

City of Utica
Regular Council Meeting
April 13, 2010

The City Council meeting was called to order at 7:32 p.m. by Mayor Noonan who led the Pledge of Allegiance.

Members present: Barthelmeh, Sikora, Figurski, Osladil, Noonan
Absent: Kraft, Baker

American Legion 351 Post Annual Poppy Days

Motion by Barthelmeh, seconded by Osladil, to approve the request for the Annual Poppy Days on 5/13-15/2010 as requested. Voting all ayes, motion **CARRIED**.

Minutes of 3/9/2010

Motion by Barthelmeh, seconded by Figurski, to approve the minutes of the 3/9/2010 council meeting as presented. Voting all ayes, motion **CARRIED**.

Correspondence

Motion by Barthelmeh, seconded by Sikora, to approve and file the following correspondence: request from UCS Career Focus Luncheon, 5/5-6; Fire Department resignation from John Monasterski; MI Department of Treasury; Waste Management contract 3 month extension; Robert Silverstein – Stop Dating Violence; Shelby Lions requesting support for the Charity Car Show, 7/25; request from Harley Davison Great Lakes Chapter for solicitations on 5/13-15. Voting all ayes, motion **CARRIED**.

New Business

Department Reports

Mayor Noonan

MML Dues

Michigan Municipal League informed the city that the annual MML dues will be reduced by 12% for the new fiscal year. No action required.

Farmer's Market

Vernon McClain was present regarding the Farmer's Market for May through November. DDA will be meeting on 4/28 at 4:30 p.m. and will discuss the matter. No action required.

Purchase Policy and Credit Card

Mayor Noonan requested permission to create a committee of department heads to discuss the purchase and the credit card policy and to report back next month. No objections.

Budget Meetings

The next budget meeting will be 4/27; meeting previously scheduled for 4/20 has been cancelled. No action required.

Public Hearings 7:45 p.m.

Temporary Use Request, 7636 Auburn, 5/4-6/2010

Motion by Figurski, seconded by Sikora, to open the public hearing at 7:45 p.m. Voting all ayes, motion **CARRIED**.

Norm Heinrick, owner of Muldoons, requested permission for a 20x40 tent over the outdoor patio for 5/4-6/2010. Planning Commission recommended approval.

As there were no comments from the public, motion by Barthelmeh, seconded by Figurski, to close the public hearing. Voting all ayes, motion **CARRIED**. Public hearing closed at 7:46 p.m.

Motion by Barthelmeh, seconded by Figurski, to approve the request for a temporary tent at 7636 Auburn as requested. Voting all ayes, motion **CARRIED**.

Temporary Use Request, 45001 Northpoine, 5/13-15/2010

Motion by Barthelmeh, seconded by Figurski, to open the public hearing. Voting all ayes, motion **CARRIED**. Public hearing opened at 7:47 p.m.

Warren Winstanley, representing Meade Lexus, was present to request permission for an outdoor event at 45001 Northpoine with tent and possible bounce house. Planning Commission recommended approval.

As there were no comments from the public, motion by Figurski, seconded by Osladil, to close the public hearing. Voting all ayes, motion **CARRIED**. Public hearing closed at 7:49 p.m.

Motion by Barthelmeh, seconded by Osladil, to approve the temporary use request for 45001 Northpoine for 5/13-16 with complete compliance with all city and county requirements. Voting all ayes, motion **CARRIED**.

Temporary Use Request, NW Corner of M-59 and Schoenherr, 6/3-13/2010

Motion by Barthelmeh, seconded by Osladil, to open the public hearing. Voting all ayes, motion **CARRIED**. Public hearing opened at 7:50 p.m.

Wayne Oehmke, Chamber of Commerce director, was present to request permission for the annual carnival at Shelby Corners, 6/3-13/2010. Planning Commission recommended approval.

As there were no comments from the public, motion by Barthelmeh, seconded by Osladil, to close the public hearing. Voting all ayes, motion **CARRIED**. Public hearing closed at 7:53 p.m.

Motion by Osladil, seconded by Sikora, to approve the temporary use request for the annual carnival at Shelby Corners, 6/3-13/2010, requiring all issues noted by the Fire and Police departments be resolved. Voting all ayes, motion **CARRIED**.

Council Reports

Mayor Pro Tem Barthelmeh updated all on the Easter Egg Hunt and thanked all the volunteers, including the Fire, Administration and DPW Departments and Best Buy.

Assessing – Nancy Strehl, Assessor

No report.

Building – Ed Durbin, Inspector

No report.

DPW – Bill Lang, Superintendent

DPW Superintendent Lang updated all on the rising water rates and suggested that outside watering be done in the very early morning hours, before 5:00 a.m. He will be addressing this situation in the upcoming newsletter.

Fire – Kevin Wilseck, Chief

No report.

**Police – Mike Reaves, Chief
Community Shred Day**

Chief Reaves announced that the annual Community Shred Day is 5/15/2010, 9:30 a.m. to 1:00 p.m.

Meet the Police

Chief Reaves also announced that the Police will be present at Riverside 175 on 5/20 at 7:00 p.m. This is open to the public.

Treasurer – Philip Paternoster

Motion by Barthelmeh, seconded by Sikora, to approve the payment of the Value Trends bill of \$7500 as presented. Voting all ayes, motion **CARRIED**.

**Administration – Cathy McGrail, City Clerk
CDBG Increase**

Notice has been received that the CDBG allocation has been increased by \$7000 and needs to be allocated.

Motion by Sikora, seconded by Figurski, to allocate the \$7000 additional funds to the Riverside 175 Balcony repairs. Voting all ayes, motion **CARRIED**.

Library – Marsha Doege, Director

No report.

Parks and Recreation Commission

Mayor and Council thanked the volunteers for all their hard work and also Marie Gratopp for all her work as chair of the event. Mayor also announced that the City of Utica will be hosting the city of Vassar on May 17 as part of Michigan Week.

Historic District Commission

No report.

City Attorney

No report.

Planning Commission

No report.

Senior Housing Steering Committee

No report.

Brownfield Redevelopment Authority

No report.

Bills Payable

Motion by Sikora, seconded by Barthelmeh, to approve payment of the bills as presented. Voting all ayes, motion **CARRIED**.

**Communication from the Public
History of Utica Book**

Gloria Olman, History of Utica Book committee, was present to inform all that the book could be pre-purchased, cost of \$25 plus tax prior to 5/20, after 5/20 the cost will be \$30 plus tax, postage if requested is \$6.00 additional.

Relay for Life

The Relay for Life Cancer Foundation fundraiser is 5/23-23/2010.

Tai Lee, Waiver Request

Tai Lee was present to request the waiver of \$150 bill he received in 2007 when he was mugged by two juveniles. He claimed he never received any bills and only became aware of the charges when he applied for a new home.

Due to the very extenuating circumstances, motion by Sikora, seconded by Barthelmeh, to waive the fees for Tai Lee and to contact the collection agency for them to remove the charges from his credit report. Voting all ayes, motion **CARRIED**.

Executive Session

Motion by Sikora, seconded by Barthelmeh, to recess to executive session to discuss personnel issues and litigation. Voting by roll, all ayes, motion **CARRIED**. Meeting recessed at 8:23 p.m.

Meeting reconvened at 9:02 p.m.

Miscellaneous

Motion by Barthelmeh, seconded by Sikora, to authorize the Mayor and the Treasurer to negotiate with the actuary, cost not to exceed \$5,000. Voting all ayes, motion **CARRIED**.

Motion by Sikora, seconded by Figurski, to settle the SalMar, Shelby Corners and Holiday Inn Express as submitted. Voting all ayes, motion **CARRIED**.

Adjournment

Motion by Barthelmeh, seconded by Osladil, to adjourn the meeting. Voting all ayes, motion **CARRIED**. Meeting adjourned at 9:05 p.m.

M. Catherine McGrail
CITY OF UTICA
City Clerk