

PROCEEDINGS OF THE MANISTEE CITY COUNCIL – August 17, 2010

A regular meeting of the Manistee City Council was called to order by her honor, Mayor Ilona Haydon on Tuesday, August 17, 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.

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

CITIZEN COMMENT ON AGENDA RELATED ITEMS.

Melissa Reid, Manistee Area Chamber of Commerce, asked Council to favorably view the application from Miller's Produce for their annual buck pole and contest.

#10-90 CONSENT AGENDA.

Consent agenda items include:

- Minutes - August 4, 2010 - Regular Meeting
- Payroll - August 2 – 8, 2010 - \$ 60,874.97
- August 9 – 15, 2010 - \$ 56,351.37
- Cash Balances Report - July 2010
- Notification Regarding Next Work Session – September 14, 2010
A discussion will be conducted on public safety and Bob Adams will make a presentation on Pere Marquette; and such business as may come before the Council.
- Consideration of the Manistee Lions Club White Cane Sale.
The Manistee Lions Club has requested Council permission to hold their annual White Cane Sale on Friday, September 3, 2010 in the City of Manistee.

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

#10-91 PRESENTATION OF AN AWARD FROM THE MICHIGAN RURAL WATER ASSOCIATION.

At the Michigan Rural Water Conference in March 2010, the City of Manistee won the Annual Water Taste Off contest. This contest had more than 100 communities participating in the contest. By winning the taste off the City of Manistee is now eligible to participate in the national taste off held this fall in New Orleans. This award is an indication of the continuing progress being made toward providing our residents with a safe reliable water supply as part of the strategic goals developed by City Council. These updates to the water system were initiated by previous Utilities Director Ed Cote and continue to be the goal of current Water Department personnel.

Mr. Joe Little, representative from Michigan Rural Water, presented the first place award to the City of Manistee. Councilmember Cote accepted the award on the City's behalf.

#10-92 PRESENTATION BY AES AND FIREGLOW FOR A PROJECT UPDATE.

A presentation was given by Cyndy Fuller, AES Director. Mr. Gary Anscombe, owner of Kingsland Building Systems gave an explanation of the site plan.

#10-93 CONSIDERATION OF LRSB GRANT APPLICATIONS.

The Local Revenue Sharing Board (LRSB) distributes 2% money from the Little River Casino. The deadline for second cycle applications is Friday, September 3, 2010. City Staff has prepared grant applications for submission to the LRSB.

MOTION by Hornkohl, second by Cote to authorize the submission of grant applications to the Local Revenue Sharing Board for the second cycle in 2010. Deisch gave a brief explanation of the three applications – Police Dept Patrol Car Radar, Fire Dept Turn Out Gear Extractor (washer), and Swim Buoys for both beaches.

With a roll call vote this motion passed unanimously.

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

#10-94 CONSIDERATION OF AUTHORIZING A BUCK POLE AT MILLER'S PRODUCE.

Miller's Produce is requesting permission to hold the second annual Big Buck Contest with a Buck Pole on their property at 65 Cypress Street, Manistee. Special consideration is requested to allow for ongoing annual contests without coming before Council on an annual basis.

MOTION by Mack, second by Yonkman to approve the annual Big Buck Contest with a Buck Pole on the property of Miller's Produce, 65 Cypress Street, Manistee. Discussion followed.

With a roll call vote this motion passed, 6-1.

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

#10-95 CONSIDERATION OF A PARCEL SPLIT - LINDEN COURT DEVELOPMENT, INC.

Linden Court Development, Inc. is the developer for Bayview Condominiums on Arthur Street. As part of a tax settlement the small parcel of land that was between 91 Arthur Street (former Little Caesar's) and Manistee Lake approximately 158' x 29' is to be removed from Bayview Condominium Development and combined with parcel 51-101-275-07 (91 Arthur Street).

The Manistee City Planning Commission approved amending the Special Use Permit for Linden Court Development, Inc. (Bayview Condominiums) conditioned that the proposed split and combination were approved by City Council.

MOTION by Hornkohl, second by Mack to approve the parcel split and combination from Linden Court Development as submitted with the application.

With a roll call vote this motion passed unanimously.

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

#10-96 CONSIDERATION OF A MERS RESOLUTION TO DEFINE A DAY OF WORK OR HOURS PER MONTH FOR MERS RETIREMENT PURPOSES.

When the City adopted MERS in 2005, it established via resolution the number of monthly hours permanent part-time employees could work without earning retirement credits at 104. In order to increase scheduling flexibility with these non-union employees, this limit would be increased to 120 hours per month.

MOTION by Mack, second by Yonkman to adopt a resolution Defining a Day of Work or Hours per Month for MERS Retirement Purposes.

With a roll call vote this motion passed unanimously.

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

#10-97 CONSIDERATION OF A BILLING SERVICE AGREEMENT WITH ACCUMED BILLING, INC.

Bids were solicited and received for an agreement to provide billing services for the Manistee Fire Department Basic Life Support Transport program. The Fire Department reviewed all four bids and recommends an agreement with AccuMed Billing, Inc. The City Attorney and staff have reviewed and approved the agreement.

MOTION by Mack, second by Hornkohl to approve an agreement with AccuMed Billing, Inc. to perform customer billing in association with the City of Manistee providing Basic Life Support Transport services and authorize the Mayor and City Clerk to execute the document and all related legal documents. Discussion followed.

With a roll call vote this motion passed unanimously.

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

NAYS: None

#10-98 A REPORT FROM THE WWTP / WELLFIELDS.

Ms. Jody Banks reported on the activities of the WWTP and Mr. Bruce Banks reported on the activities of the Well Fields and responded to questions the Council had regarding their activities.

CITIZEN COMMENT.

Richard Knechtges, representing the Manistee Area Physically Handicapped, commended City officials that were involved with their state and national convention that was held in Manistee last week; commented on the ribbon cutting on the Arthur Street dock; and asked if there were any projects their group could help the City with.

James Pratt, Manistee resident, commented on hunting deer in the City limits and the potential liability to the City; also complained about coming to City Hall with questions and being put off until someone finds the answer, but never getting back to him.

Harry Drew, Eastlake, stated that something needs to be done with the deer population in the City before someone contracts lyme disease from a tick brought in by the deer like his son did.

OFFICIALS AND STAFF.

Deisch stated that the City is working with 10 West Studios on their new movie called *Return to the Hiding Place* which they have requested use of City Hall for some of the scenes; information on the Spring Trash Haul and cost of Stump Removal has been delivered to Councilmembers; and introduced the newest Fireman, John Peddie from Flushing, MI.

COUNCILMEMBERS.

Kenny asked if City Hall would remain open during the movie shooting; commented on a complaint received about the boat ramp speed bump.

Hornkohl asked how payments at the boat ramps were coming or how many tickets have been issued. Bachman said in a 30 day period – 2,000 cars were checked and 80 tickets were issued.

ADJOURN.

MOTION to adjourn was made by Mack, second by Marshall. Meeting adjourned at 8:28 p.m.

Michelle Wright CMC/CPFA
City Clerk/Deputy Treasurer