

June 4, 2001
Gladwin, Michigan

The regular meeting of the Gladwin City Council was called to order by Mayor Schuster at 7:30 p.m.

Present: Caffrey, Crawford, Hindman, Jungman, Matteson, Winarski

Absent: Mienk, Novak

Staff Present: Bob McConkie, Shannon Greaves, Doug Jacobson, Charlie Jones

Also Present: Mayor Schuster, Marie Hopfensperger, Reverend Donald Potter, Anne Wolfe

The Pledge of Allegiance was led by Mayor Schuster followed by the invocation given by Reverend Donald Potter.

Motion by Council Member Winarski, supported by Council Member Caffrey to approve Warrant 01-33 in the amount of \$12,683.68 and Warrant 01-34 in the amount of \$56,852.30. All aye.

Hearing of Delegations

Motion by Council Member Jungman, supported by Council Member Hindman to establish the agenda with the following additions: Old Business – (b) In-line skating and skateboarding at North Park. All ayes.

Motion by Council Member Winarski, supported by Council Member Caffrey to approve the consent agenda which includes the following: Communications – (i) Amanda Armstrong Letter – Intersections, (ii) DEQ Letter to Arden Shell Trucking, (iii) Local Energy Aggregation Project Packet, (iv) E-Mail Message from Charter Cable, (v) Region VII Revised Allocation Plan for Senior Services for FY 2002, (vi) Region VII Call for Letters of Intent for Caregiver Training, (vii) Letter to Doug Rothwell, (viii) vonMatt Communication, Meetings – Parks Commission 4/23/01, County Commissioners 5/8/01, Council of the Arts 5/10/01, City Housing Commission 5/15/01, Finance Committee 5/23/01, Election Commission 5/24/01, Planning Commission 5/30/01, Zone Board of Appeals 5/31/01, MAGOC 6/1/01 and Miscellaneous – (i) Liquor License Transfer from Fruchey Foods, Inc. to Northern Supermarkets, Inc. and (ii) Correspondence from Zoning Administrator. All ayes. Motion carried.

Old Business

Administrator McConkie reminded the City Council of a project that had earlier been discussed by Council that we notify property owners in the City that within a certain period of time, they will need to hook up to the sewer system if it is available. Council

Member Crawford asked what the average charge for a homeowner to hook into the system was. Administrator McConkie answered that in a non-assessed district it is \$1,475 for sewer. In a special assessed district the cost is \$475. Connection to the water system is \$425. Attorney Jacobson recommended that the next time there is a transfer of property, we would require the property owner to hook up to the system in a certain amount of time. Council Member Jungman asked that if one of the houses was owned by an elderly person and that person dies and it is transferred to the children, would the children still be required to hook up in a certain amount of time? Attorney Jacobson recommended that the children would still be required to hook up under a certain amount of time. Motion by Council Member Winarski, that within 90 days the specified property owners have to hook up to the sewer. Administrator McConkie noted that the list would be subject to verification. Supported by Council Member Matteson. All ayes.

Council Member Winarski recommended that the list of people on page one of the document (former Buckeye Township residents subject to land transfer agreements) be sent a letter indicating that the time period of any agreement not to require sewer connection will expire and connection to sewer will be required in 5 years, or upon transfer of the any property, the owner will be required to hook up and payment of availability (referred to as connection charges as opposed to tap fees) charges would be required for both water and sewer. Water and sewer tap fees would be required to be paid upon connection to the system. Administrator McConkie stated that we will notify the property owner and record appropriate documents to affect that upon transfer of the property, the charges have to be paid. Motion by Council Member Winarski, supported by Council Member Caffrey to provide notification to the people and record documents as discussed above. All ayes.

Council Member Jungman reported that the Safety Committee had met to discuss problems with roller-blading and skateboarding in the Downtown area. There was discussion that the Safety Committee would like to see the kids go to North Park on the slab of cement.

Council Member Novak was seated at 8:02 PM.

Roller-blading and skateboarding in North Park would have to be Monday through Friday. Mayor Schuster noted that the Parks Commission is in favor as long as MML Insurance would cover the liability. Council Member Hindman added that “At Your

Own Risk” signed need to be posted. Motion by Council Member Matteson, supported by Council Member Hindman to authorize roller-blading and skateboarding in North Park using the wooden ramps provided that MML Insurance viewed this activity favorably with regard to liability. All ayes.

New Business

**RESOLUTION 01-43
ABOLISHING THE RESERVE FOR SIDEWALK
REPAIR AND CONSTRUCTION**

WHEREAS, the Gladwin City Council adopted a resolution on January 19, 1998 to establish a reserve for sidewalk repair and construction to accumulate monies for a large sidewalk project to be undertaken to keep the costs of concrete down;

WHEREAS, this resolution required that \$20,000 be set aside in the "Reserve" each year for five years from 1998 through 2002;

WHEREAS, the Gladwin City Council adopted another resolution on sidewalk improvements on November 6, 2000 which authorized the use of the "Reserve for Sidewalk Improvements" to assist with the funding of a sidewalk project estimated at a cost of \$114,400;

NOW, THEREFORE, BE IT RESOLVED that no further contributions be made to the Reserve for Sidewalk Improvements and that the reserve be abolished.

The foregoing resolution was offered by Council Member Matteson and supported by Council Member Crawford.

Roll Call Vote:

Ayes: Caffrey, Crawford, Hindman, Jungman, Matteson, Novak,
Winarski

Nays:

Absent: Mienk

Abstain:

Resolution declared adopted this 4th day of June, 2001.

Council Member Winarski advised of the favorable Planning Commission recommendation concerning the lot split requested by DeShano and Schuler. Carl Schuler is re-locating his heating and cooling business to the north M-18 site. Motion by Council Member Jungman, supported by Council Member Hindman to approve the lot split as requested. All ayes.

Administrator McConkie advised that Mount Hope Fellowship Church has requested the use of the Amphitheater on June 17, 2001 from 2pm-4pm. Motion by Council Member Winarski, supported by Council Member Jungman to authorize the use as requested provided it does not conflict with any already scheduled use of the facilities. All ayes.

Council Member Winarski advised that he had spoken to Gail Wildfong about the sewer failure problem at the Gail Wildfong School of Dance building. The responsibility for the sewer failure will need to be determined. Administrator McConkie advised that upon discovering recent similar problems the City entered agreement with the property owner and undertook to repair the problem since it would be too costly for any individual property owner to undertake the repair because of the MDOT requirement for Bonds and insurance. The property owner would have to reimburse the City for the repair, unless the failure can be directly attributable to construction projects undertaken by the City. If the

failure is related to construction projects undertaken by others, the property owner will reimburse the City and who bears the cost would be between the property owner and the responsible party. Motion by Council Member Winarski, supported by Council Member Caffrey to authorize entering agreement with the Wildfongs and authorize the City to proceed with the repair. All ayes.

Administrator McConkie advised that Consumers Energy is in violation of their Franchise Agreement. Consumers' most recent violation was at Chemical Bank. They are undertaking projects without a street opening permit. The City will be asking the Chief to pursue legal action against the contractor and Consumers Energy.

Comments

Council Member Caffrey advised that there is still an old street light pole that is sticking up on Silverleaf. Administrator McConkie has to notify MDOT. He also will be in contact with the contractor regarding the sidewalks on M-18 because their contractor did sub-standard work.

Council Member Caffrey asked about resurfacing Spring Street and if we are going to try to do it this year. Administrator McConkie advised that we are in the process of getting grant funding. The City will try to pave Weber Road this summer and as we pursue the grant for Weber Road reconstruction funding, we will find out if we have funds to reconstruct all of Spring Street (First to Clendenning). Administrator McConkie will put together cost estimates for Spring Street and go ahead with the engineering. Motion by Council Member Crawford, supported by Council Member Winarski to authorize engineering for reconstruction of Spring Street not to exceed \$20,000. All ayes.

Council Member Jungman questioned if any more side walks would be put in this year. Administrator McConkie advised that the intent is to construct sidewalk on Clendenning Road this year.

Chief Jones advised that the visit to the Midland Law Enforcement Center will be on June 14th at 3:30pm and the visit will take about an hour or so.

Chief Jones advised that the Gladwin Ace Hardware has donated a mountain bike to the City Police. Erik Huber will be on bike patrol during the summer.

Motion to enter into Executive Session by Council Member Hindman, supported by Council Member Caffrey at 8:43 p.m.

Executive Session adjourned at 9:16 p.m. and regular meeting was reconvened.

Motion by Council Member Jungman, supported by Council Member Crawford to adjourn. All ayes. Meeting adjourned at 9:17 PM.

Earl Schuster, Mayor

Shannon Greaves, City Clerk