

August 15, 2005
Gladwin, Michigan

The Regular Meeting of the Gladwin City Council was called to order by Council Member Jungman at 8:00 p.m.

Present: Alward, Caffrey, Hindman, Jungman, Mienk, Novak, Smith
Absent: Crawford
Staff Present: Robert Moffit, Shannon Greaves, Charlie Jones, Bernadette Weaver, Doug Jacobson
Also Present: Mayor Winarski, Nancy Bodnar, Doug Scott, Tim Armstrong, Linda Winarski, Bob Weaver, Pastor Brad Withrow, Terry Walters

The Pledge of Allegiance was led by Council Member Jungman and the invocation was given by Pastor Brad Withrow.

Minutes from the August 1, 2005 Regular Meeting were approved as presented.

Motion by Council Member Novak, supported by Council Member Alward to approve Warrant 06-04 in the amount of \$57,671.90. All ayes. Motion carried.

Hearing of Delegations

Doug Scott from Rowe Incorporated gave updates on City projects. Mr. Scott recommended that the fire hydrant that was located at Mrs. Shull's residence on Beech Street and Bowery Street remain at that location due to safety reasons.

Bob Weaver asked as to the status of the vibration testing on East First Street.

Mayor Pro Tem Mienk was seated at 8:14 p.m.

Administrator Moffit stated that the Fire Departments in the County have received five new sirens.

Pastor Withrow apologized for the lack of attendance by the Gladwin Ministerial Association.

Motion by Council Member Jungman, supported by Council Member Hindman to approve the agenda with the following additions: Old Business – (c) Gladwin Airport. All ayes. Motion carried.

Motion by Council Member Novak, supported by Council Member Alward to approve the consent agenda as follows: Communications – (i) Invitation from Pilots Association; Meetings – County Commissioner's 7/26/05, Joint Planning Meeting – County, City, Airport 7/27/05, Arena Board 8/10/05, Charter Committee 8/8/05, Housing Commission 8/9/05. All ayes. Motion carried.

Old Business

ORDINANCE NO. 225 AMENDMENT TO GLADWIN CITY SIDEWALK ORDINANCE

THE CITY OF GLADWIN ORDAINS:

Section 1. PURPOSE

The purpose of this article is to amend the Sidewalk Ordinance (Ordinance No. 182) of the City of Gladwin.

Section 2. AMENDMENT

NOW THEREFORE, be it ordained that the Gladwin City Sidewalk Ordinance (Ordinance No.182, Section 5a) is amended as follows:

It shall be the responsibility of the owner and of the occupant of lots or premises adjacent to or abutting upon sidewalks that the same shall be kept at all times in good repair, safe for pedestrian use, free of hazard and maintained as herein provided; and, the owner shall assume and pay the expense of repair, maintenance and freedom from hazards. Sidewalk repair shall consist of the filling with concrete of cracks, hollows or crevices, and the correction of any other condition of disrepair which presents a hazard to pedestrians. Sidewalk maintenance shall consist of the removal of weeds, grass or other vegetation from cracks or crevices in the surface of a sidewalk, and the removal or trimming of tree limbs, shrubbery or other vegetation which restrict the full use of a sidewalk for pedestrian travel or which constitute a hazard to pedestrians. Freedom from hazards shall consist of removal of ice, snow and any other object/or condition hazardous to pedestrian travel.

Section 3. SEVERABILITY

Any and all sections, terms, provisions and/or 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 an 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 effect 30 days after publication.

Roll Call Vote:

Ayes: Alward, Caffrey, Hindman, Jungman, Mienk, Novak, Smith
Nays: None
Absent: Crawford
Abstain: None

This Ordinance adopted this 15th day of August, 2005.

RESOLUTION
903 WEST MARTIN STREET

WHEREAS, the owners of 903 West Martin Street, Gladwin, Michigan, being Timothy Cortis and Cynthia Cortis, husband and wife, have an outside wood furnace located at their residence, and

WHEREAS, the outside wood furnace is not fully installed in compliance with the Fire Code provisions of the City Ordinance as presently in effect, and

WHEREAS, the City Council has the ability to modify provisions of the Fire Code upon written application of owners, as provided in Section 92.04 of the Code of Ordinances, and

WHEREAS, the owners made application for modification under a letter of June 30, 2004 and subsequent to said applications have made certain amendments to the application for modification, and

WHEREAS, the amended modifications have been reviewed by the Fire Chief, and

WHEREAS, the City Council is agreeable to grant modification of the Fire code as set forth in this Resolution:

NOW, THEREFORE BE IT RESOLVED, that the following modification to the Fire Code be approved with respect to the location of a wood furnace at 903 West Martin Street, Gladwin, Michigan:

1. The wood burner will be located adjacent to the outside stairs on the South side of the dwelling home.
2. The wood burner chimney stack will extend upwards, such that the stack shall end no less than two (2) feet above the eave line of the dwelling house at 903 West Martin Street. The chimney stack will be securely fastened to the stair structure/house.
3. The wood burner will be operated in conformity with the manufacturer's directions; further, the operators will use such fuels and methods as will keep smoke and other noxious fumes at a minimum, such that the operation shall not create a nuisance in fact. If the chimney stack height is insufficient to maintain proper draft, the height will be increased to the roof line height. During the months of May through September of each year, the wood furnace
4. Shall be used for domestic hot water development only, with the wood furnace to be actively fired only during the hours of 10:00 p.m. to 7:00 a.m.
5. Storage of wood or other fuels will be maintained in a neat and orderly fashion, stacked no higher than five (5) feet, and located at least two (2) feet from any property line and shall further be screened from street view by installation of a privacy style fence, at least five (5) feet in height, which fence shall be installed and constructed as provided by the Gladwin City Zoning Ordinance, and in conformity with any zoning permit granted. The fence will be maintained in good order and the fence will be installed on or before October 5, 2005.
6. Only the modifications set forth above are granted, with the City of Gladwin retaining the right to rescind this Resolution if the owners do not comply with the modifications as granted.

Roll Call Vote:

Ayes: Alward, Hindman, Mienk, Novak, Smith
Nays: Caffrey, Jungman
Absent: Crawford
Abstain: None

The foregoing resolution is declared adopted this 15th day of August, 2005.

Mayor Winarski was seated at 8:33 p.m.

Council Member Caffrey stated issues regarding the Gladwin Airport. Motion by Council Member Hindman, supported by Council Member Mienk to give City Council support to maintain the airport as it is currently being run. All ayes. Motion carried.

New Business

Motion by Council Member Novak, supported by Council Member Jungman to approve the Agreement for School Liaison Services between the City of Gladwin and Gladwin Community Schools. All ayes. Motion carried.

Council Member Novak discussed the findings of the City Charter Committee.

Comments

Council Member Smith asked questions regarding the sewer camera.

Safety Committee meeting on Wednesday, August 17, 2005 at 9:00 a.m.

Fifty percent of water meters have been changed out in the City of Gladwin.

Administrator Moffit stated that the City of Gladwin will be applying for phase II of the Streetscape Grant.

Motion by Council Member Jungman, supported by Council Member Alward to adjourn. All ayes. Motion carried.

Meeting ended at 9:12 p.m.

Thomas L. Winarski, Mayor

Shannon Greaves, City Clerk