

**ESSEXVILLE CITY COUNCIL
REGULAR MEETING
September 8, 2009 7:00 PM
COUNCIL CHAMBERS**

Mayor Tanner called the REGULAR MEETING of the Essexville City Council held on September 8, 2009 to order at 7:00 PM.

Councilman Graham led the Pledge of Allegiance.

ROLL CALL

The following City Council Members were present at the meeting: Barrow, Chavalía, Connelly, Graham, Hydorn, Link and Tanner.

ABSENT: None

APPROVAL OF AGENDA

Connelly, Graham:

Resolved the agenda be approved as written.

YES: Unanimous

Motion Carried

CONSENT CALENDAR

Graham, Link:

- A. **Resolved; the minutes as prepared by the City Clerk of the City Council's August 11, 2009 regular meeting are approved.**
- B. **Resolved; the City Council receives and accepts the "Quarterly Investment Report for the Month Ending June 30, 2009" prepared by the City Treasurer pursuant to the City Council's Investment Policy.**
- C. **Resolved; the City Council hereby rescinds traffic control orders numbered 171 and 254 and approves temporary traffic control order number 263 as a permanent traffic control order of the City of Essexville.**

YES: Graham, Link, Barrow, Chavalía, Connelly, Hydorn, Tanner

Motion Carried

CITIZEN INPUT

None

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

COUNTY COMMISSIONER'S REPORT

Mr. Krygier, County Commissioner, was not in attendance, therefore there was no report, however Mr. Majerczyk mentioned that Mr. Krygier had dropped off the prizes for Kid's Fest.

COMMITTEE REPORTS

FINANCE COMMITTEE

PAYMENT OF BILLS

Connelly, Graham:

Resolved; that expense vouchers 7 through 8 totaling \$592,329.02 and payroll voucher 9 totaling \$70,021.27 for a grand total of \$662,350.29 paid as stated.

YES: Connelly, Graham, Barrow, Chavalialia, Hydorn, Link and Tanner Motion Carried

ACT 198 ABATEMENT FOR AFFORDABLE GREEN ENERGY

Connelly, Chavalialia:

Resolved; pursuant to Act 198, public acts of 1974, the City Council hereby schedules a hearing on the application for an Industrial Facilities Tax Exemption Certificate submitted by Affordable Green Energy, LLC of Essexville, Michigan to be held during the regular City Council meeting of October 13, 2009.

Further resolved; the City Manager is directed to provide notice to the applicant, the local assessor and representatives of each of the affected taxing unit that they will be afforded an opportunity to be heard on the question of the Affordable Green Energy application at said hearing.

YES: Connelly, Chavalialia, Barrow, Graham, Hydorn, Link, Tanner Motion Carried

LEGISLATIVE COMMITTEE

Councilman Graham reported on the upcoming MML Convention and discussion over the wind ordinance took place.

MUNICIPAL RELATIONS COMMITTEE

Councilman Link had no report.

PARKS AND RECREATION COMMITTEE

Councilman Hydorn had no report.

PUBLIC IMPROVEMENT COMMITTEE

Councilman Barrow had no report.

PUBLIC RELATIONS COMMITTEE

MAYOR'S EXCHANGE

The Board discussed the options for transportation (driving own vehicles or renting a charter bus), dining (Saginaw Bay Yacht Club or The Grand) and lunch at The Palace.

UTILITY AND SPECIAL COMMITTEE

Councilman Chavalialia had no report.

PLANNING COMMISSION

Councilman Connelly reported that the Planning Commission did meet and public hearing dates for the zoning and ordinance changes are set for Monday, September 28th at 7:00 p.m.

DOWNTOWN DEVELOPMENT AUTHORITY

Councilman Hydorn stated that Kid's Fest is Saturday, September 19th and encouraged all to participate.

MAYOR'S REPORT

The Mayor reported that he attended the Bay Futures Ag Tour on August 14th. He also spoke about a letter he had received regarding the poor condition of Oakland Court. Per a report on the City Streets Oakland Court is rated #5 (fair) for one segment of the street and #6 (good) for the other segment. There are 33 segments in the City that are rated #4 or below. Federal Aid is not allowed to be used for this local street.

ATTORNEY'S REPORT

The City Attorney stated he is just about done working on the zoning ordinance to comply with the Michigan Zoning Enabling Act of 2006 Amendment 2008. He is also working on the force main agreement with Hampton Township. He presented a draft to the Hampton Township Attorney's for review. He will bring the agreement and Hampton Township's comments regarding the agreement to the October City Council meeting.

CITY MANAGER'S REPORT

The City Manager reported on his miscellaneous communication to the City Council. **Water Issues.** Mr. Majerczyk commented on the article in the Bay City Times regarding the possibility of Bay County getting water from White Stone Point. **Storm Water Authority:** The next meeting is September 16, 2009. **Problem Properties:** In order for the interested contractors to get financing for Gateway it needs to be changed from condominiums to site condos. **Woodside Avenue Redevelopment Project:** The Essexville Post Office is probably going to be moving the majority of its operations to the Bay City Post Office. **NPDES Permit:** The City received official confirmation on September 4th that the funding has been obligated to the City at a rate of 3.5%. **Industrial Development Projects** Nothing new to report. **Financial/Strategic Planning** Nothing new to report. **Other Reports and Matters:** MDOT did receive the Railroad's project and moved it on to the Federal Government.

UNFINISHED BUSINESS

NONE

NEW BUSINESS

CONSIDERATION OF AMENDING TEMPORARY LEASE AGREEMENT WITH KC WELDING

Barrow, Connelly:

Resolved; the City Manager is authorized to lease an additional approximately 600 square feet of space at the former Department of Public Works maintenance facility located at 1308 Main Street to KC Welding of Essexville, Michigan for the purpose of cold storage.

Further resolved; such authorization is subject to KC Welding paying to the City \$150 per month to lease the additional space prorated for all time that KC Welding is occupying the additional space and subject to all other terms of the Real Property Lease between the City of Essexville and KC Welding dated June 10, 2009.

YES: Barrow, Connelly, Chavalia, Graham, Hydorn, Link, and Tanner Motion Carried

CONSIDERATION OF APPROVING PROJECTED BUDGET AND CASH FLOW ANALYSIS FOR FISCAL YEARS 2010/2011 AND 2011/2012 FOR THE SEWER FUND.

Hydorn, Link:

Resolved; the City Council has reviewed and approves the projected operating budgets and cash flow for the Sewer Fund for fiscal years 2010/2011 and 2011/2012 which have been prepared by the City Manager for submittal to the United States Department Agriculture as part of the City's application for a loan to finance improvements to the City's wastewater treatment plant.

YES: Hydorn, Link, Barrow, Connelly, Chavalía, Graham, and Tanner Motion Carried

CONSIDERATION OF AUTHORIZING A TEMPORARY TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE SEWER FUND.

Link, Chavalía:

Resolved; the City Manager is authorized to transfer up to \$150,000 from the unencumbered General Fund to the Sewer Fund as needed to pay the City's share of the costs associated with proposed improvements to the West Bay County Regional Wastewater Treatment Plant which are being constructed to accept wastewater from the City of Essexville.

Further Resolved: the City Council authorizes adjustments to the fiscal year 2009/2010 budget corresponding to said transfer of cash reserves.

YES: Link, Chavalía, Barrow, Connelly, Graham, Hydorn, and Tanner Motion Carried

INFORMATIONAL COMMUNICATIONS

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

CITIZEN INPUT

George Whitehouse, 112 Burns Street, had questions regarding the Wastewater Treatment Plant crossing to West Bay County Water and Sewer Plant relating to the location of the pipe to the railroad crossing and depth under the shipping channel.

Tom Bleau, 1102 Woodside Avenue, brought up his request to see a manger scene displayed in front of City Hall during the holiday season.

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

ADJOURNMENT

Connelly, Barrow:

Resolved; that the meeting be adjourned.

YES: Unanimous voice vote

Motion Carried

The meeting adjourned at 8:57 PM

Russell Tanner
Mayor

Sarah J. Wilcox
City Clerk
