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## PROCEEDINGS OF THE MANISTEE CITY COUNCIL – September 2, 2014

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A regular meeting of the Manistee City Council was called to order by her honor, Mayor Colleen Kenny on Tuesday, September 2, 2014 at 7:00 p.m. in the City Hall Council Chambers, 70 Maple Street, followed by the Pledge of Allegiance.

PRESENT: Colleen Kenny, Robert Hornkohl, Robert Goodspeed, Catherine Zaring, Mark Wittlieff, and Eric Gustad.

ABSENT: Edward Cote.

ALSO PRESENT: City Manager – Mitch Deisch, City Attorney – George Saylor, Deputy City Clerk – Mary Bachman, DPW Director – Jeff Mikula, Public Safety Director – Dave Bachman, and City Engineer – Shawn Middleton/Spicer Group.

### CITIZEN COMMENTS ON AGENDA RELATED ITEMS.

*None received.*

### LIFE SAVING AWARD.

Mayor Kenny presented Captain Cameron, Captain Peddie, Paramedic Firefighter Jefferies, Officer Shands and Chief Bachman with Life Saving Awards for their actions on Saturday, April 26, 2014. Firefighters and officers were dispatched to the Manistee River to rescue a 10 year old boy who had jumped in. The actions of these men directly resulted in saving the life of ten year old Owen Skaladis. They went above and beyond the normal call to duty. Their actions are a reflection of the high standards set by the City of Manistee and a credit to the community.

### CONSENT AGENDA.

- Minutes - August 19, 2014 - Regular Meeting
- Payroll - August 18-31, 2014 - \$128,999.85
- Cash Balances Report - July 2014
- Notification Regarding Next Work Session – September 9, 2014  
A discussion will be conducted on the Board and Commission Application Process, the DPW Recycling Center; and such business as may come before the Council. No action is required on this item.

MOTION by Hornkohl, second by Goodspeed to approve the Consent Agenda as presented.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Hornkohl, Goodspeed, Zaring, Wittlieff, and Gustad

NAYS: None

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### CONSIDERATION OF LOCAL REVENUE SHARING BOARD GRANT APPLICATIONS.

The Local Revenue Sharing Board (LRSB) distributes 2% money from the Little River Casino. The deadline for 2014 Cycle II applications is Friday, September 5, 2014. City Staff has prepared grant applications for submission to the LRSB.

MOTION by Hornkohl, second by Goodspeed to authorize the submission of grant applications to the Local Revenue Sharing Board for the second cycle in 2014.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Hornkohl, Goodspeed, Zaring, Wittlieff, and Gustad

NAYS: None

### CONSIDERATION OF INTRODUCING ORDINANCE 14-07 CHAPTER 606 ANIMALS AMENDMENTS.

The Ad Hoc Domestic Animals Committee first met in July of 2013 to undertake a review of the current ordinance. Following numerous meetings a draft ordinance was prepared and the committee took action on May 22, 2014 to submit the draft to the Council Ordinance Committee. At their meeting of June 10, 2014 the Council Ordinance Committee sent the draft back to the Domestic Animals Committee stating that cats and dogs should be treated equally in regards to licensing and running free. A joint meeting of both committees was held on August 6, 2014 when there was significant discussion on the draft ordinance; specifically on how cats were addressed in the draft. Following this discussion both committees agreed that there would not be the same restrictions on cats as there are with dogs and formed a consensus that the revised draft ordinance should be forwarded to full Council for action. The attached draft was prepared by the City Attorney and is recommended for adoption.

As an ordinance two separate readings are required. If this ordinance is introduced at this time it could be adopted at the next regular meeting.

MOTION by Gustad, second by Wittlieff to introduce Ordinance 14-07 amending Chapter 606 Animals.

With a roll call vote this motion passed 5-1.

AYES: Kenny, Hornkohl, Goodspeed, Wittlieff, and Gustad

NAYS: Zaring

### CONSIDERATION OF THE PURCHASE OF A PIONEER PORTABLE PUMP.

The Water and Sewer Departments have been implementing a plan to provide redundancy for its critical components. This portable pump station will be used in the event of a pump failure, communications failure, WWTP maintenance, and water main breaks.

This is a budgeted item in the 2014-2015 fiscal year budget. While this is over the budgeted amount, the generator bid came in under budget and will offset the difference. The generator bid will be considered at an upcoming meeting.

Mayor Kenny postponed until a later date.

**CONSIDERATION OF A CONTRACT TO CLOSE CSO #008, SWIDORSKI EXCAVATING.**

CSO #008 is located along the riverbank south of Century Terrace and has been taken out of service. The current weir structure does not extend to the top of the diversion chamber and could allow sewage to be discharged into the river. The Michigan Department of Environmental Quality has required the City to complete a full closure. Only one bid was received to close CSO #008, however, the bid is within the budgeted amount. The City Attorney has reviewed and approved the contract.

MOTION by Hornkohl, second by Zaring to accept the bid from Swidorski Excavating in the amount of \$19,800 to close CSO #008; and further authorize the Mayor and City Clerk to execute the agreement.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Hornkohl, Goodspeed, Zaring, Wittlieff, and Gustad

NAYS: None

**CITIZEN COMMENT.**

Comments were received by:

- Judy Carl - 159 Quincy Street / commented on guest column in Manistee News Advocate; past minutes; publicly reading letters written to the Council
- Lynda Beaton – 256 Hughes Street / commented on skunk eradication

**OFFICIALS AND STAFF.**

Mikula stated that the DPW will be assisting with a sewer repair on US 31 between 6<sup>th</sup> and 7<sup>th</sup> Streets. Be cautious and safe when traveling this area.

**COUNCILMEMBERS.**

Mayor Kenny thanked the men and women who protect our City.

**ADJOURN.**

MOTION to adjourn was made by Goodspeed, second by Hornkohl. Meeting adjourned at 7:30 p.m.

Mary Bachman MMC, CMMC, LIA  
Deputy City Clerk/Payroll & Benefits