

MINUTES OF THE REGULAR MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON TUESDAY, JANUARY 20, 2009

Mayor Hall presided and called the meeting to order at 7 p.m. with Council Member Nowak leading the Pledge of Allegiance.

ROLL CALL: PRESENT – Council Members Darrin Darga, Debra Greene, Gary Nowak, Thomas Sobeck, and Mayor Beach Hall.

OTHER CITY PERSONNEL PRESENT – City Mgr. Mark Slown, City Atty. Michael Vogler, Police Chief Matt Quaine, and Clerk/Treasurer Theresa Heinzl.

Addition to Agenda: Mayor Hall asked that “Proposed Rates for the Boat Harbor” be added to the agenda for action at this meeting. There were no objections from Council Members.

It was moved by Council Member Greene, seconded by Council Member Darga, that the minutes of the Regular Council Meeting of January 6, 2009 be approved as amended to change the wording from “note the reason for the committee member’s absence” to “whether the member called in, in order to be excused”.

ROLL CALL: Ayes – All, the motion carried.

CITIZENS APPEARING BEFORE THE COUNCIL: None.

CITY CLERK’S REPORT:

Council Member Nowak questioned a billing from Waste Management, which was for the dumpsters used by DPW. City Mgr. Slown will discuss this with DPW Supt. Wenzel to consider possibly using PAC for this service as they already have a contract with the City for residential pickup and may have a better rate.

CHECK AND INVOICE APPROVAL:

It was moved by Council Member Nowak, seconded by Council Member Greene, that the following total fund expenditures be recognized as payments made and payments to be made, approved as such, and the Mayor authorized to sign the check register.

General Fund	307,837.61
Major Street Fund	4,017.23
Local Street Fund	1,963.96
Band Fund	1.30
Community Development Authority	10,557.26
Act 302 Training Fund	875.00
VSCI Capital Projects Fund	87,590.00
Wastewater Treatment Operation Fund	21,957.11
Water Utility Fund	58,991.36
Marina Operations Fund	1,203.02
Garbage Collection Fund	611.60
Equipment Fund	7,203.94
Trust and Agency Fund	947.79

ROLL CALL: Ayes – All, the motion carried.

CITY ATTORNEY’S REPORT: Atty. Vogler had no report for this meeting.

CITY MANAGER’S REPORT:

City Mgr. Slown reported on the following:

- **Green Building & Sustainability:** A workshop notice was handed out to Council Members about an upcoming conference on this program.
- **Fire Authority:** Schedule of upcoming meetings for Fire Authority was provided to Council.
- **NEMCOG:** A workshop is to take place on January 30th in Hillman from 11 a.m. to 3 p.m. on “Growing the Knowledge Economy in Northeast Michigan”.
- **Michigan Small Business Technology Advisory Center:** A class took place on January 16th at City Hall with ten participants in the two-hour training. Information was provided to help potential entrepreneurs and existing business owners including information on securing government contracts.
- **Charter Update:** An agreement was received from True North Radio 99.9 to broadcast on the public channel. Equipment has been ordered and talks have begun with Rocky DeRoque on a contract for taping events for broadcasting on the public channel. Council Member Nowak mentioned that he along with Council Member Greene and the City Manager were to work on the contract. Slown agreed to meet with Nowak, Greene, and DeRoque on Thursday, January 22nd at 10 a.m. Due to a conflict for Council Member Greene, Council Member Darga will take her place at this meeting.
- **Concert Series:** Anne Belanger has submitted the necessary reports for the 2008 Summer Concert Series. She has indicated to Slown that she is not interested in serving as the coordinator for the 2009 Concert Series. Slown has asked the Chamber to consider taking this project on and has also asked the Parks & Recreation Commission for their input.

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- **Electronic Meeting Packets:** Slown reported that some free laptops may become available from the Presque Isle District Library and would be adequate for the Council meeting packets. Staff will continue working on this avenue for meeting packet distributions.
- **Capital Conference:** The MML Legislative Conference is scheduled for March 3-4, 2009, which conflicts with first regular Council meeting in March. Council is asked to think about possibly rescheduling the meeting.
- **City Managers' Institute:** Slown will be attending the annual Managers' Winter Institute and will not be present for the February 3rd Council meeting. He asked that he be excused from the February 3rd meeting. He suggested that Council consider discussing how to proceed on his upcoming evaluation. Council Member Greene also indicated that she will be absent on February 3rd and Council Member Sobeck stated that he too may not be present for this same meeting.

COMMISSION AND BOARD REPORTS:

Council was provided with the minutes from the **December 18th Housing Commission Meeting**, the **January 12th Zoning Board of Appeals Meeting**, and the **January 13th Harbor Advisory Committee Meeting**.

LIAISONS:

Rogers City Area Fire Department Authority Annual Meeting: Mayor Hall reported that the Authority officers were re-elected at this meeting.

MAYOR:

Mayor Hall reported that the latest edition of the *Michigan History* magazine features the Rogers City Commemorative of the Carl D. Bradley disaster. The cover picture was done by Steve Witucke with an extensive article on the event. He continued with a thank you to all involved in snow removal throughout the community during the recent weeks.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

SECOND READING – ORDINANCE NO. 2009-01: Amend Zoning Map (Grambau Center Block)

Mayor Hall explained that this is the second reading that changes the Grambau Center block from residential to OS-1.

A motion was made by Council Member Nowak, seconded by Council Member Sobeck, that the following Ordinance No. 2009-01, which was introduced for first reading at the January 6, 2009 Council meeting, be adopted and that proper publication be made within the 15 days required from the date hereof in the *Presque Isle County Advance*. Said ordinance to become effective on the eighth (8th) day following publication, which is January 29, 2009.

ORDINANCE NO. 2009-01

AN ORDINANCE TO AMEND THE ZONING MAP.

THE CITY OF ROGERS CITY ORDAINS:

The Zoning Map is amended to change the zoning designation of Block 23 of the Original Plat of the Village now City of Rogers City and Block 7 of the Plat of Lincoln & Platz from R-3 Single Family District to OS-1 Office Service District.

Attached is the Zoning Map change diagram.



ROLL CALL: Ayes – All, the motion carried.

CITY REPRESENTATIVE – WOLVERINE POWER COOPERATIVE TOUR

Council was provided a copy of the letter inviting a representative from the City Council to participate in an educational tour of the power plant in Lena, Louisiana. Ken Bradstreet of Wolverine Power was present to speak on this agenda item. He pointed out some of the similarities of the constructed plant in Louisiana and how it would impact a local community. Participating in this venture would provide information on the power plant construction and provide the opportunity for community leaders to explore the challenges associated with such a project. Bradstreet outlined the travel plans for those invited to take part in this experience. He asked

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Council to designate an official from Council to be the representative. He stated that a similar invitation is being extended to the City's Planning Commission. The planned trip will take place February 17-20, 2009.

RESOLUTION NO. 2009-06

A motion was made by Council Member Nowak, seconded by Council Member Darga, that Council Member Deb Greene be designated to represent the Planning Commission and the Council, and that City Manager Slown be designated to represent the City to obtain information on required infrastructure. Said expenses incurred by Greene and Slown and not covered by Wolverine Power be paid by the City.

ROLL CALL: Ayes – All, the motion carried.

Council Member Darga agreed to second the motion, but asked that the portion of the motion stated as "that Council Member Darrin Darga be named as an alternate, with the City to pay Darga's expenses" be removed as he feels two persons attending is adequate. Council Member Nowak agreed to amend the motion accordingly. City Mgr. Slown stated, that for the record, he did not ask nor has he sought to be named as the City's representative.

WATER TOWER TELECOMMUNICATIONS LEASE EXTENSION TERMS

Copies were provided to Council on proposed amendments on the current leases between the City and AT&T. The original leases were between 1) the City and NPI and 2) the City and Cellular One. These companies have been bought out by AT&T. Atty. Vogler explained the two lease extensions and their conditions as he has been reviewing the documents and been in contact with the individual who prepared the amendments. One lease provided for the use of three phones at no cost to the City and the other lease provided for seven phones at no cost to the City. AT&T is proposing that the City be compensated on a monthly basis for the cell phones and discontinuing the free phone service for the total ten phones. City Mgr. Slown questioned if the City should pursue an extra 10% in revenue. A discussion ensued on the need to approve the lease extensions at this meeting.

RESOLUTION NO. 2009-07

A motion was made by Council Member Nowak, seconded by Council Member Sobeck, to table action on this agenda item until the next meeting to allow the City Manager to negotiate with AT&T for additional revenue on the lease extension agreements.

ROLL CALL: Ayes – All, the motion carried.

INFRASTRUCTURE PROJECT

Mayor Hall stated that prior to this meeting, a workshop was held to discuss the City's water and sewer infrastructure. C2AE was previously authorized to prepare an application to be submitted to USDA Rural Development. At this meeting, Council is asked to take further action to continue with the projects.

RESOLUTION NO. 2009-08

A motion was made by Council Member Nowak, seconded by Council Member Sobeck, that C2AE is authorized to proceed with preliminary engineering on the Priority One Projects.

ROLL CALL: Ayes – All, the motion carried.

Prior to the roll call vote, City Mgr. Slown asked for clarification on the "priority" projects, to which Council responded that the projects were those listed as "priority one", not the secondary priorities. Larry Fox of C2AE also asked for clarification regarding 1) selecting the projects to apply for the Rural Development funding, which requires no approval for engineering for this, and 2) to be given authorization to begin engineering design for the primary projects.

RESOLUTION NO. 2009-09

A motion was made by Council Member Greene, seconded by Council Member Darga, that the following projects be selected for the Rural Development Fund application:

The Water System Project Primary Priorities are as follows:

1. Construct water main on Calcite Rd and St Clair Avenue;
2. Construct water main on Elizabeth Street and under the Trout River;
3. Construct water main on Orchard from Second to First Street;
4. Construct water main on Woodward from First to Third Street;
5. Construct water main on Spruce Street from Balsam Street to Evergreen Street;
6. Construct water main on Pinewood from Third Street North to Alley;
7. Construct water main on Limestone Street, connect dead-ends on First & Second Street;
8. Construct water main on Constance from Third Street to Patricia Street;
9. Construct water main on Charles Street from Birchwood Avenue to Susie Lane;
10. Construct water main on Cedar Street by boring and jacking;

The Sanitary System's Projects Primary Priority is:

1. Construct numerous upgrades at the City Wastewater Treatment Facility.

ROLL CALL: Ayes – All, the motion carried.

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PROPOSED RATES FOR THE BOAT HARBOR (added per Council approval).

The Harbor Advisory Committee is recommending that the Council approach the State of Michigan Waterways Commission with the same proposal as that requested in 2008 for half-season and monthly rates for slip rentals. The 2009 seasonal and transient rates have been approved by the Waterways Commission and approved by Council previously. Council was provided a copy of the recommended half season and monthly rates as proposed by the Harbor Advisory Committee.

RESOLUTION NO. 2009-10

A motion was made by Council Member Greene, seconded by Council Member Nowak, to approve the proposal as submitted for half-season rates and monthly rates for slip rentals. Said approval to included authorization to submit the request to the Waterways Commission at their February 2009 meeting.

ROLL CALL: Ayes – All, the motion carried.

In response to a question from Council Member Nowak regarding charters, Mayor Hall responded that no charter business generated in 2008 and therefore, the Harbor Advisory Committee decided that this was not a feasible avenue to pursue.

OTHER BUSINESS:

Council Member Nowak asked why the City paid for the registrations for the Historical Presentation Seminar for Nadolsky and Thompson. He was not opposed to paying the fees, but questioned why. City Mgr. Slown responded that he was of the opinion that Council was supportive of persons attending the NEMCOG Academy presentations by virtue of a resolution approving same. Council Member Greene clarified that the individuals currently serve on City committees. Nowak asked to see the resolution regarding the NEMCOG Academy seminars.

Nowak commented that the Council has had many discussions on the Marina Funding and he would like to have an explanation of what has been determined regarding the use of internal funds if possible through e-mail to keep updated on the situation and what will occur in the next fiscal year.

Mayor Hall asked that a time/day be set for budget workshops to discuss the fiscal issues of the City. Council Member Greene also would like to have a "Strategic Planning Session" to plan for the future. It was suggested that consideration be given to having a facilitator, especially if there is no fee for this service. The Michigan Municipal League may be able to provide this service and Slown will check into it. Council Member Nowak offered his opinion that all boards and commissions do not have to be present for a Strategic Planning Session; they could have one of their own.

CLOSED SESSION: None.

ADJOURNMENT:

Hearing no further business to come before Council, Mayor Hall declared the meeting adjourned at 7:55 p.m.

BEACH HALL, MAYOR

THERESA A. HEINZEL, CITY CLERK/
TREASURER