

CITY OF CHARLEVOIX
REGULAR CITY COUNCIL MEETING MINUTES
Monday, November 15, 2010 — 7:00 p.m.
210 State Street, City Hall, Council Chambers, Charlevoix, MI

Mayor Carlson and Council members Lyle Gennett and Shane Cole were sworn in to their respective offices prior to the call to order. Councilmember Greg Stevens took his oath on November 10, 2010, due to his pending absence.

The meeting was called to order at 7:00 p.m. by Mayor Norman L. Carlson, Jr.

I. Pledge of Allegiance

II. Roll Call of Members Present

Mayor: Norman L. Carlson, Jr.
City Attorney: Bryan Graham
City Manager: Rob Straebel
City Clerk: Carol A. Ochs
Members Present: Council members Lyle Gennett, Dennis Kusina, Jill Picha, Bryan Vollmer, Shane Cole
Absent: Councilmember Greg Stevens

III. Inquiry Regarding Possible Conflicts of Interest

None.

IV. Consent Agenda

The following items were approved and filed:

- A. Approval of Minutes – November 1, 2010 Regular Meeting Minutes, approved as corrected
Motion by Councilmember Jill Picha, seconded by Councilmember Shane Cole, to approve the November 1, 2010 Regular Meeting Minutes as corrected.

Yeas: Gennett, Kusina, Picha, Vollmer, Cole
Nays: None
Absent: Stevens

- B. Accounts Payable Check Register – November 1, 2010
C. Accounts Payable Check Register – November 16, 2010
D. Tax Disbursement – November 16, 2010
E. Payroll Check Register – November 12, 2010
F. Payroll Transmittal – November 12, 2010

- G. Board of Canvassers Results – November 2, 2010 General Election
Council was provided with the Board of Canvassers' certification of the election results. The canvass results are summarized as follows:

Whole number of votes given for the office of Mayor	846
And they were given for the following named person.	
Norman L. Carlson, Jr.	814
Norman L. Carlson, Jr. having received a sufficient number of votes is elected for the office of City Mayor.	
Whole number of votes given for the office of First Ward City Councilmember	307
And they were given for the following named person.	
Lyle E. Gennett	305
Lyle E. Gennett having received a sufficient number of votes is elected for the office of First Ward Councilmember.	
Whole number of votes given for the office of Second Ward City Councilmember	249
And they were given for the following named person.	
Greg Stevens	245
Greg Stevens having received a sufficient number of votes is elected for the office of Second Ward Councilmember.	
Whole number of votes given for the office of Third Ward City Councilmember	288
And they were given for the following named person.	
Shane D. Cole	288
Shane D. Cole having received a sufficient number of votes is elected for the office of Third Ward Councilmember.	

V. Public Hearings

None.

VI. Reports

The City Manager stated that staff is developing their 2011-2012 department goals to be adopted April 1 with the budget. Staff would like feedback and input from Council. If Council has any suggestions they would like to make, they should contact the City Manager.

The Manager gave an update on the pricing for the proposed Christmas party. The Wellness Committee solicited bids from three restaurants and they are recommending Grey Gables. The party would be hors d'oeuvres, \$11 per person, coming to an estimated \$875-1,200 for the party. There would be a cash bar. Council generally agreed to the party.

The Manager has been giving presentations on the budget to area service groups. The presentation sheds a positive light with how the City is doing in terms of managing the budget and being conservative with tax dollars. If Council Members know of any other organizations that would like to see the presentation, please let the Manager know.

The City Attorney stated that Judge Pajtas has upheld the most recent decision by the ZBA regarding the boat house issue. He anticipates that other court cases will be filed.

VII. Requests, Petitions and Communications and Actions Thereon

A. Organizational Items

1. Meeting dates/times
Council generally agreed that they would continue to meet the first and third Mondays of the month at 7:00 p.m.
2. Appointment of Deputy Mayor
Councilmember Shane Cole nominated Councilmember Jill Picha. The Mayor asked for any other nominations. There were

no additional nominations. The Mayor closed the nominations.

Motion by Councilmember Shane Cole, seconded by Councilmember Bryan Vollmer, to appoint Councilmember Jill Picha as Deputy Mayor.

Yeas: Gennett, Kusina, Picha, Vollmer, Cole
Nays: None
Absent: Stevens

B. Construction Bids for Fiber Optic Cables to Substations

Electric and Water Superintendent Don Swem was available to review the item and answer questions from Council. Mr. Swem apologized for some inaccuracies in the information. This installation would extend the already existing fiber optic backbone system to the substations. Mr. Swem reviewed some upcoming changes to the metering system that would be supported by the installation of the fiber. The installation of the fiber will result in significant savings due to the cancellation of two dedicated phone lines. Mr. Swem is recommending the low bid from AmComm, who also installed the fiber backbone. Mr. Swem reviewed some additional project-related items: hardware for the substations (\$5,269) and hardware and software installation in City Hall (\$6,661) and engineering by GRP (between \$7,000-8,000). The total project will be about \$40,000, which will be offset in less than five years by the savings of \$1,130 a month for the two dedicated phone lines. The previously listed items are each under the \$10,000 department head limit, but Mr. Swem would like Council to be aware of the additional expenditures. Council did not object to the additional expenditures associated with the project.

Motion by Councilmember Lyle Gennett, seconded by Councilmember Dennis Kusina, for AmComm to be awarded the bid for \$19,623.13 for the construction and installation of fiber optic cables to the substations.

Yeas: Gennett, Kusina, Picha, Vollmer, Cole
Nays: None
Absent: Stevens

C. 2009 Energy Optimization Plan and Renewable Energy Plan Annual Reports

Electric and Water Superintendent Don Swem was available to review the items and answer questions from Council. The reports are in compliance with the State laws regarding the Energy Optimization and Renewable Energy plans.

Motion by Councilmember Jill Picha, seconded by Councilmember Bryan Vollmer, to acknowledge receipt of the 2009 Energy Optimization Plan and Renewable Energy Plan Annual Reports.

Yeas: Gennett, Kusina, Picha, ~~Stevens~~, Vollmer, Cole
Nays: None
Absent: ~~None~~ Stevens

D. Consideration to Amend Mt. McSauba Ski Hill Rates

Recreation Director Teresa Hart was available to review the item and answer questions from Council. Charlevoix Township was unable to contribute funding this year. Hayes Township has contributed funds, and their residents will receive resident fee status. Ms. Hart has worked out incremental increases, so no one got hit extremely hard the first year. A lot of users are non-City residents, and the new rates are an effort to make the rates for users of the ski hill more equitable without being prohibitive. Action by resolution.

E. Resolution in Support of NWCOG Grant Application

The City Manager reviewed the item and answered questions from Council. This is a grant for \$40,000 from the Northwest Michigan Council of Governments (NWCOG) that will go to one municipality in Charlevoix County. Action by resolution.

VIII. Introduction and Initial Actions Relating to Ordinances or to Resolutions That Require Publication or Hearings Prior to Final or Further Action

None.

IX. Resolutions

A. Consideration to Amend Mt. McSauba Ski Hill Rates

Motion by Councilmember Dennis Kusina, seconded by Councilmember Jill Picha, to approve Resolution 2010-11-02 as follows:

**CITY OF CHARLEVOIX
RESOLUTION NO. 2010-11-02
RESOLUTION TO REVISE ADOPTED RATES & FEES ASSOCIATED
WITH THE MT. MCSAUBA RECREATIONAL FACILITY 2010-11 BUDGET**

WHEREAS, the City of Charlevoix annually must adopt a balanced budget to comply with the City Charter; and

WHEREAS, the City of Charlevoix in preparing the budget, assumes the adoption of rates for various services they provide in order to pay for those services in whole or in part as proposed in their annual budget; and

WHEREAS, the City of Charlevoix defines all of their charges and rates in the rate section of the proposed budget; and

WHEREAS, the City of Charlevoix proposes to make these rate revisions effective for the 2010 – 2011 Season

NOW, THEREFORE, IT IS RESOLVED that the City of Charlevoix, only having procured additional funding of \$2,600.00 from Hayes Township, revise all rates included in the 2010-11 Proposed Budget with increases in rates for the following areas: Daily Lift Ticket Rates for Adult and Children, Cross Country Rental, Snowshoe Rental, Group Lessons, Group Lessons with Rental, Lesson only, Lesson with Board Rental, Individual Lessons, Helmet Rental, and Skate Rental. The revised rates are attached.

RESOLVED this 15th day of November, A.D. 2010

Resolution adopted by the following yeas and nay votes:

Yeas: Gennett, Kusina, Picha, Vollmer, Cole
 Nays: None
 Absent: Stevens

Mt. McSauba Ski Hill Rate Proposal

		<u>Current Resident</u>	<u>Current Non Res.</u>	<u>Proposed Resident</u>	<u>Proposed Non Res.</u>
Ski Hill Fees					
Daily Rate - Lift ticket adult		13.00	16.00	13.00	18.00
Daily Rate - Lift ticket child		13.00	16.00	13.00	18.00
Equipment rental					
	Cross Country rental 8hr	8.00	8.00	8.00	10.00
	Cross Country rental 24hr	12.00	12.00	12.00	14.00
	Downhill Adult 18+	12.00	15.00	12.00	15.00
	Downhill Student	10.00	12.00	10.00	12.00
	Snowboard & Boots	20.00	24.00	20.00	24.00
	Snowshoe \$12/24 hrs	8.00	8.00	8.00	10.00
Season pass	1 person	100.00	150.00	110.00	165.00
	2 persons	165.00	220.00	180.00	240.00
	3 persons	210.00	260.00	230.00	285.00
	4 persons	260.00	310.00	285.00	340.00
	5 persons	310.00	360.00	340.00	395.00
	6 persons	360.00	410.00	395.00	450.00
Ski Lessons	Group lessons	40.00	40.00	40.00	45.00
	Group lessons w/rental	50.00	50.00	50.00	55.00
Snow Board Lessons	Lesson only	40.00	40.00	40.00	45.00
	Lesson with board rental	50.00	50.00	50.00	55.00
Ski or Snow Board Lessons	Individual lesson 1/2 hour (incl equip)	25.00	25.00	25.00	30.00
	Individual lesson 1 hour (incl equip)	30.00	30.00	35.00	40.00
	Helmet rental	2.00	2.00	2.00	3.00
	Skate rental	2.00	2.00	2.00	3.00

B. Resolution in Support of NWCOG Grant Application

Motion by Councilmember Shane Cole, seconded by Councilmember Bryan Vollmer, to approve Resolution 2010-11-03 as follows:

**CITY OF CHARLEVOIX
 RESOLUTION NO. 2010-11-03**

RESOLUTION IN SUPPORT OF A GRANT APPLICATION FOR ENERGY EFFICIENCY AND CONSERVATION IN PUBLIC BUILDINGS THROUGH THE NORTHWEST MICHIGAN COUNCIL OF GOVERNMENTS

WHEREAS, the City of Charlevoix wants to emphasize the benefits of energy efficiency and conservation; and

WHEREAS, the City of Charlevoix wants to demonstrate that energy efficiency and conservation practices can be applied to the daily governmental operations; and

WHEREAS, the City wishes to find methods to conserve energy and resources, saving taxpayer dollars, while protecting and preserving the environment;

NOW, THEREFORE, IT IS RESOLVED that the City Council of the City of Charlevoix authorizes City staff to apply for the Northwest Michigan Council of Governments' Energy Efficiency at Public Buildings in Northwest Michigan grant.

RESOLVED this 15th day of November, A.D. 2010

Resolution adopted by the following yea and nay votes:

Yeas: Gennett, Kusina, Picha, Vollmer, Cole
 Nays: None
 Absent: Stevens

X. **Ordinances**

None.

XI. **Miscellaneous Business**

Councilmember Lyle Gennett asked for an update regarding pedestrian lights on the bridge. Staff is looking into it, including the possibility of securing some funding from MDOT, and will report back to Council.

Councilmember Jill Picha stated that the LED lights that have been installed on Antrim Street are nice.

XII. **Audience - Non-agenda Input (written requests take precedent)**

None.

XIII. **Adjourn**

The Mayor stated if there were no objections, the meeting would adjourn.
 There were no objections.
 Meeting adjourned at 7:30 p.m.

Carol A. Ochs	City Clerk	Norman L. Carlson, Jr.	Mayor
Accounts Payable – 11/01/2010			
STATE OF MICHIGAN	66.65	TOTAL	66.65
Accounts Payable – 11/16/2010			
ACE HARDWARE	1,376.25	KORTHASE FLINN	91.73
AIRGAS GREAT LAKES INC.	569.00	KSS ENTERPRISES	161.35
ALL-PHASE ELECTRIC SUPPLY CO.	171.90	LAKESHORE TIRE & AUTO SERVICE	7.50
AMERICAN LEGION AUXILIARY	240.00	MAMA T'S COMMERCIAL CLEANING	615.00
AMERICAN WASTE INC.	4,381.00	MARVIN'S GARDENS INC	249.00
APPLIED INDUSTRIAL TECH	310.20	MATSON, LORI	50.59
AUTO VALUE	506.24	METDEPENNINGEN, SARAH	10.95
BAILEY, MATT	219.00	MICHIGAN COMMUNITY ACTION	1,323.00
BEHAN WINDOW CLEANING	140.00	MICHIGAN OFFICEWAYS INC	941.82
BRADFORD'S	132.00	MICHIGAN PUBLIC POWER AGENCY	2,500.00
BUDAY'S SOUND ADVICE	1,199.86	MICHIGAN TASER DISTRIBUTING	247.00
CABELA'S MKTG & BRAND MGT INC.	278.94	MID STATES BOLT & SCREW CO	191.90
CARQUEST OF CHARLEVOIX	881.75	NATIONAL PEN	127.40
CERTIFIED LABORATORIES	592.25	NORTHERN CREDIT BUREAU	207.35
CHAMPION CHARTER	2,252.00	NORTHERN FIRE & SAFETY	228.40
CHARLEVOIX CAR WASH	75.60	NORTHERN SAFETY CO INC	302.82
CHARLEVOIX GLASS INC.	390.38	NORTHWEST MICHIGAN	25.00
CHARTER COMMUNICATIONS	635.51	OMS COMPLIANCE SERV INC	60.00
CINTAS FIRST AID & SAFETY	66.93	ORBAN, BARBARA	10.86
CITY OF CHARLEVOIX - UTILITIES	24,101.87	OTSEGO CRANE & HOIST CO.	252.00
COMPLETE MUFFLER	65.16	PETOSKEY BAND BOOSTERS	750.00
D & L WELDING INC	500.00	PETOSKEY FENCE CO.	325.00
DELL MARKETING L P	3,913.00	PLUNKETT & COONEY	1,500.00
DEYOUNG AUTO SALES	1,552.00	POTTER, CHANNING	36.61
DTE ENERGY	131.93	POWER LINE SUPPLY	8,438.14
EAST JORDAN IRON WORKS	18,335.36	POWERPLAN	113.07
FAMILY FARM & HOME	301.89	PREFERRED WASTE L.L.C.	400.00
FASTENAL COMPANY	118.02	RESCO	2,211.50
FEYEN ZYLSTRA LLC	189.25	ROLOFF, ROBERT	350.00
FISHER SCIENTIFIC	832.27	SCIENTIFIC BRAKE & EQUIP CO	94.23
FLETCH'S	56.34	SEARS COMMERCIAL ONE	527.96
FOX CHARLEVOIX	33.88	SPARKS, KAY	75.00
GALMORE'S INC	150.98	SPARTAN DISTRIBUTORS INC	248.11
GBS INC.	83.83	STANDARD ELECTRIC CO	185.62
GENERAL CHEMICAL	5,105.78	STATE OF MICHIGAN	14,627.68
GINOP SALES INC	40.24	SUNRISE ELECTRONICS & SECURITY	186.45
GRAINGER	185.76	T & R SERVICE INC	2,005.00
HACH COMPANY	144.29	TIMMS, ROBERT	200.00
HAGGARD'S INC	1,583.00	TRUCK & TRAILER SPECIALTIES	359.06
HARBOR PIPE & SUPPLY	471.52	U S BANK	112.50
HD SUPPLY UTILITIES LTD	560.00	UNITED STATES PLASTIC CORP.	127.58
HERZOG ELECTRIC	590.49	USA BLUE BOOK	192.26
HOXIE, DAVID S.	600.00	VAN'S BUSINESS MACHINES	106.83
HYDRO DESIGNS INC.	900.00	VOSS LIGHTING	483.24
INDEPENDENT DRAFTING SERVICES	1,280.00	WADE TRIM OPERATIONS SERVICES	1,643.25
J & S PORTABLE RESTROOMS	95.00	WORK & PLAY SHOP	1,580.03
JERRY'S TIRE	1,713.53	WURST, RANDALL	18.50
KENDALL ELECTRIC INC.	112.00	ZACHRITZ, GARRY D.	2,500.00
KMart	106.31		
KOCSONDY, ATTILA	23.61	TOTAL	125,297.41
Accounts Payable – 11/16/2010			
Tax Disbursements			
CHARLEVOIX COUNTY TREASURER	7,763.63	CHARLEVOIX PUBLIC SCHOOLS	861.56
CHARLEVOIX COUNTY TREASURER	2,391.61	CHARLEVOIX PUBLIC SCHOOLS	1,451.13
CHARLEVOIX DEVELOPMENT CO. AND	887.80	CITY OF CHARLEVOIX - TAXES DUE	10,162.35
CHARLEVOIX DISTRICT LIBRARY	414.67	RECREATIONAL AUTHORITY	84.64
CHARLEVOIX PUBLIC SCHOOLS	9,794.37		
CHARLEVOIX PUBLIC SCHOOLS	33.48	TOTAL	33,845.24
PAYROLL: NET PAY			
Pay Period Ending 11/06/2010 – Paid 11/12/2010			
WELLER, LINDA JO	1,247.73	ORBAN, BARBARA K.	1,759.18
STRAEBEL, ROBERT J.	2,344.04	IVAN, PAUL M.	1,808.21
BRANDI, RICHARD M.	1,700.83	SCHWARTZFISHER, JOSEPH	969.73
LOY, EVELYN R.	947.86	ROLOFF, ROBERT P.	1,167.87
KLOOSTER, ALIDA K.	1,364.58	BRODIN, WILLIAM C.	1,439.15
BROWN, STEPHANIE C.	1,232.15	CALDWELL, JAMES P.	1,281.89
OCHS, CAROL A.	877.30	MAYER, SHELLEY L.	1,255.20
CAREY, KEITH V.	1,153.18	HILLING, NICHOLAS A.	1,176.44
SPENCER, MICHAEL D.	1,459.24	MEIER III, CHARLES A.	948.91
SPENCLEY, PATRICIA L.	1,024.85	JACOBS, DOUGLAS R.	2,140.66
NASH, JENNIFER B.	886.58	NISWANDER, JOSEPH F.	1,207.19
BAILEY, MATTHEW L.	1,557.24	WELLS JR., DONALD E.	1,449.92
UMULIS, MATTHEW T.	1,280.31	JONES, TERRI L.	1,089.45
METDEPENNINGEN, SARAH	1,106.01	BRADLEY, KELLY R.	1,240.65
WARNER, JANINE M.	1,192.24	EATON, BRAD A.	1,366.35
SCHLAPPI, JAMES L.	969.28	WILSON, TIMOTHY J.	1,688.17

ELLIOTT, PATRICK M.	1,552.98	MORRISON, KEVIN P.	1,105.32
WILSON, RICHARD J.	1,100.31	HODGE, MICHAEL J.	1,343.93
SIEGMUND, CHRISTOPHER	572.70	JOHNSON, STEVEN P.	1,054.57
EAGLESON, WAYNE L.	491.64	JONES, ROBERT F.	1,161.23
MCGHEE, ROBERT R.	872.46	BISHAW, JAMES H.	683.51
VANLOO, JOSEPH G.	620.51	DISHONG, AARON S.	848.44
STEVENS, BRANDON C.	626.46	ZIPP, DONALD R.	1,136.25
HART, TERESA M.	835.21	HOLM, ARTHUR R.	712.05
DROST, PATRICIA A.	160.00	HEID, THOMAS J	1,344.46
BUDDE, ELAINE J.	165.38	BOAL, DAVID W.	778.45
COLT, JUDITH C.	165.00	BRENNAN, PEGGY L.	168.00
SHRIFT, PETER R.	1,092.18	BURTT, SHELBI A.	165.00
DOAN, GERARD P.	1,723.47	DZIEDZIC, MARY ALICE	65.00
HANKINS, SCOTT A.	1,471.73	RUDOLPH, JOELLEN B.	142.50
COPPOCK, TIMOTHY M.	1,323.67	VON HELLENS, BENNIE L	165.00
WURST, RANDALL W.	1,331.42	LEFT, LILLIAN M.	160.00
WHITLEY, JOHN F.	2,002.93	BUDAY, JOAN E.	173.25
BLANCHARD, SCOTT W.	1,552.41	CAMPBELL, KAREN L.	105.00
FRYE, EDWARD J.	1,053.13	LEWIS, LOIS E.	157.50
SWEM, DONALD L.	1,693.31	PICOTTE, DIANE M.	157.50
ROTTA, RUSSELL	1,556.86	DOAN, CECELIA E.	157.50
HART II, DELBERT W.	620.50	TOTAL	76,701.11

PAYROLL: TRANSMITTAL

11/12/2010

**EFTPS* Payroll Taxes	26,912.39	MI STATE DISTRICT UNIT	128.28
CHAR EM UNITED WAY	40.00	NORTHWESTERN BANK	372.76
CHARLEVOIX STATE BANK	619.21	POLICE OFFICERS LABOR	308.00
COMMUNICATION WORKERS	513.11	PRIORITY HEALTH	199.03
ICMA RETIREMENT TRUST 401	692.86	STATE OF MICHIGAN	4,126.33
ICMA RETIREMENT TRUST 457	5,971.27	TOTAL	39,883.24