

MINUTES OF THE REGULAR MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON TUESDAY, NOVEMBER 3, 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, and Mayor Beach Hall. ABSENT – Council Member Thomas Sobeck.

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

It was moved by Council Member Darga, seconded by Council Member Greene, that the minutes of the Regular Council Meeting of October 20, 2009 be approved as written.

ROLL CALL: Ayes – All, the motion carried.

CITIZENS APPEARING BEFORE THE COUNCIL:

Harbor Master Brian Wagner addressed Council having attended the Michigan Port Collaborative Summit on behalf of Mayor Hall. He presented a copy of the draft Member and Port Designation Proposal for Council Members that he received at the Summit. He attended various workshops during the Summit and explained that this works hand in hand with the Pure Michigan Campaign. Mayor Hall has agreed to be on the Steering Committee for the Michigan Port Collaborative and emphasized that his service on the committee will get notice for Rogers City. Wagner explained that eventually the communities will be asked to approve a resolution by the governing bodies, but no action is required at this time.

CITY CLERK'S REPORT:

The City General Election is currently underway with a very low voter turnout. Mayor Hall asked that the election inspectors be thanked for serving the community in this capacity.

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	87,945.62
Major Street Fund	51,933.40
Local Street Fund	30,319.35
Band Fund	2,185.09
Community Development Authority	20,307.80
Act 302 Training Fund	365.00
2008 Capital Improvement Bond Debt Service Fund	5,005.00
VSCI Capital Projects Fund	84,791.12
Wastewater Treatment Operation Fund	11982.41
Water Utility Fund	11,734.62
Marina Operations Fund	89,588.44
Equipment Fund	27,969.60

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:

- **Michigan Port Collaborative Summit:** Brian Wagner reported on this at the beginning of the meeting.
- **NEMCOG Summit:** Approximately twenty county and city representatives attended this summit. There was a lot of discussion about cooperative and collaborative efforts to combine services among the communities. This was a repeated point of view that it will be necessary due to economic conditions. There will be a follow-up meeting in early 2010.
- **Economic Growth:** The next meeting is November 11th at 7 p.m. at the Senior Center. Carmen Avanti of LSL Planning is the featured speaker. Hopefully, the attendance will be good to offer ideas and suggestions on ways to improve the area's economy.
- **VSCI Projects:** An update was provided on all the ongoing VSCI projects. The close out public hearing has been scheduled for the Erie Street Water Project and the Senior Center Paving Project. The other projects are all underway, and hopefully, with the exception of the Wayfinding Project, the others will be completed by year end. Mr. Wierenga will be attending the next CDA meeting to present ideas on the signage.
- **Snowmobile Trail:** A new snowmobile trail map was shown to Council. Rogers City's trail is featured on the map. Marge Ellenberger is producing the map for distribution.
- **Consumers Energy Rate Case:** The Michigan Municipal League representative continues to work on this issue with the Public Service Commission. It appears the increase may be 3-4%, which is lower than what was proposed.

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- **Police Officer Hiring:** Chief Quaine prepared the memo for the workshop held earlier this afternoon and this will be looked at further.
- **MI Economic Development Corporation:** A workshop will be held on November 19th in Alpena at 8:30 a.m. and ending at 4 p.m. The City Manager is planning to attend and invited Council to also attend if able.
- **Open House Event:** The Presque Isle Soil Conservation District is sponsoring an Open House including a dinner from 5-6 p.m. on Thursday, November 5th.

Council Member Darga commented that he had asked that the police officer hiring be placed on the agenda and he restated for the record that at the May 4th Council Budget Workshop Meeting, Council provided direction to hire a police officer for a half year beginning in January 2010. He questioned where this is now to which Mayor Hall said that no decision has been made. Council Member Darga wanted to be clear that effectively the majority of the Council feels that the previous direction is not going to be followed and will be looked at again. He stated that the police force has been reduced for Rogers City. Council Member Nowak added that it was budgeted, but circumstances have changed. Council needs to address the whole budget document and asked that a budget workshop be scheduled in the near future.

COMMISSION AND BOARD REPORTS:

Council was provided with copies of the October 26, 2009 **Planning Commission Meeting** in their packets.

LIAISONS:

Fire Authority: The next meeting of the Fire Authority is scheduled for Thursday, November 5th.

Negwegon, Thompson Harbor, and Rockport Meeting: Council Member Greene attended this meeting and stated that the rules and regulations were discussed. Some only want primitive camping in these areas; others feel there are provisions already established for regular camping. They talked about banning snowmobiles in the campgrounds to save it for non-motorized sports, although snowmobiles would help to pack down the volume of snow received in that area. Another issue was the need for raised walkways to view the natural habitat of the flowers.

MAYOR:

Mayor Hall commented that he was pleased that the community experienced a safe and sensible Halloween. He thanked the groups who sponsored the events at the Grambau Center and Fire Hall and concluded with congratulations to the area fall sports teams.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

PUBLIC HEARING – COMMUNITY RECREATION PLAN

Council Members were provided a copy of the draft Community Recreation Plan. The Plan was updated by the Parks and Recreation Commission and the Rogers City Area Schools. The Planning Commission reviewed the draft document at their last meeting. A public hearing is set for this meeting to allow Council to receive comments, if any, on the draft Plan.

Mayor Hall declared the public hearing open at 7:24 p.m. and hearing no comments offered from the few persons in attendance, he closed the public hearing at 7:24:30 p.m.

RESOLUTION NO. 2009-122

The following resolution was introduced by Council Member Greene, seconded by Council Member Darga:

WHEREAS the City of Rogers City has undertaken a Five-Year Community Recreation Plan which describes the physical features, existing recreation facilities and the desired actions to be taken to improve and maintain recreation facilities during the period between 2009 and 2013, and

WHEREAS, the City of Rogers City has partnered with the Rogers City Area School District in the preparation of the Recreation Plan, and

WHEREAS, a public comment session was held November 3, 2009 at Rogers City in the City Hall Council Chambers, 193 East Michigan Avenue, Rogers City, MI to provide an opportunity for citizens to express opinions, ask questions, and discuss all aspects of the Plan, and

WHEREAS, the City of Rogers City has developed the Plan for the benefit of the entire community and to adopt the Plan as a document to assist in meeting the recreation needs of the community, and

WHEREAS, after the public hearing, the City of Rogers City Council voted to adopt the Recreation Plan.

NOW, THEREFORE BE IT RESOLVED, that the City of Rogers City Council adopts the Community Recreation Plan for the City of Rogers City and the Rogers City Area School District.

ROLL CALL: Ayes B All, the motion carried.

City Mgr. Slown thanked Deputy Clerk/Treasurer Janet Nowak and Engineering Assistant Toby Kuznicki for all their work. Nowak was instrumental in putting the document together while Kuznicki prepared the mapping that was inserted in the Plan.

MARINA FINANCING

BILLS:

Two bills were presented by the City's Bond Counsel, Paul Wygoski and Financial Advisory Tom Traciak for the work that was done in conjunction with the request to the Department of Treasury for refunding the Marina

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Bonds. The Marina Fund does not have the finances to cover the two bills and payment will require a transfer from the General Fund.

RESOLUTION NO. 2009-123

A motion was made by Council Member Nowak, seconded by Council Member Greene, to authorize a transfer from the General Fund to the Marina Fund in the amount of \$10,000 and to approve payment to Dickinson Wright for \$6,500 and to ACI Finance, Inc. in the amount of \$3,500, both for services rendered relating to the refunding of the Marina bonds.

ROLL CALL: Ayes – Nowak, Greene, and Hall.
Nays – Darga. The motion is approved.

DEFICIT ELIMINATION PLAN

The City of Rogers City was notified by the Department of Treasury that the deficit elimination plan approved by the City Council at the September 15, 2009 regular meeting cannot be certified. The City must submit a revised plan to eliminate the deficit in the Marina Fund within 30 days of the October 21st letter from Treasury. Council was provided a revised plan for approval.

RESOLUTION NO. 2009-124

The following resolution was offered by Council Member Greene, seconded by Council Member Nowak:

WHEREAS, the Michigan Department of Treasury has notified the City of Rogers City that the City's qualifying statement filed for fiscal year-end June 30, 2008 is not in material compliance due to a deficit in the Marina Fund, and

WHEREAS, the Michigan Department of Treasury has notified the City that the deficit elimination plan approved at the September 15, 2009 council meeting cannot be certified, and

WHEREAS, the City of Rogers City has prepared a revised deficit elimination plan to address the Marina Fund deficit condition.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby approves the revised five-year deficit elimination plan attached within, and

BE IT FURTHER RESOLVED, that the City Manager is directed to request reconsideration from the Department of Treasury of the qualified status denial.

City of Rogers City
Marina / Building Authority
Five-Year Projection
Deficit Reduction Plan
11/3/2009

Fiscal Year Ending 6/30:	2010	2011	2012	2013	2014
Marina Revenues	293,033	240,000	250,000	255,000	255,000
Marina Expenditures	302,049	262,426	238,712	246,996	255,178
Net available for deficit reduction	(9,016)	(22,426)	11,288	8,004	(178)
annual deficit reduction estimate	20,000	20,000	50,000	30,000	30,000
General Fund transfer to Marina Fund	(29,016)	(42,426)	(38,712)	(21,996)	(30,178)

Additional revenues may be generated in the general fund by increasing the tax levy by one mill.

ROLL CALL: Ayes – All, the motion carried.

ENGINEERING PAYMENTS

The City of Rogers City previously authorized that C2AE perform engineering services for the USDA RD Wastewater Treatment Facility and Water Department Projects. It was expected that the USDA loan would be closed in December 2009 and the engineering services billing would be paid when the funds became available. The USDA closing was expected by December 2009; however, the closing is now expected to take place in March 2010. The City agreed to pay .5% interest for each month until closing. Council must authorize that the payment be made from the water and sewer designated funds, which are set aside for capital projects.

RESOLUTION NO. 2009-125

A motion was made by Council Member Nowak, seconded by Council Member Greene, to approve the use of designated funds from the Water and Wastewater Funds to pay the interest payments to C2AE for engineering services to complete the USDA Rural Development Wastewater Treatment Facility and Water Department Projects. Said interest is to be .5% per month.

ROLL CALL: Ayes – All, the motion carried.

OTHER BUSINESS: None.

CLOSED SESSION: None.

ADJOURNMENT:

With nothing further to come before Council, Mayor Hall declared the meeting adjourned at 7:32 p.m.

BEACH HALL, MAYOR

THERESA A. HEINZEL, CITY CLERK/
TREASURER

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