

CITY OF CHARLEVOIX
REGULAR CITY COUNCIL MEETING MINUTES
Monday, February 2, 2009 — 7:00 p.m.
210 State Street, City Hall, Council Chambers, Charlevoix, MI

The meeting was called to order at 7:00 p.m. by Mayor Norman L. Carlson, Jr.

I. Pledge of Allegiance

II. Roll Call of Members Present

Mayor: Norman L. Carlson, Jr.
Assistant City Attorney: Bryan Graham
City Manager: Rob Straebel
City Clerk: Carol A. Ochs
Members Present: Council members Greg Stevens, Gabe Campbell, Shane Cole, Lyle Gennett, Dennis Kusina, Jill Picha
Absent: None

III. Inquiry Regarding Possible Conflicts of Interest

None.

IV. Consent Agenda

The following items were approved and filed:

- A. Approval of Minutes – January 19, 2009 Regular Meeting Minutes.
- B. Accounts Payable Check Register – January 16, 2009
- C. Accounts Payable Check Register – January 16, 2009 (12/31/08)
- D. Accounts Payable Check Register – January 19, 2009
- E. Accounts Payable Check Register – January 23, 2009
- F. Accounts Payable Check Register – January 26, 2009
- G. Accounts Payable Check Register – January 27, 2009
- H. Accounts Payable Check Register – February 3, 2009
- I. Payroll Check Register – January 23, 2009

V. Public Hearings

None.

VI. Reports

- A. The Manager reported that the Chamber of Commerce has requested to park their annual raffle car in front of the three flag poles downtown. Staff proposes that due to space limitations and the number of people during festivals, that the grassy area in Bridge Park would be a more appropriate location. The weight of the car is not an issue in that location. Council did not object to the placement of the car in Bridge Park this summer.
- B. The Manager stated he had been approached by an interested party to take over the Michigan Beach concession. This concession had been advertised for bids last summer with no response. Part of the concessionaire contract will include the cleaning of the bathrooms in exchange for rent. The Manager asked if it would be acceptable to negotiate an agreement with this party instead of putting it out for bid. Council did not object.
- C. The Manager congratulated the City of Charlevoix staff for receiving the Ambassador of the Year award from the Chamber of Commerce. The award is a testament to the hard work of City employees. The award is an honor, and the Manager wished to recognize the strong efforts of the employees.

VII. Requests, Petitions and Communications and Actions Thereon

A. East Park Performance Pavilion

The Mayor stated that it had always been his understanding that the new pavilion would have the same name as the old one, which had been named after Clarence Odmark. Council concurred. Gary Stutsman, Director, and Evelyn Wujick, President, from the Charlevoix Community Band thanked Council for their continuing support of their summer program. The Band would like to dedicate the pavilion in conjunction with their Tuesday, July 7, 2009 concert. The Odmark family is available to attend the dedication on that date.

Motion by Councilmember Jill Picha, seconded by Councilmember Greg Stevens, that the new performance pavilion would be named after the former Charlevoix High School Band Director, Clarence Odmark, and authorize the City staff to work with the Charlevoix City Band on the pavilion's dedication for July 7, 2009.

Yeas: Council members Stevens, Campbell, Cole, Gennett, Kusina, Picha
Nays: None
Absent: None

B. Consideration to Approve Employment Contract for Harbormaster Hal Evans

The Mayor reviewed the item. Councilmember Jill Picha inquired if the Marina could be kept open until the Apple Festival. The Manager stated that it is possible the season could be extended, as long as the revenue can cover the expenses and staff is available. The Manager will look into the possibility of extending the season with staff.

Bob Timms stated that during the Apple Festival in October, 2008, the restrooms needed supplies. No one was around to attend to the situation and the Chamber was also unable to help. Staff will follow up with the Chamber to make sure they know how to get the problem corrected.

The Manager asked to amend Attachment A, 10., second sentence to read "Attend City Council meetings or other meetings as requested by the City Manager."

Motion by Councilmember Gabe Campbell, seconded by Councilmember Lyle Gennett, to approve the Employment Agreement for Harbormaster Hal Evans, as amended.

Yeas: Council members Stevens, Campbell, Cole, Gennett, Kusina, Picha
Nays: None
Absent: None

C. Consideration to Extend Employment Contract for Recreation Director Ike Boss

The Mayor reviewed the item.

Motion by Councilmember Greg Stevens, seconded by Councilmember Shane Cole, to approve the Employment Contract for Recreation Director Ike Boss, as outlined on pp. 28-33 of the packet.

Yeas: Council members Stevens, Campbell, Cole, Gennett, Kusina, Picha
Nays: None
Absent: None

D. Consideration to Approve a Resolution in Support of Stimulus Funding to Local Governments

The Mayor reviewed the item. Action by resolution.

VIII. Introduction and Initial Actions Relating to Ordinances or to Resolutions That Require Publication or Hearings Prior to Final or Further Action

A. Proposed Budget Amendment #3, 2008-09 Budget

Motion by Councilmember Jill Picha, seconded by Councilmember Gabe Campbell, to set a public hearing Monday, February 16, 2009 at 7:00 p.m. in Council Chambers on proposed Budget Amendment #3 to the 2008-2009 City Budget.

Yeas: Council members Stevens, Campbell, Cole, Gennett, Kusina, Picha
Nays: None
Absent: None

B. 2009-10 Budget Ordinance Introduction

Motion by Councilmember Dennis Kusina, seconded by Councilmember Greg Stevens, to set a public hearing Monday, February 16, 2009 at 7:00 p.m. in Council Chambers on the 2009-2010 proposed City Budget.

Yeas: Council members Stevens, Campbell, Cole, Gennett, Kusina, Picha
Nays: None
Absent: None

C. Request to Set Public Hearing to Repeal Section 1.57 of Chapter 1 of Title 1 of the City Code

Motion by Councilmember Gabe Campbell, seconded by Councilmember Lyle Gennett, to set a public hearing Monday, February 16, 2009 at 7:00 p.m. in Council Chambers on a proposed ordinance to repeal Section 1.57 of Chapter 1 of Title 1 of the City Code.

Yeas: Council members Stevens, Campbell, Cole, Gennett, Kusina, Picha
Nays: None
Absent: None

IX. Resolutions

A. Resolution in Support of Stimulus Funding to Local Governments

Motion by Councilmember Greg Stevens, seconded by Councilmember Dennis Kusina, to approve Resolution 2009-02-01 as follows:

CITY OF CHARLEVOIX
RESOLUTION NO. 2009-02-01
RESOLUTION IN SUPPORT OF STIMULUS FUNDING TO LOCAL GOVERNMENTS

WHEREAS, President Barack Obama and the U.S. Congress are currently considering the "American Recovery and Reinvestment Act of 2009," a several hundred billion dollar economic stimulus package; and

WHEREAS, the effort is to put millions of people to work on "ready to go" infrastructure projects that will benefit local governments around the country; and

WHEREAS, it is extremely important that these funds are sent to local communities directly to allow selection of the most beneficial projects in terms of infrastructure investment and jobs; and

WHEREAS, the City of Charlevoix has identified several projects of the highest importance,

NOW, THEREFORE, IT IS RESOLVED that the City of Charlevoix, Michigan, urges congressional support for the overall infrastructure stimulus program as well as a direct sub-allocation, as contained in current law, allowing local governments to select projects that would provide the most benefits to the community in terms of infrastructure investment and jobs, and;

IT IS FURTHER RESOLVED, that a copy of this resolution be sent to U.S. Senator Carl Levin, U.S. Senator Debbie Stabenow, Congressman Bart Stupak, Governor Jennifer Granholm, State Senator Jason Allen, State Representative Kevin Elsenheimer, and the Michigan Municipal League;

RESOLVED, this 2nd day of February, A.D. 2009

Resolution was adopted by the following yea and nay vote:

Yeas: Stevens, Campbell, Cole, Gennett, Kusina, Picha
Nays: None
Absent: None

X. Ordinances
None.

XI. Miscellaneous Business

Councilmember Jill Picha inquired about the utility policy for shut offs, in light of a recent death of an elderly Bay City man who had frozen to death after having a limiter put on his electric meter. She asked if the utility people kept an eye on the elderly customers in the City. The Manager stated that staff had discussed the tragedy, and is looking into establishing a policy that would address the different issues that might come up. The Clerk stated that the City does not use limiters. The Clerk reviewed the efforts and procedures she had observed staff take to try to resolve the situation before customers would be shut off.

Councilmember Lyle Gennett asked for an update on the plaque for the fountain donors. The plaque has been ordered and is to be put up in the spring.

XII. Audience - Non-agenda Input (written requests take precedent)

Mary Adams spoke regarding the Historic Society's painting of the lighthouse in the early summer. She informed Council that scaffolding will need to be in place, and the contractors would have until July 31 to finish the job. Weather permitting, the contractors will be able to finish more quickly.

Ms. Adams also spoke representing the Historic District Commission and asked if they might be allowed to submit a revised budget for Council's consideration at their February 10 meeting. The Mayor stated that would be acceptable.

XIII. Adjourn

The Mayor stated if there were no objections, the meeting would adjourn.

There were no objections.

Meeting adjourned at 7:24 p.m.

Carol A. Ochs City Clerk

Norman L. Carlson, Jr. Mayor