

COUNCIL PROCEEDINGS FOR OCTOBER 23, 2000

Meeting called to order at 7:00 PM by Mayor Ken Brown.

Pledge of Allegiance led by City Manager Clint Holmes.

PRESENT: Councilmembers: Laura Carpenter, Mike Lents, Frank Lukacs, Julie Miller, Judy Murray, Kelly Pavel; Mayor Ken Brown, City Manager Clint Holmes, City Clerk Barbara Seidel, City Attorney Marilyn Zimmerman.

CORRECTION/APPROVAL OF MINUTES: Motion by CM Lukacs, support by CM Murray, to approve minutes of October 9, 2000. Motion Carried.

PAY BILLS:

Motion by CM Murray, support by CM Carpenter, to pay the bills as presented in the following funds: General fund \$20,115.51; Payroll fund \$11,669.77; Investment fund \$74,187.05; Sanitary Sewer \$18,610.89; Major Street Fund \$773.14; Local Street Fund \$773.15. Motion Carried.

OLD BUSINESS:

1. Preapplication Bldg. Permit-Matt Firmingham, 6813 Cade Road-Fence/Move Hydrant. One hydrant still needs to be moved.
2. City Ordinance Chapter 5 Work Session Scheduling.

PUBLIC QUESTIONS AND COMMENTS: None.

PERSONAL APPEARANCES:

1. **Representatives from Maple Valley Estates.** Informed Council that although they were originally approved as a Manufactured Home/Trailer Park Community, they are now regulated under the State and are a Site Condo Community and requested approval for five pre-application building permits for "model" homes. These gentleman were informed that they would need to request a variance for setback requirements (10' side yard requirements for safety, fire, etc.) and variance from standard lot size (standard lot size is 66' x 132'). They were also informed that they are to have the cleaning and fixing of swail done by Friday, October 27, 2000. Motion by CM Pavel, support by CM Carpenter, to table the pre-application building permits until City Attorney advisement on lot sizes. Motion Carried. Per CM Pavel, minutes are to reflect that City Manager is to make sure that requested clean up is done by Friday, October 27, 2000.
2. **Dale Benish-Sanilac County Economic Development.** Gave overview of growth of Sanilac County and current projects before the Sanilac County Economic Development Corporation.

RESOLUTIONS: None.

PETITIONS AND COMMUNICATIONS:

1. Maple Valley Manufactured Home Park/Suburban Homes-Five Foundations and "model" homes. (Tabled pending review of Planning Commission - Please see above.)

2. Gary Beals, 4159 Maple Street-Roof Repair.
3. Dan Loutzenhiser, 4247 Second Street-Roof Repair.
4. Eric & Shelly Moots, 7189 Lincoln Street-Roof Repair.
5. Christopher Seidel, 4083 Third Street-Roof Repair.

Motion by CM Carpenter, support by CM Lukacs, to approve four preapplication building permits for roof repair. Motion Carried.

PUBLIC HEARING: None.

ORDINANCES: None.

COMMITTEE REPORTS:

Building and Grounds: Carpenter: Question: When are the streetlights for Second and Third Streets going to be put up? City Manager: Detroit Edison has not been in contact with the City in a couple of weeks. (Light installation was started Tuesday, 10/24/00 on Second St.)

Personnel: Lukacs: Lights are burnt out in the back parking lot at Harrington Inn. City Manager will inform D.P.W.

Police: Miller: Presented estimates for camera for patrol car. This cost has already been factored into the budget. Motion by CM Miller, support by CM Carpenter, to purchase Mobile I Vision Unit. Motion Carried. CM Miller also presented Council with overview of recent police/resident meetings and minutes from all meetings. The topic of main concern among the residents of the City was the attitude of officers. Re-training and counseling of the officers is underway.

Streets and Sidewalks: Pavel: Question regarding issue with City employee. Per City Attorney, for protection of employee rights issue should be discussed in Executive Session if requested by employee. (See below)

ATTORNEY'S REPORT: 4115 Main Street. (Ordinance 4106.4A/Dangerous Building Ordinance). Hearings are scheduled, one defendant is in Florida. Judge to re-review and set Court dates.

MANAGER'S REPORT:

1. CLOSE LIBRARY: The library needs to be closed to customers on November 7th for the General Election. **Requires Motion.**

Motion by CM Carpenter, support Lukacs, to close the Library on November 7, 2000, for the General Election. Motion Carried.

2. COUNCIL MEETING DATES FOR NOVEMBER: Since a quorum will not be available for the regularly scheduled November 27th meeting, need to decide if the meeting should be rescheduled or whether to meet without a quorum. If the latter, need to appoint someone to chair the meeting. **REQUIRES MOTION.**

Motion by CM Pavel, support CM Miller, to schedule a Special Meeting of current Council for November 6, 2000 at 7:00 PM. Motion Carried.

3. CITY MANAGER TRAINING: 1) Friday, October 27th: Attending "Business Related Issues For Public Entities In Michigan" (contracts and legal updates) in Lansing; 2)

Thursday, November 9th: Attending "Planning and Funding Infrastructure Improvements in Mt. Pleasant.

4. **POLICE GARAGE:** Olds Electric completed the electrical service and wiring in the new police garage. Waiting for final connection by Detroit Edison.
5. **ELECTRONIC TRANSFER OF FUNDS:** The Michigan Department of the Treasury has sent us a survey asking if we would support a switch from paper checks to ETF. No objections raised by Council.
6. **CITY VOICE MAIL:** Verizon, which installed the current telephone system, stated that an answering machine could not be attached to the system. However, a voice mail system can be installed. The smallest system available that is compatible with the City's system for 22 mailboxes and at a cost of \$2,500. Request the Council think about this for possible purchase in the future.
7. **RURAL TASK FORCE 7A:** The task force met on Monday, October 23 to discuss road projects. Schedule is for five years. Current plan for 2001 is to make Maple Valley Road all-season from the City Limits south to Galbraith Line, and Galbraith Line east to Shepherd Road. Also, the road from M-90 south to the railroad tracks in the City. However, the latter will require 20% matching funds and the engineering. Consensus of Council to proceed.
8. **DAVID BACON:** Asked if Council would allow him to live in a travel trailer on his property in the City while he demolished his existing home and installed a manufactured home. Consensus of Council was to deny the request as they have done in the past.
9. **TRI-COUNTY BANK SIGNATURE CARDS:** Cards have been signed and will be turned into the bank on November 13 to allow the City Manager and Deputy City Clerk to sign payroll and other checks until the new Council is sworn in on December 11, 2000.

MAYOR'S REPORT:

Committee Appointments:

1. **Cemetery Board: Tony Zimmerman-5 year term:** Motion by CM Lukacs, support CM Carpenter, to re-appoint Tony Zimmerman to the Cemetery Board. Motion Carried.
2. **Planning Commission:** Replacements for Randy Gottler and Ralph Lowe. Motion by CM Carpenter, support by CM Lukacs, to appoint Mike Lents and Frank Durga to the Planning Commission. Motion Carried.

08:20 PM-City Employee, Dave Kinney, requested Council adjourn to Executive Session to discuss issue raised by CM Pavel. Motion by CM Pavel, support by CM Miller, to adjourn to Executive Session. Roll Call Vote: Carpenter-yes, Lukacs-yes, Miller-yes, Lents-yes, Murray-yes, Pavel-yes. Unanimous Vote; Motion Carried.

09:11 PM-Motion by CM Pavel, support by CM Carpenter, to return to regular Council Meeting with no formal decisions being made in Executive Session. Roll Call Vote: Carpenter-yes, Lukacs-yes, Miller-yes, Lents-yes, Murray-yes, Pavel-yes. Unanimous Vote; Motion Carried.

Motion by CM Miller, support by CM Lents to extend past the 09:00 hour. Motion Carried.

Motion by CM Lukacs, support by CM Pavel, to schedule a Personnel Committee Meeting for October 30, 2000 at 05:00 PM to review the City Employee Handbook. Motion Carried.

CM Miller asked if Police Chief could look into traffic situation after school regarding State Uniform Traffic Code, concerning signage, that would affect the corners of George and Main, and John and Main making each of these corners Right Turn Only between the hours of 3 PM and 4 PM while school is in session. City Manager will have Chief Smith look into the situation and report to Police Committee.

CM Murray asked what is to be done about the sidewalk in front of the Lung residence. Mayor and City Manager replied that it could wait until next year's sidewalk project or the Lung's could have a private contractor fix it and be reimbursed. CM Murray to pass this along to them.

Motion by CM Miller, support by CM Pavel, to adjourn at 09:23 PM. Motion Carried.

Respectfully submitted,

Barbara J. Seidel
City Clerk