

CITY OF MENOMINEE, MICHIGAN
SPECIAL COUNCIL PROCEEDINGS
JUNE 30, 2009

A special meeting of the Menominee City Council, City of Menominee, County of Menominee, State of Michigan, was held Tuesday, June 30, 2009 at 5 p.m. in the Municipal Complex Council Chambers.

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

PRESENT: Councilmembers Fernstrum, Mick, Organ, Pintarelli, Schloegel, Sorensen, and Williams
Mayor Krahn

ABSENT: Councilmember Hudon (excused)

PRESENT: 8

ABSENT: 1

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

Mayor Krahn 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 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 (Step 1).
- 9) Resolution transferring ownership of the liquor license to Menominee River Golf Club, LLC (Step 2).
- 10) Motion to approve the request from the City of Marinette to stage a fireworks display from a vacant lot near the Hattie Street Bridge.
- 11) Public comment.
- 12) Adjourn.

PUBLIC COMMENT:

Mayor Krahn opened the public comment session.

No one was heard.

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

PUBLIC HEARING:

Mayor Krah opened the public hearing that was called for the purpose of hearing citizen comments on the proposed amendments to M.O.C. 1:3.1 - Compensation of Officers.

No one was heard.

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

COMMITTEE REPORT:

The Finance Committee reported that they had reviewed budget amendments for fiscal year ended June 30, 2009 and they recommended that the following amounts be approved:

<u>ACCOUNT NUMBER</u>	<u>INCREASE(DECREASE)</u>	<u>NEW</u>
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GENERAL FUND:

Revenues:

101-0.0-511	Federal Grant (2 nd Street Parking Lot)	\$ 227,000.	\$227,000.
101-0.0-574.800	State Shared ROW Maintenance	31,324.	31,324.
101-0.0-675.581	Pass Thru Monies	12,000.	12,000.
		<u>\$ 270,324.</u>	

Expenses:

City Manager:

101-172-702	Wages	500.	104,450.
101-172-706	Medical Insurance	1,500.	29,012.
101-172-970	Capital Outlay	(10,000.)	-0-

Board of Review:

101-247-702	Wages	150.	1,425.
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Clerk/Treasurer:

101-260-970	Capital Outlay	(5,000.)	-0-
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Special Council Proceedings

June 30, 2009

Page Three

Buildings and Grounds:

101-265-706	Medical Insurance	1,600.	7,508.
101-265-776	Building Repairs and Supplies	1,700.	17,700.
101-265-776.200	Building Expense - National Guard	1,800.	4,300.
101-265-776.300	Fuel System Maintenance	1,300.	3,300.
101-265-920	Utilities	15,000.	15,000.
101-265-970	Capital Outlay	(35,000.)	-0-

Attorney:

101-266-818	Contract Services	20,000.	26,500.
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Unallocated:

101-299-956	Pass Thru Monies	12,000.	12,000.
101-299-957	County Chargebacks	24,400.	26,400.
101-299-999	Transfer Out ROW Maintenance	31,324.	352,431.

Police Department:

101-301-970	Capital Outlay	(25,000.)	27,250.
101-316-702	Wages	500.	14,560.

Fire Department:

101-336-702	Wages	25,000.	663,241.
101-336-970	Capital Outlay	(25,750.)	23,000.

Building Inspector:

101-371-706	Medical Insurance	5,000.	16,976.
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Street Department:

101-446-981.102	2 nd Street Parking Lot	275,000.	275,000.
101-446-970	Capital Outlay	(20,000.)	-0-

Alleys:

101-450-940	Equipment Rental	1,000.	4,500.
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Sanitation/Collection:

101-521-702	Wages	2,600.	60,586
101-521-703	Payroll Tax	1,500.	6,527.
101-521-706	Medical Insurance	6,000.	20,716.
101-521-717	Holiday Pay	2,000.	3,130.
101-521-718	Sick Leave	7,500.	8,675.
101-521-778	Equipment Repairs	3,500.	21,000.

Special Council Proceedings

June 30, 2009

Page Four

Rubbish Collection:

101-525-702	Wages	9,100.	19,952.
101-525-706	Medical Insurance	3,800.	8,388.
101-525-818	Contract Services	1,000.	30,750.

Waste/Rubbish Disposal:

101-528-817.998	Leaf Collection	24,300.	24,300.
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Recycling:

101-529-702	Wages	2,100.	4,300.
101-529-757	Operating Supplies	1,000.	1,450.
101-529-818	Contract Services	3,500.	3,500.
101-529-831	Outside Labor	2,500.	26,700.
101-529-940	Equipment Rental	2,000.	2,000.

Economic Development:

101-728-732	Subscription/Dues	400.	7,400.
101-728-880.600	Christmas Decorations	2,000.	6,000.
101-728-880.610	Travel	1,000.	2,500.
101-728-880.620	Legal	1,500.	3,500.
101-728-880.650	Miscellaneous	2,000.	2,000.

Community Development:

101-729-900	Printing	(2,000.)	-0-
101-729-981.999	Demolition	(10,000.)	-0-

Parks:

101-756-702	Wages	18,000.	64,354.
101-756-702.446	Wages - Street Department	4,000.	16,000.
101-756-703	Payroll Tax	2,000.	6,560.
101-756-705	Workers Comp Insurance	1,000.	1,746.
101-756-706	Medical Insurance	14,000.	22,930.
101-756-757	Operating Supplies	4,000.	14,000.
101-756-776.001	Boat Launch Repairs	5,000.	6,500.
101-756-873	Travel/Training	1,200.	1,200.
101-756-940	Equipment Rental	4,000.	4,500.
101-756-970	Capital Outlay	(10,361.)	17,139.

Henes Park:

101-758-970	Capital Outlay	51,129.	51,129.
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\$161,292.

BROWNFIELD TIF:

Revenues:

243-0.0-402.050	Taxes - Captured	22,600.	22,600.
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Expenses:

243-0.0-991	Debt Service Principal	20,000.	20,000.
243-0.0-995	Debt Service Interest	12,997.	12,997.

MSHDA:

Revenues:

287-0.0-546	State Grant	30,000.	180,000.
287-0.0-571	Recovery	80,000.	110,000.

Expenses:

287-0.0-818	Contracted Services	110,000.	260,000.
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STREET CONSTRUCTION DEBT:

Expenses:

344-0.0-957	Chargebacks (WPS)	4,200.	4,200.
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SPIES LIBRARY DEBT:

Expenses:

371-0.0-957	Chargebacks (WPS)	6,200.	6,200.
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RIVER PARK:

Revenues:

508-0.0-699	Transfer In	(84,584.)	-0-
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PUBLIC IMPROVEMENT:

Revenues:

445-0.0-665	Interest	(15,000.)	-0-
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Expenses:

445-0.0-975	Construction Costs	(800,000.)	-0-
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S/FINANCE COMMITTEE

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

The following proposed ordinance was presented next:

TITLE 1: ADMINISTRATION
CHAP. 3: OFFICERS

1:3.1

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.

A motion was made by Councilmember Mick and seconded by Councilmember Organ to adopt the foregoing ordinance as amended.

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

This motion was carried unanimously.

The following resolution was presented next:

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

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

The next agenda item was the following resolution:

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.

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

The following resolution was presented next:

RESOLUTION

At a special meeting of the Menominee City Council called to order by Mayor George W. Krah on June 30, 2009 at 5 p.m. the following resolution was offered:

Moved by Councilmember Williams and supported by Councilmember Organ 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.

It is the consensus of this legislative body that the application be recommended for issuance.

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

The following resolution was considered next:

RESOLUTION

At a special meeting of the Menominee City Council called to order by Mayor George W. Krah on June 30, 2009 at 5 p.m. the following resolution was offered:

Moved by Councilmember Williams and supported by Councilmember Sorensen that the request to transfer ownership of proposed 2009 Class C licensed business, with dance-entertainment permit, located in escrow at 3001-3003 Fourteenth, Menominee, MI 49858, Menominee County from Stephenson National Bank & Trust to Menominee River Golf Club, LLC (a Florida limited liability company) and request new official permit) for weekdays from 5:00 A.M. to 7:00 A.M. and Sundays from 5:00 A.M. to 12:00 P.M. (Step 2) *cancel new OP (D-Ent and register guests)*

It is the consensus of this legislative body that the application be recommended for issuance.

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

A motion was made by Councilmember Fernstrum and seconded by Councilmember Mick to approve the request from the City of Marinette to stage a fireworks display from a vacant lot near the Hattie Street Bridge on July 4, 2009. 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.

Mayor Krahn commented on the garbage truck situation and used units that are for sale. Two automated trucks are available and one of the current style. The current style truck is offered for \$100,000 compared to \$160,000 for a new one.

Mayor Krahn also congratulated City Attorney Rob Jamo on his appointment to the Board of Director of the MML Legal Fund and thanked the Councilmembers for their work the previous evening.

ADJOURN:

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


Thomas F. DeNike, City Clerk/Treasurer

/skj