

**PROCEEDINGS OF THE MANISTEE CITY COUNCIL – March 19, 2013**

A regular meeting of the Manistee City Council was called to order by her honor, Mayor Colleen Kenny on Tuesday, March 19, 2013 at 7:00 p.m. in the City Hall Council Chambers, 70 Maple Street, followed by the Pledge of Allegiance.

**PRESENT:** Colleen Kenny, Edward Cote, Robert Goodspeed, Catherine Zaring, Beth Adams, and Eric Gustad.

**ABSENT:** Robert Hornkohl.

**ALSO PRESENT:** City Manager – Mitch Deisch, City Attorney – George Saylor, Deputy City Clerk – Mary Bachman, DPW Director – Jack Garber, Finance Director – Ed Bradford, Public Safety Director – Dave Bachman, and Utility Director – Jeff Mikula.

**CITIZEN COMMENTS ON AGENDA RELATED ITEMS.**

*None received.*

**CONSENT AGENDA.**

- Minutes - March 5, 2013 - Regular Meeting  
- March 12, 2013 - Work Session
- Payroll - March 4 - 17, 2013 - \$ 110,745.33
- Monthly Bills - February 11, 2013 - \$ 748,617.71  
- February 25, 2013 - \$1,343,195.85  
- February 27, 2013 - \$ 29,137.50
- Notification Regarding Next Work Session – Monday, April 8, 2013  
A discussion will be conducted on the 2013-2014 Budget Recommendations, 2013 Project Updates; and such business as may come before the Council.
- Consideration of Parkinson’s Awareness Month  
The Manistee County Parkinson’s Support Group has requested that the City of Manistee proclaim the month of April as Parkinson’s Awareness Month.

MOTION by Cote, second by Goodspeed to approve the Consent Agenda as presented.

With a roll call vote this motion passed unanimously.

**AYES:** Kenny, Cote, Goodspeed, Zaring, Adams, and Gustad

**NAYS:** None

**CONSIDERATION OF A RESOLUTION, LAND AND WATER CONSERVATION GRANT APPLICATION.**

At their meeting of March 5, 2013 City Council conducted a public hearing on an application to the Land and Water Conservation Fund for a grant to assist with the rebuilding of the Rotary Park Playground at First Street Beach / Douglas Park.

The Ad Hoc Playground Committee recommends applying for grant funding. The expansion and development of playground facilities is in keeping with the Council Strategic Plan and concept plans for beach development.

MOTION by Goodspeed, second by Zaring to adopt a resolution authorizing the collaboration with the Alliance for Economic Success in applying for grant funds through the Land and Water Conservation Fund and other such funds from public or private resources as may become available; and further authorize the Mayor and Deputy Clerk to execute the resolution.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Cote, Goodspeed, Zaring, Adams, and Gustad  
NAYS: None

**CONSIDERATION OF AN AGREEMENT WITH THE COUNTY PROSECUTING ATTORNEY.**

The current agreement with the County Prosecuting Attorney’s Office expired December 31, 2012. The proposed agreement would continue to retain the services of this office to provide legal representation for the City of Manistee on all violations of certain City Ordinances and Codes; and State Statutes which are by definition misdemeanors and felonies.

Both Public Safety Director David Bachman and City Attorney George Saylor have reviewed and approved the proposed agreement.

MOTION by Zaring, second by Gustad to enter into a three year agreement with the Manistee County Prosecuting Attorney’s Office; and authorize the Mayor and Deputy Clerk to execute the document.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Cote, Goodspeed, Zaring, Adams, and Gustad  
NAYS: None

**CONSIDERATION OF MAPLE STREET SIDEWALK CONTRACT.**

On January 27, 2013 bids were due for the Maple Street Sidewalk construction that is to take place this spring. Five bids were received in response to the project:

Elmer’s	\$45,897.25 *Low Bidder
Ferguson	\$53,881.29
Joseph Helminski	\$56,936.34

McCormick Sand	\$75,428.10
Pete's Contracting	\$52,179.91

Elmer's was the low bid for \$45,897.25. A contract has been prepared and reviewed by the City Attorney with Elmer's for the Maple Street Sidewalk Project.

MOTION by Zaring, second by Goodspeed to enter into a contract with Elmer's in the amount of \$45,897.25 for the Maple Street Sidewalk Project; and authorize the Mayor and Deputy Clerk to execute the document.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Cote, Goodspeed, Zaring, Adams, and Gustad  
NAYS: None

**CONSIDERATION OF RATIFYING CHANGES TO THE OIL AND GAS INVESTMENT POLICY AND SPENDING RULE.**

The Oil and Gas Investment Board oversees the investments of the Oil and Gas Fund pursuant to Section 260 of the Codified Ordinance of the City of Manistee. The board has adopted an Investment Policy and Spending Rule for this purpose. Because of the significance of the Oil and Gas Fund to the City, the oil and gas investment policy requires City Council to ratify any changes to the policy. The board has made changes to the policy and is presenting it to Council for ratification.

MOTION by Cote, second by Goodspeed to ratify changes to the Oil and Gas Investment Policy and Spending Rule.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Cote, Goodspeed, Zaring, Adams, and Gustad  
NAYS: None

**A REPORT FROM THE CHAMBER OF COMMERCE.**

Ms. Melissa Reed reported on the activities of the Manistee County Chamber of Commerce.

**CITIZEN COMMENT.**

*None received.*

**OFFICIALS AND STAFF.**

Mitch Deisch presented a study on the First Street Boat Launch Water Depths. He stated that low water level will be an issue that the City will need to deal with this year; he will bring options back to the Council.

Jeff Mikula stated that a preconstruction meeting was held regarding the Fish Cleaning Station and Beach Pavilion Project; construction should begin within the next two weeks. He also stated that the contractors will be mobilizing the Maple Street Drainage Project and the Kosciusko Road Reconstruction Project as soon as frost laws are lifted.

Ed Bradford encouraged attendance at the Manistee Spring and All Music Festival being held at the Ramsdell Theatre Saturday, March 23<sup>rd</sup> from noon to midnight.

**COUNCILMEMBERS.**

Mayor Colleen Kenny offered condolences to the family of Richard Knechtges. He will be missed.

**ADJOURN.**

MOTION to adjourn was made by Goodspeed, second by Cote. Meeting adjourned at 7:44 p.m.

Mary Bachman CMC  
Deputy City Clerk/Payroll & Benefits