

August 6, 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, Matteson, Novak, Winarski

Absent: Jungman, Mienk

Staff Present: Bob McConkie, Shannon Greaves, Charlie Jones

Also Present: Mayor Schuster, David Goen, Steven Zamaites, Rev. Mary Jo Schuetz, Anne Wolfe, Nancy Bodnar, Steve and Dale Stephenson, Mike Novak, Sergs Manlangi, Keith Edick

The Pledge of Allegiance was led by Mayor Schuster followed by the invocation given by Reverend Mary Jo Schuetz.

Motion by Council Member Caffrey, supported by Council Member Novak to approve Warrant 02-02 in the amount of \$88,188.01 and 02-03 in the amount of \$123,920.25. All ayes. Motion carried.

#### Hearing of Delegations

Administrator McConkie introduced David Goen and Steven Zamaites from Gourdie-Fraser. Administrator McConkie stated that the Waste Water Treatment Plant has been having difficulties staying in balance with our permit with the DEQ. It was stated that the City is not out of compliance with the DEQ. The City has asked Gourdie-Fraser to look at the Waste Water Treatment Process. Gourdie-Fraser will investigate the problems enough to give us the course of action that we need to take to stay out of trouble. Motion by Council Member Hindman, supported by Council Member Caffrey to allow \$5800 to proceed with the work as outlined in the Agreement with Gourdie-Fraser. All ayes. Motion carried.

Lawrence Lemke asked for information on the Airport/Fair situation. Discussion followed with no definite action taken.

Council Member Jungman was seated at 7:35 p.m.

Motion by Council Member Jungman, supported by Council Member Hindman to establish the agenda with the following additions. Old Business – (e) Rowe Engineering – City Hall Parking Lot Project, (f) Authorization to pay Varnum, Riddering, (g) Clark Street Status and New Business – (h) Gladwin Floor Covering approval, (i) Request from Endless Journey Internet, (j) Fire Hydrants. All ayes. Motion carried.

Motion by Council Member Jungman, supported by Council Member Hindman to approve the consent agenda which includes the following: Communications – (i) Letter to Ann Fortier at MDOT dated August 1, 2001, (ii) Legislative Bulletin dated July 25, 2001, (iii) Environmental Impact Newsletter dated July 25, 2001, (iv) U.S. Department of Commerce – Approval of EDC Grant, Meetings – (i) District Commissioners 6/26/01, Arts Council 7/10/01, District Commissioners 7/10/01, Housing Commission 7/10/01, Board of Commissioners – Committee of the Whole Work Session 7/11/01, Business and Professional Association 7/11/01, Parks Meeting 7/23/01, Planning Commission 7/23/01, Law Enforcement Meeting 8/1/01, Miscellaneous – (i) Letter from Zoning Administrator regarding vehicles parking in front yards and junk cars, (ii) Gladwin County Sheriff's Department activity – June 2001, (iii) Memo to Keith Edick regarding Airport Engineering Agreement, (iv) Northern Tittabawassee River Task Force invitation to Ninth Annual Task Force Meeting and Banquet on August 9, 2001, (v) Thank you card from Gladwin County Fair Harness Racing, (vi) MEDC Minute Newsletter, (vii) Arenac County EDC regarding Input on 2002 Operating Plan, (viii) E-mail to Tom Winarski regarding Gladwin DNR office closing under study, (ix) MEDC Notice of Grant Award. All ayes. Motion carried.

#### Old Business

Administrator McConkie stated that there had been significant discussion on the execution of the Acceptance Agreement with Charter Cable and the Council would need to confirm the execution by motion. Motion to execute the Acceptance Agreement by Council Member Winarski, supported by Council Member Caffrey. All ayes. Motion carried.

### **RESOLUTION 02-04**

#### **RESOLUTION COMMITTING LOCAL MATCH AND AUTHORIZING THE EXECUTION OF FINANCIAL ASSISTANCE AWARD U.S. EDA PROJECT 06-01-04559 GLADWIN INDUSTRIAL PARK EXPANSION PROJECT**

**WHEREAS**, the City of Gladwin has received Notice of Financial Assistance Award in the amount of \$639,000 from the U.S. Economic Development Administration (EDA) for a project to expand the Gladwin Industrial Park, and

**WHEREAS**, the City of Gladwin has been invited to apply for a grant from the Michigan Economic Development Corporation (MEDC) in the amount of \$230,000 to meet a portion of the local match requirement for the EDA Grant, and

**WHEREAS**, the City of Gladwin by Resolution 01-23 on January 31, 2001 committed the balance of local \$44,082 and the City Administrator, under purchasing authority granted by the Purchasing Policy of the City, authorized and committed an additional sum of \$523 bringing the City's total commitment to \$44,605, and

**WHEREAS**, the Notice of Financial Assistance Award requires that the City identify that funds are available to complete the project and commit to the local match, and

**WHEREAS**, the Notice of Financial Assistance Award must be executed and returned to EDA within 30 days of its receipt which was on August 1, 2001 in order to preserve the grant award to the City, and

**WHEREAS**, it is known that notice of grant award will not be received from MEDC timely to satisfy EDA commitment requirements.

**NOW THEREFORE BE IT RESOLVED**, the City of Gladwin hereby certifies that the total local match requirement of \$274,605 is currently available in cash on hand in various City

Funds, namely the City's General, Water, Sewer, and Street Funds, sufficient to meet the match requirement and hereby commits said funds to meet the match requirement for EDA Project No. 06-01-04559 from City funds in the amount of \$274,605 in the event the City of Gladwin is not successful in being awarded the sum of \$230,000 from MEDC.

**BE IT FURTHER RESOLVED**, the City Council of the City of Gladwin hereby authorizes and directs the Mayor to execute the Notice of Award on behalf of the City of Gladwin.

The foregoing resolution was offered by Council Member Winarski, supported by Council Member Caffrey.

Ayes: Caffrey, Crawford, Hindman, Jungman, Matteson, Novak, Winarski  
Nays: None  
Absent: Mienk  
Abstain: None

Resolution declared adopted this 6<sup>th</sup> day of August, 2001.

Administrator McConkie advised that only two bids came in for the Spring Street Reconstruction. Pyramid Paving came in on the low bid. Motion by Caffrey, supported by Hindman to award Pyramid Paving the Spring Street Reconstruction. All ayes. Motion carried.

Administrator McConkie advised that the City has received a copy of the letter from Michigan Municipal League Liability and Property Pool that was sent to Al von Matt regarding his claim. It was noted that the City should not be responsible for more than 50% of the loss and the City has already paid more than 50%, therefore the claim is being denied.

Administrator McConkie advised that the City has received a proposal from Rowe Engineering for City Hall Parking Lot. The parking lot will coordinate with the new

entrance way. The total of the proposal is \$7860. The design will provide for more parking than what City Hall has had in the past. Motion by Council Member Crawford, supported by Council Member Jungman to go ahead with the construction. All ayes. Motion carried.

Administrator McConkie presented a bill from Varnum, Riddering in the amount of \$11,108.72 for the Charter cable transfer. Motion by Council Member Caffrey, supported by Council Member Novak to pay the bill. All ayes. Motion carried.

Council Member Jungman stated that she had been contacted by Greg Alward to see if Clark Street was going to be paved. Administrator McConkie stated that the City had put limestone on it, but that it has settled and no plans have been made to pave Clark Street.

Council Member Mienk was seated at 8:01 p.m.

#### New Business

Administrator McConkie presented a proposal from Consumers Energy to tie two substations together. Consumers are willing to pay the City \$500 for that easement. Mayor Schuster stated the he would like to know where the poles are going to be placed. The Council came to the decision to table this proposal until Consumer's marks the ground where the poles will be placed.

Administrator McConkie advised that a letter will be sent to Gary DeShano and Bell Land Company regarding the water and sewer service that are being provided. Motion by Council Member Winarski, supported by Council Member Caffrey to send letter to Gary DeShano. All ayes. Motion carried.

**RESOLUTION 02-02  
STATE OF MICHIGAN  
DEPARTMENT OF CONSUMER & INDUSTRY SERVICES LIQUOR CONTROL  
COMMISSION - APPROVAL OF TRANSFER OF OWNERSHIP**

At a Regular meeting of the City of Gladwin, called to order by Mayor Schuster on August 6, 2001 at 7:30 p.m.

The following resolution was offered:

Moved by Council Member Crawford and supported by Council Member Jungman

That the request from Raymond Phillips, Jr. to transfer ownership of 2001 Class C licensed business with Dance-Entertainment Permit, located at 236-238 W. Cedar Avenue, Gladwin, MI 48624, Gladwin County, from T & C Investments, Inc. be considered for Approval.

The foregoing resolution was offered by Council Member Crawford and supported by Council Member Jungman

Roll Call Vote:

Ayes:	Caffrey, Crawford, Hindman, Jungman, Matteson, Mienk, Novak, Winarski
Nays:	None
Absent:	None
Abstain:	None

It is the consensus of this legislative body that the application be: Recommended for issuance

Resolution declared adopted this 6<sup>th</sup> day of August, 2001.

Administrator McConkie presented a proposal for asphalt from Leo Coleman for pathways from City Hall to the parking lot in North Park. Motion by Council Member Winarski, supported by Council Member Hindman to proceed but not to exceed the bid amount. All ayes. Motion carried.

Administrator McConkie presented two proposals for asphalt from Leo Coleman for the City Park and North Park's parking lots and the roadway from First Street to North Park. Motion by Council Member Jungman, supported by Council Member Hindman to go ahead with the paving. All ayes. Motion carried.

Administrator McConkie stated that we had received an invitation from the Michigan Municipal League to attend the National League of Cities 2001 Congress of Cities and Exposition, December 4-8, 2001. If any other information is needed, speak to Clerk Greaves.

Mayor Schuster presented the Michigan Municipal Worker's Compensation Fund ballot. The City has to elect 8 delegates. Motion by Council Member Winarski, supported by Council Member Caffrey to vote a unanimous ballot. All ayes. Motion carried.

**ORDINANCE NO. 256  
AMENDMENT TO GLADWIN CITY  
ZONING ORDINANCE**

THE CITY OF GLADWIN ORDAINS:

Section 1. PURPOSE

The purpose of this article is to amend the Zoning Ordinance (Ordinance No. 217) of the City of Gladwin.

Section 2. AMENDMENT

NOW THEREFORE, be it ordained the Gladwin City Zoning Ordinance (Ordinance No. 217) is amended as follows:

The Zoning Map shall be amended to reflect the following change:

Gladwin City, Townsend and Clark Addition - North, Blocks 1 and 2, be contained within the Single-Family Residential (R-1B) District

Section 3. SEVERABILITY

Any and all section, terms, provisions and/pr clauses herein shall be deemed independent and severable. Should any court of competent jurisdiction hold any section, term, provision or clause void or invalid, all remaining sections, terms, provisions and/or clauses not held void and/or invalid shall continue in force and effect.

Section 4. REPEALER

All ordinances or parts thereof in conflict herewith are hereby repealed and shall be of no further force and effect.

Section 5. EFFECTIVE DATE

This ordinance shall take immediate force and effect.

Roll Call Vote:

Ayes:	Caffrey, Crawford, Hindman, Jungman, Matteson, Mienk, Novak, Winarski
Nays:	None
Absent:	None
Abstain:	None

The foregoing ordinance was offered by Council Member Caffrey, supported by Council Member Hindman.

This Ordinance adopted this 6<sup>th</sup> day of August, 2001.

Administrator McConkie stated that Clerk Greaves had contacted each of the Council Members for their approval for the carpeting of the Arts Council Building. There is need for approval in the minutes. Motion by Council Member Novak, supported by Council Member Mienk to pay \$8211.69 for carpet. All ayes. Motion carried.

Council Member Winarski stated that the fire hydrants in the City are in shabby condition and in need of painting. Administrator McConkie stated that we may not have enough

time left for the summer crew to do this before returning to school and that it might be appropriate for the fire board to do this.

Mayor Schuster and Jason Schuster, as representatives of Endless Journey Internet, requested the use of the old water tower to install their equipment for wireless internet in exchange for free wireless internet for the Department of Public Works, City Police, City Hall, and the Waste Water Treatment Plant. Mayor Schuster added that the next best site would be Maple Manor. Motion to enter into an Agreement for the installation of the equipment on the old water tower by Council Member Caffrey, supported by Council Member Novak. All ayes. Motion carried.

#### Comments

Commissioner Keith Edick was present from the County Commission to thank the City for the parking area at the fairgrounds. Commissioner Edick stated that Carmen Sawyer from Secord Township was hired as the new Executive Secretary.

Council Member Novak asked about the status of the Rite Aid property on the corner of Cedar Avenue and Silverleaf Street. Mayor Schuster advised that he had inquired about the property and it is “make an offer.”

Motion by Council Member Jungman, supported by Council Member Caffrey to adjourn the meeting. All ayes. Meeting adjourned at 8:50 PM.

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Earl Schuster, Mayor

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Shannon Greaves, City Clerk