

February 7, 2011  
Gladwin, Michigan

The Regular Meeting of the Gladwin City Council was called to order by Mayor Pro Tem Mienk at 5:00 p.m.

Present: Alward, Caffrey, Crawford, Hindman, Jungman, Mienk, Novak, Smith

Absent: Winarski

Staff Present: Bob Moffit, Shannon Greaves, Bernie Weaver, Charlie Jones

Also Present: Kristen Schultz, Attorney Doug Jacobson, Pastor Brad Withrow, Commissioner Bill Rhode, Jon Curtis, Ed Wark, Sarah Kile, Debbie Wark, Elizabeth Looker, Tom Blonde, Stephanie Blonde, Dan Svetcos

The Pledge of Allegiance was led by Mayor Pro Tem Mienk and the invocation was given by Pastor Brad Withrow.

Mayor Winarski's absence was excused.

Motion by Council Member Novak, supported by Council Member Alward to enter into the Public Hearing at 5:01 p.m. to take comment on a request by E&D Engineering Systems, LLC for the transfer of certain tax abatements pursuant to Public Act 198 of 1974 as amended, to personal property. All ayes. Motion carried.

Ed Wark from E&D Engineering was present to ask for transfer of IFT Certificates #2008-415 and #2009-396 from Buckeye Township to the City of Gladwin and also explained the E&D Engineering business.

Administrator Moffit stated that E&D Engineering would be hiring up to 15 people.

Council Member Hindman asked questions regarding where the business is located and the type of equipment that is at E&D Engineering.

Motion by Council Member Alward, supported by Council Member Caffrey to close the Public Hearing regarding E&D Engineering, LLC at 5:05 p.m. All ayes. Motion carried.

Minutes from the January 17, 2011 were approved as presented.

Motion by Council Member Alward, supported by Council Member Jungman to approve Warrant #11-21 in the amount of \$170,088.24, Warrant #11-22 in the

amount of \$65,842.74 and payroll for pay period ending January 23, 2011 in the amount of \$54,765.09. All ayes. Motion carried.

### Hearing of Delegations

Bernie Weaver and Jon Curtis from the Carriage Festival would like to thank the City of Gladwin, Council Members, Fire Department and volunteers for their help with the Bells on Bobtails event. There was also a review of activities at the Bells on Bobtails event.

County Commissioners Bill Rhode stated issues regarding Gladwin County.

Motion by Council Member Jungman, supported by Council Member Alward to approve the agenda with the following additions: (c) Upgrade Proposal of Main Sewage Pump, (d) Airport Plow Truck – Payment. All ayes. Motion carried.

Motion by Council Member Novak, supported by Council Member Alward to approve the consent agenda as follows: Communications – (i) Gladwin Community Schools Summer Recreation Program Year End Report, (ii) Charter Communications – Channel Lineup Change, (iii) 2010 Gladwin Police Department Activity Report, (iv) 2010 Gladwin Police Department Yearly Complaint Comparison, (v) Action Alert, (vi) Administrator Updates, (vii) Letter from Ben Ball; Meetings – Fair Board 11/23/10, County Commissioners – January 11, 2011, Housing Commission – January 11, 2011, Safety Committee – January 19, 2011, Parks Commission – January 24, 2011, Finance/Personnel Committee – January 26, 2011, Planning Commission – January 25, 2011. All ayes. Motion carried.

### New Business

Administrator Moffit presented Ordinance Number 315 – An Ordinance to Impose a Moratorium on the Issuance of Permits for the Sale or Dispensation of Medical Marihuana within the City of Gladwin.

Council Member Jungman stated that she would like to go on record as saying that she and many of her constituents are against allowing medical marihuana centers in the City of Gladwin.

Council Member Caffrey asked for everyone to look at the medical benefits to Medical Marihuana.

Council Member Hindman asked questions regarding timing of readings and adoption.

Discussion regarding different cities that currently have the medical marihuana dispensaries.

Council Member Novak stated that the legality of the issue needs to be looked at.

Minutes of a regular meeting of the Gladwin City Council, held on February 7, 2011, at Gladwin City Hall, in Gladwin, Michigan, at 5:00 p.m.

PRESENT: Alward, Caffrey, Crawford, Hindman, Jungman, Mienk, Novak, Smith

ABSENT: None

The following preamble and resolution were offered by Council Member Novak and supported by Council Member Caffrey.

**RESOLUTION APPROVING TRANSFER OF APPLICATIONS OF AN INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FOR NEW PERSONAL PROPERTY**

**WHEREAS**, pursuant to P.A. 198 of 1974, M.C.L. 207.551 et seq., after a duly noticed public hearing held on November 20, 2006, this City Council by resolution established the City of Gladwin Industrial Development District; and

**WHEREAS**, E&D Engineering Systems, L.L.C. has filed an application for the transfer of two Industrial Facilities Exemption Certificates with respect to new personal property acquired and installed within the Industrial Development District; and

**WHEREAS**, before acting on said application, the City Council held a hearing on February 7, 2011, at the Gladwin City Hall, in Gladwin, Michigan, at 5:00 p.m., at which hearing the applicant, the Assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

**WHEREAS**, installation of new machinery and equipment had not begun earlier than six (6) months before December 28, 2010, the date of the acceptance of the application for the transfer of Industrial Facilities Exemption Certificates; and

**WHEREAS**, installation of the personal property is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Gladwin; and

**WHEREAS**, the aggregate SEV of personal property exempt from ad valorem taxes within the City of Gladwin, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal property thus exempted.

**NOW, THEREFORE, BE IT RESOLVED BY** the City Council of the City of Gladwin that:

1. **The City Council finds and determines that the granting of the transfer of two Industrial Facilities Exemption Certificates** considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, **shall not have the effect of substantially impeding the operation of the City of Gladwin, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Gladwin.**
2. The application of E&D Engineering Systems, L.L.C. for the transfer of Industrial Facilities Exemption Certificates with respect to new personal property to be acquired and installed on the following described parcel of real property situated within the Gladwin City Industrial Development District, to wit:

GLADWIN CITY SEC. 6 18-1W PART OF NE ¼ OF NW ¼ COM AT N ¼ COR SD SEC TH N 88DEG 51MIN W ALONG N LINE 290.4FT TH S 2DEG 51MIN E 901.24FT TH S 88DEG 51MIN E 290.04FT TO N-S ¼ LINE TH N 2DEG 51MIN W 901.24FT BACK TO POB

be and the same is hereby approved.

3. The transfer of Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect until December 30, 2020 (Certificate #2008-415) and December 30, 2021 (Certificate #2009-396).

**AYES: Alward, Caffrey, Crawford, Hindman, Jungman, Mienk, Novak, Smith**

**NAYS: None**

**ABSENT: None**

**RESOLUTION DECLARED ADOPTED.**

Motion by Council Member Jungman, supported by Council Member Alward to authorize the Mayor and City Clerk to sign the Public Act 198 Agreement between the City of Gladwin and E&D Engineering Systems, LLC. All ayes.  
Motion carried.

Motion by Council Member Smith, supported by Council Member Jungman to authorize the proposal for upgrade to the main sewage pumps at the waste water treatment plant in the amount of \$10,784.82. All ayes. Motion carried.

Motion by Council Member Smith, supported by Council Member Jungman to approve payment to Signature Ford in the amount of \$20,000.00 for the airport plow truck. This is a reimbursable USDA grant. All ayes. Motion carried.

### Comments

Council Member Jungman welcomed E&D Engineering to the City of Gladwin.

Council Member Novak stated that the Charter books look good.

Chief Jones stated thank you to the DPW crew for plowing after the big snowfall.

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

Meeting ended at 5:26 p.m.

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Thomas Mienk, Mayor Pro Tem

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Shannon Greaves, City Clerk