

May 13, 2013

Mayor Jenkins opened the regular meeting of the Gaylord City Council with the Pledge of Allegiance at 7:03 p.m. on Monday, May 13, 2013, in the City Council Chambers, located in the Gaylord City Hall, 305 East Main Street, Gaylord, Michigan.

Members Present: Campbell, Duczowski, Jenkins, Mankowski and Wishart.

Members Absent: Johnson and Sharrard.

Motion by Wishart, supported by Campbell, to dispense with the reading of the minutes of the previous meeting and to accept them as presented.

Ayes: Unanimous. Motion carried.

Mayor Jenkins opened the Public Hearing for consideration of a request for a Commercial Facilities Exemption Certificate for the redevelopment of property identified as 931 South Otsego Avenue, Building 2 (former grocery store location), owned by Ray's Family Center, Inc. and represented by Sam McLaren, who was in attendance at the meeting. The purpose for the Exemption Certificate along with a brief summary of plans to renovate Building 2 to provide for the relocation of various State offices was presented by both City Manager Joseph Duff and Mr. McLaren. The exemption would provide that the taxable valuation of Building 2 be capped at 2013 levels for a period of twelve (12) years, with all other remaining real property on the property subject to standard property tax laws. Executive Director of the Gaylord Area Chamber and Tourism Bureau, Paul Beachnau, stated his support of the project and encouraged City Council to approve the request. Marie Kirt, 213 East Sheldon Street, asked how long the exemption would be in effect. Mayor Jenkins solicited additional public comment, of which none was offered.

Mayor Jenkins proclaimed May 12<sup>th</sup> to May 18<sup>th</sup> as "Police Week" in the City of Gaylord.

Motion by Wishart, supported by Campbell, to excuse Council Members Johnson and Sharrard from the meeting.

Ayes: Unanimous. Motion carried.

Mayor Jenkins closed the Public Hearing for consideration of a request by Ray's Family Center, Inc. and Sam McLaren for a Commercial Facilities Exemption Certificate at 931 South Otsego Avenue at 7:28 p.m.

Mr. Eric Lieberman and Ms. June Shellene addressed City Council regarding horizontal hydraulic fracking and its potential impact in Otsego County.

Motion by Mankowski, supported by Campbell, **WHEREAS**, pursuant to P.A. 255 of 1978, M.C.L., 207.651 et. seq., after a duly noticed public hearing held on July 9, 2012, the City of Gaylord by resolution established a Commercial Redevelopment District, as requested by Ray's Family Center, Inc.; and, **WHEREAS**, Ray's Family Center, Inc. has filed an application for a Commercial Facilities Exemption Certificate with respect to the restoration of a facility within the Commercial Redevelopment District; and, **WHEREAS**, before acting on said application, the Gaylord City Council held a public hearing on May 13, 2013, in the City offices, 305 East Main Street, Gaylord, Michigan, at 7:00 p.m., as to which hearing the applicant, the assessor and a representative of the affected taxing units were given prior written

notice and advised that they would be afforded an opportunity to be heard on said application; and, **WHEREAS**, restoration of the facility had not begun earlier than 45 days before April 18, 2013, the date of the acceptance of the application for the Commercial Facilities Exemption Certificate; and, **WHEREAS**, restoration of the facility is calculated to, and will at the time of issuance of the certificate have the reasonable likelihood to, increase commercial activity, create employment, retain employment, or prevent a loss of employment in the City of Gaylord; and, **WHEREAS**, the state equalized valuation of property proposed to be exempt pursuant to an application under consideration, considered together with the aggregate state equalized valuation of property exempt under certificates previously granted and currently in force under this act or Act No. 198 of the Public Acts of 1974, as amended, being sections 207.551 to 207.571 of the Michigan Compiled Laws, exceeds 5% of the state equalized valuation of the City of Gaylord.

**NOW, THEREFORE, BE IT RESOLVED** by the Gaylord City Council that:

1. The City through its City Council finds and determines that the granting of the Commercial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Gaylord, or impairing the financial soundness of a taxing unit which levies ad valorem taxes in the City of Gaylord.
2. The application of Ray's Family Center, Inc. for a Commercial Facilities Exemption Certificate with respect to the restoration of the following described parcel of real property situated within the City of Gaylord Commercial Redevelopment District No. 2, to wit:

Building #2 (Former Grocery Store)

Commencing at the North 1/4 Corner of Section 9, T30N-R3W, City of Gaylord, Michigan; Thence South Along the North-South 1/4 Line to the North Line of Commerce Boulevard; Thence along said North Line to the Southeast Corner of Lot 7 in the Plat of "Aspen Park Center"; Thence North along the Westerly Line of Lots 1-6 in said Plat 752 Feet, More or Less, to a point 120 Feet from the Southeast Corner of Building #2 (Measured at Right Angles to said Corner); Thence West 120 Feet to said Building Corner and the Point of Beginning; Thence West 155.8 Feet; Thence North 24.7 Feet; Thence West 15.7 Feet; Thence North 36.7 Feet; Thence East 4.8 Feet; Thence North 91.9 Feet; Thence East 8.4 Feet; Thence North 113.7 Feet; Thence East 176.3 Feet; Thence South 31.4 Feet; Thence East 16.8 Feet; Thence South 26.6 Feet; Thence West 15.3 Feet; Thence South 37.5 Feet; Thence West 19.3 Feet; Thence 171.4 Feet to the Point of Beginning, Containing 45,690 Square Feet, More or Less.

Be and the same is hereby approved.

3. The Commercial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of 12 years after completion.

Ayes: Unanimous. Resolution declared adopted.

Motion by Wishart, supported by Campbell, to enter into an agreement with Ray's Family Center, Inc. and Sam L. McLaren, owner's representative and lessee, doing business at 931 South Otsego Avenue, Gaylord, Michigan, 49735 for the Commercial Redevelopment of a facility located at 931 South Otsego Avenue, Gaylord, Michigan, as presented.

Ayes: Unanimous. Motion carried.

Motion by Mankowski, supported by Duczkowski, to accept the recommendation of the Chief of Police and DPW Superintendent and approve a request by Mary's Tavern/Steinbrecher and Steinbrecher, for an Outdoor Café on City property at 330 West Main Street, as presented. Furthermore, approval is granted for the placement of a tent in the municipal parking lot behind Mary's Tavern during the week of Alpenfest, from July 16<sup>th</sup> to July 20<sup>th</sup>, 2013, as presented.

Ayes: Unanimous. Motion carried.

Motion by Campbell, supported by Duczkowski, to approve a request for a Charitable Solicitation Permit by the Northern Michigan Shrine Club for their annual "Newspaper Sale" to be held July 19, 2013.

Ayes: Unanimous. Motion carried.

Motion by Wishart, supported by Campbell, to approve a request for a Charitable Solicitation Permit by the Otsego Memorial Hospital Auxiliary for their annual "Rose Sale" to be held August 1<sup>st</sup> through August 2<sup>nd</sup>, 2013.

Ayes: Unanimous. Motion carried.

City Council scheduled the Annual Budget Worksession for 6:00 p.m. on Tuesday, May 21<sup>st</sup>, 2013, and the Public Hearing for consideration of the 2013/14 Annual Budget to be held at the regular City Council Meeting of May 28<sup>th</sup> or June 10<sup>th</sup>.

Motion by Campbell, supported by Duczkowski, to approve for payment the following expenditures:

24/7 Sewer And Drain Cleaning	317 E Petoskey, Line Maintenance	140.00
87-A District Court	Lein Line Fee	437.50
Advance Electric	Street Lights/City Hall/WWT Plant Parts	612.93
AIS Construction Equipment	Motor Pool Parts	114.08
Alpine Title And Escrow	Mankowski Road Project	1,500.00
Alpine Web	Web Maintenance	87.00
American Waste	City Hall Sanitation Service	81.00
Applied Industrial Tech Inc	WWT Plant Supplies	530.79
Arrow Uniform	DPW Building Supplies/Mechanic Uniform	783.06
Arrow Uniform	DPW Supplies	317.95
AT&T	City Hall Telephone Expense	271.87
AT&T	McVannel Road Lift Station	34.05
Bear Packaging And Supply	Curbside Recycling Bags	2,394.75
Broadmoor Products Inc	WWT Plant Supplies	4,090.69
BS&A	Annual Support, Delinquent PP Tax	320.00
C2AE	Water Map Updates	75.74
C2AE	Mankowski Road	2,100.00
C2AE	South Wisconsin Avenue	1,285.21

Carrot-Top Industries Inc	Flags	630.28
Carrot-Top Industries Inc	Flags	201.83
Centurylink	WWT/PD/City Office/DPW	11.68
City Of Gaylord	DPW, Water And Sewer	51.43
City Of Gaylord	City Hall, Water And Sewer	43.41
Consumers Energy	Traffic Lights	1,407.28
Consumers Energy	Street Lights	4,446.98
Consumers Energy	City Hall	852.38
Consumers Energy	DPW	619.05
Consumers Energy	WWT Plant	10,587.57
Consumers Energy	Streetlights - 126 West Main Street	502.15
Consumers Energy	Streetlights - 120 North Oak Avenue	87.10
Consumers Energy	Pavilion	22.24
Consumers Energy	Water Department Bldg. - S. Center	29.06
Consumers Energy	Pavilion	204.00
Consumers Energy	Hale Park	22.24
Consumers Energy	Streetlights - 185 South Center	376.87
Consumers Energy	Pavilion	22.24
Consumers Energy	Well - North Ohio	1,001.63
Consumers Energy	Water Tower - Fairview Road	37.90
Consumers Energy	Well - North Otsego Avenue	1,514.08
Consumers Energy	Well - North Hazel Avenue	494.17
Consumers Energy	Freel Park	84.18
Consumers Energy	Doumas Park	22.24
Consumers Energy	Doumas Park	95.02
Consumers Energy	DDA Restroom	657.76
Consumers Energy	Fairview Cemetery	22.24
Consumers Energy	Fairview Cemetery	23.33
Consumers Energy	Edelweiss Village Parkway	173.70
Consumers Energy	Streetlights - 113 North Wisconsin	127.99
Consumers Energy	Streetlights - 100 South Wisconsin	416.95
Consumers Energy	Dickerson Road Lift Station	125.96
Consumers Energy	Aspen Park	212.34
Consumers Energy	Aspen Park	147.57
Consumers Energy	Commerce Blvd Lift Station	88.30
Consumers Energy	Commerce Blvd Lift Station	65.01
Consumers Energy	Millbocker Road Lift Station	102.90
Consumers Energy	IDC Park Entrance	39.78
Consumers Energy	Dickerson Road Well	565.27
Consumers Energy	South Wisconsin Water Tower	23.34
CRA Payment Center	Motor Pool Parts And Supplies	1,053.39
Crossroads Industries Inc	City Chronicle	634.90
Crossroads Industries Inc	Assessment Notices	140.79

Crossroads Industries Inc	Winter Tax Mailing	120.44
Cummins Bridgeway	WWT Maintenance	49.29
Rebecca Curtis	City Hall, April 2013	900.00
Delage Landen	Police Department Copy Machine Lease	175.57
Delage Landen	City Office Copy Machine Lease	497.70
DeWolf And Associates	Hempenstall, Field Officer Training	695.00
DTE Energy	Meijer Lift Station	27.43
DTE Energy	WWT Plant	64.49
DTE Energy	DPW	734.82
DTE Energy	WWT Plant	48.82
DTE Energy	WWT Plant	131.95
DTE Energy	South Center Water Bldg	43.89
DTE Energy	WWT Plant	98.21
DTE Energy	McVannel Road Lift Station	28.27
DTE Energy	WWT Plant	358.33
DTE Energy	City Hall	592.43
DTE Energy	North Ohio Well	87.85
Dunn's Office Supply & Machine	City Office/Police/WWT Office Supplies	871.29
Easypermit Postage	Postage, Postage Machine	591.44
Elhorn Engineering Company	Water Dept Supplies	2,865.35
EJ USA Inc	Water Dept Supplies	98.70
EJ USA Inc	Water Dept Supplies	274.57
ENERCO Co	City Hall Maintenance Contract	400.00
Excellent Police Equipment	Police Dept Operating Supplies	145.00
Feeny	Motor Pool Maintenance	681.35
First National Bank Omaha	City Mgr/DDA/Police Dept/DPW Supplies	566.15
First National Bank Omaha	WWT Training Expense	280.00
Fisher Scientific	WWT Plant Supplies	351.02
Fisher Scientific	WWT Plant Supplies	41.66
Foster Swift	Tax Tribunal Legal Expense	221.00
Frontier	O'Rourke Blvd Lift Station	83.69
Frontier	Meijer Drive Lift Station	140.16
Frontier	Raccoon Lift Station	42.55
Frontier	Dickerson Road Lift Station	73.68
Frontier	DPW	64.50
Frontier	City Hall	414.51
Frontier	Otsego Club Lift Station	28.69
Frontier	WWT Plant	370.15
Frontier	City Hall Elevator	48.85
Frontier	McVannel Road Lift Station	29.07
Gaylord Feed And Grain	Elk Supplies	1,899.88
Gaylord High School	Yearbook Ad	75.00
Gillroy's Hardware	WWT/Water/DDA/Signs/Motor Pool Supplies	219.39

Gourdie - Fraser Inc	Site Plan Review	680.00
Great Lakes Energy	Utilities, Lift Station, Streetlight, Traffic	924.06
Doug Hempenstall	Reimbursement For Training Expenses	228.30
I-2000	DPW/WWT Internet Services	59.90
Independence Tire And Auto Repair	Motor Pool Maintenance	441.98
Jack Doheny Supplies Inc	Motor Pool Parts	221.86
Jeffress - Dyer Inc	Appraisal - Mankowski Road	2,450.00
Jim's Alpine Motor	Motor Pool Supplies	297.96
Johnson Oil Company Of Gaylord	Motor Pool Fuel	1,462.65
Johnson Oil Company Of Gaylord	Motor Pool Fuel	2,997.57
Kirkpatrick & Dubois PLC	Mankowski Road Land Acquisition	768.00
Kirkpatrick & Dubois PLC	Legal Fees	2,816.00
Floyd Koscielniak	Sidewalks/City Hall Maintenance	3,225.00
Lake City Redi-Mix Inc	Building Maintenance, DPW	384.00
Lappan's Of Gaylord	Backpack Blower	422.70
Lappan's Of Gaylord	Motor Pool Parts	110.17
Lawson Products	Motor Pool Supplies	374.95
Lowe's	Police Dept/DPW Building Maintenance	217.24
Marcor Technologies	Internet Expense	200.00
Matelski Lumber Co	Sign Materials	384.00
Maurer's Textile Rental	City Hall Mats	187.86
Maurer's Textile Rental	City Hall Mats	91.35
McVeigh's Truck Springs	Motor Pool Parts	499.48
Meyer Ace Hardware	Motor Pool/DDA Supplies	157.55
Michigan Rural Water Association	Annual Conference, Water Dept Personnel	470.00
Michigan Taser Distributing	Police Dept Ammunition	330.90
Mid-North Printing	Office Supplies	219.90
Mid-States Bolt & Screw Co	WWT Supplies	6.28
Mid-States Bolt & Screw Co	WWT Supplies	7.76
Delores D. Monte	Acquisition Of Easement - Mankowski Rd	33,000.00
Municipal Supply Co.	Meter Supplies	620.86
New Century Signs	City Hall Maintenance	29.00
Northern Michigan Review	Publishing Expense	1,463.13
Northern Michigan Servicestore	WWT Plant Maintenance	4,710.00
Opticsplanet	Police Dept Weapons	1,200.00
Otsego County Road Commission	Milbocker/McCoy Road Engineering	8,807.16
Pak Mail	Postage, Water Dept	53.91
Pak Mail	Postage, City Hall	4.43
Patriot Steel & Fabrication	Motor Pool Parts	40.00
Patriot Steel & Fabrication	Motor Pool Parts	38.00
Patriot Steel & Fabrication	Motor Pool Parts	1,458.00
Ron's Auto And Wrecker	Towing, Motor Pool	270.00
RTI Laboratories Inc	WWT Supplies	86.00

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Scientific Brake And Equipment	Motor Pool Parts	2,641.74
Sherwin Williams Co.	Paint, Fire Hydrants	1,764.00
Six K's Lawn Service	Elk Care - 4/13- 5/12/2013	300.00
Spartan Sewer & Septic Tank	Aspen Park	155.00
St Mary Cathedral - Diocese Of Gaylord	Gate	600.00
State Of Michigan	MDOT, Traffic Signal Maintenance	668.11
Ted Festerling LLC	Motor Pool Parts	149.44
Ted Festerling LLC	Motor Pool Parts	549.52
Thrifty Print	City Chronicle	419.62
Ultramax	Police Dept Ammunition	6,192.00
Unique Paving Materials	Cold Patch, Roadway Maintenance	908.25
UCMAN	Internet Expense, City Hall	59.95
USA Bluebook	WWT Supplies	597.56
Valley Truck Parts	Motor Pool Parts	48.40
Wade-Trim	Water Dept Oversight	1,200.00
Wade-Trim	Meter Reading Services	888.00
Wash-N-Go Management Inc	Motor Pool Maintenance	35.00
Wilber Automotive Supply Inc.	WWT/Motor Pool Parts And Supplies	361.60
Willbee Ready Mix	Cemetery Supplies	160.00
Wittock Supply	DDA Maintenance Supplies	63.77
	<b>Total</b>	<b>\$148,963.16</b>

Ayes: Unanimous. Motion carried.

Motion to adjourn.

Meeting adjourned at 7:57 p.m.

Rebecca Curtis, City Clerk  
John Jenkins, Mayor