

**ESSEXVILLE CITY COUNCIL
REGULAR & ORGANIZATIONAL MEETING
NOVEMBER 19, 2007 7:00 PM
COUNCIL CHAMBERS**

Mayor Rehmus called the REGULAR and ORGANIZATIONAL MEETING of the Essexville City Council held on November 19, 2007 to order at 7:00 PM.

Councilman Graham led the Pledge of Allegiance.

CITY CLERK'S REPORT AND CERTIFICATION OF ELECTION RESULTS

The November 6, 2007 General Election had a 39.6% overall turnout.

The Clerk read the Certification of Election as submitted by the Bay County Board of Canvassers:

Office of City Council Member - Four-Year Term - Two to be elected

Total number of votes cast for the position	1487
John Connelly received	785
Richard Link received	702

John Connelly and Richard Link were each declared elected to the Office of City Council for the City of Essexville to serve a four (4) year term of office ending in 2011.

OATH OF OFFICE

The City Clerk administered the oath of office to Council Member Link. The oath of office was administered to Council Member Connelly earlier in the day.

The Mayor, City Manager, City Clerk and other members of the City Council welcomed Council Members Connelly and Link back to the table.

ROLL CALL

The following City Council Members were present at the meeting: Barrow, Chavalia, Connelly (arrived at 8:03 PM), Graham, Hydorn, Link and Rehmus.

APPROVAL OF AGENDA

Barrow, Graham:

Resolved; the agenda be approved as presented.

YES: Unanimous voice vote

Motion Carried

SET REGULAR MEETING SCHEDULE

Link, Hydorn:

Resolved; unless otherwise amended by City Council action or required by the City Charter or law, the City Council shall in accordance with the City Charter hold its regular monthly meetings on the second Tuesday of each month beginning at 7:00 p.m. except in November when the regular and organizational meeting will be held on the second Monday following the regular election.

YES: Unanimous

Motion Carried

ADOPTION OF CITY COUNCIL RULES

Chavalia, Barrow:

Resolved; the City Council readopts without modification the “Meeting and Organization Policy” which was adopted by the City Council at its November 20, 2006 Regular and Organizational meeting. (See Exhibit A)

YES: Unanimous

Motion Carried

NOMINATION AND APPOINTMENT OF MAYOR PRO TEM

Hydorn, Chavalia:

Resolved; that Councilman Link is appointed as Mayor Pro Tem.

YES: Unanimous voice vote

Motion Carried

MAYORAL COMMITTEE ASSIGNMENTS

The Mayor made the following Committee Appointments for the coming year.

<u>COMMITTEE</u>	<u>CHAIRPERSON</u>	<u>COUNCIL MEMBER</u>
Finance	R. Graham	Rotating Basis*
Legislative	W. Hydorn	R. Graham
Municipal Relations	J. Connelly	M. Chavalia
Parks & Recreation	M. Chavalia	W. Hydorn
Public Improvements	M. Barrow	J. Connelly
Public Relations	R. Graham	R. Link
Utility & Special	R. Link	M. Barrow

*Rotating Schedule for Finance Committee:

November-December
 January-February
 March-April
 May-June
 July-August
 September-October

M. Chavalia
 W. Hydorn
 J. Connelly
 M. Barrow
 R. Link
 M. Chavalia

In addition to the above Committee assignments, Councilman Connelly has agreed to be liaison to the Planning Commission and Councilman Hydorn has agreed to be liaison to the Downtown Development Authority.

CONSENT CALENDAR

Link, Hydorn:

Resolved; the Consent Calendar be approved as presented.

- A. Resolved; the minutes prepared by the City Clerk of the City Council's October 9, 2007 regular meeting are approved.**
- B. Resolved; the City Council authorizes that the request from The Columbus Building Association of Essexville Michigan (Knights of Columbus) for a new Dance-Entertainment Permit to be held in conjunction with a new Club liquor license to be located at 1021 Woodside Avenue, Essexville, Michigan 48732, Bay County be considered for approval by the Michigan Liquor Control Commission and that said application be recommended for issuance.**
- C. Resolved; the Essexville City Council cast its ballot for Brad Heffner (Ithaca City Manager), Michael Herman (Albion City Manager), Penny Hill (Ontanogan Village Manager), Lester Hoogland (Mayor of Zeeland), Richard Lewis (Traverse City Manager), Richard Mack (Mayor of Manistee) and Richard Root (Mayor of Kentwood) to serve on the Michigan Municipal League Liability & Property Pool Board of Directors for three-year terms effective January 1, 2008.**

YES: Unanimous

Motion Carried

CITIZEN INPUT

George Whitehouse, 112 Burns Street, asked if yard waste pickup would be extended an additional week. The City Manager informed him that a decision would be made later this week.

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 27 through 28 totaling \$251,604.28 and payroll vouchers 29 through 33 totaling \$93,705.76 for a grand total of \$345,310.04 be paid as stated.

YES: Unanimous

Motion Carried

LEGISLATIVE COMMITTEE

Councilman Barrow had no report this month.

MUNICIPAL RELATIONS COMMITTEE

Councilman Link had no report this month.

COST OF LIVING PENSION ADJUSTMENT FOR PRESENT RETIREES

The Council discussed the costs to the City to grant a cost of living adjustment (COLA), coupled with the present and future costs to provide post retirement health benefits in the face of declining revenues to the City. The Council decided to take no action in granting a COLA this year or in the foreseeable future to its present retirees.

PARKS AND RECREATION COMMITTEE

Councilman Connelly was not in attendance yet.

PUBLIC IMPROVEMENT COMMITTEE

Councilman Hydorn had no report this month.

PUBLIC RELATIONS COMMITTEE

Councilman Chavalia reported that eleven nominations have been received for the Citizen of the Year Award. Each committee member will select their top three choices and a compilation will be presented to the City Council at the December 11, 2007 Council meeting. The award will be presented at the January 8, 2008 Council meeting.

UTILITY AND SPECIAL COMMITTEE

Councilman Graham had no report this month.

PLANNING COMMISSION

Councilman Connelly had no report this month. The Planning Commission did not hold an October meeting.

DOWNTOWN DEVELOPMENT AUTHORITY

Councilman Hydorn did not attend the November 7, 2007 Downtown Development Authority meeting.

ATTORNEY'S REPORT

The City Attorney is concerned with the large AT&T cable boxes being erected on outlaws. He will review introducing an ordinance against them at a future meeting.

CITY MANAGER'S REPORT

The City Manager reported on his miscellaneous communication to the City Council. **Water Issues:** Waiting for legal counsel for the City of Bay City and the out-city customers to prepare and submit to the respective parties an agreement which outlines the settlement that was reached on October 1. **Storm Water Authority:** The next Storm Water Authority meeting is scheduled for November 28. **Problem Properties:** Nothing new to report. **Woodside Avenue Redevelopment Project:** Wilcox Associates responded to the questions posed by the Michigan State Housing Development Authority (MSHDA) regarding the Phase I environmental evaluation that was submitted for the Woodside Avenue location for the senior housing project. The developer is waiting to complete the full market study for the project until MSHDA approves the environmental condition of the site. Wilcox believes that its response to MSHDA should satisfy the concerns raised by the MSHDA environmental consultant. Members of the Downtown Development Authority (DDA) board, the local postmaster, the developer and the City Manager met today to begin discussions on the post office relocation project. A framework for preparing a proposal to submit to the United States Postal Service was developed. **Bay Composites Project:** The City Manager and the Superintendent of Public Works met last Thursday with Glen Fonzi to discuss the schedule of installation of the public underground utilities. Mr. Fonzi anticipates being done by the second week in December. A significant portion of the property has been cleared. The 10,000 square foot pre-engineered steel building will be delivered within the next few weeks and will be stored on the site. The building will be erected as soon as weather permits in the spring. The permit for the installation of the public water main has been received from MDEQ. The sewer permit should be received anytime. **NPDES Permit:** The final Wastewater Collection System Capacity Analysis was forwarded to the district office of the Michigan Department of Environmental Quality (MDEQ) last week. He hopes to hear something before the end of the year so that at least a preliminary meeting with MDEQ officials can be held yet this year. **Retrofit of the DPW Maintenance/Office Facility:** About 40 people attended the November 4 open house. All comments received were very positive. **Miscellaneous Matters:** Pine Street between Center Avenue and Nebobish Avenue has been reopened to all traffic. This section of Pine Street will be closed again in the spring when the Bay County Road Commission project is scheduled to resume. The project will include widening for a turn lane, curb and gutter and drainage improvements with completion scheduled for August 2008. The DPW has been running the street sweeper to keep the gutters free of leaves from the fall leaf drop.

UNFINISHED BUSINESS

NONE

NEW BUSINESS

PRESENTATION BY DIRECTOR OF PUBLIC SAFETY AND BAY COUNTY EMERGENCY PREPAREDNESS COORDINATOR – MICHIGAN EMERGENCY MANAGEMENT ASSISTANCE COMPACT

Chief Weiler and Christopher Izvorski, Bay County Emergency Preparedness Coordinator, presented a brief overview of the proposed Michigan Emergency Management Assistance Compact (MEMAC) to the Council. The MEMAC facilitates sharing vital public safety services and resources during emergencies and major disasters. The City Manager would like to meet with the Utility & Special Committee, City Attorney and staff prior to presenting a recommendation to the City Council.

Councilman Connelly arrived.

CONSIDERATION OF APPROVING AN AGREEMENT FOR SERVICES WITH BAY FUTURE, INC.

Link, Barrow:

Resolved; the Mayor and the City Clerk are authorized to execute a three year "Agreement for Services" with Bay Future, Inc. for various economic development services that will be provided to the City of Essexville by Bay Future, Inc.

Further resolved; such authorization is subject to approval of the agreement as to substance by the City Manager and by the City Attorney as to form.

YES: Unanimous

Motion Carried

CONSIDERATION OF DECLARING VARIOUS ITEMS OF PERSONAL PROPERTY AS SURPLUS AND AUTHORIZING ITS SALE OR DISPOSAL

Connelly, Chavalia:

Resolved; the inventory of bicycles held by the Department of Public Safety, all items of personal property assigned to the Department of Public Works that have been determined by the City Manager to have minimal individual value and no longer needed by the City and the 1992 International load packer (City vehicle number 29) are hereby declared as surplus.

Further resolved; the City Manager is authorized to dispose of such items of personal property in accordance with City Council policy, the City Charter and law.

YES: Unanimous

Motion Carried

CONSIDERATION OF AUTHORIZING ADDITIONAL CONSULTING TIME FOR ART KALNINS DURING CHIEF PLANT OPERATOR'S MEDICAL LEAVE

Link, Hydorn:

Resolved; the City Manager is authorized to engage, as needed, the services of Art Kalnins to provide additional onsite operational assistance at the City's wastewater treatment plant at a rate not to exceed \$250 per day.

Further resolved; such onsite services provided and compensation received shall be in addition to the services provided and compensation received by Mr. Kalnins under the terms of the June 2006 consulting agreement.

YES: Unanimous

Motion Carried

INFORMATIONAL COMMUNICATIONS

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

CITIZEN INPUT

John Connelly, 10 West Sharlear Drive, congratulated Councilman Link on his reelection.

Tom Rehmus, 611 Third Street, thought the letter from Alex VanKooten of Byron Center, Michigan stating that he chose the City of Essexville for his State of Michigan school project was very nice.

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

ADJOURNMENT

Hydorn, Link:

Resolved; that the meeting be adjourned.

YES: Unanimous voice vote

Motion Carried

The meeting adjourned at 8:43 PM

Thomas Rehmus
Mayor

Cynthia J. Fournier
City Clerk