

**ESSEXVILLE CITY COUNCIL  
REGULAR MEETING  
NOVEMBER 21, 2016 7:00 PM  
COUNCIL CHAMBERS**

City Manager Dan Hansford called the REGULAR MEETING of the Essexville City Council held on November 21, 2016 to order at 7:00 PM.

City Clerk, Sarah Wilcox, led the Pledge of Allegiance.

**CITY CLERK’S REPORT AND CERTIFICATION OF ELECTION RESULTS**

The City Clerk read the Certification of election as submitted by the Bay County Board of Canvassers:

The statement of votes polled in the two (2) voting precincts of the City of Essexville at the General Election held on Tuesday, November 8, 2016 and filed with the County Clerk and the Bay County Board of Canvassers having duly examined and considered said statements the whole number of votes given the office of Mayor in the City of Essexville were as follows:

**MAYOR-FOUR (4) YEAR TERM**

Total number of votes cast: One thousand three hundred and seven (1,307)

Scott Wittbrodt received: One thousand three hundred and seven (1,307)

Scott Wittbrodt was declared elected Mayor for the City of Essexville for a four (4) year term.

Scott Wittbrodt announced his resignation as a Councilmember, and submitted his letter of resignation to the City Clerk.

**OATH OF OFFICE**

The City Clerk administered the oath of office to Scott Wittbrodt.

**ROLL CALL**

The following City Council Members were present at the meeting: Jennifer Gradowski, John Kustuch, Thomas Rehmus, Timothy Weiler, and Mayor Scott Wittbrodt.

ABSENT: Robert Mantei

**APPROVAL OF AGENDA**

Rehmus, Kustuch:

**Resolved the agenda be approved as written.**

YES: Rehmus, Kustuch, Gradowski, Weiler, Wittbrodt

Motion Carried

ABSENT: Mantei

**NOMINATION AND APPOINTMENT OF MAYOR PRO TEM**

Rehmus, Weiler:

**Resolved; that Councilmember Mantei be appointed as Mayor Pro Tem.**

YES: Rehmus, Weiler, Gradowski, Kustuch, Wittbrodt

Motion Carried

ABSENT: Mantei

**SET REGULAR MEETING SCHEDULE**

Rehmus, Kustuch:

**Resolved; unless otherwise amended by action of the City Council or required by the City Charter or law, the City Council shall hold its regular monthly meetings on the second Tuesday of each month beginning at 7:00 p.m. except in November when the regular and organizational meeting will be held on the second Monday following the general election.**

YES: Rehmus, Kustuch, Gradowski, Weiler, Wittbrodt

Motion Carried

ABSENT: Mantei

**ADOPTION OF CITY COUNCIL RULES**

Kustuch, Rehmus:

**Resolved; the City Council adopts the “Meeting and Organization Policy” previously adopted by the City Council at its November 19, 2012 Regular and Organizational meeting and as amended December 11, 2012 at its Regular Meeting.**

YES: Kustuch, Rehmus, Gradowski, Weiler, Wittbrodt

Motion Carried

ABSENT: Mantei

**MAYORAL COMMITTEE ASSIGNMENTS**

I have assigned the committee appointments for 2016-2017 as follows:

<u>COMMITTEE</u>	<u>CHAIRPERSON</u>	<u>COUNCIL MEMBER</u>
Finance	Rotating Basis*	Rotating Basis*
Legislative	T. Rehmus	J. Kustuch
Municipal Relations	R. Mantei	T. Weiler
Parks & Recreation	J. Gradowski	T. Weiler
Public Improvements	T. Rehmus	J. Gradowski
Public Relations	J. Gradowski	R. Mantei
Utility & Special	J. Kustuch	T. Rehmus

\*Rotating Schedule for Finance Committee:

November-December	T. Rehmus	R. Mantei
January-February	J. Gradowski	J. Kustuch
March-April	J. Kustuch	T. Weiler
May-June	T. Weiler	J. Gradowski
July-August	J. Gradowski	R. Mantei
September-October	R. Mantei	T. Rehmus

The Finance Committee should meet at 6:30 p.m. on the night of the regular meeting to review the bills.

I would also like to reappoint Robert Mantei as liaison to the DDA and Timothy Weiler as liaison to the Planning Commission

**CONSENT AGENDA**

Kustuch, Gradowski:

- A. Resolved; City Council hereby approves the minutes of its October 11, 2016 regular meeting, said minutes prepared by the City Clerk and submitted for the City Council’s consideration at its November 21, 2016 regular meeting.**
- B. Resolved; Ordinance No. 2016-2 “AN ORDINANCE TO REPEAL CHAPTER 1 [ENTITLED “SOLICITORS AND PEDDLERS”] OF TITLE VII [ENTITLED “BUSINESS AND TRADES”] AND TO AMEND SAID TITLE VII TO INCLUDE A NEW CHAPTER 1 TO BE ENTITLED “LICENSES” OF THE CODE OF**

**ORDINANCES OF THE CITY OF ESSEXVILLE”, OF SAID CODE is hereby, at this second reading, adopted.**

**C. Resolved; Ordinance No. 2016-3 “AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF ESSEXVILLE TO INCLUDE A NEW CHAPTER 2 OF TITLE VII TO BE ENTITLED “PEDDLERS AND SOLICITORS”, OF SAID CODE is hereby, at this second reading, adopted.**

**D. Resolved; Ordinance No. 2016-4 “AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF ESSEXVILLE TO INCLUDE A NEW CHAPTER 3 OF TITLE VII TO BE ENTITLED “STREET VENDORS”, OF SAID CODE is hereby, at this second reading, adopted.**

**E. Resolved; Ordinance No. 2016-5 “AN ORDINANCE TO AMEND CHAPTER 7 OF TITLE II (ENTITLED “GARBAGE AND REFUSE PICKUP”) OF THE CODE OF ORDINANCES OF THE CITY OF ESSEXVILLE BY RENUMBERING PRESENT SECTION 2.715 TO BE SECTION 2.716 AND BY ADDING A NEW SECTION 2.715 TO SAID CHAPTER 7 OF TITLE II”, OF SAID CODE is hereby, at this second reading, adopted.**

**F. Item F was moved from the Consent Agenda to item c. under New Business.**

YES: Kustuch, Gradowski, Rehmus, Weiler, Wittbrodt  
ABSENT: Mantei

Motion Carried

**PRESENTATIONS**

None

**CITIZEN INPUT**

The following citizens addressed the Council:

Russell Tanner, 1411 Borton Avenue

**COUNTY COMMISSIONER’S REPORT**

Mr. Michael Lutz, County Commissioner, was not in attendance.

**COMMITTEE REPORTS**

**FINANCE COMMITTEE**

**PAYMENT OF BILLS**

Rehmus, Kustuch:

**Resolved; that expense vouchers 26 through 27 totaling \$209,591.99 and payroll voucher 28 through 34 totaling \$109,945.13 for a grand total of \$319,537.12 paid as stated.**

YES: Rehmus, Kustuch, Gradowski, Weiler, Wittbrodt  
ABSENT: Mantei

Motion Carried

**LEGISLATIVE COMMITTEE**

Councilmember Rehmus had no report.

**MUNICIPAL RELATIONS COMMITTEE**

Councilmember Weiler, member of the committee, had no report.

**PARKS AND RECREATION COMMITTEE**

Councilmember Gradowski had no report.

**PUBLIC IMPROVEMENT COMMITTEE**

Councilmember Rehmus had no report.

**PUBLIC RELATIONS COMMITTEE**

Councilmember Gradowski gave a report on Citizen of the Year nominations.

**UTILITY AND SPECIAL COMMITTEE**

Councilmember Kustuch had no report.

**PLANNING COMMISSION**

The next meeting is scheduled for Monday, November 28, 2016 at 6:00 p.m.

**DOWNTOWN DEVELOPMENT AUTHORITY**

The next meeting is scheduled for Wednesday, November 30, 2016 at 8:00 a.m.

**MAYOR'S REPORT**

Mayor Wittbrodt had nothing to report

**ATTORNEY'S REPORT**

Mr. Pergande reported on his October bill.

**CITY MANAGER'S REPORT**

City Manager, Dan Hansford, reported on the following:

- Water Line Project
- Christmas luncheon is scheduled for 12:00 p.m. Friday, December 16 at the DPW building
- Fall newsletter
- Staff evaluations
- The audit will be presented at the December meeting
- Thanked Triple R Trucking for giving the City a 24' x 32' garage
- Waste Management contract renewal
- Fall clean up
- Sidewalk repairs

**PUBLIC HEARING(S)**

None

**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

CONSIDERATION OF PUTTING DELINQUENT UTILITY AND ACCOUNTS RECEIVABLE SPECIAL ASSESSMENTS ON THE 2016 WINTER TAX ROLL.

Rehmus, Weiler:

**Resolved; as set forth in the City Manager's communication to the City Council on this subject dated November 16, 2016; these special assessments are authorized to be added to the 2016 winter tax roll by the City Treasurer.**

YES: Rehmus, Weiler, Gradowski, Kustuch, Wittbrodt

Motion Carried

ABSENT: Mantei

CONSIDERATION OF ADOPTING A RESOLUTION APPROVING A NEW 5 YEAR AGREEMENT WITH WASTE MANAGEMENT TO PROVIDE WASTE COLLECTION AND RECYCLING SERVICES.

Weiler, Gradowski:

**Resolved; City Council hereby authorizes the Mayor and City Clerk to execute the 2017-2022 Waste Management Contract providing residential and commercial waste collection and recycling services in the city of Essexville:**

**Be it further resolved the effective February 1, 2017 the retail rate for commercial waste collection services is hereby established at 109% of the wholesale rate charged to the City.**

YES: Weiler, Gradowski, Kustuch, Rehmus, Wittbrodt  
ABSENT: Mantei

Motion Carried

CONSIDERATION OF A RESOLUTION TO ADOPT ORDINANCE NO. 2016-6 "AN ORDINANCE TO REPEAL CHAPTER 5 OF TITLE VII ENTITLED MEDICAL MARIHUANA DISPENSARY LICENSE OF THE CODE OF THE CITY OF ESSEXVILLE", WHICH WAS FIRST INTRODUCED AND READ AT THE OCTOBER 11, 2016 REGULAR MEETING OF THE CITY COUNCIL IS HEREBY ADOPTED AS AN ORDINANCE OF THE CITY OF ESSEXVILLE.

Rehmus, Weiler:

**Resolved; Ordinance No. 2016-6 "AN ORDINANCE TO REPEAL CHAPTER 5 OF TITLE VII ENTITLED MEDICAL MARIHUANA DISPENSARY LICENSE OF THE CODE OF THE CITY OF ESSEXVILLE", OF SAID CODE is hereby, at this second reading, adopted.**

YES: Rehmus, Weiler, Gradowski, Kustuch, Wittbrodt  
ABSENT: Mantei

Motion Carried

**INFORMATIONAL COMMUNICATIONS**

None

**CITIZEN INPUT**

The following citizens addressed the Council:

None

**EXECUTIVE SESSION**

None

**ADJOURNMENT**

Rehmus, Wittbrodt:

**Resolved; that the meeting be adjourned.**

YES: Unanimous voice vote

ABSENT: Mantei

The meeting adjourned at 7:45 pm.

Motion Carried

Scott Wittbrodt  
Mayor

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Sarah Wilcox  
City Clerk

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