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## PROCEEDINGS OF THE MANISTEE CITY COUNCIL – March 1, 2016

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A regular meeting of the Manistee City Council was called to order by her honor, Mayor Colleen Kenny on Tuesday, March 1, 2016 at 7:00 p.m. in the City Hall Council Chambers, 70 Maple Street, followed by the Pledge of Allegiance.

PRESENT: Colleen Kenny, Lynda Beaton, Roger Zielinski, Robert Goodspeed, James Smith, Mark Wittlieff

ABSENT: Eric Gustad

ALSO PRESENT: City Manager – Thad Taylor, City Attorney – George Saylor, City Clerk – Michelle Wright, DPW Director – Jeff Mikula, Finance Director – Ed Bradford, Police Sergeant – Steve Schmeling, City Engineer – Shawn Middleton / Spicer Group

### **CITIZEN COMMENTS ON AGENDA RELATED ITEMS.**

*None received.*

### **CONSENT AGENDA.**

- Minutes
  - February 16, 2016 - Regular Meeting
  - February 23, 2016 - Special Work Session
- Financial Reports
  - Cash Balances January 2016
  - Revenue & Expense January 2016
- Notification Regarding Next Work Session – March 9, 2016
  - A discussion will be conducted on Spring Trash Haul / Recycling, a presentation by the Ramsdell Theatre Committee; and such business as may come before the Council.

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

With a roll call vote this motion passed unanimously.

AYES: Kenny, Beaton, Zielinski, Goodspeed, Smith, Wittlieff

NAYS: None

### **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 2016 Cycle I applications is Friday, March 4, 2016 at 5:00 p.m. City staff has prepared two grant applications for submission to the Local Revenue Sharing Board. Council has requested an opportunity to approve individual grant applications. This agenda item will include two separate motions, one for each grant application.

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MOTION by Zielinski, second by Beaton to authorize the submission of a grant application to the Local Revenue Sharing Board for matching funds for a FEMA grant to purchase Jaws tools and a Lucas Automatic CPR device in the amount of \$5,000.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Beaton, Zielinski, Goodspeed, Smith, Wittlieff

NAYS: None

MOTION by Smith, second by Zielinski to authorize the submission of a grant application to the Local Revenue Sharing Board for swim buoy replacements in the amount of \$2,300. Mikula stated that since the application was completed, the prices had increased by \$50 each. MOTION by Smith, second by Zielinski to amend the motion to change the amount to \$3,050.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Beaton, Zielinski, Goodspeed, Smith, Wittlieff

NAYS: None

### **CONSIDERATION OF INTRODUCING ORDINANCE 16-01 FIREWORKS.**

At their work session of February 9, 2016 City Council discussed the current ordinance and various modifications attempted in the past. A majority of Council requested that the City Attorney prepare a more restrictive ordinance; with more latitude around the Fourth of July.

A draft has been prepared and is attached. If the ordinance is introduced this evening it could be adopted at the next regular meeting. Mayor Kenny outlined the proposed changes to the ordinance.

MOTION by Wittlieff to introduce Ordinance 16-01 amending Chapter 663 Fireworks.

Motion failed for lack of support.

### **CONSIDERATION OF A FIVE-YEAR CONTRACT FOR BIO-SOLIDS LAND APPLICATION.**

A normal by-product of the City's wastewater treatment process includes 750,000 to 1,200,000 gallons of bio-solids annually. The bio-solids are used in agricultural fields as a soil amendment. The City has historically contracted for the removal of bio-solids from the plant for land application, on a five-year basis. Bids were advertised, with two bids being received. The low bid is being recommended. The value of the contract is estimated at \$40,680 in the first year, assuming a volume of 1.2 million gallons. The agreement under consideration was prepared by the City Attorney.

MOTION by Goodspeed, second by Smith to approve a five-year contract with Bio Tech Argonomics of Beulah, Michigan.

With a roll call vote this motion passed unanimously.

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AYES: Kenny, Beaton, Zielinski, Goodspeed, Smith, Wittlieff

NAYS: None

### **CONSIDERATION OF A LICENSE AGREEMENT EXTENSION WITH CONSUMERS ENERGY FOR ENVIRONMENTAL TESTING ON JONES STREET.**

In 1999 the City of Manistee entered into a License Agreement with Consumers Energy for conducting an investigation on the environmental condition of the property around the former Manistee Manufactured Gas Plant for a portion of the Jones Street right-of-way. Consumers Energy is requesting an extension until December 31, 2017 to continue investigation and perform response activities as needed. The City Attorney has reviewed and approved the license extension.

MOTION by Goodspeed, second by Zielinski to approve a request from Consumers Energy for a License Agreement Extension for environmental testing at the former Manistee Manufactured Gas Plant Site on Jones Street until December 31, 2017; and authorize the Mayor to execute the document.

With a roll call vote this motion passed unanimously.

AYES: Kenny, Beaton, Zielinski, Goodspeed, Smith, Wittlieff

NAYS: None

### **A REPORT FROM THE MANISTEE RECREATION ASSOCIATION.**

Mr. Kenny Kott reported on the activities of the Manistee Recreation Association and responded to questions the Council had regarding their activities.

### **CITIZEN COMMENT.**

Comments received by:

- Carol Pasco, 610 Spruce Street / Strategic Planning - hopes Council supports the Ramsdell Theatre, pool, and marina; fireworks ordinance should be more restrictive.

### **OFFICIALS AND STAFF.**

*None received.*

### **COUNCILMEMBERS.**

Beaton attended the MML seminar for newly elected official in Frankenmuth, very informative.

Smith attended the presentation by paramedic Jim Henderson on the use of Narcon and AEDs, great job.

Kenny stated it is disappointing to direct staff to work on something and then not even get a motion to talk about the item when it comes back to Council.

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**ADJOURN.**

MOTION to adjourn was made by Wittlieff, second by Goodspeed. Meeting adjourned at 7:35 p.m.

Michelle Wright MMC / CPFA, MiCPT  
City Clerk/Chief Deputy Treasurer