

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING HELD
TUESDAY, JULY 18, 2006 AT 7:30 P.M. IN CITY HALL**

Present: Mayor Postma
Commissioners Symonds, Bennett, Timmons, Vollbach and Klooster

Absent: Commissioner McNitt

Mayor Postma called the meeting to order at 7:30 p.m. and led the pledge of allegiance.

ITEM #3 Inquiry of Conflicts of Interest

No conflicts of interest were voiced.

CONSENT AGENDA

Motion offered by Symonds, second by Vollbach, to approve the minutes of the Regular Commission meeting dated June 20, 2006, as submitted.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

Motion offered by Symonds, second by Vollbach, to approve the minutes of the Special Commission meeting dated June 22, 2006, as submitted.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

Motion offered by Symonds, second by Vollbach, to acknowledge receipt of the following Paid Bill Lists:

- A. June 23, 2006, totaling \$16,317.59
- B. June 29, 2006, totaling \$163,295.95
- C. July 13, 2006, totaling \$270,134.25

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

Motion offered by Symonds, second by Vollbach, to acknowledge receipt of minutes from the following Boards and Commissions:

- A. Planning Commission Public Hearing, June 8, 2006
- B. Planning Commission, June 8, 2006
- C. Housing Commission, June 13, 2006
- D. Jordan Valley District Library, January 2006 through May 2006

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

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Motion offered by Symonds, second by Vollbach, to acknowledge receipt of the Funds on Hand Report, June 2006.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

Motion offered by Symonds, second by Vollbach, to acknowledge receipt of the Zoning Activity Report, June 2006.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

Motion offered by Symonds, second by Vollbach, to approve the following facility rental requests:

- A. Brenda Skop, Civic Center, August 5, 2006
- B. Carol Galmore, Tourist Park, August 12, 2006

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

REGULAR AGENDA

ITEM #11 Lady Biker Day Requests

Clerk Campbell informed the Commission of the meeting held with Dawn Johnson, Lady Biker Day Coordinator, Mary Faculak, Chamber Director, Administrator White, Police Chief Reece and herself regarding the Lady Biker Day requests and the ongoing construction project.

Motion offered by Symonds, second by Vollbach, to approve the Lady Biker Day requests to close Main Street from Esterly to Williams from 4:00 p.m. to 7:30 p.m. on Friday, August 18, 2006 and the Civic Center parking lot from 4:00 p.m. to 8:00 p.m. on Saturday, August 19, 2006.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

ITEM #12 104 Esterly Street Easement

Attorney Beatty reviewed the proposed easement with the Commission and asked for any questions or comments.

Motion offered by Symonds, second by Klooster, to authorize the City Clerk and the Mayor to sign the easement for the property located at 104 Esterly Street, as presented.

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MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

ITEM #13 Anthony & Elaine Dvoracek, water bill adjustment request

Clerk Campbell reviewed the request from the Dvoracek's and informed the Commission that the DPW had been to the property to disconnect the water but due to a faulty valve the water was not completely disconnected. After the bill was paid the DPW returned to reconnect the water.

Motion offered by Bennett, second by Symonds, to deny Anthony and Elaine Dvoracek's request for a \$50 refund for the on/off charges on the water/sewer bill for 110 Jordan Street.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

ITEM #14 DDA Update

Mayor Postma updated the Commission on the M32/Mill Street project.

ITEM #15 Administrator's Report

ADMINISTRATOR'S REPORT
JULY 18, 2006

1. There have been increased concerns regarding the trash and debris around the basketball courts. There are trash receptacles by the court but the trash ends up on the ground. DPW Superintendent Breakey states numerous times DPW personnel have had to clean up excessive messes. A sign will be posted stating that trash should be put in the trash containers and the courts kept picked up. Should the courts not be kept up I would recommend that backboards be removed for a period and state so on the sign. I would like any Commissioner's thoughts on this issue.
2. The upgrading of Mill Street/M32 is underway. Communications is key to this project and is ongoing. Each Thursday at 10:00 a.m. a progress meeting is held, with the contractor, City, MDOT and Chamber of Commerce. A weekly meeting brings everyone up to speed on the construction progress and any problems. All businesses are open and need our continued support during this construction the end result will be spectacular.
3. I had a very good meeting with the State Director of Rural Development. We discussed various ongoing and future projects and Rural Development's possible involvement. I am happy to report that Rural Development is very

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excited with what is going on in our community and I have a meeting with a Regional Rural Development Manager to continue discussions. I will keep the Commission up to date on this issue.

Administrator White asked for the Commission's thoughts regarding the basketball courts.

Consensus of the Commission was to place signs at the courts stating that if the trash is not properly disposed of and vandalism continues the backboards will be removed and the lights will be disconnected, eliminating activity after dark.

White informed the Commission of the need to replace the water main on Mill Street from Third to Fourth. He presented the Commission with a proposal from the on site contractor for the replacement cost not to exceed \$35,000. He noted that if the Commission would like to proceed with the replacement the bid process would need to be waived.

Motion offered by Symonds, second by Klooster, to waive the bid requirement and authorize the water main replacement on Mill Street from Third Street to Fourth Street, with the work to be performed by DJ McQuestion and Sons Inc. in an amount not to exceed \$35,000.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

Commissioner Bennett asked that the City try to negotiate a lower price.

White also informed the Commission of the need to upgrade and replace the heating and air conditioning systems in City Hall. He asked the Commission to authorize a loan from the Rehab Fund, not to exceed \$20,000, to cover the cost of the replacement. He noted that this loan would be repaid in future budgets.

Motion offered by Symonds, second by Vollbach, to authorize a loan, not to exceed \$20,000, from the Rehab Fund to fund the cost of replacing and upgrading the heating and air conditioning systems at City Hall, with repayment in future budgets.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

ITEM #16 Mayor's Report

Mayor Postma presented the Commission with a letter received from Sheriff Lasater complimenting the Chief of Police and his Officers for their organization and patrol during the Jordan Valley Freedom Festival. He also complimented the new patrol cars.

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Postma reviewed the letter received from the Charlevoix County Road Commission regarding the requested 1 mill levy for road improvements.

Postma also commended the DPW, the Chamber and the City for all their work regarding the construction project.

ITEM #17 Attorney's Report

Attorney Beatty requested a closed session at the end of the meeting to discuss pending Tax Tribunal cases.

Beatty also discussed the encroachment and requested easement on Downing Street and asked for a consensus from the Commission.

Motion offered by Bennett, second by Symonds, to allow the City Attorney to develop an easement for the encroachment on Downing Street that will require minimal cost to the City of East Jordan.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

ITEM #18 Commissioners

Commissioner Bennett asked if the City had received a response from MDOT regarding the manhole cover on M32 near Echo Street.

Administrator White stated a MDOT Engineer would be in East Jordan tomorrow and he would review this issue.

Bennett also asked that the trees covering the sidewalks be trimmed.

Commissioner Vollbach commented on the progress of the clean up at 305 Williams Street.

Vollbach also asked if the Bed and Breakfast on Esterly Street is being sold and if it would remain a Bed and Breakfast.

Administrator White stated the Chamber has stated that the property has been sold and it would remain a Bed and Breakfast.

Commissioner Klooster stated that the Teen Center issue will not be discussed further due to lack of participation.

ITEM #19 Speaker Requests

No speaker request slips were received.

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Motion offered by Symonds, second by Bennett, to enter into closed session to discuss pending Tax Tribunal cases.

MOTION CARRIED ALL AYES
BY ROLL CALL VOTE

Commission entered into closed session at 8:20 p.m.

Mayor Postma reconvened open session at 8:30 p.m.

Attorney Beatty reported that pending Tax Tribunal cases were discussed in closed session.

Mayor Postma adjourned the meeting at 8:31 p.m.

Respectfully,

Mark Postma
Mayor

Lori M. Campbell, CMC
City Clerk