

**ESSEXVILLE CITY COUNCIL  
REGULAR MEETING  
JUNE 12, 2018 7:00 PM  
COUNCIL CHAMBERS**

Mayor Scott Wittbrodt called the REGULAR MEETING of the Essexville City Council held on June 12, 2018 to order at 7:00 PM.

Councilmember John Kustuch, led the Pledge of Allegiance.

**ROLL CALL**

The following City Council Members were present at the meeting: Jennifer Gradowski, Adam Hughes, John Kustuch, Dennis Rondeau, Russell Tanner, Timothy Weiler, and Mayor Scott Wittbrodt.

ABSENT: None

**APPROVAL OF AGENDA**

Kustuch, Tanner:

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

YES: Kustuch, Tanner, Gradowski, Hughes, Rondeau, Weiler, Wittbrodt      Motion Carried

ABSENT: None

**CONSENT AGENDA**

Kustuch, Hughes:

- A. Resolved; City Council hereby approves the minutes of its May 8, 2018 regular meeting and May 22, 2018 special meeting, said minutes prepared by the City Clerk and submitted for the City Council's consideration at its June 12, 2018 regular meeting.**
- B. Resolved; that the Essexville City Council, by this Resolution, offers it's full support in the effort to provide adequate and sufficient warning devices at the point of the warm water discharge from the Consumer Energy Plant in Essexville.**
- C. Resolved, the Mayor and the City Clerk are authorized to execute an agreement with the Bay Arenac Intermediate School District for the collection of school property taxes for the summer of 2018 such agreement subject to approval by the City Manager as to substance and the City Attorney as to form.**
- D. Resolved, the Mayor and the City Clerk are authorized to execute an agreement with Delta College for the collection of school property taxes for the summer of 2018 such agreement subject to approval by the City Manager as to substance and the City Attorney as to form.**
- E. Resolved, the Mayor and the City Clerk are authorized to execute an agreement with Essexville-Hampton School District for the collection of school property taxes for the summer of 2018 such agreement subject to approval by the City Manager as to substance and the City Attorney as to form.**

YES: Kustuch, Hughes, Gradowski, Rondeau, Tanner, Weiler, Wittbrodt      Motion Carried

ABSENT: None

**PRESENTATIONS**

Lisa Pijaszek, Chief Financial Officer from Area Agency on Aging Region VII, was in attendance and did a short presentation of services provided by the agency.

**CITIZEN INPUT**

The following citizens addressed the Council:

None

## **COUNTY COMMISSIONER'S REPORT**

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

## **COMMITTEE REPORTS**

### **FINANCE COMMITTEE**

#### **PAYMENT OF BILLS**

Weiler, Gradowski:

**Resolved; that expense vouchers 95 through 96 totaling \$73,731.70 and payroll voucher 97 through 102 totaling \$96,899.96 for a grand total of \$170,631.66 paid as stated.**

YES: Weiler, Gradowski, Hughes, Kustuch, Rondeau, Tanner, Wittbrodt Motion Carried

ABSENT: None

### **LEGISLATIVE COMMITTEE**

Councilmember Kustuch said there is no report, but there are several ordinances being introduced under new business.

### **MUNICIPAL RELATIONS COMMITTEE**

Councilmember Tanner had no report.

### **PARKS AND RECREATION COMMITTEE**

Councilmember Gradowski encouraged everyone to visit Ransom Essex Park if they haven't already. She thanked City Manager Hansford and the Department of Public Works for all the work they did on the park.

### **PUBLIC IMPROVEMENT COMMITTEE**

Councilmember Rondeau had no report.

### **PUBLIC RELATIONS COMMITTEE**

Councilmember Gradowski reported on the events for the Sesquicentennial.

### **UTILITY AND SPECIAL COMMITTEE**

Councilmember Kustuch had no report.

### **PLANNING COMMISSION**

The Commission met on June 11<sup>th</sup> to discuss the Capital Improvement Plan (CIP).

### **DOWNTOWN DEVELOPMENT AUTHORITY**

No Meeting

### **MAYOR'S REPORT**

Mayor Wittbrodt reported on the following:

- Congratulated Councilmember Jennifer Gradowski for winning the Michigan History Day James F. Harris Award.
- The Sesquicentennial celebration will begin at 8:45 a.m. at Ransom Essex Park.
- The Curb Appeal Award deadline will be August 1<sup>st</sup>.

### **ATTORNEY'S REPORT**

City Attorney Pergande discussed the ordinances that are being introduced under New Business.

## **CITY MANAGER'S REPORT**

City Manager, Dan Hansford, reported on the following:

- DEQ is changing regulations on lead lines
- Answered questions from City Council.

## **PUBLIC HEARING(S)**

### **PUBLIC HEARING – CITY MANAGER'S PROPOSED FISCAL YEAR 2018/2019 BUDGET**

The Mayor opened the Public Hearing at 8:01 P.M.

There was no public comment on the Budget.

The Mayor Closed the Public Hearing at 8:02 P.M..

#### **CONSIDERATION OF BUDGET ADOPTION RESOLUTION AND APPROPRIATIONS ACT ADOPTING THE FISCAL YEAR 2018/2019 BUDGET**

Kustuch, Gradowski:

**Whereas; in accordance with the City Charter and law, the City Manager has prepared an annual budget for fiscal year 2018/2019 and submitted said budget to the City Council for its review and consideration, and**

**Whereas; in accordance with the City Charter and law, the budget documents have been available for public review and comment, and**

**Whereas; in accordance with the City Charter and law, a public hearing was held during a regular meeting of the City Council on June 12, 2018 to receive further public input on the proposed budget, and**

**Whereas; the City Council after its review and consideration of public comment has made adjustments to the proposed budget it has deemed appropriate,**

**Now, therefore it is resolved; that the City Council does hereby adopt the "Budget Adoption and Appropriations Act For Fiscal Year 2018/2019" as prepared by the City Manager and presented to the City Council at its June 12, 2018 regular meeting thereby adopting the annual budget for the City of Essexville for its fiscal year beginning July 1, 2018 through and including June 30, 2019.**

YES: Kustuch, Gradowski, Hughes, Rondeau, Tanner, Weiler, Wittbrodt, Motion Carried

ABSENT: None

### **PUBLIC HEARING – CITY MANAGER'S PROPOSED SIX-YEAR CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 2018/2019 THROUGH 2023/2024**

The Mayor opened the Public Hearing at 8:03 P.M.

There was no public comment on the Capital Improvement Program

The Mayor Closed the Public Hearing at 8:04 P.M.

#### **CONSIDERATION OF ADOPTING SIX-YEAR CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 2018/2019 THROUGH 2023/2024**

Gradowski, Hughes:

**Whereas; in accordance with the City Charter and law, the City Manager has prepared a Capital Improvements Program for the City of Essexville and for fiscal years 2018/2019 through 2023/2024 and submitted said Capital Improvements Program to the Planning Commission and to the City Council for review and consideration, and**

**Whereas; the Planning Commission has reviewed the proposed Capital Improvements Program and found that the proposed improvements and purchases are desirable and needed, and**

Whereas; in accordance with the City Charter and law, the Capital Improvements Program documents have been available for public review and comment, and

Whereas; in accordance with the City Charter and law, a public hearing was held during a regular meeting of the City Council on June 12, 2018 to receive further public input on the proposed Capital Improvements Program, and

Whereas; the City Council after its review and consideration of public comment has made adjustments to the proposed Capital Improvements Program it has deemed appropriate, and

Whereas; the Planning Commission has recommended to the City Council that it adopt the proposed Capital Improvements Program,

Now, therefore it is resolved; that the City Council does hereby adopt the Capital Improvement Program covering fiscal years 2018/2019 through 2023/2024 as prepared by the City Manager and recommended for adoption by the Planning Commission.

YES: Gradowski, Hughes, Kustuch, Rondeau, Tanner, Weiler, Wittbrodt Motion Carried

ABSENT: None

### UNFINISHED BUSINESS

None

### NEW BUSINESS

CONSIDERATION OF AMENDING THE FEE SCHEDULE FOR MISCELLANEOUS SERVICES.

Hughes, Tanner:

**Resolved; that the "Schedule of Miscellaneous Fees and Charges" recommended by the City Manager and as set forth in his communication to the City Council dated June 8, 2018 regarding this subject are approved effective July 1, 2018.**

YES: Hughes, Tanner, Gradowski, Kustuch, Rondeau, Weiler, Wittbrodt Motion Carried

ABSENT: None

CONSIDERATION OF APPROVING A RESOLUTION ACCEPTING THE COMPLETION OF THE WATER TRANSMISSION LINE PROJECT AND THE FINAL PAYMENT FROM USDA.

Gradowski, Tanner:

**Resolved; that the Essexville City Council, by this Resolution, accepts the completed Water Transmission Line Project as complete and also accepts the final payment from the USDA.**

YES: Gradowski, Tanner, Hughes, Kustuch, Rondeau, Weiler, Wittbrodt Motion Carried

ABSENT: None

CONSIDERATION OF RENEWING PROPERTY, CASUALTY AND GENERAL LIABILITY INSURANCE COVERAGE WITH THE MICHIGAN MUNICIPAL LEAGUE'S LIABILITY & PROPERTY POOL.

Rondeau, Tanner:

**Resolved; based on the City Manager having found no advantage to seek competitive bids, the City Council hereby authorizes the Mayor and the City Clerk to execute an Intergovernmental Contract with the Michigan Municipal League Liability and Property Pool to renew the City's general liability, property and casualty insurance coverage for the period beginning July 1, 2018 through July 1, 2019.**

YES: Rondeau, Tanner, Gradowski, Hughes, Kustuch, Weiler, Wittbrodt Motion Carried

ABSENT: None

CONSIDERATION OF INTRODUCING ORDINANCE NO 2018-3 AN ORDINANCE TO AMEND THE CITY CODE BY ADDING NEW SECTION TO CHAPTER 6 OF TITLE VII (BUSINESS AND TRADES).

Weiler, Kustuch:

**Resolved; That the proposed “Ordinance to Amend and Add New Sections to Chapter 6 of the Title VII (Business and Trades) of the Code of the City of Essexville” is hereby introduced at this first reading as an ordinance of the City of Essexville and shall be Ordinance Number 2018-3.**

YES: Weiler, Kustuch, Gradowski, Hughes, Rondeau, Tanner, Wittbrodt Motion Carried

ABSENT: None

CONSIDERATION OF INTRODUCING ORDINANCE NO. 2018-4 AN ORDINANCE TO AMEND SECTION 8.203 (1) OF CHAPTER 2 OF TITLE VIII OF THE CODE OF ORDINANCES.

Gradowski, Weiler:

**Resolved; Ordinance No. 2018-4 AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF ESSEXVILLE BY REPEALING SECTION 8.203 (1) OF CHAPTER 2 OF TITLE VIII AND REPLACIEING WITH A NEW SECTION 8.203 OF SAID CODE IS HEREBY FIRST INTRODUCED, CONSIDERED AND ADOPTED AS AN ORDINANCE OF THE CITY OF ESSEXVILLE SUBJECT TO FINAL CONSIDERATION AND ACTION BY THE CITY COUNCIL AT A LATER MEETING.**

YES: Gradowski, Weiler, Hughes, Kustuch, Rondeau, Tanner, Wittbrodt Motion Carried

ABSENT: None

CONSIDERATION OF INTRODUCING ORDINANCE NO. 2018-5 AN ORDINANCE TO AMEND THE CITY CODE BY ADDING A NEW CHAPTER 7 OF TITLE I ENTITLED “ CITY RESPONSE COST RECOVERY”.

Kustuch, Hughes:

**Resolved; Ordinance No. 2018-5 AN ORDINANCE TO AMEND THE CODE OF THE CITY OF ESSEXVILLE BY ADDING A NEW CHAPTER ENTITLED “CITY RESPONSE COST RECOVERY” WHICH NEW CHAPTER SHALL BE DESIGNATED AS CHAPTER 7 OF TITLE I (ADMINISTRATION) OF SAID CODE IS HEREBY FIRST INTRODUCED, CONSIDERED AND ADOPTED AS AN ORDINANCE OF THE CITY OF ESSEXVILLE SUBJECT TO FINAL CONSIDERATION AND ACTION BY THE CITY COUNCIL AT A LATER MEETING.**

YES: Kustuch, Hughes, Gradowski, Rondeau, Tanner, Weiler, Wittbrodt Motion Carried

ABSENT: None

**INFORMATIONAL COMMUNICATIONS**

None

**CITIZEN INPUT**

The following citizens addressed the Council:

Jack Covieo, 311 Virginia Drive  
June Weiler, 314 Main Street

**EXECUTIVE SESSION**

The Council entered into Executive Session at 8:26 PM.

Tanner, Hughes:

**I move that the city council meet in closed session under section 8(e) of the Michigan Open Meetings Act to consult with our attorney regarding trial or settlement strategy in connection with specific pending litigation as an open**

**meeting would have a detrimental effect on the litigating or settlement position of the city council.**

YES: Tanner, Hughes, Gradowski, Kustuch, Rondeau, Weiler, Wittbrodt      Motion Carried

ABSENT: None

The Council exited Executive Session at 8:40 PM.

**ADJOURNMENT**

Hughes, Rondeau:

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

YES: Unanimous voice vote

Motion Carried

ABSENT: None

The meeting adjourned at 8:41 pm.

Scott Wittbrodt  
Mayor

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Sarah Wilcox  
City Clerk

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