

**CITY OF MENOMINEE, MICHIGAN  
SPECIAL COUNCIL PROCEEDINGS  
SEPTEMBER 14, 2009**

---

A special meeting of the Menominee City Council, City of Menominee, County of Menominee, State of Michigan, was held Monday, September 14, 2009 at 10:30 a.m. in the Municipal Complex Council Chambers.

The Honorable George W. Krah called the meeting to order and led the pledge of allegiance to the flag.

PRESENT: Councilmembers Fernstrum, Hudon, Mick, Schloegel, Sorensen, and Williams;  
Mayor Krah

ABSENT: Councilmembers Organ and Pintarelli (both excused)

PRESENT: 7                      ABSENT: 2

A motion was made by Councilmember Hudon and seconded by Councilmember Williams to excuse Councilmembers Organ and Pintarelli from the meeting. This motion was carried unanimously.

Mayor Krah opened the special meeting that he called for the purpose of considering the following agenda:

- 1) Pledge of allegiance to the flag.
- 2) Public comment on agenda items only.
- 3) Public hearing date on the request from The Baron Restaurant Group to establish an OPRA District at 525 First Street.
- 4) Resolution establishing an OPRA District for the restaurant/banquet facility project at 525 First Street.
- 5) Public comment.
- 6) Adjourn.

**PUBLIC COMMENT:**

Mayor Krah opened the public comment session and welcomed City Manager, Richard Goode.

Arthur Baron, resident of N2360 M-35 with an office at 412 First Street, said he was one of three owners of 525 First Street and the proposed restaurant. For the last 50 years, the Elks owned the building; 31 windows will be replaced; building needs various work and upgrades and needs to be totally redone; perfect OPRA project; will assist the business during early years.

A motion was made by Councilmember Williams and seconded by Councilmember Mick to close the public comment session. This motion was carried unanimously.

PUBLIC HEARING:

Mayor Krah opened the public hearing called for the purpose of hearing citizen comments on the request from The Baron Restaurant Group to establish an OPRA District at 525 First Street.

The following letter was received:

“September 11, 2009

To: Menominee City Attorney, Rob Jamo

Dear Sir:

I would like to appeal the decision of the City to allow a restaurant to be opened in the former Elks Club building on First St.

Harry Ellery has granted this on his belief that the building is grandfathered from current codes. I strongly disagree; this is expanded use of this building

They do not have one parking space, yet the owner stated to the Eagle Herald that they plan to seat 190 patrons and employ 20-25 workers.

This building is located directly across from my customer parking lot, which is often filled to capacity.

I believe this will result in unfair cost to me in the form of employing lot security and/or lost revenue from lost parking.

Respectfully,  
s/Ron and Kristin Berg”

Jill Schwanz said that the property qualified as an OPRA property.

Councilmember Schloegel said he received a call from Mr. Berg. This project needed a close look due to parking issues, it may hurt businesses.

Mr. Baron said he also received a call from Mr. Berg. There is ample parking around the area. They looked at the parking situation before moving forward. The rear entrance (with parking lot) will be enhanced.

A motion was made by Councilmember Williams and seconded by Councilmember Schloegel to close the public hearing. This motion was carried unanimously.

The following resolution was considered presented next:

**CITY OF MENOMINEE  
MENOMINEE COUNTY, MICHIGAN**

**RESOLUTION ESTABLISHING AN OBSOLETE PROPERTY  
REHABILITATION DISTRICT FOR THE RESTAURANT/  
BANQUET FACILITY PROJECT**

Councilmember Williams, supported by Councilmember Mick moved the adoption of the following resolution:

**WHEREAS**, Vincent, Arthur, and Sandy Baron (the “Developers”) have requested that the City establish an obsolete property rehabilitation district for property located at 525 1<sup>st</sup> Street in the City as described on the attached Exhibit A (the “Property”) pursuant to the Obsolete Property Rehabilitation Act, Act 146 of the Public Acts of Michigan of 2000, as amended, MCL 125.2781 et. seq. (“Act 146”), and

**WHEREAS**, the Developers intend to rehabilitate and redevelop the Property as a commercial property (restaurant/banquet facility) as that term is defined in Act 146, and

**WHEREAS**, a public hearing was held this date regarding the establishment of an obsolete property rehabilitation district for the Property after giving the required notice, all as provided in Act 146.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. That a finding is hereby made that the Property is obsolete property as defined in Act 146 located in an area that is characterized by obsolete, commercial property as also defined in Act 146.
2. That an obsolete property rehabilitation district as defined in Act 146 is hereby established for the Property.
3. That all resolutions or parts of resolutions in conflict herewith are hereby rescinded.

A motion was made by Councilmember Williams and seconded by Councilmember Mick to adopt the foregoing resolution.

AYES: Hudon, Krah, Mick, Schloegel, Sorensen, Williams, and Fernstrum  
NAYS: None

This motion was carried unanimously.

PUBLIC COMMENT:

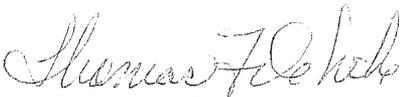
Mayor Krah opened the public comment session.

No one was heard.

A motion was made by Councilmember Williams and seconded by Councilmember Mick to close the public comment session. This motion was carried unanimously.

ADJOURN:

A motion was made by Councilmember Mick and seconded by Councilmember Williams to adjourn the meeting. This motion was carried unanimously.

  
Thomas F. DeNike, City Clerk/Treasurer

/skj