

August 15, 2011
Gladwin, Michigan

The Regular Meeting of the Gladwin City Council was called to order by Mayor Thomas Winarski

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

Absent: Mienk, Novak

Staff Present: Bob Moffit, Shannon Greaves, Bernie Weaver

Also Present: Mayor Thomas Winarski, Commissioner Bill Rhode, Guy Alderton, Ed Wark, Debbie Wark, Dan Svetcos, Nancy Bodnar

The Pledge of Allegiance was led by Mayor Winarski and the invocation was given by Mayor Winarski.

Motion by Council Member Caffrey, supported by Council Member Alward to recess the regular meeting at 5:01 p.m. and enter into the Public Hearing for E&D Engineering Systems, LLC for certain tax abatements pursuant to Public Act 198 of 1974 as amended to personal property. All ayes. Motion carried.

Assessor Weaver stated that E&D Engineering has applied for certain tax abatements for new personal property.

Ed Wark stated that there was an opportunity to purchase a piece of equipment that would allow them to do more work in house.

Administrator Moffit stated that E&D Engineering has been through the economic gardening process. They currently employ nine employees.

Dan Svetcos asked if there was an opportunity for additional employment. Ed Wark stated yes.

Motion by Council Member Crawford, supported by Council Member Alward to close the public hearing and re-enter the regular meeting at 5:05 p.m. All ayes. Motion carried.

Minutes of the August 1, 2011 meeting were approved as presented.

Motion by Council Member Alward, supported by Council Member Jungman to approve Warrant #12-05 in the amount of \$123,053.75 and payroll for pay period ending August 7, 2011 in the amount of \$57,047.25. All ayes. Motion carried.

Hearing of Delegations

Guy Alderton, Director of Business and Economic Services was present from Michigan Works.

County Commissioner Bill Rhode stated Gladwin County issues.

Motion by Council Member Jungman, supported by Council Member Alward to approve the agenda with the following additions: (g) Shull Transport – Invoices, (h) Gallihugh and Sons – Quarter Street Invoice #2807, (i) Bilacic Trucking – State Street Drainage – Application for Payment #1, (j) Gallihugh and Sons Proposal – Silverleaf Street. All ayes. Motion carried.

Motion by Council Member Crawford, supported by Council Member Caffrey to approve the consent agenda as follows: Communications – (i) Memo from Gladwin County Board of Commissioners Regarding Presentation on the Equalization Director's Responsibilities and Duties – August 19, 2011 at 2:00 p.m. at the Gladwin City Community Building, (ii) Carriage Festival Schedule of Events; Meetings – Housing Commission – July 12, 2011, Fire Board – August 3, 2011, Arena Board – August 10, 2011, Airport Board – August 11, 2011. All ayes. Motion carried.

Old Business

ORDINANCE 318
AN ORDINANCE TO IMPOSE A MORATORIUM ON THE ISSUANCE OF PERMITS FOR THE SALE OR DISPENSATION OF MEDICAL MARIHUANA WITHIN THE CITY OF GLADWIN
#2011-4

THE CITY OF GLADWIN ORDAINS:

1. That Title XV Land Usage of the City Code of the City of Gladwin, in particular Chapter 154, be amended to add Section 154.02 to read Moratorium on Issuance of Permits for the Sale or Dispensation of Medical Marihuana within the City of Gladwin.
2. Section 154.02 shall read: There is hereby imposed for a period of six (6) months from the effective date of this Ordinance a moratorium on the issuance of any and all Permits or Licenses for the Sale or Dispensation of medical marihuana within the City of Gladwin.
3. The moratorium imposed by this Ordinance shall expire on the earlier of six (6) months from the effective date of this amendment to the City Code or the effective date of any amendment to the zoning ordinance which specifically addresses the subject of this Moratorium, being XV Land Usage, and in particular, Chapter 154 of the Zoning Code.
4. This Ordinance takes effect 30 days after its publication in the Gladwin County Record, Gladwin, Michigan.

First Reading
Dated: August 1, 2011

Second Reading
Dated: August 15, 2011

The foregoing Ordinance was offered by Council Member Jungman and supported by Council Member Hindman

Roll Call Vote:

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

Request ID # 618745

RESOLUTION

At a Regular meeting of the Gladwin City Council
(Regular or Special) (Township Board, City or Village Council)

called to order by Mayor Winarski on August 15, 2011 at 5:00 P.M.

The following resolution was offered:

Moved by Caffrey and supported by Alward

That the request to TRANSFER OWNERSHIP 2011 CLASS C LICENSED BUSINESS WITH DANCE-ENTERTAINMENT PERMIT LOCATED AT 145 W CEDAR, GLADWIN, MI 48624, GLADWIN COUNTY FROM MICHAEL J. TUIE TO GLADWIN HOTEL BAR & GRILL, LLC

be considered for Approval
(Approval or Disapproval)

APPROVAL	DISAPPROVAL
Yeas: <u>Alward, Caffrey, Crawford, Hindman, Jungman, Smith</u>	Yeas: <u>None</u>
Nays: <u>None</u>	Nays: <u>None</u>
Absent: <u>Mienk, Novak</u>	Absent: <u>None</u>

It is the consensus of this legislative body that the application be:
Recommended for issuance
(Recommended or Not Recommended)

State of Michigan _____
County of Gladwin

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the Gladwin City Council at a Regular meeting held on August 15, 2011
(Township Board, City or Village Council) (Regular or Special) (Date)

(Signed) Sharon Creamer, City Clerk
(Township, City or Village Clerk)
1000 W. Cedar Ave, Gladwin MI 48624
(Mailing address of Township, City or Village)

SEAL

LC-1305 (Rev. 09/2008) Authority: MCL 436.1501 Completion: Mandatory Penalty: No License
The Department of Labor & Economic Growth will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need help with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency.

The foregoing resolution was offered by Council Member Caffrey and supported by Council Member Alward. All ayes. Motion carried.

Motion by Council Member Caffrey, supported by Council Member Jungman to approve invoice #165478-14 in the amount of \$8,200.00 and invoice #165478-15 in the amount of \$21,500.00 to CB&I, Inc. for the DWRP Project. All ayes.
Motion carried.

Minutes of a regular meeting of the Gladwin City Council, held on August 15, 2011, at Gladwin City Hall, in Gladwin, Michigan, at 5:00 p.m.

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

ABSENT: Mienk, Novak

The following preamble and resolution were offered by Council Member Crawford and supported by Council Member Alward.

**RESOLUTION APPROVING APPLICATION OF
E&D ENGINEERING SYSTEMS LLC FOR INDUSTRIAL FACILITIES
EXEMPTION CERTIFICATE FOR A NEW FACILITY**

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 LLC has filed an application for an Industrial Facilities Exemption Certificate with respect to new facilities (personal property) acquired and installed within the Industrial Development District; and

WHEREAS, before acting on said application, the City Council held a hearing on August 15, 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 July 8, 2011, the date of the acceptance of the application for the Industrial Facilities Exemption Certificate; 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 Industrial Facilities Exemption Certificate** 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 LLC for an Industrial Facilities Exemption Certificate 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 Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of 12 years after completion.

AYES: Alward, Caffrey, Crawford, Hindman, Jungman, Smith
NAYS: None
ABSENT: Mienk, Novak

RESOLUTION DECLARED ADOPTED.

Motion by Council Member Crawford, 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 Hindman to authorize the invoice from Gallihugh and Sons in the amount of \$20,581.25 for the Fifth Street Sidewalk. All ayes. Motion carried.

Motion by Council Member Smith, supported by Council Member Alward to authorize the remaining funding for the Farmers Market construction project. All ayes. Motion carried.

Motion by Council Member Alward, supported by Council Member Hindman to approve invoice #6501 in the amount of \$881.00, invoice #6502 in the amount of

\$1,405.00 and invoice #6503 in the amount of \$2,960.00 to Shull Transport. All ayes. Motion carried.

Motion by Council Member Jungman, supported by Council Member Alward to approve invoice #2807 in the amount of \$16,537.90 to Gallihugh and Sons for Quarter Street sidewalk from Chatterton to Buzzell to come from the water fund. All ayes. Motion carried.

Motion by Council Member Jungman, supported by Council Member Caffrey to approve application for payment number one from Bilacic Trucking, Inc. in the amount of \$47,902.50 for the State Street Drainage project to come from the sewer fund. All ayes. Motion carried.

Motion by Council Member Caffrey, supported by Council Member Jungman to approve the proposal from Gallihugh and Sons for Silverleaf Street sidewalk south of M-61 in the amount of \$22,430.00. All ayes. Motion carried.

Comments

Mayor Winarski stated that the new water tower is now full.

Mayor Winarski presented the FBI Law Enforcement Bulletin that shows the Gladwin City Police Department patch. This information was submitted to the bulletin by former Police Chief Simpson in 1987.

Assessor Weaver stated that the FEMA issue is coming together. Discussion regarding personal property issues and noxious weed letters. She also thanked the City Council for allowing her to attend the CPM program.

On Wednesday, August 17th, there will be a Safety Committee meeting regarding the Household Hazardous Waste Collection.

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

Meeting ended at 5:26 p.m.

Thomas L. Winarski, Mayor

Shannon Greaves, City Clerk