerber, Grace Christian Fellowship

Commissioners present: Austermann, Ludders, Huber, Fisher, Littman, Sisson, Vice-Mayor Haas,

Commissioners absent: Mayer, Mayor Sunday-Horstman

Also present: City Manager, City Attorney, Assistant City Manager/Director of Community Development, City Engineer, Chief of Police, Electric Department Superintendent, Director of Economic Development, City Clerk

Moved by Comm. Littman and seconded by Comm. Austermann to approve the minutes from the previously rescheduled regular meeting on November 25, 2003 as presented.

Voting yea: Seven

Absent: Mayer, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Ludders to approve the Block Grant Contract No. 2004-0059 between the City of Sturgis and the Michigan Department of Transportation providing for a Rehabilitation of Runway 18/36 for the Kirsch Municipal Airport and authorize the City Manager to sign the contract for a lump sum cost of \$50,000.00 with the City portion being \$2,500.00.

Voting yea: Seven

Absent: Mayer, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Sisson to approve the Agreement for Professional Engineering Services, RWJ J/N: 20036461.10, between the City of Sturgis and R.W. Armstrong and Associates, Inc. and authorize the City Manager to sign the Agreement following approval by the Michigan Aeronautics Commission. Under the Agreement R.W. Armstrong and Associates, Inc. will provide design and construction engineering services for rehabilitation of runway 18/36. This Federally and State funded project is at a lump sum cost figure of \$45,800.00 for the final design engineering services, with the City's cost portion being \$2,290.00.

Voting yea: Seven

Absent: Mayer, Sunday-Horstman

Voting nay: None

MOTION CARRIED

City Manager Tod Mowery provided information on the status of Dispatch services to the commissioners.
Discussion followed.

Moved by Comm. Fisher and seconded by Comm. Ludders to award the purchase of one lot (24, 40-foot poles) of wood poles from Thomasson Lumber Company, Philadelphia, Missouri for the bid amount of \$8,108.76.

Voting yea: Seven

Absent: Mayer, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Assistant City Manager/Director of Community Development Todd Campbell and Buildings Superintendent George Musolff presented the zoning amendments to the commissioners.
Discussion followed.

Moved by Comm. Ludders and seconded by Comm. Littman to consider the proposed zoning code amendments as the first reading of the Zoning Code Amendments to section 1.0403, 1.0407, 1.0501, and 1.0502 of the Zoning Ordinance of the City of Sturgis.

Voting yea: Seven

Absent: Mayer, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Ludders and seconded by Comm. Littman to approve Change Order #2 for the Clark Street Relocation Contract with Selge Construction, Inc. in the amount of \$34,374.14 as presented and instruct City staff to consult with Earth Tech in regards to cost sharing issues.

Voting yea: Seven

Absent: Mayer, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Littman and seconded by Comm. Ludders to set a Public Hearing date of December 17, 2003 at 7:30 p.m. in the Wiesloch Raum of City Hall for consideration of an Industrial Facilities Exemption Certificate to VCI, Inc.

Voting yea: Seven

Absent: Mayer, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Fisher to accept the resignation of Richard Roy from the Sturgis Public Library Board of Trustees and send a letter of recognition for his services.

Voting yea: Seven

Absent: Mayer, Sunday-Horstman

Voting nay: None

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to authorize the payment of the City bills in the amount of \$671,696.36, as presented.

Voting yea: Haas, Fisher, Littman, Sisson, Huber, Ludders, Austermann

Voting nay: None

Absent: Mayer, Sunday-Horstman

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Huber to ratify the Hospital bills in the amount of \$1,338,936.51, as presented.

Voting yea: Haas, Fisher, Littman, Sisson, Huber, Ludders, Austermann
Voting nay: None Absent: Mayer, Sunday-Horstman MOTION CARRIED

City Manager Tod Mowery and the City Commission commended all those involved with helping the residents of Maple Towers, with special mention to Kelly Hostetler.

The City staff holiday lunch will be held at the Department of Public Services on December 23, 2003 from 11:00 am to 1:00 pm.

Moved by Comm. Ludders and seconded by Comm. Fisher to go into closed session for the purpose of discussing ongoing litigation.

Voting yea: Haas, Fisher, Littman, Sisson, Huber, Ludders, Austermann
Voting nay: None Absent: Mayer, Sunday-Horstman MOTION CARRIED

The meeting recessed at 8:52 p.m.

The meeting reconvened at 9:52 p.m.

Moved by Comm. Fisher and seconded by Comm. Littman to adjourn the meeting.

Voting yea: Seven Voting nay: None
Absent: Mayer, Sunday-Horstman MOTION CARRIED

Meeting was adjourned at 9:53 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer

*The following is an unapproved draft of the minutes taken at the regular meeting held
on Wednesday, December 17, 2003:*

**REGULAR MEETING - STURGIS CITY COMMISSION
WEDNESDAY, DECEMBER 17, 2003
WIESLOCH RAUM - CITY HALL**

Mayor Sunday-Horstman called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was said by all present.

The Invocation was given by Randy Wojciechowski, Grace Christian Fellowship

Commissioners present: Austermann, Mayer, Huber, Fisher, Littman, Sisson, Mayor Sunday-Horstman

Commissioners absent: Ludders, Vice-Mayor Haas

Also present: City Manager, Assistant to the City Attorney, Assistant City Manager/Director of Community Development, City Engineer, Chief of Police, Chief of Fire, Director of Economic Development, City Clerk

Moved by Comm. Littman and seconded by Comm. Austermann to approve the minutes from the previously scheduled work session on December 10, 2003 as presented.

Voting yea: Seven

Absent: Haas, Ludders

**Voting nay: None
MOTION CARRIED**

Moved by Comm. Littman and seconded by Comm. Austermann to approve the minutes from the previously scheduled regular meeting on December 10, 2003 as presented.

Voting yea: Seven

Absent: Haas, Ludders

**Voting nay: None
MOTION CARRIED**

Assistant City Manager/Director of Community Development Todd Campbell gave a presentation to the City Commission on "Future Housing Development".

Discussion followed.

City staff will review the pricing and covenants of City Subdivision II and present the findings to the City Commission at the next regular meeting.

A Public Hearing was held on issuing an IFEC to VCI, Inc.

Moved by Comm. Fisher and seconded by Comm. Austermann to adopt the resolution as presented awarding an Industrial Facilities Exemption Certificate, not-to-exceed \$550,000.00 to VCI, Inc., for a period of twelve (12) years, beginning on January 1, 2005 and an ending date of December 31, 2016.

RESOLUTION

WHEREAS, VCI, Inc. in conformity with Act 198 of the Public Acts of 1974, as amended (Act 198) has submitted an application providing all information and requirements necessary for granting of an Industrial Facilities Exemption Certificate by the City of Sturgis, County of St. Joseph, State of Michigan to VCI, Inc., and

WHEREAS, on March 27, 1985 the City Commission established the Industrial Development District for the industrial property of VCI, Inc. and

WHEREAS, the Sturgis City Assessor, and representatives of all affected taxing units were notified by certified mail of the time and place of the hearing on the application, and

WHEREAS, a hearing was held by the Sturgis City Commission providing the Assessor, and representatives of all affected taxing units the opportunity to be heard as required by the statute, and

WHEREAS, comments on granting of the Industrial Facilities Exemption Certificate have been heard and considered, and

WHEREAS, it is hereby found and determined by the Sturgis City Commission that the granting of this Industrial Facilities Exemption Certificate, considered together with the aggregate amount of the Industrial Facilities Exemption Certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Sturgis, or of impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Sturgis, and

WHEREAS, the Sturgis City Commission, under Section 16 (1) of Act 198, of the P.A. of 1974 and Act No. 255 of the Public Acts of 1978, as amended, has determined that the length of the Industrial Facilities Exemption Certificate shall remain in force and effect for a period of 12 years with an ending date of December 31, 2016.

NOW, THEREFORE BE IT RESOLVED, that the Sturgis City Commission does hereby approve the application of VCI, Inc. for an "Industrial Facilities Exemption Certificate".

Voting yea: Austermann, Mayer, Huber, Fisher, Littman, Sisson, Sunday-Horstman

Voting nay: None

Absent: Haas, Ludders

MOTION CARRIED

Moved by Comm. Austermann and seconded by Comm. Littman to consider the proposed zoning code amendments as the second reading and ADOPT the Zoning Code Amendments to section 1.0403, 1.0407, 1.0501, and 1.0502 of the Zoning Ordinance of the City of Sturgis.

AMENDMENT TO THE ZONING ORDINANCE OF THE CITY OF STURGIS

An ordinance to amend Article IV, Sections 1.0403 and 1.0407, and Article V, Sections 1.0501 and 1.0502, of the Zoning Ordinance of the City of Sturgis and to provide for an effective date of this Ordinance.

WHEREAS, the City Commission has determined that it is in the best interest of the residents of the City to amend Article IV, Sections 1.0403 and 1.0407, and Article V, Sections 1.0501 and 1.0502, of the Zoning Ordinance of the City pertaining to side yard setback requirements in the R-3 Residential District and permitted uses in the B-C Central Business District;

NOW, THEREFORE, the City of Sturgis, St. Joseph County, Michigan ordains:

Article IV, Sections 1.0403 and 1.0407, and Article V, Sections 1.0501 and 1.0502, of the Zoning Ordinance of the City are hereby amended as set forth on the ZONING CODE AMENDMENTS attached hereto and incorporated by reference, effective as of January 5, 2004.

Voting yea: Seven

Absent: Haas, Ludders

Voting nay: None

MOTION CARRIED

City Manager Tod B. Mowery began a discussion of dispatch services. Chief of Police Alli and Deputy Chief Northrup provided facts related to police operations. Discussion followed. Chief of Fire Houck provided facts related to fire and EMS operations. Discussion followed. Andy Goldberger, Director of St. Joe County 911 Services, provided information related to central dispatch services. Discussion followed. City of Sturgis Dispatcher Linda Sherrill provided her thoughts on the assets of local dispatch services and spoke in support of keeping local service. City of Sturgis Dispatcher Rick Sweitzer provided his thoughts on the assets of local dispatch services and spoke in support of keeping local service. City of Sturgis Police Officer Geoffrey Smith provided his thoughts on the assets of local dispatch services and spoke in support of keeping local service. City of Sturgis Police Officer Damon Knapp provided his thoughts on the assets of local dispatch services and spoke in support of keeping local service. Ina Crombie expressed her support for City of Sturgis police officers and local dispatch services and spoke in support of keeping local service. Scott Harmon, 904 Marian, expressed his support for local dispatch services given his experience as a former firefighter and spoke in support of keeping local service. City of Sturgis Police Officer Rich Johnson provided his thoughts on the assets of local dispatch services and spoke in support of keeping local service. City of Sturgis Police Officer Luis Rosado provided his thoughts on the assets of local dispatch services and spoke in support of keeping local service.

City Manager Tod B. Mowery provided insight on the costs of many city services. Discussion followed. The City Commission will continue to seek information from City staff and residents regarding local dispatch services and will hold a work session at the first meeting in January regarding this issue.

John Bush, special counsel to the Sturgis E.D.C., provided information regarding the City's liens on the equipment owned by FLP Holdings IV, LLC. He explained that the E.D.C. is recommending that the City Commission release its lien on all equipment. The City will retain its second mortgage on the buildings in both Sturgis and Howe, IN. Discussion followed.

Moved by Comm. Sisson and seconded by Comm. Littman that the Sturgis City Commission concur with the recommendation of the Sturgis Economic Development Corporation and release its lien on all equipment owned by FLP Holdings IV, LLC at Plant No. 2 in Howe, IN.

Voting yea: Seven

Voting nay: None

Absent: Haas, Ludders

MOTION CARRIED

The city commission will hold a work session on January 7, 2004 at 7:00 p.m. in the Wiesloch Raum.

The city commission will hold their yearly planning session on February 7, 2004 at 8:30 a.m.

Moved by Comm. Austermann and seconded by Comm. Littman to adopt the 2004 Sturgis City Commission Schedule as presented.

Voting yea: Seven

Voting nay: None

Absent: Haas, Ludders

MOTION CARRIED

Moved by Comm. Fisher and seconded by Comm. Sisson to authorize the expenditure of \$10,000 to the I-9 / M-66 development strategy proposal.

Voting yea: Austermann, Mayer, Huber, Fisher, Littman, Sisson, Sunday-Horstman

Voting nay: None

Absent: Haas, Ludders

MOTION CARRIED

Jim Sinclair, President of the Michigan Municipal League will be coming to Sturgis on January 7, 2004 at 12:00 pm.

Moved by Comm. Littman and seconded by Comm. Fisher to adjourn the meeting.

Voting yea: Seven

Voting nay: None

Absent: Haas, Ludders

MOTION CARRIED

Meeting was adjourned at 10:45 p.m.

Kenneth D. Rhodes, City of Sturgis Clerk/Treasurer