

August 4, 2008  
Gladwin, Michigan

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

Present: Alward, Caffrey, Crawford, Hindman, Jungman, Mienk,  
Novak, Smith  
Absent: None  
Staff Present: Shannon Greaves, Bernadette Weaver, Charlie Jones  
Also Present: Mayor Thomas Winarski, Christy VanTiem, Kevin VanTiem,  
Mike Tuite, Jordan Case, Ann Manning, Pastor Brad Withrow,  
Al Edick

Mayor Winarski led the Pledge of Allegiance and the invocation was given by Pastor Brad Withrow.

Minutes of the July 21, 2008 regular meeting and July 30, 2008 special meeting were approved as presented.

Motion by Council Member Alward, supported by Council Member Novak to approve Warrant #09-02 in the amount of \$190,220.38 and Warrant #09-03 in the amount of \$40,426.22. All ayes. Motion carried.

#### Hearing of Delegations

Ann Manning stated her candidacy for Gladwin County Treasurer.

Al Edick stated problems with noise at Riverwalk. Mayor Winarski stated that the City would address the problem.

Christy VanTiem stated her candidacy for Gladwin County Treasurer.

Jordan Case stated his candidacy for Gladwin County Prosecutor.

Motion by Council Member Jungman, supported by Council Member Novak to approve the agenda with the following addition: (f) Hazardous Waste Collection. All ayes. Motion carried.

Motion by Council Member Novak, supported by Council Member Alward to approve the consent agenda as follows: Communications – (i) Letter from Michigan Department of Natural Resources Regarding the Land and Water Conservation Fund Grant Results; Meetings – County Commissioners 7/8/08,

Board of Review 7/22/08, Downtown Development Authority 7/23/08, Parks Commission 7/28/08. All ayes. Motion carried.

New Business

Motion by Council Member Jungman, supported by Council Member Novak to authorize the proposal from Pyramid Paving and Contracting Co. to pave Spring Street from First Street to Beech Street in the amount of \$49,908.00. All ayes. Motion carried.

Motion by Council Member Caffrey, supported by Council Member Novak for the City of Gladwin to loan \$3,500.00 to the tennis court fund to be paid back by further fundraising. All ayes. Motion carried.

**RESOLUTION**

**TRANSFER OWNERSHIP 2008 CLASS-C LICENSED BUSINESS LOCATED  
AT 145 WEST CEDAR AVENUE FROM MADELINE T. TUIITE  
(AKA THERESA M. TUIITE) TO MICHAEL J. TUIITE  
(SEE ATTACHED)**

**ORDINANCE NO. 298**

**ORDINANCE AMENDING BOND AUTHORIZING ORDINANCE**

City of Gladwin  
County of Gladwin, Michigan

Minutes of a Regular Meeting of the Council of the City of Gladwin, County of Gladwin, Michigan, held on the 4<sup>th</sup> day of August, 2008.

PRESENT: ALWARD, CAFFREY, CRAWFORD, HINDMAN, JUNGMAN, MIENK,  
NOVAK, SMITH

ABSENT: NONE

The following preamble and Ordinance were offered by Member Jungman, supported by Member Caffrey.

**WHEREAS**, the Council of the City of Gladwin (the "Council"), adopted on May 17, 1999, its Bond Authorizing Ordinance (the "Original Ordinance"); and

**WHEREAS**, it is necessary to amend the Original Ordinance to modify a covenant related to the Bonds to provide more revenues for the payment therefor.

## **NOW, THEREFORE, THE CITY OF GLADWIN ORDAINS**

1. All capitalized terms used herein and defined in the Original Ordinance shall have the meanings ascribed thereto in the Original Ordinance.
2. Section 21(d) of the Original Ordinance is hereby amended to read in its entirety as follows:

“The Issuer will not sell, lease or dispose of the System, or any substantial part, until all of the Bonds and Junior Lien Bonds have been paid in full, both as to principal and interest, or provision made thereof for timely payment of the Bonds, unless the Issuer receives an opinion from nationally recognized Bond Counsel that such action will not have an adverse affect on the tax-exempt status of the Bonds. The Issuer will operate the system as economically as possible, will make all repairs and replacements necessary to keep the System in good repair and working order, and will not do or suffer to be done any act which would affect the System in such a way as to have a material adverse effect on the security for the Bonds and the Junior Lien Bonds.”

3. This Amendatory Ordinance shall be published in full in the *Gladwin County Record*, a newspaper of general circulation in the issuer qualified under State law to publish legal notices, promptly after its adoption, and shall be recorded in the Ordinance Book of the Issuer and such recording authenticated by signatures of the Mayor and the City Clerk.
4. In accordance with the authority granted to the Issuer pursuant to Section 6 of Act 94, this Ordinance shall be effective upon its adoption.

**ADOPTED AND SIGNED ON THIS 4<sup>TH</sup> DAY OF AUGUST, 2008.**

Thomas L. Winarski, Mayor

Shannon Greaves, City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance adopted by the Council of the City of Gladwin, County of Gladwin, State of Michigan, at a Regular Meeting held on August 4, 2008, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

I further Certify that the following Council Members voted for adopted of said Ordinance: Alward, Caffrey, Crawford, Hindman, Jungman, Mienk, Novak, Smith

and that the following Council Members voted against adopted of said Ordinance: None.

I further Certify that said ordinance has been recorded in the Ordinance Book and that such recording has been authenticated by signatures of the Mayor and the City Clerk.

Shannon Greaves, City Clerk

Motion by Council Member Jungman, supported by Council Member Alward to authorize the estimate from Shull Transport in the amount of \$2,975.00 for Cemetery Street spot repairs. All ayes. Motion carried.

Council Member Hindman explained the 2008 Gladwin City and Gladwin County Household Hazardous Waste Collection day on August 23, 2008.

#### Comments

Mayor Winarski reminded everyone to vote tomorrow.

Council Member Novak stated that there is a park bench that is broken at the bridge.

Thank you to Tom Hindman for putting together the Household Hazardous Waste Collection.

Council Member Crawford stated issues about weeds on North Silverleaf by Wards parking lot.

Council Member Jungman stated that the new park fence has been installed.

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

Meeting ended at 8:49 p.m.

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Thomas L. Winarski, Mayor

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Shannon Greaves, City Clerk