

REGULAR MEETING OF THE WEST BRANCH CITY COUNCIL HELD IN THE COUNCIL CHAMBER OF CITY HALL, 121 NORTH FOURTH STREET, MONDAY, DECEMBER 20, 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, Attorney Edward Crawford, Patrol Officer Kenneth Walters, Deputy Clerk/Treasurer Debra Heisler, Administrative Assistant Michelle Frechette, and Administrative Assistant Gail Miller

All stood for the Pledge of Allegiance.

MOTION BY FRECHETTE, SECOND BY JACKSON, TO APPROVE THE MINUTES AND SUMMARY OF THE REGULAR MEETING HELD DECEMBER 6, 2004.

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

No – None

Motion carried

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MOTION BY LUCAS, SECOND BY EHINGER, TO RECEIVE AND FILE THE MINUTES OF THE EDC MEETING HELD NOVEMBER 15, 2004 AND THE NOVEMBER TREASURER’S REPORT.

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

No – None

Motion carried

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Miss Victorian, Anna Daugherty, presented the Council with a picture of the 2004 Miss Victorian Court.

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Jeff Keister, STING representative, reviewed the amended STING contract with Council.

MOTION BY THOMPSON, SECOND BY LUCASE, DIRECTING STAFF TO DRAFT A RESOLUTION APPROVING THIS CONTRACT AND AUTHORIZING THE MAYOR TO SIGN SAID CONTRACT.

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

No – None

Motion carried

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Thad Gray and Trina Edwards, Stephenson-Gracik representatives, were present and presented the 2003/2004 audit to the Council.

MOTION BY THOMPSON, SECOND BY EHINGER, TO ACCEPT THE 2003/2004 AUDIT AS PRESENTED.

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

No – None

Motion carried

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MOTION BY THOMPSON, SECOND BY CLARK, TO REAPPOINT KIM ERVANS TO THE AIRPORT BOARD TERM TO EXPIRE 12/31/2007; JEAN DAVID TO THE BOARD OF REVIEW TERM TO EXPIRE 12/30/2007; SANDY RABIDUE AND TRISH MCLAREN TO THE DDA TERMS TO EXPIRE 1/1/2008; AND WILLIAM ENGEMANN AND NICOLE ZIMMER TO THE PLANNING COMMISSION TERMS TO EXPIRE 12/31/2007.

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

No – None

Motion carried

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Patrol Officer Ken Walters did a short presentation with Gator, the dog he is training to work with him. Police Chief Williams informed the Council that the Master Instructor is recommending that Patrol Officer Walters and Gator be allowed to perform certain duties out in the field.

MOTION BY THOMPSON, SECOND BY LUCAS, TO SUPPORT THE EARLY IMPLEMENTATION OF GATOR AS RECOMMENDED BY THE MASTER INSTRUCTOR FOR TRACKING, AREA SEARCHES, SURVEILLIANCE, BUILDING SEARCHES, AND PERFORM VEHICLE SEARCHES.

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

No – None

Motion carried

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MOTION BY JACKSON, SECOND BY CLARK, TO APPROVE THE NOVEMBER FINANCIAL STATEMENT.

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

No – None

Motion carried

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MOTION BY LUCAS, SECOND BY FRECHETTE, TO APPROVE THE BILLS IN THE AMOUNT OF \$59,362.41.

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

No – None

Motion carried

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Council reviewed the bids on the Wastewater Treatment Plant primary tank collector chain as follows:

Motion Industries, Inc., Alpena, MI	\$31,554.30
Peterson and Matz, Inc., Farmington Hills, MI	\$40,062.00
DP Brown, Saginaw, MI	\$28,306.60

MOTION BY JACKSON, SECOND BY LUCAS, TO AWARD THE BID ON THE WASTEWATERTREATMENT PLANT PRIMARY TANK COLLECTOR CHAIN TO DP BROWN IN THE AMOUNT OF \$28,306.60.

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

No – None

Motion carried

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MOTION BY THOMPSON, SECOND BY CLARK, TO GO INTO CLOSED SESSION AT 7:35 P.M. UNDER MCLA 15.268 SECTION 8(e) – TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH SPECIFIC PENDING LITIGATION, BUT ONLY WHEN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATING OR SETTLEMENT POSITION OF THE PUBLIC BODY.

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

No – None

Motion carried

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MOTION BY THOMPSON, SECOND BY LUCAS, TO RECONVENE IN OPEN SESSION AT 8:50 P.M.

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

No – None

Motion carried

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MOTION BY THOMPSON, SECOND BY CLARK TO APPROVE THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH CORRECTIONS IN THE SENIOR CENTER INC. LAWSUIT.

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

No – None

Motion carried

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MOTION BY FRECHETTE, SECOND BY JACKSON, TO ADJOURN AT 8:55 P.M.

Todd Thompson, Mayor

Jane Tennant, Clerk

Approved: January 10, 2005