
CITY OF MENOMINEE

GEORGE W. KRAH, MAYOR

ERIC A. STRAHL, CITY MANAGER

City Hall 2511 10th Street Menominee, Michigan 49858-1995
(906)863-2656 TDD (800) 649-3777 Fax (906)863-3262

June 22, 2009

Dear Council Members:

Please be informed that Mayor George A. Krah has called a special meeting of the Menominee City Council. This meeting is scheduled for Tuesday, June 30, 2009 at 5 p.m. in the Municipal Complex Council Chambers.

AGENDA

- 1) Pledge of allegiance to the flag.
- 2) Public comment on agenda items only.
- 3) Public hearing on the proposed amendments to M.O.C. 1:3.1 - Compensation of Officers.
- 4) The Finance Committee on budget amendments for the fiscal year ending June 30, 2009.
- 5) Ordinance amending M.O.C. 1:3.1 - Compensation of Officers.
- 6) Resolution authorizing accounts and signatures at River Valley Bank.
- 7) Resolution authorizing off-site credit card electronic transaction payments.
- 8) Resolution transferring rights to renewal of the Riverside Country Club liquor license.
- 9) Motion to approve the request from the City of Marinette to stage a fireworks display from a vacant lot near the Hattie Street Bridge.
- 10) Public comment.
- 11) Adjourn.

TO: George W. Krah, Mayor
Eric Strahl, City Manager
Thomas DeNike, City Clerk/Treasurer
Lisa Fernstrum
Donald Hudon
Donald Mick
Arnold Organ
Ernest Pintarelli
Todd Schloegel
Carl Sorensen
Raymond Williams

/skj

"Menominee - Where the Best of Michigan Begins"

The City of Menominee is an Equal Opportunity Provider and Employer

**PUBLIC HEARING - CITY OF MENOMINEE
MENOMINEE ORDINANCE CODE AMENDMENTS**

The City Council of the City of Menominee will hold a public hearing at 5 p.m., on Monday, June 30, 2009 in the Municipal Complex Council Chambers, 2511-10th Street, Menominee MI 49858.

The purpose of the public hearing is to allow citizens the opportunity to comment on proposed amendments to the Menominee Ordinance Code (M.O.C.) as follows:

M.O.C. 1:3.1(2)(3)(5)(6)(8)(9)(10)(11)(12) – COMPENSATION OF OFFICERS.

These amendments would approve annual salary adjustments for department heads.

Copies of the proposed ordinance are available for public inspection at the City Clerk/Treasurer's Office, 2511-10th Street, Menominee MI 49858 and Spies Public Library, 940-1st Street, Menominee MI 49858 during normal business hours.

BY: Thomas F. DeNike, City Clerk/Treasurer

1:3.1 COMPENSATION OF OFFICERS.

- (1) MAYOR.
Compensation for the office of mayor of the city shall be \$1,250.00 per year commencing January 1, 1996.
 - (2) ASSESSOR.
Compensation for the office of assessor of the city shall be \$45,827.00 per year commencing July 1, 2008.
 - (3) CLERK/TREASURER.
Compensation for the office of clerk/treasurer of the city shall be ~~\$48,682.00~~ \$49,656.00 per year commencing July 1, 2008⁹.
 - (4) COUNCIL MEMBER.
Compensation for the office of council member of the city shall be \$1,000.00 per year commencing January 1, 1996.
 - (5) CITY ATTORNEY.
Compensation for the office of city attorney shall be ~~\$55,815.00~~ \$56,931.00 per year commencing July 1, 2008⁹.
 - (6) CITY ENGINEER
Compensation for the office of city engineer shall be \$62,940.00 per year commencing July 1, 2006.
 - (7) CITY MANAGER.
Compensation for the office of city manager shall be \$74,970.00 per year commencing June 26, 2008.
 - (8) DIRECTOR OF POLICE/FIRE SERVICES.
Compensation for the office of director of police/fire services shall be ~~\$61,613.00~~ \$62,845.00 per year commencing July 1, 2008⁹.
 - (9) BUILDING INSPECTOR.
Compensation for the office of building inspector shall be ~~\$45,180.00~~ \$46,084.00 per year commencing July 1, 2008⁹.
 - (10) DIRECTOR OF PUBLIC WORKS.
Compensation for the office of director of public works shall be \$51,777.00 per year commencing July 1, 2006.
 - (11) LIBRARY DIRECTOR.
Compensation for the office of library director shall be ~~\$46,714.00~~ \$47,648.00 per year commencing July 1, 2008⁹.
 - (12) RECREATION DIRECTOR.
Compensation for the office of recreation director shall be ~~\$42,787.00~~ \$43,643.00 per year commencing July 1, 2008⁹.
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RESOLUTION

I HEREBY CERTIFY, that I am the duly sworn appointed City Clerk/Treasurer of the City of Menominee and keeper of the records and corporate seal of said city and that the following is a true and correct copy of a resolution duly adopted at a regular meeting of the City Council of said city held in accordance with the City Charter of said city at its offices at City Hall on the ____ day of _____, 2009.

BE IT RESOLVED, that Thomas F. DeNike, City Clerk/Treasurer, be and is hereby designated a depository of this city and that funds so deposited may be withdrawn upon a check, draft, note or order of the city.

BE IT FURTHER RESOLVED, that all checks, drafts, notes or orders drawn against said accounts be signed by two (2) of the following as specified:

TWO SIGNATURES REQUIRED

ACCOUNT TITLES:

Street Bond Construction
Current Tax Fund
Police/Fire Retirement
City (Waterfront Festival)
Section 125 Fund
Pooled Cash Fund
Spies Field
Public Improvement Fund
ACH Trust Account

RIVER VALLEY BANK

NUMBERS

644818537
91504
90860
1930006273
1930014871
500199353
100243495
100319730
100419563

NAME:

George W. Krah
Eric A. Strahl
Thomas F. DeNike
Laura Copeland

TITLE:

Mayor
City Manager
City Clerk/Treasurer
Head Cashier

whose signatures shall be duly certified to said bank, and that no checks, notes or orders so drawn against said bank shall be void unless so signed.

BE IT FURTHER RESOLVED, that said bank is hereby directed and authorized to honor and pay any checks, drafts, notes or orders so drawn, whether such checks, drafts, notes or orders, or any of such person in their individual capacities or not, whether such checks, drafts, notes or orders are deposited to the individual credit of the person so signing and/or countersigning said checks, drafts, notes or orders, or to the individual credit of any of the other officers or not. This resolution shall continue in force and said bank may consider the facts concerning the holders of said offices, respectively, and their signatures to be and continue set forth in the Certificate of the City Clerk, accompanying a copy of this resolution when delivered to said bank or in any similar subsequent certificate, until written notice to the contrary is duly served on said bank.

IN WITNESS WHEREOF, I have hereunto affixed my name as Thomas F. DeNike, City Clerk/Treasurer and have caused the corporate seal of said city to be hereunto affixed this ____ day of _____, 2009.

Thomas F. DeNike, City Clerk/Treasurer

RESOLUTION

WHEREAS, the City of Menominee through its City Council, desires to make use of the Automated Clearing House (ACH) for certain electronic payment transactions; and

WHEREAS, City Council desires to set policy guidelines, requirements, and restrictions; and

WHEREAS, City Council hereby appoints the City Clerk/Treasurer as the Electronic Transactions Officer (ETO) for the City of Menominee, and authorizes he/she to appoint assistants as required;

NOW, THEREFORE, BE IT RESOLVED, that electronic transactions are authorized for employee payroll deductions, City payroll expenses, City MERS retirement contributions, bond and interest debt reduction payments, and receipts pertaining to off-site credit card payments, and that all policy and procedures that apply to paper (check) transactions shall apply to electronic transactions.

/skj



Michigan Department of Labor & Economic Growth
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
7150 Harris Drive, P.O. Box 30005
Lansing, Michigan 48909-7505

FOR MLCC USE ONLY

Request ID # 517718

Business ID # 218425

LOCAL APPROVAL NOTICE

[Authorized by MCL 436.1501]

JUNE 17, 2009

TO: MENOMINEE CITY COUNCIL
ATTN: CLERK
2511 TENTH STREET
MENOMINEE, MI 49858-1995

APPLICANT: STEPHENSON NATIONAL BANK & TRUST

Home Address and Telephone No. or Contact Address and Telephone No.:

CONTACT: STEVEN E. WOLFE, (COGGINS & WOLFE), STEPHENSON NATIONAL BANK BUILDING, 1820 ½ HALL AVENUE, SUITE 1, P.O. BOX 737, MARINETTE, WI 54143, PHONE: (715) 735-7797, FAX: (715) 735-7722

The MLCC cannot consider the approval of an application for a new or transfer of an on-premises license without the approval of the local legislative body pursuant to the provisions of MCL 436.1501 of the Liquor Control Code of 1998. For your information, local legislative body approval is also required for DANCE, ENTERTAINMENT, DANCE-ENTERTAINMENT AND TOPLESS ACTIVITY PERMITS AND FOR OFFICIAL PERMITS FOR EXTENDED HOURS FOR DANCE AND/OR ENTERTAINMENT pursuant to the provisions of MCL 436.1916 of the Liquor Control Code of 1998.

For your convenience a resolution form is enclosed that includes a description of the licensing application requiring consideration of the local legislative body. The clerk should complete the resolution certifying that your decision of approval or disapproval of the application was made at an official meeting. **Please return the completed resolution to the MLCC as soon as possible.**

If you have any questions, please contact the On-Premises Section of the Licensing Division as (517) 636-4634.

**PLEASE COMPLETE ENCLOSED RESOLUTION AND RETURN
TO THE LIQUOR CONTROL COMMISSION AT ABOVE ADDRESS**

rlb

RESOLUTION

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

called to order by _____ on _____ at _____ P.M.

The following resolution was offered:

Moved by _____ and supported by _____

That the request to TRANSFER RIGHTS TO RENEWAL OF 2009 CLASS C LICENSED BUSINESS, WITH DANCE-ENTERTAINMENT PERMIT, LOCATED IN ESCROW AT 3001-3003 FOURTEENTH, MENOMINEE, MI 49858, MENOMINEE COUNTY, FROM RIVERSIDE COUNTRY CLUB TO STEPHENSON NATIONAL BANK & TRUST WITH LICENSE TO BE HELD IN ESCROW. (STEP 1)

be considered for _____
(Approval or Disapproval)

APPROVAL

DISAPPROVAL

Yeas: _____

Yeas: _____

Nays: _____

Nays: _____

Absent: _____

Absent: _____

It is the consensus of this legislative body that the application be:

_____ for issuance
(Recommended or Not Recommended)

State of Michigan _____)

County of _____)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the _____ at a _____
(Township Board, City or Village Council) (Regular or Special)

meeting held on _____
(Date)

(Signed) _____
(Township, City or Village Clerk)

SEAL

(Mailing address of Township, City or Village)

MEMO

TO: Mayor Krah and Members of the
City Council
FROM: Eric A. Strahl/City Manager
SUBJECT: Fireworks Permit
DATE: June 23, 2009

Attached to this memo is an application for a fireworks permit on behalf of the City of Marinette for its Fourth of July fireworks display. This year's fireworks will be the same as those staged in the previous, two years.

The application was prepared by the individual who will be staging the fireworks. It was delivered to Jeff Jones, who has reviewed the application.

I would recommend that you approve this application for a fireworks permit on behalf of the City of Marinette.

Respectfully,


Eric A. Strahl
City Manager

Attachment

APPLICATION FOR FIREWORKS DISPLAY PERMIT

<input checked="" type="checkbox"/> PUBLIC DISPLAY		<input type="checkbox"/> AGRICULTURAL PEST CONTROL	Date of Application 6-22-09
Name of Applicant City of Marinette		Address 1905 Hall Avenue, Marinette	Age (18 or over) N/A
If a Corporation, Name of President Robert M. Harbick, Mayor		Address 1905 Hall Avenue, Marinette, WI 54143	
If a Non-resident Applicant: Name of Mich. Attorney or Res. Agent Jonathan I. Sbar (P43301)		Address 905 - 9th Avenue Menominee, MI 49858 (Business address)	Phone No. 715.923.7901 (cell)
Name of Pyrotechnic Operator Mike Ford/Spielbauer Fireworks		Address N6244 Highway 180, Marinette	Age (18 or over) 45
No. Years Experience 13	No. Displays 200 plus	Where Wisconsin/Michigan	
Name of Assistant TBD		Address	Age
Name of Other Assistant TBD		Address	Age
Exact Location of Proposed Display North American Hydro Dam Parking Lot, Hattie Street Bridge Area, Menominee, MI			
Date of Proposed Display July 4, 2009		Time of Proposed Display 9:00 P.M.	
No. of Fireworks	Kind of Fireworks to be Displayed		
10,000 (Approximately)	Aerial Shells		
Manner and Place of Storage Prior to Display (Subject to Approval of Local Fire Authorities) Fireworks to arrive day of shoot July 4, 2009.			
Amount of Bond or Insurance (to be set by local gov't.) \$5,000,000.00		Name of Bonding Corporation or Insurance Company Lexington Insurance Co.	
Address of Bonding Corporation or Insurance Company 6240 SOM Center Road, Cleveland, OH 44139			
Signature of Applicant <i>Robert M Harbick</i>			

See Other Side For Instructions

AUTHORITY: 1968 PA 358
COMPLIANCE: Voluntary, but a permit will not be issued without an application.

**PERMIT TO BUY FIREWORKS FOR DISPLAY OR
ENTERTAINMENT PURPOSES**

The State Laws allow the use of fireworks for pyrotechnic displays given by public authorities, fair associations, amusement parks, park boards, civic organizations or groups of individuals that have been granted a permit for such display or crop protection use by the Mayor of the city, President of the village, Chairman of the town, or any official designated by the preceding wherein the display is to be given or protective use is to occur. The Fire Chief or his assistant, Police Chief or his assistant, County Sheriff or Deputy Sheriff may be one of the designated officials.

Marquette..... County..... WI..... State
..... 4-14....., 20 09.....

TO WHOM IT MAY CONCERN:

Application having been made in accordance with the laws of the State of Wisconsin this permit is issued to

Name: MIKE FORD % SPIELBAUER FIREWORKS CO. INC.

Address: 1976 LANE ROAD GREEN BAY WI 54311

Giving them the right to exhibit display fireworks on the 4 day of July, 20 09 at
9:30 o'clock P.M. at NORTH AMERICAN HYDRO DAM in said County, in connection with
July 4th celebration.

<p align="center">SPIELBAUER FIREWORKS CO., INC. 1976 Lane Road Green Bay, Wisconsin 54311 Phone (920) 336-0446</p>
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[Signature]
Title of Office of Issuing Officer
By [Signature]
Signature of Officer Issuing Permit

ACORDTM CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
4/24/2009

PRODUCER Phone: 440-248-4711 Fax: 440-248-5406
Britton-Gallagher and Associates, Inc.
6240 SOM Center Rd.
Cleveland OH 44139

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURERS AFFORDING COVERAGE

NAIC #

INSURED
Spielbauer Fireworks Co., Inc.
1976 Lane Road
Green Bay WI 54311

INSURER A: Lexington Insurance Co
INSURER B: Granite State Insurance Co. 23809
INSURER C: Axis Surplus Ins Company
INSURER D:
INSURER E:

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	33053690	4/1/2009	4/1/2010	EACH OCCURRENCE	\$ 1,000,000
					DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 50,000
					MED EXP (Any one person)	\$
					PERSONAL & ADV INJURY	\$ 1,000,000
					GENERAL AGGREGATE	\$ 2,000,000
					PRODUCTS - COMP/OP AGG	\$ 2,000,000
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	CA196560150	4/1/2009	4/1/2010	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
					BODILY INJURY (Per person)	\$
					BODILY INJURY (Per accident)	\$
					PROPERTY DAMAGE (Per accident)	\$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT	\$
					OTHER THAN AUTO ONLY: EA ACC	\$
					AGG	\$
C	EXCESS/UMBRELLA LIABILITY <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$	EAU747277	4/1/2009	4/1/2010	EACH OCCURRENCE	\$ 4,000,000
					AGGREGATE	\$ 4,000,000
						\$
						\$
						\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				WC STATU-TORY LIMITS	OTH-ER
					E.L. EACH ACCIDENT	\$
					E.L. DISEASE - EA EMPLOYEE	\$
					E.L. DISEASE - POLICY LIMIT	\$
	OTHER					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Display Date: July 4th, 2009
Rain Date: Unknown
Location: Marinette, WI
Additional Insureds: The City of Marinette, North American Hydrodam

*City of Menominee will
Be ADDED & faxed to Jeff Jones*

CERTIFICATE HOLDER

City of Marinette
Attn: Mayor Robert M. Harbick
1905 Hall Avenue
Marinette WI 54143-1716

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

