

*City of Utica*  
**Regular Council Meeting**  
**February 9, 2010**

The City Council meeting was called to order by Mayor Pro Tem Barthelmeh at 7:00 p.m.

**Members present:** Barthelmeh, Sikora, Kraft, Figurski, Osladil

**Absent:** Noonan, Baker

**Executive session**

Motion by Figurski, seconded by Kraft, to recess to executive session to discuss personnel issues. Voting by roll, all ayes, motion **CARRIED**. Meeting recessed at 7:00 p.m.

Meeting reconvened at 7:30 p.m. by Mayor Pro Tem who led the pledge of allegiance.

**Minutes of 1/5/2015**

Motion by Figurski, seconded by Osladil, to approve the minutes of 1/5/2010 as presented. Voting all ayes, motion **CARRIED**.

**Unfinished Business**

None.

**Consent Business**

Motion by Sikora, seconded by Figurski, to approve the consent business and grant permission to the Knights of Columbus for the annual Tootsie Roll Drive, 3/26-28/2010. Voting all ayes, motion **CARRIED**.

**Correspondence**

Motion by Kraft, seconded by Sikora, to receive and file correspondence received from Ken Sikora, Washington Township, Michigan Department of Human Services and MML 2010 Capital Conference. Voting all ayes, motion **CARRIED**.

**New Business**

**Department Reports**

**Mayor Noonan**

No report.

**Council Reports**

No report.

**Assessing**

Nancy Strehl, Assessor, explained the taxable assessments for residential property (on average down 19%) and industrial property (on average down 11%). Assessment notices

will be mailed at the end of February. Board of Review dates are March 10 and March 11, 2010. Appointments are required.

### **Building**

No report.

### **DPW**

#### **Storm Water Discharge Permit**

Motion by Figurski, seconded by Kraft, to pay the Storm Water Discharge Permit fee as presented, permit is required by law and budgeted in the Street Department budget.

Voting all ayes, motion **CARRIED**.

#### **Urban Revitalization Grant Application**

Motion by Sikora, seconded by Figurski, to approve the financial commitment by the DDA to the Urban Revitalization Grant Program, not to exceed \$100,000.00 and to authorize the Mayor to sign the application and file it on behalf of the City of Utica.

Voting all ayes, motion **CARRIED**.

### **Fire**

#### **Motorola Radio Purchase**

Chief Kevin Wilseck requested permission to purchase radios as presented, funding from the COPS grant. Motion by Osladil, seconded by Sikora, to approve the purchase of the radios as presented. Voting all ayes, motion **CARRIED**.

#### **Fire Fighters Contract**

Motion by Sikora, seconded by Figurski, to approve the Fire Fighter Contract as recommended by the Mayor and the City Attorney and to authorize the Mayor Pro Tem and the City Attorney to sign. Voting by roll, all ayes, motion **CARRIED**.

### **Police**

No report

### **Treasurer**

#### **Auditor's Billing**

Motion by Sikora, seconded by Figurski, to approve the auditor's bill as presented, cost not to exceed \$34,500. Voting all ayes, motion **CARRIED**.

### **Administration**

#### **MML Liability Premium**

Motion by Figurski, seconded by Sikora, to pay the 2010 premium for the MML Liability and Property Pool Premium, cost not to exceed \$125,032,00, funding in the current budget. Voting all ayes, motion **CARRIED**.

### **Library**

The Book Sale is February 13, 2010 from 10 a.m. to 4 p.m. February 14, 2010 is Bag Day, \$5 per bag of books.

**Parks and Recreation Commission**

The Ice Spectacular is this weekend, 2/13-14 in Downtown Utica.

The Easter Egg Hunt is Saturday, March 27, 2010 at Grant Park.

**Historic District Commission**

No report.

**City Attorney**

No report.

**Planning Commission**

No report.

**Senior Housing Steering Committee**

No report.

**Brownfield Redevelopment Authority**

No report.

**Public Hearing 7:45 p.m.**

Motion by Figurski, seconded by Osladil, to open the public hearing. Voting all ayes, public hearing opened at 7:45p.m.

**7636 Auburn Road – Temporary Use Request**

Norm Heinrick, owner of Muldoon's, Utica at 7636 Auburn Road is requesting a Temporary Use permit for a tent to be placed over his patio for March 16-18, 2010.

**7715 Auburn Road – Temporary Use Request**

Joe Mayernik, owner of the Shamrock, 7715 Auburn Road is requesting a Temporary Use permit for a tent to be placed over his patio for March 15-19, 2010. Due to the inclement weather and a prior commitment, Mr. Mayernik was unable to attend the meeting.

As no comments were received regarding the two requests, motion by Osladil, seconded by Kraft, to close the public hearing. Voting all ayes, motion **CARRIED**. Public hearing closed at 7:46 p.m.

Motion by Sikora, seconded by Osladil, to approve the request for Muldoon's, 7636 Auburn Road, for a tent 3/16-18/2010 as recommended by the Planning Commission. Voting all ayes, motion **CARRIED**.

Motion by Sikora, seconded by Kraft, to approve the request for Shamrock, 7715 Auburn Road, for a tent 3/15-20/2010 as recommended by the Planning Commission. Voting all ayes, motion **CARRIED**.

### **Bills Payable**

Motion by Figurski, seconded by Kraft, to pay all bills as presented. Voting all ayes, motion **CARRIED**.

### **Jason Palazzolo, Waiver Request**

The petitioner did not show, no action taken.

### **Communication from the public**

Alex Silva, 7838 Stead, and 7848 Stead resident expressed concerns regarding the overnight shelter at Discover Church. Chief Reaves indicated that the police department should be called at the time of any problem; Chief Reaves will meet with the residents and act an intermediary with the Church.

### **Public Hearing 8:00 p.m.**

#### **CDBG Funds**

Motion by Figurski, seconded by Sikora, to open the public hearing for the CDBG 2010 Funds. Voting all ayes, motion **CARRIED**. Public hearing opened at 8:02 p.m.

2010 CDBG funds for the City of Utica are anticipated to be \$33,000; only 15% may be allocated for public service which is \$4950, leaving \$28050 for non-public service projects. The public hearing is also for the reallocation of \$25000 from B9-19-7A, Master Land Use Plan to Senior Housing for chair lifts.

Linda Zott representing CARE was present to request \$1500; CARE provides prevention classes and parent education.

Ron Borgacz representing Macomb County Warming Center was present to request \$3000 for their program.

As there were no other comments from the public, motion by Osladil, seconded by Sikora, to close the public hearing. Voting all ayes, motion **CARRIED**. Public hearing closed at 8:10 p.m.

Comments from department heads for the \$28050 allocation included refurbishing senior housing balconies, AED units at senior housing.

Although not present, MCREST and Utica Pioneers have always requested funding in the past. Police Chief Reaves requested funds for CARE House due to the nature of CARE House working with abused children.

Motion by Sikora, seconded by Kraft, to allocate \$990 to CARE, Macomb County Warming Center, MCREST, Utica Pioneers and CARE House and to allocate \$28050 for the refurbishing of the balconies at Riverside 175, senior housing. Voting all ayes, motion **CARRIED**.

Motion by Sikora, seconded by Figurski, to reallocate \$25,000 from B9-19-7A Master Land Use Plan to purchase and install senior housing stair chair lifts, leaving a balance of \$6050 for the Master Land Use Plan. Voting all ayes, motion **CARRIED**.

**Adjournment**

Motion by Figurski, seconded by Kraft, to adjourn the meeting as there was no one in the audience. Voting all ayes, motion **CARRIED**. Meeting adjourned at 8:15 p.m.

M. Catherine McGrail  
CITY OF UTICA  
City Clerk