

**CITY OF MENOMINEE, MICHIGAN  
REGULAR COUNCIL PROCEEDINGS  
SEPTEMBER 28, 2009**

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A regular meeting of the Menominee City Council, City of Menominee, County of Menominee, State of Michigan, was held Monday, September 28, 2009 at 5 p.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, Organ, Pintarelli, Schloegel, Sorensen, and Williams; Mayor Krah  
ABSENT: None

PRESENT: 9                      ABSENT: 0

A motion was made by Councilmember Hudon and seconded by Councilmember Williams to approve the agenda for the meeting dated September 28, 2009. This motion was carried unanimously.

There being no additions or corrections to the minutes of the special meeting of August 11, 2009, the regular meeting of August 19, 2009, the special meeting of August 26, 2009, or the special meeting of August 31, 2009, the minutes of all of the meetings stood approved as presented.

**PUBLIC HEARING:**

Mayor Krah opened the public hearing that was called for the purpose of hearing citizen comments on the proposed amendment to M.O.C. 1:3.1(7) – Compensation of Officers.

No one was heard.

A motion was made by Councilmember Organ and seconded by Councilmember Williams to close the public hearing. 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.

**COMMUNICATIONS:**

The first item under communications was an update from Nancy Douglas on Menominee Business Development Corporation activities.

Ms. Douglas reported that she has been involved since June 1<sup>st</sup>. Since that time she was met with numerous individuals and organizations. She spoke concerning the airport, downtown merchants, and the possibility of motel owners self-assessments. She is working with six prospects. Nu-Vu is partially staying in Menominee and Lloyd-Flanders has settled their union contract and does not have a pending relocation.

**REPORTS OF OFFICERS:**

Under reports of officers, Mayor Krah submitted the following reappointments for confirmation:

Don Estebo to the Economic Development Corporation with his term to expire August 9, 2015.

A motion was made by Councilmember Williams and seconded by Councilmember Mick to confirm the foregoing reappointment. This motion was carried unanimously.

Sue Mars to the Harbor and Industrial Commission with her term to expire August 2, 2014.

A motion was made by Councilmember Williams and seconded by Councilmember Mick to confirm the foregoing reappointment. This motion was carried unanimously.

Kim Coggins and Jean Stegeman to the Planning Commission with their terms to expire October 7, 2012.

A motion was made by Councilmember Williams and seconded by Councilmember Hudon to confirm the foregoing reappointments. This motion was carried unanimously.

Darrell Eland to the Zoning Board of Appeals with his term to expire October 15, 2012.

A motion was made by Councilmember Williams and seconded by Councilmember Sorensen to confirm the foregoing appointment. This motion was carried unanimously.

Mayor Krah also submitted the following appointments for confirmation:

Jill Schwanz to the Housing Commission, replacing Jim Hodge who did not wish to be reappointed, with her term to expire September 5, 2012.

A motion was made by Councilmember Mick and seconded by Councilmember Williams to confirm the foregoing appointment. This motion was carried unanimously.

Mary Jo Salfai to the Housing Commission, as the tenant representative replacing Agnes Dressel who is unable to serve, with her term to expire September 5, 2013.

A motion was made by Councilmember Organ and seconded by Councilmember Williams to confirm the foregoing appointment. This motion was carried unanimously.

Marjorie Dixon to the Planning Commission, replacing Jan Shetter who did not wish to be reappointed, with her term to expire October 7, 2012.

A motion was made by Councilmember Mick and seconded by Councilmember Williams to confirm the foregoing appointment. This motion was carried unanimously.

**COMMITTEE REPORT:**

The Finance Committee reported that they reviewed the claims for August, 2009 and they recommended that checks be drawn on the treasurer in payment of the bills as follows:

General Fund in the amount of \$476,295.68  
River Park Fund in the amount of \$9,243.11

S/FINANCE COMMITTEE

A motion was made by Councilmember Sorensen and seconded by Councilmember Fernstrum to adopt the foregoing report. This motion was carried unanimously.

**COMMITTEE REPORT:**

The Special Projects/Community Relations Committee reported that they had reviewed the following proclamation and they recommended to City Council that they adopt it:

DOMESTIC VIOLENCE AWARENESS PROCLAMATION  
Menominee City Council Proclamation  
"Join together to Prevent Domestic Violence"

WHEREAS, during their lifetime, an estimated 1 in 3 women will experience domestic violence; and

WHEREAS, domestic violence in rural communities exists as a hidden, silent, and often unrecognized reality that may not be reported to authorities or is under-reported; and

WHEREAS, we need to challenge the assumptions made about domestic violence, become pro-active in preventing domestic violence and hold offenders accountable; and

WHEREAS, *The Alliance Against Violence and Abuse, Inc.*, and other agencies, organizations, and state coalitions across Michigan and the nation, are committed to preventing domestic violence by promoting prevention awareness campaigns, educating the community and advocating for victims rights;

NOW, THEREFORE, We, the City Council of the City of Menominee do hereby proclaim the month of October, 2009 as

DOMESTIC VIOLENCE AWARENESS MONTH

In Menominee, Michigan and we urge all citizens to join together to prevent domestic violence.

S/SPECIAL PROJECTS/COMMUNITY RELATIONS COMMITTEE

A motion was made by Councilmember Williams and seconded by Councilmember Hudon to adopt the foregoing report. This motion was carried unanimously.

**MOTIONS AND RESOLUTIONS:**

The first item under motions and resolution was the following ordinance amending M.O.C. 1:3.1(7) – Compensation of Officers:

TITLE 1: ADMINISTRATION  
CHAP. 3: OFFICERS

1:3.1

1:3.1 COMPENSATION OF OFFICERS.  
(7) CITY MANAGER.

Compensation for the office of city manager shall be ~~\$73,500.00 per year commencing June 26, 2006. \$74,970.00 per year commencing June 26, 2008.~~ \$82,500.00 per year commencing September 14, 2009.

A motion was made by Councilmember Mick and seconded by Councilmember Williams to adopt the foregoing ordinance as amended. This motion was carried unanimously.

The following resolutions authorizing accounts and signatures at various banks were presented next:

RESOLUTION

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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 28<sup>th</sup> day of September, 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:

City of Menominee Sewer Bond Redemption

NATIONAL CITY BANK

NUMBER

1000262691

NAME:

George W. Krah  
Richard Goode  
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 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**

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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:  
City of Menominee Revolving Loan Fund

NICOLET NATIONAL BANK  
NUMBER  
1021889

NAME:  
George W. Krah  
Richard Goode  
Thomas F. DeNike  
Laura Copeland

TITLE:  
Mayor  
City Manager  
City Clerk/Treasurer  
Head Cashier

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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.

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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:

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Laura Copeland

TITLE:

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Head Cashier

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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.

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**TWO SIGNATURES REQUIRED**

**ACCOUNT TITLES:**

General Fund  
City of Menominee Insurance Escrow  
Medical Reimbursement

**STEPHENSON NATIONAL**

**BANK AND TRUST**

**NUMBERS**

0410000074  
0425003720  
410001394

**NAME:**

George W. Krah  
Richard Goode  
Thomas F. DeNike  
Laura Copeland

**TITLE:**

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

TWO SIGNATURES REQUIRED ACCT. TITLES:	WELLS FARGO NUMBERS
Cemetery Board of Trustees	788-0100001
Downtown Development Authority	788-0172240
Spies Public Library - City	788-0180339
City MSHDA Rehab	788-0177543
City County/County Invest	788-0512727
City Marina Management	788-0512321
City River Park Campground	788-0515020
City of Menominee General Fund	62M016051
Spies Library Debt Reduction	62M016150
Public Improvement Fund	62M016333
River Park Fund	62M016283
UTGO Series 2001 Debt	62M016325
UTGO Series 2001 Construction	62M016317
Spies Public Library	62M016291
City Cemetery Perpetual Care	62M361002
City Cemetery Flower Fund	62M362000
City Marina Fund	62M016234
Downtown Development Authority	62M016267
Spies Library – Petty Cash	788-0175695
City of Menominee – Lloyd Mausoleum Fund	6651321249
City of Menominee – Board of Cemetery Trustees	3349336746
<u>Water &amp; Wastewater Utility Board:</u>	
Water Receiving Fund	788-0511134
Water Treatment Utility Board	788-0100052

Wastewater Treatment Utility Board	788-0182094
Sewer Receiving Fund	788-0181542
Water Treatment Capital Equipment Replacement	62M016218
Sewer Receiving Fund	62M016176
Water Receiving Fund	62M016085
Wastewater Capital Equipment Replacement	62M016101
Utility Board Capital Replacement	62M016028
Sewer Bond & Interest Redemption	62M016275
Water Treatment Improvement Fund	62M016309
Water Treatment Capital Improvement	085-0076837
Sewer Bond Redemption	62M016192

NAME:

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Thomas F. DeNike, City Clerk/Treasurer

A motion was made by Councilmember Organ and seconded by Councilmember Hudon to adopt the foregoing resolutions. This motion was carried unanimously.

The final resolution on the agenda was the following:

RESOLUTION

RESOLVED, the following location is designated as the polling place for all of the four wards in the City of Menominee for the General Election to be held Tuesday, November 3, 2009:

Menominee High School Cafeteria  
2101-18<sup>th</sup> Street

and that the Election Board consist of Chairperson and up to five (5) inspectors for each ward and that the rate of pay be \$9.50 per hour for Chairpersons and \$8.75 per hour for inspectors and the janitors at the school be paid \$9.00;

RESOLVED FURTHER, that all election personnel be paid \$20.00 for attending the Election School and \$10.00 for attending the Election Session for Chairpersons preceding the election;

RESOLVED FURTHER, that the polling place be open from 7 a.m. to 8 p.m., Local Time, on said day.

A motion was made by Councilmember Williams and seconded by Councilmember Organ to adopt the foregoing resolution. This motion was carried unanimously.

PUBLIC COMMENT:

Mayor Krah opened the public comment session.

Ed Smith, 1514-20<sup>th</sup> Avenue commented on the garbage truck situation and the non-functioning traffic signals at 14<sup>th</sup> Avenue and 13<sup>th</sup> Street.

Mr. Goode responded that the traffic signals would be discussed at a scheduled meeting with MDOT officials.

A motion was made by Councilmember Williams and seconded by Councilmember Organ 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