

Regular Council Meeting
Tuesday, March 26, 2013
412 Main St. - City Hall
Frankfort, Michigan 49635 (231) 352-7117

Meeting was called to order by Mayor Johnson at 7:00 p.m.

Pledge of Allegiance

Roll Call - Present: Condon, Haan, Holwerda, Johnson Absent: Jackson

Request to Appear Before Council

Tim Cavric – Frankfort Police Department – did not show up

Greg Decker – Windemuller – Will present under agenda item (D) SCADA

Public Input

Jimmy Davis – 1215 Hall Street – Davis is not happy with the way the police department is being run. We have a non-working Chief of Police and another that works in the office costing the taxpayers lots of money.

Dennis Heniser – 314 Main St – Stated that the police department is poorly run. Cavric has sued the City twice. The Chief of Police should be let go also. No one is on call. What a waste. This needs to stop.

Jimmy Davis – 1215 Hall Street – This is a misappropriation of funds. The Police Chief gets a car, makes \$60,000 a year he ought to do his job.

Dennis Heniser – 314 Main St – He gets paid more than the Sheriff.

Correspondence

FEMA – Lake Michigan Coastal Flood Study

Charter – Change in channel line-up

Frankfort/Elberta Chamber of Commerce – Thank you/Shiver by the River

Approval of Minutes

Motion by Holwerda, seconded by Haan to approve the special meeting of 01/22/2013 and regular minutes of 02/19/2013 as presented.

RC: Yeas: All

Nays: None

Motion CARRIED

Approval of Bills

Motion by Holwerda, seconded by Condon to approve prepaid vouchers #43468-43533 in the amount of \$206,356.11. Payroll vouchers #26726-26794 in the amount of \$38,832.31.

RC: Yeas: All

Nays: None

Motion CARRIED

Motion by Condon, seconded by Johnson approving monthly Vouchers #43534-43578 in the amount of \$64,921.61 as presented.

RC: Yeas: All

Nays: None

Motion CARRIED

Committee Reports

a) Personnel/Public Safety

The personnel committee met and conducted interviews for the launch ramp position. The grievance from Officer Lozowski regarding scheduling was resolved on March 6th with the personnel committee, POAM representative, Lozowski and Redder and Kidder present.

b) Finance

Will be working on next fiscal year's budget soon. We are over on attorney fees for this year, Major and Local Sts will need to look at adjusting the routine and winter maintenance amounts. Next meeting will be on April 9th at 9:00 a.m.

c) Water/Sewer & Solid Waste

No meeting

d) Recreation Board

Will be meeting on April 10th.

e) Fire Advisory

No Meeting but scheduling one for April 10th at 7:00 p.m.

f) Planning Commission

Mills will update in his report. No councilmember attended.

g) Airport Authority

Discussed new tanks for jet fuel, they are looking at 1000 gallon tanks.

h) Grants

Josh will discuss in his report.

i) BLUA

Nothing to report.

j) Brownfield Redevelopment

Nothing to report.

k) Marina Authority

No meeting.

l) Tree Board

Met March 12th items discussed were the Lakeside Shakespeare Group, Invasive Species Network, Arbor Day is on April 26th and following the Arbor Day festivities, members will be working to prepare trees for the Tank Hill planting which will take place on April 27th. May 3rd they will have a garlic mustard pull. They are working with the Benzie Conservation District to decide the best means of disposal of the garlic mustard. Tree City Posters and banner program were also discussed. There was a \$500.00 donation towards the banners.

m) Commissioner's Report

County Commissioner Roger Griner was unable to attend. There was a report in the council book with a graph of snowfall for each winter from 1966-67 to 2012-13.

Departmental Reports

Clerk/Treasurer –

Kidder met with Pat Lietaert regarding IT services. He would like to quote us for IT services and looked over our system to see what he could do for us.

Property taxes went back to the county for collection. We should receive our settlement next month.

Kidder is working on AT&T to try and understand why our bills are so high. Met with Joan McKay to get the ordinance books codified. The Municipal Code is now digital and will be available online through the City website.

As of March 15th there has been no movement in regards to the POAM Cavric status.

A representative from MERS will be at City Hall on March 28th to go over retirement questions from employees. Council members are welcome to come with any questions they may have.

Superintendent –

Mills reported that the Gateway Arch damage has been examined by a structural engineer and has included the report in the council packet.

Mills has received word from the MDOT regarding the safe routes to school and placement of sidewalks. The City will be required to construct sidewalks on both sides of James Street from 9th to 11th Street. MDOT is only requiring sidewalk on one side along 11th from M-22 to the high school and one side on James from 11th St to Day Ave. Survey work is underway and preliminary design work should start soon.

Mills was invited by Senator Booher to speak at the governor's signing of the bill for emergency dredging in Lansing. The City of Frankfort is slated to receive 2.24 million for dredging the harbor and marina and launch area.

Mills is awaiting further correspondence from the MDNR with assurances associated with LWCF compliance on the Community Recreation Center.

Mills and Mayor Johnson met with Steve Christian in regards to the DDA. Members of the business community would like some assurance that the City will not impose a 2 mil ad valorem tax to fund the DDA. Some of the corridor property owners would like to adopt an ordinance that does not allow the 2 mil opportunity.

The DPW crew has been busy keeping up with snow removal and maintaining our streets. They continue to monitor the water and sewer systems to ensure proper flow. The Main Street lift station is continuing to have numerous issues that we keep placing a band-aid to. The components needed to be repaired are either no longer available or repairable and what is repairable will be very expensive for an antiquated system. The system needs to be updated to modern technology and soon. Mills would like to have a meeting to discuss making a change to SCADA.

Mills will be going to Lansing on April 26th for the MSU Practicum for the final presentation of the report. On May 2nd there will be a community presentation from the MSU students.

The DPW crew has been busy. Mills informed the council of the need for some new equipment specifically a used bucket truck, new plow truck and we will need to get more cold patch.

The SCADA project is on the agenda for this meeting. Mills gave an overview of the planning commission meeting and updated council on the fire and 1st responder runs.

Chief of Police –

Chief Redder was on vacation and absent from the meeting.

Old Business

A) Adoption of Zoning Ordinance Amendments - Mills

This agenda item was TABLED and will be brought back to council after the Planning Commission amends and approves the changes.

B) DDA

This agenda item was TABLED. There will be a Public Hearing on April 15, 2013 for additional public comment. Mills informed the council that the Benzie Shores District Library and the Benzie Conservation District opted out of the DDA.

New Business

A) AT & T Site Lease Amendment - Mills

Motion by Holwerda, seconded by Condon to approve the Third Amendment to Site Lease between the City of Frankfort and AT & T Mobility Corporation (New Cingular Wireless PCS, LLC) and authorize City Clerk/Treasurer Kimberly K. Kidder to sign on behalf of the City of Frankfort.

RC: Yeas: All

Nays: None
Motion CARRIED

B) Launch Ramp Contract - Mills

Motion by Condon, supported by Haan to award the 1099 contract position of Launch Ramp coordinator to Gary Kirkpatrick for the 2013 season at a rate of \$16,500.00. Authorize Mayor Johnson and Clerk/Treasurer Kimberly Kidder to sign the contract on behalf of the City of Frankfort.

RC: Yeas: All

Nays: None
Motion CARRIED

C) Street Sweeper Repair – Mills

Motion by Johnson, seconded by Holwerda to authorize Wheelock and Sons to perform the necessary repair to the street sweeper for \$5,000.00. Authorize City Superintendent Joshua J. Mills to sign the proposal. A budget amendment will need to be performed to expend the funds out of capital outlay DPW Equipment line #101.446.100.970.100 with a transfer out of operating reserve to cash to cover expenses.

RC: Yeas: All

Nays: None
Motion CARRIED

D) SCADA - Mills

Motion by Holwerda, seconded by Johnson to proceed with a phased approach to implement a SCADA system for the water and wastewater distribution system, Initial work will include updating the Main Street Lift Station with a proposal from Windemuller at a cost of \$35,891.00.

RC: Yeas: All

Nays: None
Motion CARRIED

Motion by Johnson, seconded by Holwerda to approve a proposal with Windemuller for the Wireless Installation at a cost of \$7,668.91 and allow Joshua Mills to sign the proposal.

RC: Yeas: All

Nays: None
Motion CARRIED

E) Budget Amendments - Holwerda

Motion by Johnson, seconded by Holwerda to authorize budget amendments as presented.

RC: Yeas: All

Nays: None
Motion CARRIED

PUBLIC INPUT –

Steve Christian – 415 Main St. – As a member of the Chamber of Commerce Christian mentioned that many of the chamber members did not receive the information regarding the DDA and wondered if the City had the correct addresses. Christian also mentioned that the DDA draft states that the director is suppose to post bond. He wondered why. Christian feels that Officer Cavric should not be allowed to go back on patrol.

Jimmy Davis – 1215 Hall St. – If Cavric wanted to appear again would the public be notified? Davis was informed that all our meeting are posted on the board outside of City Hall. Davis is against letting Cavric back on the street.

Bonnie Warren – Regarding the garlic mustard pull by spraying the plants. Volunteers are always welcome.

Dennis Heniser – Wanted to mention that he is proud of the work the City is doing. Josh, the DPW, Fire Dept., council, the Tree City status, the schools, launch ramp, marina all of the work the City has done is great. The Chief of Police and Cavric did not show today and they need to be fired. Heniser feels there is only one working police officer – Robb Lozowski.

Holwerda – Stated that for the last 10 years she has been the lone vote not to renew the Chiefs contracts as written.

Jimmy Davis – Everything else in the City is fine. Davis does not want to see the Chief's contract renewed. Look at his job performance.

Gerry Hendericks – Villa Marine – The cost to the City is too much. How much has Cavric cost the City.

Kerry Robinson – Wanted to know if Cavric can come before the council again.

Adjournment

Motion by Holwerda, seconded by Condon to adjourn the meeting at 8:42 p.m.

RC: Yeas: All

Nays: None
Motion CARRIED

Robert J. Johnson, Mayor

Kimberly K. Kidder, Clerk/Treasurer