

Regular Council Meeting
Tuesday, June 21, 2011
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, Holwerda, Johnson, Stransky Absent: Haugen

Motion to amend the agenda to include Paul Olson on Request to Appear Before Council and 3 items under new business Item f) Liquor License Transfer Permit, Item g) MFR Vehicle, followed by Public Input and then Item h) Employee Contracts (closed session) pursuant to Sec 8 (c) of the Open Meetings Act.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

Request to Appear Before Council

Paul Olson – Municipal Underwriters of Michigan (MUM) – Introduced himself to council and public. Olson explained to the council some of the enhancements to the City’s insurance policy. The policy will now cover flood and earthquake coverage. The fire equipment is now stated as agreed amount which is like a replacement cost instead of the current value of the vehicle or equipment. The employee blanket bond is now \$100,000 and public officials bonds of \$50,000 can now be drawn from the blanket bond. The MUM will be implementing a grant program this year. The grants will be for ancillary equipment. Also this year the company will be sending out dividends for those who have been long standing clients with money saved from the non recoverable re-insurance pool. The City may qualify for a portion of those dividends.

Public Input

Bonnie Warren - 590 Corning Ave. – Warren handed out information to council on the Emerald Ash Borer which included a survey, a map of where infected trees are located and information on the Emerald Ash Borer. Warren stated just to treat the four trees in Mineral Springs Park it will cost around \$1,500.00.

Annette McCalpin – 110 Leelanau Ave. – McCalpin is very distraught over the lack of signage on the west end of Leelanau Ave. especially when coming from Michigan Ave. There are no signs stating that part of Leelanau Ave. is a one way street. Mills stated that the signs were being replaced and should be up soon.

Norma Elias – 105 Park Ave. – Elias asked if there was a new sign coming stating “No Parking” on the south side of Park Ave. by her house. Elias also asked if the double yellow lines are scheduled for painting. Mills said these issues would be taken care of sometime after July 1st.

e) Fire Advisory

The Fire Advisory Board met last night. The MFR vehicle is on the agenda for this evening.

f) Planning Commission

The Planning Commission held a public meeting on June 16th at the elementary school called Earth, Wind and Fire that was well attended. Bruce Ogilvie and Pat Storrer did a wonderful job in organizing the event. Mill's will report on the Planning Commission in his report.

g) Airport Authority

Everything seems to be going well. The financials show the airport is running in the black. They received bids for the snow removal equipment and the lowest bid did not meet the specifications. Negotiating with AT & T for the cell tower lease.

h) Grant

Sent out a list for council to write down their grant priorities. Some of the top grant interests were for the launch ramp, park equipment, outdoor ice rink and emerald ash borer. Condon will make up a list of grants that council would like to pursue.

i) BLUA

Nothing to report.

j) Brownfield Redevelopment

No meeting.

k) Marina Authority

Have not met.

l) Commissioner's Report

There is a commissioners meeting tonight.

Departmental Reports

Clerk/Treasurer – Budget meetings ran very smooth for the final budget process. The millage rates went over to the county to prepare for the tax bills.

The launch ramp and marina report a loss in revenues from prior year. Overall marina sales were down \$1,352.42 from last year. The launch ramp seasonal passes are down 65% over last year. Kidder feels that the weather has played a major roll in the declining sales.

Dennis Haugen has been moved from the UCLA hospital to the Kindred Hospital in Santa Ana. His family is trying to get him closer to them in Michigan.

Kidder sent out the bill for reimbursement of the May election to the Benzie Bus.

There was a letter sent to all water/sewer bill customers enrolled in electronic payment to update a new form for compliance with the bank and federal requirements.

Kidder mentioned that she received information on the MERS conference that will be held at the Grand Traverse Resort in Acme, MI. She will put it on the agenda for next meeting.

Superintendent – The Lake Express tour was very successful in bringing in approximately 1,200 people. There was \$8,483.00 made to be divided between the FEAA, Lions Club and the Mineral Springs playground equipment.

The beach is getting prepped for the summer with grading and setting up of volleyball courts. There will be 12 portable restrooms down by the beach for the 4th of July. Heffren Hill will be closed to traffic before the fireworks and will re-open after the fireworks to help get cars out of town. Mills stated he will try and get adequate signage on Michigan Ave. early in the day so drivers are aware that the road will be closed. The DPW is doing maintenance in preparation for the 4th of July and the busy summer season.

The planning commission held a public meeting on June 15th titled “Earth, Wind and Fire” which was very informative. There were many questions and people there to answer them. It was a well attended event. The Bayview Grille has not been able to achieve the conditions of the special use associated with parking and will be issued a temporary special use permit for a time extension. There was a site plan review for a new business mixed-use building on Main Street. It will be three stories with up to two store fronts and living areas on the second and third floors.

Stransky asked about the Lake Express ferry and who is pursuing this venture. Stransky wants the council to be made aware of any discussions or negotiations regarding the ferry and that it should be up to the business to work out the venture.

Stransky was approached by the library to have the crossing walk sign placed on 7th and Main so the children would be able to cross the street easier.

Chief of Police – Redder and Senior Chief Beatty from the Coast Guard Station conducted a pier safety class for the 5th and 6th grade classes at the Frankfort Elementary School and on the pier with hands-on demonstrations. Chief Redder was approached by Larry Bordine from the Surf Shop to hold water rescue classes in July.

Redder stated that the officers portable radios are narrow band compliant but the car radios will need to be programmed. At this time the police do not have the 800 MHz radios. The cost to purchase would be around \$15,000 and the chief would be looking at grants to purchase these. If the police do get the 800 MHz radios they would still need to communicate with fire and rescue who are not on the 800 MHz.

Redder has gotten word that gypsies and travelers have been in northern Michigan and asking people if they need their house painted or driveway paved. They are scam artists. They will take your money and will not perform the job.

Old Business

A) Moratorium Regarding Medical Marihuana Resolution #3-1- Mills

This is the second reading and adoption of the moratorium regarding Medical marihuana.

Motion by Johnson, seconded by Holwerda to adopt the Resolution #3-1 establishing a Moratorium regarding the establishment of businesses and individuals engaged in the growing and distribution of medical marihuana in the City of Frankfort.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

B) Moratorium regarding Renewable and Alternative Energy Resolution #3-2 - Mills

This is the second reading and adoption of the moratorium regarding renewable and alternative energy.

Motion by Holwerda, seconded by Johnson to adopt Resolution #3-2 establishing a Moratorium regarding the issuance of permits, licenses and site plan approvals for all forms of energy creation, collection and conservation.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

New Business

A) Library Board Appointment - Kidder

Motion Mayor Johnson, (no seconded needed) to re-appoint Jon Armstrong to the Library Board for a two-year term to expire on June 30, 2012.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

B) Seasonal Employee Contract - Mills

Motion by Stransky, seconded by Condon to approve the Seasonal Employees Personnel Contract as presented.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

C) Lions Club Lease - Mills

Motion by Stransky, seconded by Holwerda to approve a one-year lease agreement commencing July 1, 2011 between the City of Frankfort and the Frankfort Lions' Club for the use of the land and building as presented.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

D) Lockhart Field Lease - Mills

Motion by Holwerda, seconded by Johnson to approve a one-year lease agreement commencing July 1, 2011 between the City of Frankfort and the Frankfort-Elberta Athletic Association for maintenance and improvement of Lockhart Field.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

E) Consumers Energy Easement - Mills

Motion by Stransky, seconded by Condon to authorize Mayor Johnson to sign on behalf of the City of Frankfort an easement for underground electric lines to the Coast Guard Facility, after concurrence from Attorney Joan McKay.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

F) Liquor License Transfer Permit - Kidder

Motion by Stransky, seconded by Johnson to send to Joan McKay the request for a resolution to transfer ownership of an escrowed Class C liquor License permit to see if request can be conditional.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

G) Facility and Service Request/Art Walk – Mills

Motion by Holwerda, seconded by Johnson to allow the Crystal Lake Art Center and Women's Auxiliary of Crystal Downs Country Club to utilize Haugen Hall for display artwork on Friday, June 17. There shall be no sales of artwork during the showing at City Hall.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

H) MFR Vehicle - Mills

Motion by Holwerda, seconded by Condon to approve the purchase of the 2008 Chrysler Aspen Medical First Responder vehicle at a cost of \$23,000.00 with an additional \$2,000.00 to be utilized for signage and graphics. Funds will be transferred from line 214.000.000.008.000 Equipment Reserve to line 214.000.000.9170.100 Capital Outlay Equipment.

RC: Yeas: Condon, Holwerda, Johnson, Stransky Absent: Haugen
Nays: None Motion CARRIED

PUBLIC INPUT –

Pat Storrer – 424 Corning Ave. – Does not see why the council would approve a liquor license transfer to a business that has not fulfilled the requirements of a special use permit by the Planning Commission. Storrer also heard that there would be outdoor music and would you need a permit for that?

Norma Elias – 105 Park Ave. – Elias felt that the business should abide by the special use permit and that if they have the money for a liquor license they should have the money to do what is required in the special use permit.

End of Public Input

Recess for 5 minutes before next Closed Session.

G) Employee Contracts

Motion by Holwerda, seconded by Johnson to go into Closed Session (pursuant to Section 8 (c) of the Open Meetings Act to discuss employee contract negotiations for TPOAM at 8:50 p.m.

RC: Yeas: Condon, Holwerda, Johnson, Stransky
Nays: None

Absent: Haugen
Motion CARRIED

CLOSED SESSION

Returned to Open Session at 9:13 p.m.

Adjournment

Motion by Stransky, seconded by Condon to adjourn the meeting at 9:15 p.m.

RC: Yeas: Condon, Holwerda, Johnson, Stransky
Nays: None

Absent: Haugen
Motion CARRIED

Robert J. Johnson, Mayor

Kimberly K. Kidder, Clerk/Treasurer