

**ESSEXVILLE CITY COUNCIL  
REGULAR MEETING  
FEBRUARY 12, 2008 7:00 PM  
COUNCIL CHAMBERS**

Mayor Rehmus called the REGULAR MEETING of the Essexville City Council held on February 12, 2008 to order at 7:00 PM. The following Council Members were in attendance: Barrow, Chavalía, Connelly, Graham, Hydorn, Link and Rehmus.

ABSENT: None

Councilman Link led the Pledge of Allegiance.

**APPROVAL OF AGENDA**

Link, Graham:

**Resolved; the agenda be approved as presented with the addition of an item "D" on the consent calendar as follows: Consideration of adopting a resolution authorizing the City Manager to issue a confirming purchase order to Michigan Pipe and Valve in the amount of \$5,068.**

YES: Unanimous voice vote

Motion Carried

**CONSENT CALENDAR**

Barrow, Chavalía:

**Resolved; the Consent Calendar be approved as presented.**

- A. Resolved; the minutes as prepared by the City Clerk of the City Council's January 8, 2008 Regular meeting are approved.**
- B. Resolved; the City Council authorizes the City Treasurer to include Flagstar Bank, 5151 Corporate Drive, Troy, Michigan as an approved investment agent for City funds and as set forth in the Investment Policy as revised and adopted by the City Council January 14, 2003.**
- C. Resolved; the City Council approves adjustments in appropriations and amends the fiscal year 2007/2008 budget as recommended by the City Manager as set forth in his communication to the City Council on this subject dated February 8, 2008.**

	Increase	Decrease
<b>Capital Improvements Fund</b>		
Administrative	\$ 100	
<b>Inspections Fund</b>		
Plumbing Inspector	500	
Electrical Inspector	500	
<b>Motor Vehicle Fund</b>		
Motor Pool Operations	25,000	
Insurance and Benefits	10,000	
<b>Downtown Development Fund</b>		
Administrative	5,000	
Capital Projects		\$ 5,000

Adjustments in the Inspection Funds will be offset by expected permit fees. The adjustments in the Motor Vehicle Fund reflect non-capitalized expenditures related to the retrofit of the new Public Works facility.

**D. Resolved; that the City Manager is authorized to issue a confirming purchase order to Michigan Pipe and Valve of Saginaw, Michigan in the amount of \$5,068 for sundry water system fittings, fixtures and materials.**

YES: Unanimous

Motion Carried

#### **CITIZEN INPUT**

The Mayor asked if any 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, Hydorn:

**Resolved; that expense vouchers 45 through 46 totaling \$153,076.29 and payroll vouchers 47 through 52 totaling \$120,966.48 for a grand total of \$274,042.77 be paid as stated.**

YES: Unanimous

Motion Carried

## LEGISLATIVE COMMITTEE

### INTRODUCTION OF ORDINANCE TO ADOPT INTERNATIONAL FIRE CODE

Hydorn, Link:

**Resolved; proposed Ordinance No. 2008-1 “An Ordinance to Amend the Code of the City of Essexville by Adopting the International Fire Code, Published by the International Code Council, as a Part of the Code of the City of Essexville by Repealing Current Sections 8.1101 Through 8.1109 of the Code and Enacting New Sections 8.1101 Through 8.1112 to be Part of Chapter 11, Title VIII of Said Code” is hereby first introduced, considered and adopted as an ordinance of the City, subject to final consideration and action by the City Council at a later meeting.**

YES: Unanimous

Motion Carried

## MUNICIPAL RELATIONS COMMITTEE

### UPDATE OF PERSONNEL POLICY

Discussion was held on the review process City staff recently undertook in regard to the City's Personnel Policy. The City Manager will be scheduling a meeting with Councilmen Chavalia and Connelly, and Mayor Rehmus later this month.

### PARKS AND RECREATION COMMITTEE

Councilman Chavalia had no report this month.

### PUBLIC IMPROVEMENT COMMITTEE

Councilman Barrow had no report this month.

## PUBLIC RELATIONS COMMITTEE

### ST. PATRICK'S DAY PARADE

The St. Patrick's Day Parade will be on Sunday, March 16 starting at 2:00 PM. All councilmen were encouraged to participate in this annual event.

### MAYOR'S EXCHANGE

City Council was asked for their input and direction in regard to the scheduling of Mayor's Exchange this year. Council requested the City Manager to contact the City of St. Louis; City of Algonac if St. Louis is not available.

### UTILITY AND SPECIAL COMMITTEE

Councilman Link had no report this month.

## PLANNING COMMISSION

Councilman Connelly did not attend the January 28, 2008 Planning Commission meeting. Russell Tanner was elected Chairman and Michael Bergen was elected Vice-Chairman for 2008. The Commission has begun its annual update of the Capital Improvement Plan for 2008/2009 – 2013/2014.

## DOWNTOWN DEVELOPMENT AUTHORITY

Councilman Hydorn had no report this month. The Downtown Development Authority did not hold a February meeting due to a snow storm.

**ATTORNEY'S REPORT**

The City Attorney found the informational communication on the water problems with the City of Bay City interesting. The present situation is not unique and will not go away since these water wars have been going on for over 100 years. He also commented on the Distressing Trends communication from the City Treasurer. He does not want to see foreclosed properties turned into rental properties.

**CITY MANAGER'S REPORT**

The City Manager reported on his miscellaneous communication to the City Council. **Water Issues:** The attorney for the out-city customers sent a response to the draft of the proposed settlement agreement to the City of Bay City's attorney. The out-city customers have a significantly different recall of the basis for settling the issues pending arbitration which were discussed at the October 2007 meeting with Bay City. His informational communication on the water problems with the City of Bay City proved helpful in putting the past seven years of discussions with Bay City in perspective. **Storm Water Authority:** The next Storm Water Authority meeting is scheduled for February 20. **Problem Properties:** Nothing new to report. **Woodside Avenue Redevelopment Project:** Wilcox Associates is working with the Michigan State Housing Development Authority (MSHDA) environmental consultant to arrive at an acceptable work plan for the Phase II testing required for the DDA property. The DDA has the obligation to verify that the site is suitable to MSHDA for the construction of the project. The additional Phase II testing is expected to cost the DDA \$9,000. The Post Office relocation project is on hold until the environmental issues are resolved. **Bay Composites Project:** Mr. Fonzi's contractor has suspended work until the weather turns around. All of the public water and sewer utilities have been constructed. **NPDES Permit:** A meeting with the Michigan Department of Environmental Quality (MDEQ) has been scheduled for Thursday, February 14 in regard to the City's proposed Combined Sewer Overflow (CSO) control program. The CSO chlorine pump failed during the recent rainfall and snow melt conditions resulting in a minor overflow of 500,000 gallons. This situation called to our attention the fact that we do not have an adequate redundant (CSO chlorination) system in place. **Miscellaneous Matters:** This winter has had the harshest snow conditions in over ten years. The City Manager believes we will spend the entire appropriation for winter maintenance this season. The City Manager expects the negative financial and fiscal impacts on the City listed in the City Treasurer's informational communication of Distressing Trends (Foreclosures, revoked occupancies, non-sufficient fund checks and lowering of investment interest rates) to linger for a very long time. The City Council, City Attorney and Administrative Staff will again be personally purchasing an advertisement for Garber High School's performance of *Grease* in their play program.

**UNFINISHED BUSINESS**

NONE

**NEW BUSINESS**

NONE

**INFORMATIONAL COMMUNICATIONS**

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

**CITIZEN INPUT**

Russell Claxton, 2204 Woodside Avenue, wanted to know if a residential house becomes a rental house, does that now make it a business that the City could regulate. The City Manager explained that it does not.

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

**EXECUTIVE SESSION**

Barrow, Connelly:

**Resolved; that the City Council meet in closed session to discuss collective bargaining negotiations as permitted by MCLA 15.268(c) and applicable law.**

YES: Unanimous voice vote

Motion Carried

After a five minute recess, the Council entered into Executive Session at 8:17 PM.

The Council reconvened at 8:38 pm.

**ADJOURNMENT**

Barrow, Chavalia:

**Resolved; that the meeting be adjourned.**

YES: Unanimous voice vote

Motion Carried

The meeting adjourned at 8:38 PM

Thomas Rehmus  
Mayor

Cynthia J. Fournier  
City Clerk