

REGULAR MEETING OF THE WEST BRANCH CITY COUNCIL HELD IN THE COUNCIL CHAMBER OF CITY HALL, 121 NORTH FOURTH STREET, TUESDAY, SEPTEMBER 7, 2004

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

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

Absent: None

Other officers present: City Manager William Gascoigne, Clerk/Treasurer Jane Tennant, Police Chief Rodger Williams, and City Attorney Christine Juarez

All stood for the Pledge of Allegiance.

**MOTION BY CLARK, SECOND BY LUCAS, TO APPROVE THE MINUTES AND SUMMARY OF THE REGULAR MEETING HELD AUGUST 16, 2004.**

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

**No – None**

**Motion carried**

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**MOTION BY JACKSON, SECOND BY CLARK, TO RECEIVE AND FILE THE MINUTES OF THE AIRPORT BOARD MEETING HELD JULY 8, 2004, ZONING BOARD OF APPEALS MEETINGS HELD JULY 15, 2004 AND AUGUST 26, 2004, EDC MEETING HELD JULY 19, 2004, AND PLANNING COMMISSION MEETING HELD JULY 27, 2004.**

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

**No – None**

**Motion carried**

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Council reviewed a letter from David Gutierrez requesting that the Council change the cemetery policy to permit upright markers in the '73 Addition. Manager Gascoigne noted that this is the only section that is limited to flush markers. He stated that cemeteries are getting away from this because the cost savings is not enough to justify allowing the families to have the memorial they want.

**MOTION BY LUCAS, SECOND BY EHINGER, DIRECTING MANAGER GASCOIGNE TO WRITE A NEW POLICY FOR THE '73 ADDITION OF BROOKSIDE CEMETERY FOR COUNCIL TO REVIEW.**

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

**No – Thompson**

**Motion carried**

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Council reviewed the request from the Ogemaw County Humane Society to allow the exhibit and show dogs to be off their leash on September 25 in Iron's Park. Manager Gascoigne noted that §90.25 of the Code of Ordinances requires all dogs to be on leashes in the park and that if Council so chose they could allow an exemption. Annette Doering stated that if the park were busy they would move this part of the Mutt March to the tennis courts.

**MOTION BY CLARK, SECOND BY LUCAS, TO ALLOW THE EXHIBIT AND SHOW DOGS PARTICIPATING IN THE MUTT MARCH ON SEPTEMBER 25 TO BE OFF THEIR LEASH DURING THEIR EXHIBITION.**

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

**No – None**

**Motion carried**

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**MOTION BY THOMPSON, SECOND BY JACKSON, TO REAPPOINT DOUG PATTULLO TO THE MEDICAL ARTS CENTER TERM TO EXPIRE DECEMBER 31, 2007.**

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

**No – None**

**Motion carried**

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Council reviewed the recommendations for the West Branch Regional Medical Center Board of Trustees. Manager Gascoigne noted that the nominating committee is still working on the two unexpired terms and these recommendations are for those terms that will expire at the end of this year.

**MOTION BY THOMPSON, SECOND BY JACKSON, TO REAPPOINT THAD GRAY, JEFF GODFREY, AND BETH PESZKO TO THE WEST BRANCH REGIONAL MEDICAL CENTER BOARD OF TRUSTEES TERMS TO EXPIRE JANUARY 1, 2008.**

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

**No – None**

**Motion carried**

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**MOTION BY FRECHETTE, SECOND BY LUCAS, TO REAPPOINT CATHY ZIMMERMAN AND KENT DAVISION TO THE DDA TERMS TO EXPIRE JANUARY 1, 2007; BONNIE STEVENS TO THE ELECTION BOARD TERM TO EXPIRE JUNE 30, 2006; AND STEVE KIMBALL TO THE ZONING BOARD OF APPEALS TERM TO EXPIRE AUGUST 15, 2007 AS RECOMMENDED BY MAYOR THOMPSON.**

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

**No – None**

**Motion carried**

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Manager Gascoigne informed the Council that from October 4 – 8 the City would be doing smoke testing on the sanitary sewer system.

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**MOTION BY LUCAS, SECOND BY FRECHETTE, TO APPROVE THE BILLS IN THE AMOUNT OF \$131,279.31.**

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

**No – None**

**Motion carried**

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**MOTION BY LUCAS, SECOND BY JACKSON, TO DENY THE PEDDLERS AND SOLICITORS APPLICATION FROM KEITH FACE TO SELL KIRBY VACUUMS DOOR TO DOOR.**

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

**No – Ervans**

**Motion carried**

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

**RESOLUTION #04-13**

**WHEREAS, the City of West Branch through fund 402 CDBG 417 W. Houghton Ave. has paid contractors for work done on the West Branch Plaza Parking, and**

**WHEREAS, the City Council approved any changes to comply with the Davis-Bacon Act,**

**NOW, THEREFORE, BE IT RESOLVED, that the following budget amendment be approved to comply with audit requirements and to assure that the funds are taken from the proper accounts:**

**FUND 402**

	<b>Budgeted</b>	<b>Amended</b>
Carry Over	<b>151,160</b>	<b>129,564</b>
<b>Expenditures:</b>		
810.700 Contractual Services	<b>0</b>	<b>21,596</b>
<b>TOTAL</b>	<b>151,160</b>	<b>21,596</b>

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

**No – None**

**Motion carried**

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Attorney Juarez stated that her office reviewed the airport grant and there are three pages of federal regulations and she would like to have the opportunity to review these regulations with the grant administrator.

**MOTION BY JACKSON, SECOND BY FRECHETTE, TO APPROVE SUBMISSION OF THE WEST BRANCH COMMUNITY AIRPORT GRANT – CONTRACT #2004-0564 AND PROJECT #B-26-0097-0604 AND AUTHORIZING CITY MANAGER WILLIAM GASCOIGNE TO SIGN SAID CONTRACT.**

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

**No – Lucas**

**Motion carried**

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**MOTION BY THOMPSON, SECOND BY FRECHETTE, TO ADJOURN AT 7:20 P.M.**