

REGULAR MEETING OF THE WEST BRANCH CITY COUNCIL HELD IN THE COUNCIL CHAMBERS OF CITY HALL, 121 NORTH FOURTH STREET, MONDAY AUGUST 4, 2003.

Mayor Todd Thompson called the meeting to order at 7:00 p.m.

Present: Mayor Todd Thompson, Council Members Gregory Clark, William Ehinger, Paul Frechette, Russell Jackson, Chad Lucas

Absent: Council Member Kim Ervans

Other officers present: Deputy Clerk/Treasurer Debra Heisler, Attorney Christine Juarez, Police Chief Rodger Williams and WWTP laborer Gary Grubb

All stood for the Pledge of Allegiance.

Mayor Thompson presented Gary Grubb with a Certificate of Appreciation for his 20 years of service.

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Mayor Thompson presented the following proclamation:

**PROCLAMATION #03-05**

BE IT KNOWN, students participating in foreign exchange programs gain valuable insight into diverse cultures, and

BE IT KNOWN, the LABO program began exposing the youth of Japan to the world and the world to the youth of Japan in 1964, and

BE IT KNOWN, a part of LABO's Overseas Homestay Program, four Japanese children and one chairperson visit the West Branch area in 2003.

NOW, THEREFORE, BE IT PROCLAIMED, that Monday, August 4, 2003 be declared LABO Day in the City of West Branch Michigan, USA, and

BE IT FURTHER PROCLAIMED, that for this day Taiki Kurozumi, Tomoaki Shogen, Kazune Takei, Toshiya Kaai and Yoko Harada are declared honorary citizens of our humble City, and

BE IT FINALLY PROCLAIMED, that the Clemens Family, the Fritz Family, the Poirier Family, the Sgambelluri Family and the Uhall family are hereby recognized as International Ambassadors

for the City of West Branch

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**MOTION BY THOMPSON, SECOND BY LUCAS TO APPROVE A SECOND PARKING PERMIT FOR 313 W. HOUGHTON AVE. APT. D FOR TRACEY AHRENT & GREGORY S. WOOD II**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion carried**

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**MOTION BY THOMPSON, SECOND BY CLARK TO ALLOW THE VICTORIAN ART FAIR BANNER TO GO UP.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY LUCAS, SECOND BY FRECHETTE TO APPROVE THE MINUTES AND SUMMARY OF THE REGULAR MEETING HELD JULY 21, 2003.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY JACKSON, SECOND BY LUCAS TO RECEIVE AND FILE MINUTES OF THE PLANNING COMMISSION MEETINGS HELD MAY 27, 2003 AND JUNE 25, 2003, THE DDA MEETING HELD JUNE 30, 2003 AND THE ZONING BOARD OF APPEALS MEETING HELD JUNE 24, 2003.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY THOMPSON, SECOND BY LUCAS TO REAPPOINT DENISE LAWRENCE AND ED KELLY TO THE ZONING BOARD OF APPEALS. TERMS TO EXPIRE AUGUST 5, 2006.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY LUCAS, SECOND BY FRECHETTE TO APPROVE THE RATE OF \$500.00 PER PAY FOR THE INTERIM CITY MANAGER UNTIL SUCH TIME AS A NEW CITY MANAGER IS HIRED**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY LUCAS, SECOND BY THOMPSON TO PAY BILLS IN THE AMOUNT OF \$60,387.55.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY THOMPSON, SECOND BY JACKSON TO APPROVE THE FOLLOWING RESOLUTION:**

**RESOLUTION #03 –17**

**Whereas, since the inception of transportation enhancement funding in the early 1990’s, the City of West Branch has seen the steady improvement of non-motorized transportation and recreation amenities in northeast Michigan, and**

**Whereas, the availability of federal assistance spurs investment in trails and sidewalks by the State, by local government and by private interests, and**

**Whereas, the creation of these valuable facilities promotes viable alternatives to traditional motorized transportation, furthers the creation of nation-wide linkages and promotes a healthier, more active America for everyone.**

**Now Therefore Be It Resolved, that the West Branch City Council supports the full restoration of enhancement funding to the transportation budget and urges our elected officials to preserve this important part of our natural infrastructure.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY CLARK, SECOND BY LUCAS TO APPROVE THE**

**FOLLOWING RESOLUTION:**

**RESOLUTION 03-18**

**Whereas, the County of Ogemaw 1999-2003 Recreation Plan calls for The construction of the Riverwalk in the City of West Branch, and**

**Whereas, the public has consistently demonstrated their strong support for the Riverwalk through usage, donations, and at public hearings held prior to each related grant application for Michigan Natural Resources Trust Fund or Land and Water Conservation Fund, and**

**Whereas, the project contemplated by the 2003 grant application would complete the eight-phase project originally set forth in the 1994 Rivertrail Master Plan.**

**NOW, THEREFORE, BE IT RESOLVED that the West Branch City Council hereby authorizes the following:**

- 1. The submission of the grant application for funding from the Michigan Natural Resources Trust Fund or Land and Water Conservation Fund, and**
- 2. The commitment of up to \$86,000 to match funds received from the Michigan Natural Resources Trust Fund, and**
- 3. The signatures of Mayor Todd Thompson and Acting City Manager Jane Tennant on all documents required for the submission of the grant application and the acceptance of the grant award should said application be approved.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY LUCAS, SECOND BY JACKSON TO APPROVE THE FOLLOWING RESOLUTION:**

**RESOLUTION 03-19**

**Whereas, the State Tax Commission adopted final audit determinations on the City of West Branch DDA Plan on October 3, 2002 and**

**Whereas, this audit determined that the DDA owes money to the local schools, the intermediate school district, the state education tax, and the state tax commission,**

**NOW, THEREFORE, BE IT RESOLVED, that the West Branch City Council hereby adopts the following budget amendment to allow funds to be returned to the above mentioned entities:**

<b>FUND 757</b>	<b>BUDGET</b>	<b>AMENDMENT</b>
<b>Expenditures</b>		
<b>810-700 Property Tax Adjustment</b>	<b>0</b>	<b>\$106,371</b>
<b>TOTAL EXPENDITURES</b>	<b>\$6,000</b>	<b>\$112,371</b>
<b>Carry Over</b>	<b>\$468,467</b>	<b>\$362,096</b>

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent - Ervans**

**Motion Carried**

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**MOTION BY FRECHETTE, SECOND BY CLARK TO CHANGE SIGNATURES AT THE BANK ON ALL ACCOUNTS BY DELETING PATRICK MCGINNIS AND ADDING CHAD LUCAS, MAKING SIGNATORS JANE TENNANT, TODD THOMPSON, RUSSELL JACKSON, AND CHAD LUCAS.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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Discussion was held on the IGA Purchase Agreement.

**MOTION BY FRECHETTE, SECOND BY CLARK TO APPROVE THE IGA PURCHASE AGREEMENT WITH A 60 DAY DUE DILIGENCE AND AUTHORIZE THE ATTORNEY TO NEGOCIATE THE DUE DILIGENCE CLAUSE IF POSSIBLE IF NOT AUTHORIZING MAYOR THOMPSON TO SIGN THE AGREEMENT WITH THE 90 DAY DUE DILIGENCE AND MOVE FORWARD.**

**Yes – Clark, Ehinger, Frechette, Jackson, Lucas, Thompson**

**No – None**

**Absent – Ervans**

**Motion Carried**

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**MOTION BY THOMPSON, SECOND BY FRECHETTE TO ADJOURN AT 7:40 P.M.**

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Todd Thompson, Mayor

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Jane Tennant, Clerk

Approved: August 18, 2003