

September 17, 2018

Gladwin, Michigan

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

Present: Bodnar, Caffrey, Crawford, Kile, Gardner, Smith, Winarski

Absent: Darlington

Staff Present: Jack Abernathy, Kim Bruner, Bernie Weaver, Chief Duane Bean

Also Present: Mayor Dee Jungman, Attorney Doug Jacobson, Pastor Brad Withrow, Terry Walters, Charlie McWherter, Teresa Nims, John Clayton, Bob Balzer, Ed Wark, Deb Wark, Stacy Plude, Laura Brandon-Maveal

Mayor Jungman led the Pledge of Allegiance and Pastor Withrow gave the Invocation.

Motion by Council Member Caffrey, seconded by Council Member Crawford to recess the regular meeting and enter into the CAM Packaging, LLC Industrial Tax Exemption Certificate Public Hearing at 5:01 p.m. All ayes. Motion carried.

Assessor Weaver stated information regarding this exemption.

Motion by Council Member Crawford, seconded by Council Member Gardner to adjourn the CAM Packaging, LLC Industrial Tax Exemption Certificate Public Hearing at 5:02 p.m. and re-enter the regular meeting. All ayes. Motion carried.

Motion by Council Member Crawford, seconded by Council Member Caffrey to recess the regular meeting and enter into the E&D Engineering, LLC transfer of Certificate #2008-415 Public Hearing at 5:03 p.m. All ayes. Motion carried.

Assessor Weaver stated information regarding this exemption.

Motion by Council Member Gardner, seconded by Council Member Crawford to adjourn the E&D Engineering, LLC transfer of Certificate #2008-415 Public Hearing at 5:04 p.m. and re-enter the regular meeting. All ayes. Motion carried.

Motion by Council Member Kile, seconded by Council Member Caffrey to recess the regular meeting and enter into the E&D Engineering, LLC transfer of Certificate #2009-396 Public Hearing at 5:05 p.m. All ayes. Motion carried.

Assessor Weaver stated information regarding this exemption.

Motion by Council Member Crawford, seconded by Council Member Gardner to adjourn the E&D Engineering, LLC transfer of Certificate #2009-396 Public Hearing at 5:06 p.m. and re-enter the regular meeting. All ayes. Motion carried.

Accepted the minutes from the September 04, 2018 for the regular City Council meeting as presented.

Motion by Council Member Caffrey, seconded by Council Member Kile to approve warrant #19-008 in the amount of \$30,957.03 and payroll for the period ending September 09, 2018 in the amount of \$54,953.13. All ayes. Motion carried.

Hearing of Delegations:

County Clerk Laura Brandon-Maveal reported the August primary election went very well. She also brought the Checklists from the Board of Canvassers Precinct 1 was had no errors and Precinct 2 had 2 minor errors. She said it was a very good job for a first-time clerk.

Charlie McWherter from Mid-Michigan Health spoke about the community becoming a Heart save community and would like to see the City get involved in promoting this and being trained in CPR and how to use the AED machines.

Much discussion was had on things to do to help promote this.

Motion by Council Member Caffrey, seconded by Council Member Winarski to approve the agenda with addition of item d.) Street Closure request under new business. All ayes. Motion carried.

Motion by Council Member Crawford, seconded by Council Member Caffrey to approve the Consent Agenda as follows: Communications: i.) Consumers Energy – Case no. U-20275, ii.) Consumers Energy – Case no. U-20287, iii.) State of Michigan DEQ – Notice of Public Hearing, iv.) Administrator Update, Meetings: i.) Parks Commission Meeting – August 27, 2018, ii.) Gladwin Fire Board Minutes – September 5, 2018, iii.) Gladwin Trail Authority Minutes – September 12, 2018, iv.) Gladwin Airport Commission Meeting - September 13, 2018. All ayes. Motion carried.

Old Business:

Chief Bean stated the Resource Officer has started this week in the Gladwin Community Schools, Sargent Killian will have flexible hours with the schools.

Motion by Council Member Caffrey, seconded by Council Member Kile to accept the agreement between the Gladwin Community Schools and the City of Gladwin Police Department. All ayes. Motion carried.

RESOLUTION

Special Assessment for Annual Maintenance of Cedar Court Parking Area

WHEREAS, the City of Gladwin, hereinafter CITY, and Members First Credit Union, hereinafter CREDIT UNION, have entered into an Agreement dated September 4, 2018 regarding the construction by CREDIT UNION of certain parking spaces upon Cedar Court in the City of Gladwin, at the expense of CREDIT UNION, and

WHEREAS, the Agreement provides that a special assessment will be levied as against adjacent lands of CREDIT UNION for the purpose of maintenance of said parking area, and

WHEREAS, the Agreement further provides that the parking area is for public purposes, and is not reserved for the exclusive use of CREDIT UNION employees, customers or invitees, and maintenance will be in the usual course of the CITY's streets and parking program, and

WHEREAS, the CITY determines that the annual maintenance assessment will be as follows: \$ 500.00, payable on the Summer tax billing, commencing with the 2019 Summer billing, and

WHEREAS, the lands subject to the assessment are described in Exhibit A attached hereto, and

WHEREAS, the maintenance assessment may be adjusted up to ten (10%) percent annually without further hearing, however the CITY will reasonably provide information to CREDIT UNION as to the reasons for any increases, and

WHEREAS, this Special Assessment is by consent of the CREDIT UNION and governs the successors and assigns of the CREDIT UNION with respect to the subject lands.

NOW THEREFORE, IT IS RESOLVED that the City Assessor is authorized and directed to spread upon the July 2019 tax roll a special assessment in the sum of \$500.00 for the annual maintenance fee on the above described parcel.

Roll call vote:

Ayes: Bodnar, Caffrey, Crawford, Gardner, Kile, Smith, Winarski
Nays: None
Absent: Darlington
Abstain: None

Resolution adopted on September 17, 2018.

Kimberly Bruner, Clerk

NOW COMES Members First Credit Union which requests the adoption of the above Resolution which creates a Special Assessment District upon the mentioned lands.

MEMBERS FIRST CREDIT UNION

Dated: September _____, 2018

BY: Eric Brubaker Its: President

RESOLUTION
CITY OF GLADWIN
Golf Cart Authorization

WHEREAS, the City Council of the City of Gladwin has considered the advisability of allowing the operation of golf carts upon the public streets of the City, as allowed under MCL 257.657a as recently amended, and

WHEREAS, the City Council has considered whether registration of golf carts is necessary within the City and determined that such registration is not necessary at the present time, and

WHEREAS, the City Council has considered whether additional requirements shall be required pursuant to subsection 21, and determined to not require the same at the present time,

NOW, THEREFORE IT IS RESOLVED, that City Council of the City of Gladwin that golf carts may be operated upon the public streets of the city street system subject to the requirements and restrictions of MCL257.657a, said operation to not be upon any state highway in the City, except as allowed by statute. It is further directed that the City administrator and Police chief shall report to the Council in July 2019 as to the estimated number of golf carts which are operated in the City and the nature and number of any traffic issues which may have been observed.

The foregoing resolution was offered by City Council Member Kile and supported by Council Member Gardner.

Roll Call Vote:

Ayes: Bodnar, Caffrey, Crawford, Gardner, Kile, Smith, Winarski
Nays: None
Absent: Darlington
Abstain: None

Resolution declared adopted this September 17, 2018.

Kimberly Bruner, City Clerk

CERTIFICATE

I, Kimberly Bruner, Clerk of the City of Gladwin, do hereby certify the foregoing to be a true and correct copy of the resolution adopted by the Gladwin City Council at a regular meeting held September 17, 2018.

Kimberly Bruner, City Clerk

Pastor Withrow would like to thank everyone for their help with this.

Minutes of a regular meeting of the Gladwin City Council, held on September 17, 2018, at Gladwin City Hall, in Gladwin, Michigan, at 5:00 p.m.

PRESENT: Bodnar, Caffrey, Crawford, Gardner, Kile, Smith, Winarski

ABSENT: Darlington

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

**RESOLUTION APPROVING APPLICATION OF
C.A.M. PACKAGING, 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, C.A.M. Packaging, LLC has filed an application for an Industrial Facilities Exemption Certificate with respect to new facilities (real property) within the Industrial Development District; and

WHEREAS, before acting on said application, the City Council held a hearing on September 17, 2018, 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, construction of the new facility had not begun earlier than six (6) months before August 10, 2018 the date of the acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, construction of the new, additional facility 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 C.A.M. Packaging, LLC for an Industrial Facilities Exemption Certificate with respect to new real property to be constructed on the following described parcel of real property situated within the Gladwin City Industrial Development District, to wit:

GLADWIN CITY Canham Industrial Park Lot 8

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: Bodnar, Caffrey, Crawford, Gardner, Kile, Smith, Winarski

NAYS: None

ABSENT: Darlington

RESOLUTION DECLARED ADOPTED.

Kimberly Bruner, City Clerk

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Council of the City of Gladwin, County of Gladwin, Michigan, at a regular meeting held on September 17, 2018.

Kimberly Bruner, City Clerk

Minutes of a regular meeting of the Gladwin City Council, held on September 17, 2018, at Gladwin City Hall, in Gladwin, Michigan, at 5:00 p.m.

PRESENT: Bodnar, Caffrey, Crawford, Gardner, Kile, Smith, Winarski

ABSENT: Darlington

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

**RESOLUTION APPROVING APPLICATION OF
E&D ENGINEERING, LLC. FOR INDUSTRIAL FACILITIES TRANSFER EXEMPTION
CERTIFICATE #2008-415**

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, LLC has filed an application for an Industrial Facilities Exemption Certificate with respect to transfer certificate #2008-415 within the Industrial Development District; and

WHEREAS, before acting on said application, the City Council held a hearing on September 17, 2018, 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, construction of the new facility had not begun earlier than six (6) months before August 10, 2018 the date of the acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, construction of the new, additional facility 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 C.A.M. Packaging, LLC for an Industrial Facilities Exemption Certificate with respect to new real property to be constructed on the following described parcel of real property situated within the Gladwin City Industrial Development District, to wit:

GLADWIN CITY , GLADWIN CITY GLADWIN CITY SEC 6 18-1W PART OF NE 1/4 OF NW 1/4 COM AT N 1/4 COR OF SEC TH N 86DEG 13MIN 30SEC W ALNG N SEC LINE 323.04FT S 0DEG 13MIN 30SEC E ALNG CENTER LINE INDUSTRIAL PARK DRIVE 246.50FT TH N 86DEG 13MIN 30SEC W 33.08FT TH CONT N 86DEG 13MIN 30SEC W PAR TO SD SEC LINE 261.48FT TO E R/W LINE OF CANHAM DRAIN EASEMENT TH S 03DEG 54MIN 30SEC E ALONG SD R/W 294.04FT TH N 89DEG 46MIN 30SEC E TO SD CENTER LINE OF INDUSTRIAL PARK DR 208.95FT TH N 00DEG 13MIN 30SEC W 277.50FT 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: Bodnar, Caffrey, Crawford, Gardner, Kile, Smith, Winarski

NAYS: None

ABSENT: Darlington

RESOLUTION DECLARED ADOPTED.

Kimberly Bruner, City Clerk

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Council of the City of Gladwin, County of Gladwin, Michigan, at a regular meeting held on September 17, 2018.

Kimberly Bruner, City Clerk

Minutes of a regular meeting of the Gladwin City Council, held on September 17, 2018, at Gladwin City Hall, in Gladwin, Michigan, at 5:00 p.m.

PRESENT: Bodnar, Caffrey, Crawford, Gardner, Kile, Smith, Winarski

ABSENT: Darlington

The following preamble and resolution were offered by Council Member Kile and supported by Council Member Smith.

**RESOLUTION APPROVING APPLICATION OF
E&D ENGINEERING, LLC. FOR INDUSTRIAL FACILITIES TRANSFER EXEMPTION
CERTIFICATE #2009-396**

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, LLC has filed an application for an Industrial Facilities Exemption Certificate with respect to transfer certificate #2009-396 within the Industrial Development District; and

WHEREAS, before acting on said application, the City Council held a hearing on September 17, 2018, 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, construction of the new facility had not begun earlier than six (6) months before August 10, 2018 the date of the acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, construction of the new, additional facility 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 C.A.M. Packaging, LLC for an Industrial Facilities Exemption Certificate with respect to new real property to be constructed on the following described parcel of real property situated within the Gladwin City Industrial Development District, to wit:

GLADWIN CITY , GLADWIN CITY GLADWIN CITY SEC 6 18-1W PART OF NE 1/4 OF NW 1/4 COM AT N 1/4 COR OF SEC TH N 86DEG 13MIN 30SEC W ALNG N SEC LINE 323.04FT S 0DEG 13MIN 30SEC E ALNG CENTER LINE INDUSTRIAL PARK DRIVE 246.50FT TH N 86DEG 13MIN 30SEC W 33.08FT TH CONT N 86DEG 13MIN 30SEC W PAR TO SD SEC LINE 261.48FT TO E R/W LINE OF CANHAM DRAIN EASEMENT TH S 03DEG 54MIN 30SEC E ALONG SD R/W 294.04FT TH N 89DEG 46MIN 30SEC E TO SD CENTER LINE OF INDUSTRIAL PARK DR 208.95FT TH N 00DEG 13MIN 30SEC W 277.50FT 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: Bodnar, Caffrey, Crawford, Gardner, Kile, Smith, Winarski

NAYS: None

ABSENT: Darlington

RESOLUTION DECLARED ADOPTED.

Kimberly Bruner, City Clerk

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Council of the City of Gladwin, County of Gladwin, Michigan, at a regular meeting held on September 17, 2018.

Kimberly Bruner, City Clerk

New Business:

Motion by Council Member Kile, seconded by Council Member Caffrey to accept the bid from Cam Packaging, LLC for Lot 9 Canham Industrial Park in the amount of \$12,488.00. All ayes. Motion carried.

Administrator Abernathy spoke about the bike path dedication, the date has been set for October 14, 2018 from 2:00 p.m. – 3:00 p.m. and invitation will be sent out. Dial-A-ride will have 2 busses to shuttle people from Squire Street to the path on River Road. Cider and donuts will be provided.

Motion by Council Member Crawford, seconded by Council Member Caffrey to support the 2 candidates on the MML ballot. All ayes. Motion carried.

Motion by Council Member Caffrey, seconded by Council Member Winarski to deny the request for the street closure on First Street and give Chief Bean authorization to work with Mr. Underwood and decide the best route for the request. All ayes. Motion carried.

Comments:

County Commissioner Terry Walters state that Maryann Hill is doing better and that everything is sounding positive for her recovery. The Wiggins Lake and Pratt Lake associations met and are moving forward on projects for improvements. Pratt Lake association is cleaning up the weir. Sugar springs has discovered issues that need attention and need to draw down the Tittabawassee river down 4 foot to make the repairs. The County is currently working on the next year's budget.

Assessor Weaver stated that the Planning Commission has been very busy with multiple projects.

Mayor Jungman said the fish fry went very well with 358 people attending and they sold 45 raffle tickets and she would like to thank Council Member Crawford and Bodnar for their help.

Council Member Kile – 211 has been receiving calls from North Carolina and donations to the red cross would be greatly appreciated it. She spoke at the Chamber event in Midland and they had a local session for those interested in learning more or running for an elected office or looking to volunteer for appointments or boards, she would like to see this in Gladwin also.

Council Member Caffrey would like to see the City become part of the heart safe community and become CPR certified.

Council Member Gardner stated there has been issues with water mains breaking in the City Park and that the Dennings would like to have a dog park up in the North Park and they are willing to raise the funds for the dog park to make it possible. They will also have the Fly in breakfast on Saturday at the Airport from 8 a.m. to 2 p.m.

Much discussion on the dog park and the parks commission is planning on visiting the dog park in Freeland to see how theirs it set up.

Council Member Crawford would to invite everyone to the Fire Department Open house that is being held on Saturday from 11 a.m. – 2 p.m. they will be having a rededication of the fire hall.

Administrator Abernathy – the DDA has been working to see if the trees in the downtown area need to be replaced or if they will just trim them. There was a water main break at Erie and Short street, the DPW have made the repairs and have it all fixed.

Motion by Council Member Bodnar, seconded by Council Member Caffrey to adjourn. All ayes.
Motion carried.

Meeting adjourned at 5:58 p.m.

Darlene Jungman, Mayor

Kimberly Bruner, City Clerk