

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING  
HELD TUESDAY, AUGUST 7, 2007 AT 7:30 P.M. IN CITY HALL**

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

Absent: None

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 McNitt, to approve the minutes of the  
Regular Commission meeting dated June 19, 2007, as submitted.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by McNitt, to acknowledge receipt of the  
Paid Bill List dated August 1, 2007 totaling \$1,085,009.46.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by McNitt, to acknowledge receipt of the  
following Zoning Activity Reports:

- A. June 2007
- B. July 2007

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by McNitt, to acknowledge receipt of the  
Funds on Hand Report, June 2007.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by McNitt, to acknowledge receipt of the  
following minutes:

- A. Planning, March 8, 2007

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- B. ZBA Public Hearing, May 21, 2007
- C. ZBA, May 21, 2007
- D. Housing Commission, June 12, 2007
- E. Appointments Committee, July 17, 2007
- F. DDA Special, July 19, 2007
- G. Board of Review, July 19, 2007
- H. ZBA Public Hearing, July 23, 2007
- I. ZBA, July 23, 2007
- J. Planning, July 26, 2007

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

**REGULAR AGENDA**

**ITEM #9 East Jordan Little League, Elm Pointe Request**

Motion offered by Symonds, second by Bennett, to approve the East Jordan Little League request for use of Elm Pointe and to waive the rental fee.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

**ITEM #10 Crossroads Ecumenical Resale Shop, Sign Request**

Motion offered by Symonds, second by Vollbach, to allow Crossroads Ecumenical Resale Shop to place a wooden sign on the Community Event banner frame in Sportsman's Park.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

**ITEM #11 St. Joseph Catholic Church, Street Closing Request**

Motion offered by McNitt, second by Vollbach, to allow St. Joseph Catholic Church to close Nicholls Street from Second Street to Third Street from 11:00 a.m. until 4:00 p.m. on Sunday, August 19, 2007 contingent upon Police Department approval.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

**ITEM #12 Appointments Committee**

Commissioner Symonds informed the Commission of the Appointments Committee's recommendation for an appointment to the Tourist Park Board.

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Motion offered by Bennett, second by McNitt, to appoint Anita Pentecost to the vacancy on the Tourist Park Advisory Board.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

ITEM #13 Resolution 120-2007, Community Development Block Grant Program  
Authorizing Resolution

Resolution 120-2007  
Community Development Block Grant Program  
Authorizing Resolution

WHEREAS the City of East Jordan has been invited to submit an application for a \$640,000 Community Development Block Grant (CDBG) administrated by the Michigan State Historic Preservation Office (MSHDA), and

WHEREAS the City will use the CDBG funds to extend water and sewer services to, and build a public parking lot at, the site of a potential new hotel site in the City, and

WHEREAS it is in City's best interest to make the aforementioned improvements, and

WHEREAS this project is consistent with the local community development plan as described in the application, and

WHEREAS at least 51% of the new jobs created will benefit low and moderate income persons, and

WHEREAS local funds and any other funds to be invested in the project will not be incurred prior to a formal grant award, completion of the environmental review procedures, and formal written authorization to incur costs is received from the state, and

WHEREAS a local government official needs to be authorized to submit the Michigan CDBG application,

NOW THEREFORE BE IT RESOLVED that David White, City Administrator, is hereby authorized to sign the CDBG application and grant agreement documents.

ROLL CALL VOTE:

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AYES: KLOOSTER, VOLLBACH, TIMMONS, BENNETT, MCNITT,  
SYMONDS AND POSTMA

NAYS: NONE

ABSTAIN: NONE

ABSENT: NONE

Resolution declared adopted August 7, 2007.

ITEM #14 Resolution 121-2007, Resolution to Accept the Terms of the East Jordan Marina Preliminary Engineering Study Agreement Addendum

Resolution 121-2007  
Resolution to Accept the Terms of the East Jordan Marina Preliminary  
Engineering Study Agreement Addendum

Upon motion made by Symonds, seconded by Vollbach, the following Resolution was adopted:

RESOLVED, that the City of East Jordan, Charlevoix County, Michigan, does hereby accept the terms of the Agreement Addendum as received from the Michigan Department of Natural Resources, and the City does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate the sum of Five Thousand Eight Hundred dollars (\$5,800.00), to match the grant authorized by the Department.
2. To maintain satisfactory financial accounts, documents, and records, and to make them available to the Department for auditing at reasonable times.
3. To construct the facility improvements and provide such funds, services, and materials as may be necessary to satisfy the terms of the said Agreement Addendum.
4. To insure that all premises, buildings, and equipment related procedures comply with all applicable State and federal regulations.
5. To comply with any and all terms of the said Agreement Addendum including all terms not specifically set forth in the foregoing portions of the Resolution.

The following aye votes were recorded: Symonds, McNitt, Bennett, Timmons, Vollbach, Klooster and Postma

The following nay votes were recorded: None

ITEM #15 DDA Update

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Mayor Postma informed the Commission that the DDA has amended their budget due to a lower capture. He noted the City may need to help the DDA financially at the fiscal year end.

ITEM #16 Administrator's Report

ADMINISTRATOR'S REPORT  
AUGUST 7, 2007

1. The Insurance Services Office (ISO) the agency that gives a fire rating to the City which affects our insurance rates will be evaluating our community. Our last rating was in 1990 and there have been many upgrades to our water system and Fire Department equipment since then. The pre-survey work is currently being done by various departments and agencies. At this time no date has been set for ISO's actual visit to our community. I will keep the Commission updated as this item progresses.
2. I have received an e-mail from MDOT requesting that the City not continue the construction of a bike path on M32. The ongoing discussions on its construction between the City, Capital Consultants and MDOT keep changing as new MDOT personnel become involved. MDOT has requested the City stop the project and wait until 2013 when MDOT will be working on M32. That is unacceptable, as we have people walking on M32 everyday to Save A Lot and Community Park to name just a couple of destinations. On July 30, Senator Allen was in town for office hours and a timeline on this project was given to him. The Senator's office has been involved in the past when issues regarding this project have come up. As of right now the project is not cancelled and all parties will be discussing it in the near future. As always I will keep the Commission up to date.
3. The tennis and basketball courts are going to be resurfaced the first full week of August. This work is being completed thanks to a generous gift from anonymous donors. The courts once resurfaced must sit for 5-7 days before they can be used. I would like to thank the donors for this very generous gift.

Administrator White informed the Commission of an agreement received from Delta Consultants to allow the placement of three new monitoring wells in the Tourist Park for three years. He noted the agreement has been reviewed by the City Attorney and section regarding data sharing with the City has been added. He stated Parks Director Cannon informed him there would be no interference with the camp sites or the ball fields.

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Motion offered by McNitt, second by Klooster, to authorize the City Administrator to sign the agreement with Delta Consultants for the placement of three monitoring wells.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

ITEM #17 Mayor's Report

Mayor Postma stated the Senior Center and Jordan River Arts Council leases are being worked on.

ITEM #18 Attorney's Report

Attorney Beatty stated he hopes to have the Senior Center and Jordan River Arts Council leases for the next commission meeting.

Consensus of the Commission was to allow the City Attorney and Administrator to meet with the parties if necessary to finalize the lease agreements.

Beatty addressed Gary Roberts's concern regarding the property owned by the City off Elizabeth Street and wanted to verify the Commission was in favor of a license agreement allowing ingress and egress to the rear of the properties on North Lake Street.

Beatty also noted the details of the proposed sewer extension with South Arm Township have been finalized.

Motion offered by McNitt, second by Bennett, to approve the sewer extension agreement and to authorize the Mayor and City Clerk to sign the agreement.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

ITEM #19 Commissioners

Commissioner McNitt questioned whether there was a time limit for the placement of banners in Sportsman's Park.

Mayor Postma stated there was a one week limit.

Commissioner Bennett asked if the plan was still to dredge the boat launch in 2008.

Administrator White stated that was the plan.

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Commissioner Vollbach questioned whether MDOT has money to widen the corner at Bridge and Water Streets. He also noted a visitor to the Portside Art Fair would be writing a complimentary letter to the Detroit Free Press.

White stated he would approach MDOT when other issues with them have been resolved.

Commissioner Klooster informed the Commission of a visitor who felt East Jordan was a quaint town and they really enjoyed the flowers and the events offered in town. He also complimented the upkeep on the restrooms at Sportsmen's Park.

ITEM #20 Speaker Requests

Speaker Request #1-Anna Taylor.

Ms. Taylor declined to speak as the new apartment development was not discussed at the meeting. She asked to be notified when the project would be on the City Commission agenda.

Speaker Request #2-William Bergmann.

Mr. Bergmann felt there was too much noise in town from the cars on the streets and stated the police can not do anything. He contact Senator Allen and was told that the city would need to pass an ordinance.

Commissioner McNitt questioned how you could enforce an ordinance on a loud passing vehicle.

Consensus of the Commission was to refer the issue to staff for research and to have the Police Chief contact area communities to see how they address the situation.

Mr. Bergmann asked to be contacted when this item is discussed by Commission.

Commissioner Klooster felt if the city cracked down on the noise it would stop.

Mayor Postma adjourned the meeting at 8:12 p.m.

Respectfully,

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Mark Postma  
Mayor

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Lori M. Campbell, CMC  
City Clerk