

PROCEEDINGS OF THE MANISTEE CITY COUNCIL – July 20, 2010

A regular meeting of the Manistee City Council was called to order by her honor, Mayor Ilona Haydon on Tuesday, July 20, 2010 at 7:00 p.m. in the City Hall Council Chambers, 70 Maple Street, followed by the Pledge of Allegiance.

PRESENT: Colleen Kenny, Ed Cote, Robert Hornkohl, Ilona Haydon, Hank Yonkman, Richard Mack, and Alan Marshall.

ABSENT: None.

ALSO PRESENT: City Manager – Mitch Deisch, City Attorney – George Saylor, City Clerk – Michelle Wright, City Assessor – Julie Beardslee, Community Development Director – Jon Rose, Finance Director – Ed Bradford, Acting Fire Chief – Timm Smith, Police Chief – Dave Bachman, and City Engineer – Abonmarche/Jeff Mikula.

#10-77 AMEND AGENDA.

MOTION by Hornkohl, second by Cote to amend the agenda to include Item VIII. New Business d.) Consideration of Memorandum of Understanding, River Parc Condominiums.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Cote, Hornkohl, Haydon, Yonkman, Mack, Marshall

NAYS: None

CITIZEN COMMENTS ON AGENDA RELATED ITEMS.

Dave Crockett, 260 Third Avenue, spoke in regards to the Engineer of Record Agreement, the City Marina and Arthur Street Boat Ramp projects – are they being done as scheduled? Why are they closed in the most important month of the year?

#10-78 CONSENT AGENDA.

Consent agenda items include:

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| ▪ Minutes | - | July 6, 2010 | - | Regular Meeting |
| | - | July 13, 2010 | - | Work Session |
| ▪ Payroll | - | June 28 – July 4, 2010 | - | \$ 66,917.34 |
| | - | July 5 – July 11, 2010 | - | \$ 68,367.07 |
| | - | July 12 – July 18, 2010 | - | \$ 57,896.73 |

- Cash Balances Report - June 2010
- Notification Regarding Next Work Session – August 10, 2010
A discussion will be conducted on deer herd management, public safety; and such business as may come before the Council.
- Consideration of Humane Society Tag Day.
The Manistee County Humane Society has requested authorization to hold their annual tag day fundraiser on August 27 and 28, 2010 in the City of Manistee. This is one of their largest fundraisers of the year.

MOTION by Hornkohl, second by Kenny to approve the Consent Agenda as stated.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Hornkohl, Haydon, Yonkman, Mack, Marshall
NAYS: None

#10-79 CONSIDERATION OF AN ENGINEER OF RECORD AGREEMENT EXTENSION.

On July 3, 2007 City Council selected Abonmarche Consultants, Inc. as the Engineer of Record for the City of Manistee. An agreement was negotiated and signed August 7, 2007 for a three-year time period, with the ability for Council to approve three two-year extensions. This is a request for the first two-year extension. Staff has reviewed performance of the Engineer of Record and recommends approval of the extension. City Attorney George Saylor has reviewed and approved the agreement extension.

MOTION by Mack, second by Yonkman to authorize a two-year extension to the Engineering Consultant Services Agreement with Abonmarche Consultants, Inc. through August 7, 2012; and authorize the Mayor and City Clerk to execute the extension document.

In response to Mr. Crockett’s questions earlier in this meeting, Mikula explained why the marina and boat ramp projects were delayed. Kenny suggested changing the language in the first paragraph of Section III. Project Specific Engineering to limit the number of times per year the under \$7,500 services can be done without a written proposal. Saylor and Deisch stated this can be addressed in our internal Council Policy (CP-13 Purchasing Policy). Marshall and Cote did not care for the number of two year extensions available per the original agreement – feel that after one extension it should go out for bids again.

After further discussion, roll call was taken. Motion passed, 6-1.

AYES: Kenny, Cote, Hornkohl, Haydon, Yonkman, Mack
NAYS: Marshall

#10-80 CONSIDERATION OF APPROVED DEPOSITORIES FOR CITY FUNDS.

The City Charter, Section 7-8, requires that the Council designate the depositories for City funds. Traditionally, this has been done at the beginning of each fiscal year. As of June 30, 2010, the Finance

Director reports that the City is using the following financial institutions and requests that they be approved as designated depositories:

Flagstar Bank
Honor State Bank
Huntington Bank
Northwestern Bank
PNC Bank
West Michigan National Bank
West Shore Bank

MBIA Michigan CLASS
Charles Schwab

MOTION by Hornkohl, second by Mack to approve designated depositories for the City of Manistee.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Cote, Hornkohl, Haydon, Yonkman, Mack, Marshall
NAYS: None

#10-81 CONSIDERATION OF APPLICATIONS TO BOARDS AND COMMISSIONS.

In May the City Clerk took action to advertise vacancies on the Brownfield Redevelopment Authority. Two vacancies for three-year terms ending June 30, 2013 remain. An application has been received from Rochelle Rollenhagen, 8536 Alkire Road, Bear Lake, MI. This is a mayoral appointment.

Mayor Haydon appointed Rochelle Rollenhagen to the Brownfield Redevelopment Authority. MOTION by Yonkman, second by Kenny to support the Mayor's appointment of Ms. Rochelle Rollenhagen, 8536 Alkire Road, Bear Lake MI, to the Brownfield Redevelopment Authority for a three year term expiring June 30, 2013. Discussion followed in regards to whether applicants should be City residents or at least the majority of the members should be. It was suggested changing the policy so that this is clarified in the future.

MOTION by Mack, second by Cote to table the motion for appointment.

With a roll call vote this motion passed, 5-2.

AYES: Kenny, Cote, Hornkohl, Mack, Marshall
NAYS: Haydon, Yonkman

#10-82 CONSIDERATION OF A MEMORANDUM OF UNDERSTANDING, RIVER PARC CONDOMINIUMS.

A Memorandum of Understanding (MOU) between the City of Manistee and River Parc Place, L.L.C. has been drafted. This MOU allows the developer to move forward with their Brownfield planning and grants the City the necessary easements to proceed with the River Bank Sewer Project. A development agreement will be presented to Council for approval at a later date.

MOTION by Hornkohl, second by Mack to approve the Memorandum of Understanding between River Parc Place L.L.C. and the City of Manistee.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Cote, Hornkohl, Haydon, Yonkman, Mack, Marshall

NAYS: None

#10-83 A REPORT FROM THE FINANCE DIRECTOR AND THE OIL AND GAS INVESTMENT BOARD.

Mr. Ed Bradford reported on the activities of the Finance Department and the Oil and Gas Investment Board and responded to questions the Council had regarding their activities.

MAYORS EXCHANGE DEBRIEFING.

The City of Manistee participated in a Mayors Exchange program with the City of Portland; visiting Portland on June 10 and hosting Portland in Manistee on June 17, 2010. City Council requested an opportunity to debrief following this year's program. Discussion followed.

CITIZEN COMMENT.

Dave Crockett, 260 Third Avenue, commented on the First Street beach public restrooms being locked during the Forest Festival because of vandalism – asked if this could be put on the agenda and discussed at an upcoming work session.

OFFICIALS AND STAFF.

Wright reminded Council that the next regular Council meeting will be held on *Wednesday, August 4th* due to the election on Tuesday, August 3rd; reminded everyone that Council petitions are due on August 3rd also.

Deisch stated the Fire Department is finalizing their BLS transport hardware and software issues; commented that the new signs and flags at the beaches are getting a lot of attention.

Beardslee informed Council that the office hours for the Assessor's office has changed to being open to the public on Monday, Wednesday, and Friday – depending on days off for training, vacation, etc.; Board of Review was held today.

COUNCILMEMBERS.

Cote agreed with Mr. Crockett's statement.

Yonkman asked if the City Hall cleaning contract was cancelled, how many part-time employees were hired to do this service (1), and what the anticipated savings will be (\$15-20,000/year).

Haydon congratulated Sgt. Schmeling and Chief Bachman on successfully completing their firefighter classes.

ADJOURN.

MOTION to adjourn was made by Hornkohl, second by Mack. Meeting adjourned at 8:50 p.m.

Michelle Wright CMC/CPFA
City Clerk/Deputy Treasurer