

MINUTES OF THE REGULAR MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON TUESDAY, JULY 6, 2021

Mayor McLennan called the meeting to order at 6 p.m. Council Member Adair led the Pledge of Allegiance.

ROLL CALL: PRESENT – Council Members Richard Adair, Kenneth Bielas, Larry Fuhrman, Gary Nowak and Mayor Scott McLennan.

OTHER CITY PERSONNEL PRESENT – Police Chief Jamie Meyer, City Mgr. Joseph Hefele and City Clerk/Treasurer Terri Koss.

APPROVAL OF AGENDA

It was moved by Council Member Nowak, seconded by Council Member Fuhrman, to approve the agenda with the addition of the Kiwanis Club request, landscaping at City Hall, Purdue Pharma, CFRF application and County EDC website.

ROLL CALL: Ayes – All, the motion carried.

CITIZENS APPEARING BEFORE THE COUNCIL:

Theresa Krist addressed Council regarding the recent recycling issues. **Julie Brooks** addressed Council regarding the many recent activities.

APPROVAL OF MINUTES

It was moved by Council Member Adair, seconded by Council Member Nowak, that the minutes of the Regular Council Meeting of June 15, 2021 be approved as written.

ROLL CALL: Ayes – All, the motion carried.

CITY CLERK'S REPORT:

CHECK AND INVOICE APPROVAL:

It was moved by Council Member Adair, seconded by Council Member Fuhrman, that the following total fund expenditures be recognized as payments made and payments to be made, in the amount of \$391,941.88 and the Mayor is authorized to sign the check register.

ROLL CALL: Ayes – All, the motion carried.

CITY ATTORNEY'S REPORT: None.

CITY MANAGER'S REPORT:

City Mgr. Hefele stated that rental inspections will begin soon unless Council objects and Goodrich Paving should have First Street paved prior to the Nautical Festival.

COMMISSION AND BOARD REPORTS:

Included in the meeting packet were the minutes from the Planning Commission meeting.

LIAISONS:

Council Member Fuhrman stated that the firehall construction is moving forward.

MAYOR:

Mayor McLennan stated that it was a great 4th of July weekend and thanked the volunteers. McLennan commented on the recycling situation and hopes the County is open for discussing this issue and then commended Officers Wiseley and Haske for recent actions.

July 6, 2021

RESOLUTION NO. 2021-102

PROCLAMATION TO ACKNOWLEDGE GREAT WORK BY OFFICERS RYAN WISELEY AND BRAD HASKE

A motion was made by Council Member Bielas, seconded by Council Member Nowak, WHEREAS, On June 23, 2021, Rogers City Police Department Officers Ryan Wiseley and Brad Haske were dispatched to a call that an elderly subject was in cardiac arrest; and WHEREAS, Officers Wiseley and Haske responded immediately and arrived prior to the arrival of an ambulance; and WHEREAS, upon arrival the officers immediately acted by deploying an Automatic External Defibrillator (AED) and administering CPR; and WHEREAS, after paramedics arrived, relieved the officers, and took over care of the patient, it was reported that the patient was awake and breathing before he arrived at the hospital; and WHEREAS, the RCPD has received word that the patient is well on his way to recovery; and WHEREAS, the quick action by the officers very well could have saved the patient's life; NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Rogers City does hereby issue this Statement of Commendation to Officers Wiseley and Haske, and in doing so acknowledges the outstanding work each did in responding to this call; and BE IT FURTHER RESOLVED, that this proclamation be signed by the Mayor, with a copy placed in the personnel files of both Officer Wiseley and Officer Haske.
ROLL CALL: Ayes – All, the motion carried.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

CONTRACT TECHNOLOGY SERVICES

RESOLUTION NO. 2021-103

A motion was made by Council Member Nowak, seconded by Council Member Fuhrman, to approve the one-year contract renewal with Northern Technology in the amount of \$3200.
ROLL CALL: Ayes – All, the motion carried.

2020-2021 BUDGET AMENDMENTS

RESOLUTION NO. 2021-104

A motion was made by Council Member Bielas, seconded by Council Member Nowak, BE IT RESOLVED, by the City Council of the City of Rogers City, Michigan to amend the FY2020-2021 Annual Budget as prepared by City Staff, presented to Council in writing, and reviewed at this July 6, 2021 meeting. A copy of said amendment to be placed on file in the City Clerk's office.
ROLL CALL: Ayes – All, the motion carried.

2021-2022 YEAR END REPORT

City Mgr. Hefele reviewed the year-end report.

SALE OF CITY EQUIPMENT

RESOLUTION NO. 2021-105

A motion was made by Council Member Nowak, seconded by Council Member Bielas, to accept the high bids on the City equipment recently listed for sale.
ROLL CALL: Ayes – All, the motion carried.

TRANSFER STATION

City Mgr. Hefele reviewed the recent recycling issues.

July 6, 2021

RESOLUTION NO. 2021-106

A motion was made by Council Member Nowak, seconded by Council Member Adair, to authorize the Mayor and City Mgr. to partner with Presque Isle County to discuss area recycling.

ROLL CALL: Ayes – All, the motion carried.

RESOLUTION NO. 2021-107

A motion was made by Council Member Nowak, seconded by Council member Adair, to lock the transfer station gate from dusk to dawn to help stop littering.

ROLL CALL: Ayes – All, the motion carried.

PROTEC MEMBERSHIP

RESOLUTION NO. 2021-108

A motion was made by Council Member Fuhrman, seconded by Council Member Adair, to approve the membership with PROTEC in the amount of \$353.38.

ROLL CALL: Ayes – All, the motion carried.

KIWANIS

RESOLUTION NO. 2021-109

A motion was made by Council Member Adair, seconded by Council Member Bielas, to approve the sale of the Tall Tale Tattler on August 5 and 6 2021 at the Third and Erie intersection.

ROLL CALL: Ayes – All, the motion carried.

CITY HALL LANDSCAPING

RESOLUTION NO. 2021-110

A motion was made by Council Member Nowak, seconded by Council Member Fuhrman, to approve the proposal from Netta's for City Hall landscaping with the DPW to provide the labor.

ROLL CALL: Ayes – All, the motion carried.

PURDUE PHARMA BANKRUPTCY

RESOLUTION NO. 2021-111

A motion was made by Council Member Bielas, seconded by Council Member Fuhrman, to approve the Purdue Pharm recommendation of City Atty Vogler as outlined in letter dated July 6, 2021.

ROLL CALL: Ayes – All, the motion carried.

CLFR

RESOLUTION NO. 2021-112

A motion was made by Council Member Fuhrman, seconded by Council Member Nowak, to authorize City Mgr. Hefele submit the Coronavirus Local Fiscal Recovery Fund to submit necessary paperwork for the American Rescue Plan.

ROLL CALL: Ayes – All, the motion carried.

EDC WEBSITE

RESOLUTION NO. 2021-113

A motion was made by Council member Fuhrman, seconded by Council Member Adair, to allow the Presque Isle County EDC to put a link on the Rogers City website when their website is complete.

ROLL CALL: Ayes – All, the motion carried.

OTHER BUSINESS: None.

July 6, 2021

CLOSED SESSION:
RESOLUTION NO. 2021-114

A motion was made by Council Member Fuhrman, seconded by Council Member Bielas, to enter into Closed Session to discuss the City Managers evaluation.

ROLL CALL: Ayes: All, the motion carried and the meeting adjourned to Closed Session at 6:50 p.m. Upon reconvening in public session at 7:04 pm, the following action was taken.

RESOLUTION NO. 2021-115

A motion was made by Council Member Adair, seconded by Council Member Bielas, to follow City Manager Hefeles current contract and approve the salary increase for FY2021-2022.

ROLL CALL: Ayes –Adair, Bielas, Fuhrman and McLennan.

Nayes – Nowak, the motion carried.

ADJOURNMENT:

With nothing further to come before Council, Mayor McLennan declared the meeting adjourned at 7:05 p.m.

SCOTT MCLENNAN, MAYOR

TERRI L. KOSS, CITY CLERK/TREASURER

MINUTES OF THE REGULAR MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON TUESDAY, JULY 20, 2021

Mayor McLennan called the meeting to order at 6 p.m. Council Member Nowak led the Pledge of Allegiance.

ROLL CALL: PRESENT – Council Members Richard Adair, Kenneth Bielas, Larry Fuhrman, Gary Nowak and Mayor Scott McLennan.

OTHER CITY PERSONNEL PRESENT – City Atty. Michael Vogler, Police Chief Jamie Meyer, City Mgr. Joseph Hefele, and Deputy City Clerk/Treasurer Janet Nowak.

APPROVAL OF AGENDA

It was moved by Council Member Fuhrman, seconded by Council Member Nowak, to approve the agenda with the addition of Recycling.

ROLL CALL: Ayes – All, the motion carried.

CITIZENS APPEARING BEFORE THE COUNCIL:

Mike Kosiara, addressed council regarding a letter he received from City Mgr. Hefele in November 2018.

APPROVAL OF MINUTES

It was moved by Council Member Adair, seconded by Council Member Bielas, that the minutes of the Regular Council Meeting of July 6, 2021 be approved as written.

ROLL CALL: Ayes – All, the motion carried.

CITY CLERK'S REPORT:

CHECK AND INVOICE APPROVAL:

It was moved by Council Member Adair, seconded by Council Member Fuhrman, that the following total fund expenditures be recognized as payments made and payments to be made, in the amount of \$173,759.28 and the Mayor is authorized to sign the check register.

ROLL CALL: Ayes – All, the motion carried.

CITY ATTORNEY'S REPORT:

City Attorney Michael Vogler reported that the bill of sale was recorded with the Coast Guard and O-N Minerals tax appeal.

CITY MANAGER'S REPORT:

City Mgr. Hefele reported that the American Recovery Act paper work has been filed.

COMMISSION AND BOARD REPORTS:

Council Member Fuhrman reported the Fire Board met and Rob Hopp took over for Allan Berg.

LIAISONS: None.

MAYOR:

Last weekend was a blockbuster weekend for Rogers City; Mike Tulgetske brought in 26 teams for a tournament. Art poles have been created by local artists and installed throughout the community.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

PERPETUAL CARE FUND

City Mgr. Hefele briefly explained the purpose of the Agency Endowment Fund Agreement.

July 20, 2021

RESOLUTION NO. 2021-116

A motion was made by Council Member Fuhrman, seconded by Council Member Adair, authorizing the Mayor and City Clerk sign the Agency Endowment Fund Agreement.

ROLL CALL: Ayes – Adair, Bielas, Fuhrman and McLennan.
Nays - Nowak, the motion carried.

RECYCLING

Mayor McLennan explained this all stemmed from the recycling bins overflowing, garbage left by the bins and improper recycled items placed in the bins. Council had authorized the Mayor and City Manager meet with County representatives to discuss what could be done. The information from this meeting was provided to Council.

RESOLUTION NO. 2021-117

A motion was made by Council Member Bielas, seconded by Council Member Adair, approving the recycling action items as presented.

ROLL CALL: Ayes – All, the motion carried.

TEAMING AGREEMENT– GREEN SHIPPING LINE

Mayor McLennan reported that a month ago he was contacted by Tom Moran, who requested a meeting to discuss a possible business opportunity with Green Shipping Line.

RESOLUTION NO. 2021-118

A motion was made by Council Member Nowak, seconded by Council Member Fuhrman, supporting the concept and to direct Staff to bring the Teaming Agreement to next Council meeting.

ROLL CALL: Ayes – All, the motion carried.

RESOLUTION NO. 2021–119

A motion was made by Council Member Bielas, seconded by Council Member Nowak, authorizing Staff to work with Green Shipping Line on an American’s Marine Highway Designation Application.

ROLL CALL: Ayes- All, the motion carried.

OTHER BUSINESS:

Council Member Nowak asked City Mgr. Hefele to update Council in writing on Mike Kosiara’s problem.

CLOSED SESSION: None.

ADJOURNMENT:

With nothing further to come before Council, Mayor McLennan declared the meeting adjourned at 6:38 p.m.

SCOTT MCLENNAN, MAYOR

JANET NOWAK, DEPUTY CLERK/TREASURER

MINUTES OF THE REGULAR MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON TUESDAY, AUGUST 3, 2021

Mayor McLennan called the meeting to order at 9 a.m. Council Member Fuhrman led the Pledge of Allegiance.

ROLL CALL: PRESENT – Council Members Richard Adair, Kenneth Bielas, Larry Fuhrman and Mayor Scott McLennan.

ABSENT: Council Member Gary Nowak.

OTHER CITY PERSONNEL PRESENT – Police Chief Jamie Meyer, City Mgr. Joseph Hefele, and City Clerk/Treasurer Terri Koss.

APPROVAL OF AGENDA

It was moved by Council Member Fuhrman, seconded by Council Member Adair, to approve the agenda as presented.

ROLL CALL: Ayes – All, the motion carried.

CITIZENS APPEARING BEFORE THE COUNCIL:

Beth Budnick addressed Council regarding the success of the Art Pole project.

APPROVAL OF MINUTES

It was moved by Council Member Bielas, seconded by Council Member Adair, that the minutes of the Regular Council Meeting of July 20, 2021 be approved as written.

ROLL CALL: Ayes – All, the motion carried.

CITY CLERK'S REPORT:

CHECK AND INVOICE APPROVAL:

It was moved by Council Member Adair, seconded by Council Member Fuhrman, that the following total fund expenditures be recognized as payments made and payments to be made, in the amount of \$331,720.96 and the Mayor is authorized to sign the check register.

ROLL CALL: Ayes – All, the motion carried.

CITY ATTORNEY'S REPORT: None.

CITY MANAGER'S REPORT:

City Mgr. Hefele thanked the City employees for stepping up while he is out of the office.

COMMISSION AND BOARD REPORTS: None.

LIAISONS: None.

MAYOR:

Mayor McLennan stated there is currently a lot of forward momentum in Rogers City.

UNFINISHED BUSINESS:

TEAMING AGREEMENT – GREEN SHIPPING LINE

City Mgr. Hefele reported on the contract and on changes that need to be made in the agreement.

RESOLUTION NO. 2021-120

August 3, 2021

The following resolution was offered by Council Member Fuhrman, seconded by Council Member Bielas, at a regular meeting of the City Council of the City of Rogers City conducted August 3, 2021 at Rogers City Hall:

WHEREAS, customers are known, or believed to have, a requirement for construction of Jones Act compliant vessels and other marine products to be produced at a fabrication factory; and

WHEREAS, Green Shipping Line is focused on purchasing and selling container and cargo vessels in the United States, waterborne movement of containerized, trailered and special purpose cargoes in the United States, and the marketing of vessel kits; and

WHEREAS, Moran Iron Works has capabilities in the construction of vessels and other maritime products and has the resources, knowledge, expertise, customer reputation and contacts in the market and is capable of producing projects and kits; and

WHEREAS, due to their respective needs and capabilities, Green Shipping Line and Moran Iron Works have formed a teaming agreement to collaborate on producing vessel construction kits from a fabrication factory; and

WHEREAS, the City of Rogers City is interested in having such a fabrication factory located within its limits and believes it is ideally suited for such; and

WHEREAS, this endeavor would create jobs, aid the local economy, take pressure off the nation's road system, and benefit the environment by reducing the carbon footprint associated with the delivery of products throughout the country;

NOW THEREFORE BE IT RESOLVED, that the City of Rogers City commits to working with Green Shipping Line and Moran Iron Works toward making such a fabrication factory a reality; and

BE IT FURTHER RESOLVED, that this commitment includes, but is not limited to, working with Green Shipping Line on a joint application for an America's Marine Highway designation and related agreements that increase the likelihood of such a designation.

ROLL CALL: Ayes – All, the motion carried.

NEW BUSINESS:

ENGINEERING & ARCHITECTURAL SERVICES PROCUREMENT POLICY

RESOLUTION NO. 2021-121

A motion was made by Council Member Adair, seconded by Council Member Bielas, to adopt the Engineering and Architectural Services Procurement Policy as included in the meeting packet.

ROLL CALL: Ayes – All, the motion carried.

FIRST STREET – ENGINEERING AGREEMENT

RESOLUTION NO. 2021-122

A motion was made by Council Member Adair, seconded by Council Member Bielas, to approve the professional services agreement with C2AE as included in the meeting packet for the First street project contingent upon MEDC concurrence.

ROLL CALL: Ayes – All, the motion carried.

FIRST STREET – ENVIRONMENTAL CONSULTANT

RESOLUTION NO. 2021-123

A motion was made by Council Member Bielas, seconded by Council Member Adair, to approve ASTI as the environmental consultant contingent upon on MEDC concurrence.

ROLL CALL: Ayes – All, the motion carried.

BUDGET AMENDMENTS

RESOLUTION NO. 2021-124

August 3, 2021

A motion was made by Council Member Bielas, seconded by Council Member Fuhrman, BE IT RESOLVED, by the City Council of the City of Rogers City, Michigan to amend the FY2021-2022 Annual Budget as prepared by City Staff, presented to Council in writing, and reviewed at this August 3, 2021 meeting. A copy of said amendment to be placed on file in the City Clerk's office.
ROLL CALL: Ayes – All, the motion carried.

OTHER BUSINESS: None.

CLOSED SESSION: None.

ADJOURNMENT:

With nothing further to come before Council, Mayor McLennan declared the meeting adjourned at 9:35 a.m.

SCOTT MCLENNAN, MAYOR

TERRI L. KOSS, CITY CLERK/TREASURER

MINUTES OF THE REGULAR MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON TUESDAY, AUGUST 17, 2021

Mayor McLennan called the meeting to order at 6 p.m. City Atty. Vogler led the Pledge of Allegiance.

ROLL CALL: PRESENT – Council Members Richard Adair, Kenneth Bielas, Larry Fuhrman, Gary Nowak and Mayor Scott McLennan.

OTHER CITY PERSONNEL PRESENT – City Atty. Michael Vogler, Police Chief Jamie Meyer and City Mgr. Joseph Hefele.

APPROVAL OF AGENDA

It was moved by Council Member Nowak, seconded by Council Member Fuhrman, to approve the agenda as presented.

ROLL CALL: Ayes – All, the motion carried.

CITIZENS APPEARING BEFORE THE COUNCIL:

Julie Brooks addressed Council regarding the Nautical Festival.

APPROVAL OF MINUTES

It was moved by Council Member Adair, seconded by Council Member Bielas, that the minutes of the Regular Council Meeting of August 3, 2021 be approved as written.

ROLL CALL: Ayes – Adair, Bielas, Fuhrman and McLennan.

Nayes - Nowak, the motion carried.

CITY CLERK'S REPORT:

CHECK AND INVOICE APPROVAL:

It was moved by Council Member Adair, seconded by Council Member Nowak, that the following total fund expenditures be recognized as payments made and payments to be made, in the amount of \$269,731.09 and the Mayor is authorized to sign the check register.

ROLL CALL: Ayes – All, the motion carried.

CITY ATTORNEY'S REPORT:

City Atty. Vogler provided a brief report on the tax appeal by Carmeuse Line & Stone.

CITY MANAGER'S REPORT:

City Mgr. Hefele provided brief report on increased activity and revenue at marina; possible First Street water grant and need to conduct lead and copper investigation prior to bidding out job; contacts made in regard to vessel kit fabrication factory; need to consider closing public bathrooms and discontinuing DPW installation of temporary fencing in yards for future Festivals.

COMMISSION AND BOARD REPORTS: None.

LIAISONS: None.

MAYOR:

Mayor McLennan commented briefly on success of Festival, complimenting organizers, DPW, and RCMPD, and on Lt. Governor's interest in assisting to make the vessel kit factory a reality.

UNFINISHED BUSINESS: None.

NEW BUSINESS: None.

OTHER BUSINESS:

Council Member Nowak complimented Chief Meyer on the professionalism and thoroughness of his most recent staff report.

CLOSED SESSION: None.

ADJOURNMENT:

With nothing further to come before Council, Mayor McLennan declared the meeting adjourned at 6:17 p.m.

SCOTT MCLENNAN, MAYOR

TERRI L. KOSS, CITY CLERK/TREASURER

MINUTES OF THE REGULAR MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON TUESDAY, SEPTEMBER 7, 2021

Mayor McLennan called the meeting to order at 6 p.m. Chief Jamie Meyer led the Pledge of Allegiance.

ROLL CALL: PRESENT – Council Members Richard Adair, Kenneth Bielas, Larry Fuhrman, Gary Nowak and Mayor Scott McLennan.

OTHER CITY PERSONNEL PRESENT – City Atty. Michael Vogler, Police Chief Jamie Meyer, City Mgr. Joseph Hefele and Deputy City Clerk/Treasurer Janet Nowak.

APPROVAL OF AGENDA

It was moved by Council Member Nowak, seconded by Council Member Fuhrman, to approve the agenda with the removal of item A under New Business “Drive approach ordinance – first reading”.

ROLL CALL: Ayes – All, the motion carried.

CITIZENS APPEARING BEFORE THE COUNCIL:

Mike Kosiara – addressed council about a sink hole in front of his residence.

APPROVAL OF MINUTES

It was moved by Council Member Bielas, seconded by Council Member Adair, that the minutes of the Regular Council Meeting of August 17, 2021 be approved as written.

ROLL CALL: Ayes – All, the motion carried.

CITY CLERK'S REPORT:

CHECK AND INVOICE APPROVAL:

It was moved by Council Member Adair, seconded by Council Member Nowak, that the following total fund expenditures be recognized as payments made and payments to be made, in the amount of \$423,418.72 and the Mayor is authorized to sign the check register.

ROLL CALL: Ayes – All, the motion carried.

CITY ATTORNEY'S REPORT:

City Attorney Michael Vogler stated that the appraiser contract and attorney contract will need to be two separate resolutions.

CITY MANAGER'S REPORT:

City Mgr. Hefele briefly reported on the street projects.

COMMISSION AND BOARD REPORTS: None.

LIAISONS: None.

MAYOR:

Mayor McLennan reported that a video for the Michigan Main Street program is being developed. He commented on how well the Rogers City Huron football team is doing. The sign and cameras have been installed at the Transfer Station. McLennan also reported the City initiated an e-waste day that will take place on Tuesday, September 21st; it is available to Presque Isle County Residents and funded by EGLE. National Suicide Prevention week is September 5th – September 25th.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

September 7, 2021

DRIVE APPROACH ORDINANCE – FIRST READING

This item was removed from the agenda (see approval of agenda)

ZONING ORDINANCE (VISIBILITY)

ZONING ORDINANCE (FENCES)

ZONING ORDINANCE (SIGNS)

RESOLUTION NO. 2021-125

A motion was made by Council Member Bielas, seconded by Council Member Nowak, to refer zoning ordinance visibility, fences and signs to the Planning Commission for recommendation.

ROLL CALL: Ayes – All, the motion carried.

SIGN STRUCTURE IN ROW

City Mgr. Hefele reported on the sign structure in ROW and explained this needs to be addressed. City Attorney Vogler stated that the sign issue is already addressed in our zoning ordinance and we can move the sign structure that is in the ROW on to the owner's property.

TENNIS COURT IMPROVEMENTS

City Mgr. Hefele explained the tennis courts need repair and would like to address the way we addressed with the Lakeside Park basketball courts. The funding of this project was included in the budget amendments. Hefele will speak with School officials about doing in-kind work to the courts.

PERPETUAL CARE FUND – CLOSE ACCOUNT

RESOLUTION NO. 2021-126

A motion was made by Council Member Adair, seconded by Council Member Fuhrman, to close the perpetual care fund bank account number ending in 9142 at TCF Bank.

ROLL CALL: Ayes- All, the motion carried.

BUDGET AMENDMENTS

City Mgr. Hefele explained the amendments that were included in the meeting packet.

RESOLUTION NO. 2021 –127

A motion was made by Council Member Nowak, seconded by Council Member Fuhrman, BE IT RESOLVED, by the City Council of the City of Rogers City, Michigan to amend the FY2021-2022 Annual Budget as prepared by City Staff, presented to Council in writing, and reviewed at this September 7, 2021 meeting. A copy of said amendment to be placed on file in the City Clerk's office.

ROLL CALL: Ayes- All, the motion carried.

USE OF CITY MANLIFT AT MARINA

City Mgr. Hefele reported the company who shrink wrapped the boats that were stored in the marina parking lot over the winter months has retired. The mechanic who performs some of the boat repair at the marina is willing to try offering this service but is missing a manlift. Council will need to approve the rental of the manlift to the private contractor to shrink wrap the boats.

RESOLUTION NO. 2021 –128

A motion was made by Council Member Nowak, seconded by Council Adair, to approve use of the manlift at the marina for the private contractor to utilize per arrangements with the City Mgr. Hefele.

ROLL CALL: Ayes- All, the motion carried.

OTHER BUSINESS:

September 7, 2021

Council Member Fuhrman reported on a trip he took through Lake City and Cadillac and they have pedestrian posts along the streets that can be removed during the winter. He would like to see this revisited.

CLOSED SESSION:

RESOLUTION NO. 2021 –129

A motion was made by Council Member Nowak, seconded by Council Member Fuhrman, to enter into Closed Session to discuss consultation with Attorney Vogler in connection with Carmeuse tax tribunal cases.

ROLL CALL: Ayes- All, the motion carried and the meeting adjourned to Closed Session at 6:50 pm. Upon reconvening in public session at 7:15 pm the following resolutions were made:

NEW APPRAISAL CONTRACT – CARMEUSE TAX TRIBUNAL CASE

RESOLUTION NO. 2021 –130

A motion was made by Council Member Nowak, seconded by Council Member Bielas, authorizing City Mayor Scott McLennan sign the contract with Appraisal firm Bradley D. Ross, CPG.

ROLL CALL: Ayes- All, the motion carried.

RESOLUTION NO. 2021 –131

A motion was made by Council Member Adair, seconded by Council Member Fuhrman, authorizing City Attorney Michael Vogler sign the contract for services Lewis, Reed & Allen, P.C. for the 2021 ON Minerals tax appeal.

ROLL CALL: Ayes- All, the motion carried.

ADJOURNMENT:

With nothing further to come before Council, Mayor McLennan declared the meeting adjourned at 7:16 p.m.

SCOTT MCLENNAN, MAYOR

JANET NOWAK, DEPUTY CLERK/TREASURER

MINUTES OF THE REGULAR MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON TUESDAY, SEPTEMBER 21, 2021

Mayor McLennan called the meeting to order at 6 p.m. Clerk/Treasurer Koss led the Pledge of Allegiance.

ROLL CALL: PRESENT – Council Members Richard Adair, Kenneth Bielas, Larry Fuhrman, Gary Nowak and Mayor Scott McLennan.

OTHER CITY PERSONNEL PRESENT – City Atty. Michael Vogler, Police Chief Jamie Meyer, City Mgr. Joseph Hefele and City Clerk/Treasurer Terri Koss.

APPROVAL OF AGENDA

It was moved by Council Member Nowak, seconded by Council Member Bielas, to approve the agenda as presented.

ROLL CALL: Ayes – All, the motion carried.

CITIZENS APPEARING BEFORE THE COUNCIL: None.

APPROVAL OF MINUTES

It was moved by Council Member Fuhrman, seconded by Council Member Adair, that the minutes of the Regular Council Meeting of September 7, 2021 be approved as written.

ROLL CALL: Ayes – All, the motion carried.

CITY CLERK'S REPORT:

CHECK AND INVOICE APPROVAL:

It was moved by Council Member Adair, seconded by Council Member Nowak, that the following total fund expenditures be recognized as payments made and payments to be made, in the amount of \$777,893.95 and the Mayor is authorized to sign the check register.

ROLL CALL: Ayes – All, the motion carried.

CITY ATTORNEY'S REPORT:

City Atty Vogler reported on profanity on political signs.

CITY MANAGER'S REPORT:

City Mgr. Hefele reported that he is researching the permitting of food trucks in Rogers City.

COMMISSION AND BOARD REPORTS: None.

LIAISONS:

Mike Mahler from Alpena Chamber of Commerce addressed Council regarding economic development. Mayor McLennan reported that there is a struggle finding EMT's and paramedics.

MAYOR:

Mayor McLennan stated that E-Waste day was very successful. Brian Belanger, Ann Belanger, Rich Lamb and Travis Peltz completed the video that will be going to the Michigan Main Street Selection Committee.

UNFINISHED BUSINESS:

ORDINANCE 2021-19

A motion was made by Council Member Nowak, seconded by Council Member Adair, for first reading

September 21, 2021

AN ORDINANCE AMENDING CHAPTER 16 (STREETS, SIDEWALKS, AND OTHER PUBLIC PLACES), ARTICLE 3 (OBSTRUCTIONS AND EXCAVATIONS), DIVISION 2 (CURB CUTS), OF THE CODE OF ORDINANCES OF THE CITY OF ROGERS CITY.

THE CITY OF ROGERS CITY ORDAINS:

I. Chapter 16, Article 3, Division 2, of the Code of Ordinances of the City of Rogers City, Michigan, is hereby amended as follows (language in red with strike-through is eliminated; language in green is added):

DIVISION 2. - CURB CUTS AND DRIVEWAY ACCESS

Sec. 16-71. - Permit required.

Sec. 16-72. - Specifications.

Sec. 16-73. - Costs of adjusting public improvements.

Secs. 16-74—16-85. - Reserved.

Sec. 16-71. - Permit required.

No opening in or through any curb, driveway access from a street or alley, or public sidewalk driveway crossing ~~curb of any street~~ shall be made without first obtaining a written permit from the city manager or his/her authorized representative.

Sec. 16-72. - Specifications.

~~Curb cuts and sidewalk driveway crossings to provide access to private property shall comply with the following:~~

- ~~1) No single curb cut shall exceed twenty-five (25) feet or be less than ten (10) feet.~~
- ~~2) The minimum distance between any curb cut and a public crosswalk shall be five (5) feet.~~
- ~~3) The minimum distance between curb cuts, except those serving residential property, shall be twenty-five (25) feet.~~
- ~~4) The maximum number of lineal feet of sidewalk driveway crossing permitted for any lot, parcel of land, business or enterprise, shall be forty-five (45) percent of the total abutting street frontage up to and including two hundred (200) lineal feet of street frontage plus twenty (20) percent of the lineal feet of street frontage in excess of two hundred (200) feet.~~

Curb cuts, driveway accesses, and sidewalk driveway crossings to provide access to private property shall comply with the following:

- 1) Residential-zoned districts
 - a) No single curb cut or driveway access shall exceed a width of twenty-five (25) feet, or be less than a width of ten (10) feet at the line where the driveway connects to an improved OR UNIMPROVED public street OR ALLEY.
 - b) The minimum distance between any curb cut or driveway access and a public crosswalk shall be five (5) feet.
 - c) The maximum number of curb cuts or driveway accesses per residential property is three (3) and the maximum number of curb cuts or driveway accesses per frontage is two (2) regardless of the number of tax parcels that comprise a residential property or the number of residential units on a property.
- 2) Commercial districts
 - a) The minimum distance between curb cuts or driveway accesses shall be ten (10) feet.
 - b) The minimum distance between any curb cut or driveway access and a public cross walk shall be five (feet).
 - c) The maximum number of lineal feet of sidewalk driveway crossings permitted for any lot, parcel of land, business or enterprise, shall be forty-five (45) percent of the total abutting street frontage up to and including two hundred (200) lineal feet of street frontage plus twenty (20) percent of the lineal feet of street frontage in excess of two hundred (200) feet.

Sec. 16-73. - Costs of adjusting public improvements.

The adjustments to utility poles, light standards, fire hydrants, catch basins, street or railway signs, signals, or other public improvements or installations made necessary by curb cuts or driveway crossings shall be accomplished without cost to the city.

Secs. 16-74—16-85. - Reserved.

II. A summary of this ordinance shall be published within 15 days after its adoption.

III. This ordinance shall become effective upon publication of a summary of its provisions.

ROLL CALL: Ayes – All, the motion carried.

September 21, 2021

NEW BUSINESS:

AGREEMENT TO REMOVE CONTENTS FROM SEPTIC TANK

Discussion was had on the Przybyla septic tank situation at 397 S. Second Street. No action was taken.

PAVILION GRILL OPERATING AGREEMENT

RESOLUTION NO. 2021-132

A motion was made by Council Member Nowak, seconded by Council Member Bielas, to allow Council Member Fuhrman to abstain from the Pavilion Grill agenda item.

ROLL CALL: Ayes – All, the motion carried.

RESOLUTION NO. 2021-133

A motion was made by Council Member Nowak, seconded by Council Member Adair, to renew a three year agreement with SPUD Enterprises with lessee responsible for cleaning the hood annually and rental fee to be set aside for future upgrades.

ROLL CALL: Ayes – All, the motion carried. Fuhrman – Abstained.

LOU-AFSCME (MECHANIC)

RESOLUTION NO. 2021-134

A motion was made by Council Member Bielas, seconded by Council Member Adair, to approve the AFSCME Letter of Understanding regarding the mechanic as presented.

ROLL CALL: Ayes – Adair, Bielas, Fuhrman and McLennan.

Naves – Nowak, the motion carried.

BUDGET AMENDMENT – LOADER REPAIRS

RESOLUTION NO. 2021-135

A motion was made by Council Member Nowak, seconded by Council Member Fuhrman, BE IT RESOLVED, by the City Council of the City of Rogers City, Michigan to amend the FY2021-2022 Annual Budget as prepared by City Staff, presented to Council in writing, with the addition of a \$65,000 increase in the expense of City Attorney Professional Services and increase the personal property tax reimbursement revenue line by \$65,000 and reviewed at this September 21, 2021 meeting. A copy of said amendment to be placed on file in the City Clerk's office.

ROLL CALL: Ayes – All, the motion carried.

FAMILY DOLLAR REQUEST – (LOADING & UNLOADING)

RESOLUTION NO. 2021-136

A motion was made by Council Member Nowak, seconded by Council Member Fuhrman, to table the Family Dollar request until the next Council meeting.

ROLL CALL: Ayes – All, the motion carried.

CERTIFIED GRANT ADMINISTRATOR – FIRST STREET GRANT

RESOLUTION NO. 2021-137

A motion was made by Council Member Nowak, seconded by Council Member Adair, to approve the contract between the City of Rogers City and Carter Consulting as the Certified Grant Administrator for the MEDC Community Development Block Grant contingent upon city attorney and staffs comfort level on the language in the contract and accompanying documents.

ROLL CALL: Ayes – All, the motion carried.

OTHER BUSINESS: None.

September 21, 2021

CLOSED SESSION: None.

ADJOURNMENT:

With nothing further to come before Council, Mayor McLennan declared the meeting adjourned at 7:19 p.m.

SCOTT MCLENNAN, MAYOR

TERRI L. KOSS, CITY CLERK/TREASURER

MINUTES OF THE SPECIAL MEETING OF THE ROGERS CITY CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, SEPTEMBER 29, 2021

Mayor McLennan presided and called the meeting to order at 9:02 a.m.

ROLL CALL: PRESENT – Council Members Kenneth Bielas, Gary Nowak and Mayor Scott McLennan.
ABSENT – Council Members Richard Adair and Larry Fuhrman.

OTHER CITY PERSONNEL PRESENT – City Mgr. Joseph Hefele and Harbormaster Wayne Saile.

APPROVAL OF AGENDA

It was moved by Council Member Nowak, seconded by Council Member Bielas, to approve the agenda as presented.

ROLL CALL: Ayes – All, the motion carried.

NEW BUSINESS:

**BUDGET AMENDMENT – MARINA WINTER STORAGE
RESOLUTION NO. 2021-138**

It was moved by Council Member Nowak, seconded by Council Member Bielas, BE IT RESOLVED, by the City Council of the City of Rogers City, Michigan to amend the FY2021-2022 Annual Budget as prepared by City Staff, presented to Council in writing, and reviewed at this September 29, 2021 meeting to amend the revenue and expense budgets at the marina by \$11,500 to allow for the purchase of sailboat stands and shrink wrap supplies, with the manager authorized to spend reasonable amounts above that figure if necessary before seeking an additional amendment A copy of said amendment to be placed on file in the City Clerk's office.

ROLL CALL: Ayes – All, the motion carried.

ADJOURNMENT:

With nothing further to come before Council, Mayor McLennan declared the meeting adjourned at 9:11 a.m.

Scott McLennan, Mayor

Joseph Hefele, City Manager