

**ESSEXVILLE CITY COUNCIL
REGULAR MEETING
OCTOBER 9, 2007 7:00 PM
COUNCIL CHAMBERS**

Mayor Rehmus called the REGULAR MEETING of the Essexville City Council held on October 9, 2007 to order at 7:00 PM. The following Council Members were in attendance: Barrow, Chavalía, Connelly, Graham, Hydorn, Link and Rehmus.

ABSENT: None

Councilman Barrow led the Pledge of Allegiance.

APPROVAL OF AGENDA

Barrow, Hydorn:

Resolved; the agenda be approved as presented.

YES: Unanimous voice vote

Motion Carried

CONSENT CALENDAR

Link, Chavalía:

Resolved; the Consent Calendar be approved as presented.

- A. Resolved; the minutes prepared by the City Clerk of the City Council's September 11, 2007 regular meeting are approved.**
- B. Resolved; the City Council establishes 6:00 p.m. to 8:00 p.m. on Wednesday, October 31, 2007 as the recommended time for Halloween trick or treat activities in the City of Essexville.**

YES: Unanimous

Motion Carried

CITIZEN INPUT

Jerry Somalski, 1147 North Pine Road, would like to get the Council's support for the Bay County Library System millage request in November.

Rodger Smigiel, 1900 Woodside Avenue, discussed the upcoming Essexville-Hampton Band Boosters fund raiser.

Hydorn, Link:

Resolved; the approval of the agenda be rescinded.

Further resolved; the agenda be approved as presented with “Consideration of supporting the efforts of those campaigning to pass an operating millage for the Bay County Library System in November” added to New Business as item B.

YES: Unanimous voice vote

Motion Carried

The Mayor asked if any other citizen wished to address the Council, hearing none, he continued with the agenda.

COUNTY COMMISSIONER’S REPORT

Mr. Krygier, County Commissioner, was not in attendance.

COMMITTEE REPORTS

FINANCE COMMITTEE

PAYMENT OF BILLS

Graham, Link:

Resolved; that expense vouchers 21 through 22 totaling \$172,995.20 and payroll vouchers 23 through 26 totaling \$72,187.82 for a grand total of \$245,183.02 be paid as stated.

YES: Unanimous

Motion Carried

LEGISLATIVE COMMITTEE

Councilman Barrow had no report this month. Council members Chavalia, Graham and Link reported on their attendance at the Michigan Municipal League’s Annual Meeting held in Traverse City in September.

MUNICIPAL RELATIONS COMMITTEE

Councilman Link had no report this month.

PARKS AND RECREATION COMMITTEE

Councilman Connelly had no report this month.

PUBLIC IMPROVEMENT COMMITTEE

Councilman Hydorn had no report this month.

PUBLIC RELATIONS COMMITTEE

Councilman Chavalia reported that more Citizen of the Year Award information was delivered to area businesses, churches and schools. The committee expects to meet the first week of November; the deadline for nomination submissions is October 31, 2007.

UTILITY AND SPECIAL COMMITTEE

Councilman Graham had no report this month.

PLANNING COMMISSION

Councilman Connelly reported on the September 24th Planning Commission meeting. The proposed site plan submitted to the Planning Commission for Bay Composites of Midland, Michigan for the construction of multiple light industrial use buildings was approved.

DOWNTOWN DEVELOPMENT AUTHORITY

Councilman Hydorn reported on the October 3rd DDA meeting. Discussion was held on the potential sale of the front 4.5 acres of property next to the former landfill. Mr. Hydorn thanked all the Council Members that volunteered at Kid's Fest on September 15th.

ATTORNEY'S REPORT

The City Attorney had no report this month.

CITY MANAGER'S REPORT

The City Manager reported on his miscellaneous communication to the City Council. **Water Issues:** The out-city customers with the assistance of their legal counsel were able to reach an agreement on October 1 with the City of Bay City for the resolution of several water issues that were pending arbitration. It was agreed that the City of Bay City would reduce the ratio of the cost of operating and maintaining water mains that is allocated to transmission mains from 53% to 43%. The City will also keep track of actual costs going forward for an eighteen month period in each five year interval. Both parties will review and compare the tracked cost against the fixed proration every five years and make adjustments accordingly. The capital cost associated with the Midland Street water main will be taken out of the rate calculation. The City will in the future meet and confer with the out-city customers regarding the classification of new mains prior to construction of such mains. The out-city customers will only have to pay the interest on the debt related to the materials removal associated with the lagoon project not depreciation or return on rate base. The accelerated repayment of the unfunded pension benefits related to the water system will be annually tracked and broken out separately by the Michigan Employees Retirement System (MERS). The cost effectiveness of implementing the master meters as a billing mechanism will be continued to be evaluated. **Storm Water Authority:** The next Storm Water Authority meeting is scheduled for October 17. The Michigan Department of Environmental Quality (MDEQ) is in the process of reviewing the Phase II storm water permit program and rules and will not be renewing General Storm Water Permits during this time. This delay also pushes back a number of compliance milestones including development and approval of each entity's Storm Water Pollution Prevention Initiative (SWPPI). **Problem Properties:** Several property maintenance violations have been corrected recently. **Woodside Avenue Redevelopment Project:** The developer is waiting for the Michigan State Housing Development Authority (MSHDA) to complete its review of the present project and tax credit application processes. MSHDA is considering revising the rules in a number of areas which include: requiring that MSHDA will perform market studies (presently done on a project by project basis by the individual developers) and subjecting the construction of housing projects to prevailing wage laws. Mr. Seybert believes he will be in a position to submit our project assuming the revised rules are not too onerous. **Bay Composites Project:** The proposed site plan for the Bay Composites project was approved by the Planning Commission. The proposed purchase agreement terms for the sale of the 4 acre parcel in the future Business/Commerce Park have been worked out. Mr. Fonzi has engaged Wilcox Associates to design the street and utility improvements. **NPDES Permit:** Council members Barrow, Hydorn and Rehmus will participate in a meeting with our consultant to discuss the recommendations in more detail and strategy before forwarding the report to the Michigan Department of Environmental Quality (MDEQ). **Retrofit of the DPW Maintenance/Office Facility:** Most of the exterior, interior and site work has been completed. The top course of asphalt was installed this past Wednesday.

The perimeter fencing will be done sometime next week. The public open house is still anticipated to be scheduled sometime in October. **Miscellaneous Matters:** A request was received to allow the Essexville-Hampton school marching band to solicit donations, to raise funds for the purchase of new band uniforms, within the street right-of-way: similar to what the Essexville-Hampton Lions Club does each year with its Tag Day. The City Manager, after discussion with the Director of Public Safety, anticipates that he will approve the request subject to the solicitors complying with safety rules that are followed by the Lions Club and like groups. Additional information was provided to Gabriel Roeder Smith & Company (GRS) in regard to the actuarial valuation they are preparing to determine the extent of the City's unfunded liability and exposure with respect to retiree health care benefits. Completion of the work is still expected in November.

UNFINISHED BUSINESS

NONE

NEW BUSINESS

CONSIDERATION OF ISSUING A CONFIRMING PURCHASE ORDER FOR ADDITIONAL ELECTRICAL WORK AT THE NEW DPW MAINTENANCE AND OPERATIONS FACILITY

Link, Chavalia:

Resolved; the City Manager is authorized to issue a confirming purchase order to Essexville Electric in the amount of \$11,023.22 for the installation of a new electric service at the Department of Public Works maintenance and operations facility and make a payment to Essexville Electric in the same amount.

YES: Unanimous

Motion Carried

CONSIDERATION OF SUPPORTING THE EFFORTS OF THOSE CAMPAIGNING TO PASS AN OPERATING MILLAGE FOR THE BAY COUNTY LIBRARY SYSTEM IN NOVEMBER

Chavalia, Link:

Resolved; the City Council acknowledges the need for and the value of the Bay County Library System and supports the efforts of those campaigning to pass an operating millage this upcoming election.

YES: Unanimous

Motion Carried

INFORMATIONAL COMMUNICATIONS

Miscellaneous Informational Communications were received for the Council's review.

CITIZEN INPUT

John Connelly, 10 West Sharlear Drive, questioned the two different hour totals on the City Attorney's September invoice. He was informed that the hours listed under Account Summary were correct.

Tom Rehmus, 611 Third Street, attended the Garber High School homecoming parade. He also extended a Happy Birthday to City Manager, Dale Majerczyk.

The Mayor asked if any other citizen wished to address the Council, hearing none, he continued with the agenda.

ADJOURNMENT

Link, Hydorn:

Resolved; that the meeting be adjourned.

YES: Unanimous voice vote

Motion Carried

The meeting adjourned at 8:28 PM

Thomas Rehmus
Mayor

Cynthia J. Fournier
City Clerk