

April 14, 2014

Mayor Jenkins opened the regular meeting of the Gaylord City Council with prayer by Council Member Wishart at 7:03 p.m. on Monday, April 14, 2014, in the City Council Chambers, located in the Gaylord City Hall, 305 East Main Street, Gaylord, Michigan. The Pledge of Allegiance followed the invocation.

Members Present: Jenkins, Johnson, Mankowski, Sharrard and Wishart.

Members Absent: Campbell and Duczkowski.

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

Ayes: Unanimous. Motion carried.

Motion by Johnson, supported by Mankowski, to excuse the absence of Council Members Campbell and Duczkowski.

Ayes: Unanimous. Motion carried.

Motion by Johnson, supported by Mankowski, to amend the agenda of the meeting by adding the following under New Business:

- Purchase of Flags in the Downtown
- DDA Credit Card Approval
- Consideration of Complete Streets Resolution

Ayes: Unanimous. Motion carried.

Motion by Johnson, supported by Sharrard, to approve the purchase of flags to be used in the downtown contingent upon the purchase not exceeding \$569.

Ayes: Unanimous. Motion carried.

Tammy LaBouef, 333 Felshaw Street, asked that if before the DDA came to the City Council to ask for financial assistance had they ever considered asking service organizations for financial assistance first.

Motion by Mankowski, supported by Sharrard, to approve the DDA's credit card limit of \$2,500. Use of the credit card is restricted by any and all policies, adopted by the DDA Board or any other organization or governmental unit that regulates and/ or establishes standards for financial practices required by municipalities.

Ayes: Unanimous. Motion carried.

Motion by Sharrard, supported by Wishart, WHEREAS, "Complete Streets" means roadways planned, designed, and constructed to provide appropriate access to all legal users in a manner that promotes safe and efficient movement of people and goods whether by car, truck, transit, assistive device, foot, or bicycle; and, WHEREAS, "Complete Streets" is also a design framework that enables convenient and comfortable travel for pedestrians, transit patrons, bicyclists, and motor vehicle operators, across a wide spectrum of ages and abilities; and, WHEREAS, streets constitute a large and valuable portion of public space, and the development of facilities to accommodate non-motorized travelers provides multiple

benefits to individual travelers and may offer substantial long-term cost savings to communities when all direct and indirect (externalized) costs are accounted for; and, WHEREAS, streets that safely integrate multiple transportation choices - including walking, bicycling, public transit, and motor vehicles - support community stability; and, WHEREAS, Complete Streets Guiding Principles encourage planning, designing, constructing, operating, and maintaining transportation systems that promote safe and convenient travel for people of all ages and abilities; and, WHEREAS, the City of Gaylord Master Plan and City of Gaylord Downtown Development Plan currently incorporate many if not all of the principles of Complete Streets; and, WHEREAS, the Michigan Legislature passed Complete Streets legislation in 2010 that amended PA 33 of 2008 and PA 51 of 1951 to require the Michigan Department of Transportation and local governments to consider all users in transportation and related projects, and to establish facilities for non-motorized transportation when a highway, road, or street is being constructed, reconstructed, or relocated unless specified conditions exist that constitute an exemption; and, WHEREAS, the City of Gaylord Downtown Development Authority considered this resolution on July 9, 2013 and supported its forwarding to the City Commission; and, WHEREAS, the Gaylord City Commission has determined that it is in the best interest of the City of Gaylord for this resolution to be approved. NOW THEREFORE BE IT RESOLVED that the City Council of the City of Gaylord, Michigan will continue to include to the extent feasible, Complete Streets design considerations and practices as a routine part of infrastructure planning and implementation and approach transportation projects and programs as an opportunity to improve public and private streets and the transportation network for all users, working in coordination with other departments, agencies and jurisdictions; and, FURTHER BE IT RESOLVED that the City of Gaylord supports the continued implementation of the City's Master Plan and Downtown Development Plan as they support the ease of use, safety, and accessibility for all street users within the City of Gaylord.

Ayes: Unanimous. Motion carried.

Motion by Mankowski, supported by Johnson, Mega Power Sports having requested two non-use variances regarding property situated at 2464 South Otsego Avenue, Gaylord, Michigan, said variances concerning off-street parking requirements and building siding requirements, and a hearing having been held before the Gaylord City Council acting as the Zoning Board of Appeals on April 14, 2014 and the Council having reviewed all of the factors for non-use variances set forth in the ordinance, and being otherwise advised in the premises, did duly enact the following resolution: **IT IS HEREBY RESOLVED** that the variance request by Mega Power Sports regarding building siding is hereby granted. **BE IT FURTHER RESOLVED** that the variance request for a reduction in the off-street parking requirements is granted provided, however, that in the event there are persistent problems or complaints regarding the adequacy of said off-street parking requirements, said variance shall be voidable at the option of the Zoning Board of Appeals.

Ayes: Unanimous. Motion carried.

Motion by Wishart, supported by Johnson, to approve a request by the Gaylord Area Chamber of Commerce for a Variance from Strict Compliance with the Sign Ordinance and to permit a sign that is twenty-six (26) square feet in area to be erected at 319 West Main Street.

Ayes: Unanimous. Motion carried.

Motion by Wishart, supported by Sharrard, Whereas the City of Gaylord did on July 13, 2013 acquire title to a Mankowski Road extension; and, WHEREAS it is necessary to furnish certain information to the State of Michigan to place this Street within the City/Village Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended. NOW THEREFORE IT IS RESOLVED:

1. That the center line of said street is described as:

A parcel of land being part of the Northeast fractional  $\frac{1}{4}$  of Section 5, T30N, R3W, City of Gaylord, Otsego County, Michigan, described as: Commencing at the North  $\frac{1}{4}$  corner of said section 5; thence S00°11'26"E 393.95 feet along the North-South  $\frac{1}{4}$  line of said Section 5 to reference point "A" and the point of beginning of a parcel being 50 feet each side of the following described centerline; thence S89°47'18"W 17.00 feet along said center line to the point of ending. Also beginning at said reference point A, a parcel being 33 feet each side of a centerline line described as N89°47'18" E 127.08 feet, thence Southeasterly, 122.79 feet along a curve to the right, said curve having a radius of 300.00 feet, a long chord of 121.94 feet, bearing S78°29'09"E, thence S66°45'37"E 156.19 feet, thence Easterly, 154.47 feet, bearing S85°07'20"E, thence N72°10'48"E 153.26 feet, thence Northeasterly, 65.54 feet along a curve to the right, said curve having a radius of 200.0 feet, a long chord of 65.25 feet, bearing N81°34'07"E, thence S89°02'35"E 32.46 feet to the Point of Ending, being subject to any and all easements, reservations and exceptions of record.

2. That said street is located within a City right-of-way and is under the control of the City of Gaylord.
3. That said street is a public street and is for public street purposes.
4. That said street is accepted into the City Local Street System and was open to the public on November 5<sup>th</sup>, 2013.

Ayes: Unanimous. Motion carried.

Mrs. Ruth Galbraith addressed the City Council regarding the importance of recognizing those who serve in the military.

Motion by Johnson, supported by Sharrard, to approve a request for a Parade Permit by the VFW for the 2014 Memorial Day Parade and road closure.

Ayes: Unanimous. Motion carried.

Motion by Sharrard, supported by Mankowski, to WHEREAS, the City of Gaylord and the Township of Bagley entered into a contract for transfer of property (South Otsego Avenue from McCoy Road to Johnson Road) pursuant to P.A. 1984 No. 425 dated June 13, 1996; and, WHEREAS, said contract had an initial term of sixteen (16) years and provided that upon its expiration the contract was to be renewed for additional terms of five (5) years upon the mutual agreement of the parties; and, WHEREAS, said sixteen (16) year term expired on June 12, 2012 and the parties have, since that time, treated the contract as having been renewed in all respects; and, WHEREAS, the parties desire to affirm the renewal of said contract and to amend the same in the particulars hereinafter set forth. NOW THEREFORE, It Is Agreed as follows: That the contract for transfer of property pursuant to P.A. 1984 No. 425, between the City of Gaylord and the Township of Bagley dated June 13, 1996, was, effective June 13, 2012, renewed for an additional term of five (5) years.

Ayes: Unanimous. Motion carried.

Motion by Mankowski, supported by Wishart, to approve Aspen Park Pump Station Change Order No. 1. The Change Order increases the contract price by \$1,136.47. Revised contract price is \$113,636.47.

Ayes: Unanimous. Motion carried.

Motion by Mankowski, supported by Sharrard, to approve a request by Robbie Tackett of U.S. Taxi Service for a Taxi Cab License. Approval is contingent upon compliance with all inspection and insurance requirements.

Ayes: Unanimous. Motion carried.

Motion by Johnson, supported by Sharrard, to approve a request by the VFW for a Charitable Solicitation Permit on May 22-24, 2014.

Ayes: Unanimous. Motion carried.

Mayor Jenkins proclaimed April 25, 2014, as Arbor Day in the City of Gaylord.

Motion by Sharrard, supported by Mankowski, to approve for payment the following expenditures:

ADVANCE ELECTRIC INC.	TAPE AND CRIMPING TOOL	87.96
ADVANCE ELECTRIC INC.	STREETLIGHT SUPPLIES	182.57
AIRGAS	SHOP SUPPLIES	876.68
AIRGAS	MOTOR POOL PARTS	723.68
AIRGAS	MOTOR POOL PARTS	59.34
AIRGAS	MOTOR POOL PARTS	153.00
AMERICAN WASTE	CITY HALL SANITATION SERVICE	81.00
ARROW UNIFORM RENTAL	SHOP SUPPLIES	114.95
ARROW UNIFORM RENTAL	UNIFORMS, CITY HALL RUGS, DPW	1,095.51
AT&T	CITY HALL TELEPHONE SERVICE	307.97
AUTO VALUE	MOTOR POOL PARTS	362.66
BAKER COLLEGE	TREASURER EDUCATION	60.00
BEAR PACKAGING & SUPPLY INC.	LEAF BAGS	2,439.00
BROADMOOR PRODUCTS INC.	WWTP SUPPLY	4,091.65
C2AE	ASPEN PARK LIFT STATION	2,003.64
C2AE	2014 STREETS DESIGN & BIDDING	2,850.00
C2AE	GROUND WATER DISCHARGE PERMIT	3,041.84
C2AE	DICKERSON/WISCONSIN/MAYFAIR/SITE	3,415.04
C2AE	SOUTH WISCONSIN	327.06
CARROT-TOP INDUSTRIES	FLAGS	1,230.05
CENTURY LINK	TELEPHONE SERVICE	10.97
CHARTER COMMUNICATIONS	CABLE SERVICE CITY HALL	79.77
CITY OF GAYLORD	WATER/CITY HALL	51.24
CITY OF GAYLORD	WATER/DPW	60.73
CONSUMERS ENERGY	113 N WISCONSIN STREETLIGHTS	121.37
CONSUMERS ENERGY	100 S WISCONSIN STREETLIGHTS	353.68
CONSUMERS ENERGY	185 S CENTER STREETLIGHTS	371.42

CONSUMERS ENERGY	WWT PLANT	10,942.72
CONSUMERS ENERGY	WWT PLANT	11,489.51
CONSUMERS ENERGY	126 W MAIN STREETLIGHTS	480.24
CONSUMERS ENERGY	126 W MAIN STREETLIGHTS	563.33
CONSUMERS ENERGY	113 N WISCONSIN STREETLIGHTS	142.05
CONSUMERS ENERGY	100 S WISCONSIN STREETLIGHTS	348.87
CONSUMERS ENERGY	TRAFFIC LIGHTS	1,450.23
CONSUMERS ENERGY	STREET LIGHTS	4,503.76
COMMERCIAL CONTROL SYSTEMS	CITY HALL MAINTANENCE	1,630.00
CRUSIERS	FACE PLATE	74.13
CUMMINS BRIDGEWAY LLC	WWT PLANT MAINTENANCE	874.94
CUMMINS BRIDGEWAY LLC	WWT PLANT MAINTENANCE	768.94
REBECCA CURTIS	CITY HALL MAINTENCE - MARCH	1,125.00
DE LAGE LANDEN	CITY OFFICE COPY MACHINE LEASE	497.70
DE LAGE LANDEN	CITY POLICE COPY MACHINE LEASE	175.57
DTE ENERGY	NORTH OHIO WELL	168.11
DTE ENERGY	MEJIER LIFT STATION	30.25
DTE ENERGY	CITY HALL	2,866.87
DTE ENERGY	DPW	3,357.69
DTE ENERGY	WWT PLANT	423.52
DTE ENERGY	WWT PLANT	675.69
DTE ENERGY	WWT PLANT	59.34
DTE ENERGY	WWT PLANT	222.46
DTE ENERGY	SOUTH CENTER WATER BUILDING	99.03
DTE ENERGY	WWT PLANT	481.71
DTE ENERGY	WWT PLANT	451.73
DTE ENERGY	MCVANNEL ROAD LIFT STATION	30.25
DTE ENERGY	PAVILLION	26.87
DUNNS BUSINESS SOLUTIONS	OFFICE SUPPLIES	893.57
EJ USA INC	WATER DEPT SUPPLIES	800.04
ELECTION SYSTEMS SOFTWARE	ELECTION MAINTENANCE CONTRACT	239.56
ELHORN ENGINEERING COMPANY	WATER DEPT SUPPLIES	347.34
ELHORN ENGINEERING COMPANY	WATER DEPT SUPPLIES	3,266.72
ELLSWORTH FARMERS EXCHANGE	MAJOR/LOCAL STREET, STORM DRAINS	178.20
ENERCO CORP	CITY HALL CONTRACTUAL SERVICE	400.00
FEENY	MOTOR POOL PARTS	130.24
FIRSTMERIT BANK N.A.	INTEREST PAYMENT, TRAILER PARK	4,549.99
FIRST NATIONAL BANK	OFFICE/TREASURER/CITY MGR	894.54
FIRST NATIONAL BANK	MGR/DDA/DPW/TREASURER/POLICE	433.21
FISHER SCIENTIFIC	WWT PLANT SUPPLIES	591.10
FOSTER SWIFT	LEGAL FEES	40.00
FRIENDSHIP CHURCH	REIMBURSEMENT FROZEN SEWER LINE	200.00
FRONTIER	DICKERSON ROAD LIFT STATION	78.88

FRONTIER	WEST MAIN LIFT STATION	30.82
FRONTIER	DPW/WATER SYSTEM	74.27
FRONTIER	OTSEGO CLUB LIFT STATION	30.82
FRONTIER	CITY HALL TELEPHONE SERVICE	443.99
FRONTIER	RACCOON TRAIL LIFT STATION	103.91
FRONTIER	WWT PLANT	393.09
FRONTIER	MEIJER LIFT STATION	29.49
FRONTIER	OROURKE BLVD LIFT STATION	42.00
FRONTIER	TELEPHONE SERVICE	70.98
GAYLORD FORD	MOTOR POOL/POLICE PARTS	3,317.80
GILLROYS	WATER/SEWER PARTS	596.52
GOURDIE - FRASER	SITE PLAN REVIEW	570.00
GREAT LAKES ENERGY	LIFT STATION/STREET LIGHTS	2,024.45
GREAT LAKES PLUMBING HEATING	FROZEN SEWER MAIN	1,511.01
GREAT LAKES PLUMBING HEATING	FROZEN MAIN	734.40
HACH	WWTP SUPPLIES	80.52
I-2000	INTERNET, DPW/WWT	59.90
INNOVATIVE COMMUNICATIONS	CITY HALL MICROPHONES	200.00
INTEGRATED CONTROLS, INC	WWTP/ASPEN LIFT STATION	3,373.25
JIM'S ALPINE AUTO	MOTOR POOL PARS	362.66
JOHNSON OIL	MOTOR POOL FUEL	5165..92
JOHNSON OIL	MOTOR POOL FUEL	2,045.03
KIRKPATRICK AND DUBOIS	ATTORNEY FEES	3,695.48
FLOYD KOSCIELNIAK	WINTER SIDEWALK/CITY HALL SNOW	1,325.00
LAWSON PRODUCTS, INC.	MOTOR POOL PARTS	372.26
LOWE'S	DPW/WATER DEPT SUPPLIES	928.39
MCLEODS WINDOW CLEANING	CITY HALL MAINTANENCE	90.00
MEYER ACE HARDWARE	WATER PARTS	19.99
MID-STATES BOLT & SCREW CO.	MOTOR POOL PARTS	10.15
NORTH POINTE PLUMBING & HEATING	FROZEN WATER LINES	125.00
NORTH POINTE PLUMBING & HEATING	FROZEN WATER LINES	205.00
NORTH POINTE PLUMBING & HEATING	FROZEN WATER LINES	160.00
NORTH POINTE PLUMBING & HEATING	FROZEN WATER LINES	160.00
NORTH POINTE PLUMBING & HEATING	FROZEN WATER LINES	160.00
NORTH POINTE PLUMBING & HEATING	FROZEN WATER LINES	160.00
NORTH POINTE PLUMBING & HEATING	FROZEN WATER LINES	422.50
NORTH POINTE PLUMBING & HEATING	FROZEN WATER LINES	122.50
NORTHERN FIRE AND SAFETY	CITY HALL MAINTANENCE	525.00
NORTHERN MICHIGAN REVIEW	COUNCIL MINUTES/PUBLIC HEARINGS	643.13

OTIS ELEVATOR COMPANY	ELEVATOR MAINTENANCE CONTRACT	1,844.52
OTSEGO COUNTY ROAD		
COMMISSION	SHOP PARTS	132.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	54.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY SHERIFF'S OFFICE	PAPER SERVICE - PERSONAL PROPERTY	27.00
OTSEGO COUNTY TREASURER	TRIBUNALS AND CHARGEBACKS	1,601.53
PAKMAIL	CITY POLICE SHIPPING	13.74
PATRIOT CHEMICAL SALES	WWTP SUPPLIES	201.48
PATRIOT STEEL & FABRICATION	MOTOR POOL PARTS	48.00
PITNEY BOWES	POSTAGE	556.51
PITNEY BOWES	LEASE PAYMENT	422.34
POWER PLAN	AIS EQUIPMENT, MOTOR POOL PARTS	2,119.58
R. C. PLUMBING	FROZEN WATER LINES	368.00
R. C. PLUMBING	FROZEN WATER LINES	438.00
R. C. PLUMBING	FROZEN WATER LINES	455.00
SERVPRO	FROZEN SEWER MAIN	2,943.82
SERVPRO	FROZEN SEWER MAIN	1,205.48
SHEREN PLUMBING & HEATING	WWT PLANT MAINTENANCE	314.00
SHEREN PLUMBING & HEATING	WWT PLANT MAINTENANCE	418.50
SIX K'S LAWN SERVICE	ELK CARE	300.00
SLC METER	WATER DEPT SUPPLIES	488.34
SLC METER	WATER DEPT SUPPLIES	260.85
SPARTAN SEWER AND SEPTIC	ASPEN PARK PORTA POTTY CONTRACTUAL SERVICE	320.00
SPARTAN SEWER AND SEPTIC	(POWERHOUSE)	2,050.00
STANDARD ELECTRIC COMPANY	WWT SUPPLIES	67.75
STATE OF MICHIGAN - MiDEAL	STATE PURCHASING PROGRAM	180.00
TEAM ELMERS	ASPEN PARK LIFT STATION	96,137.47
THRIFTY PRINT OF GAYLORD	WATER SUPPLIES	90.00
UCMAN	CITY HALL INTERNET SERVICE	59.95
UNIQUE PAVING MATERIALS	UPM/COLD PATCH - ROAD MATERIALS	890.95
UPPER LAKES TIRE	MOTOR POOL MAINTENANCE	50.00
UPPER LAKES TIRE	MOTOR POOL MAINTENANCE	50.00
UPPER LAKES TIRE	MOTOR POOL MAINTENANCE	50.00

USA BLUEBOOK	WWTP SUPPLIES	142.60
USA BLUEBOOK	WWT SUPPLIES	700.76
WADE-TRIM	WATER DEPT OVERSIGHT	600.00
WADE-TRIM	WATER DEPT OVERSIGHT	780.00
WASH-N-GO MANAGEMENT	MOTOR POOL MAINTENANCE	50.00
WERNIG'S	MOTOR POOL PARTS	123.50
WILBER AUTOMOTIVE	MOTOR POOL PARTS	449.20
WINDEMULLER	WWT PLANT MAINTENANCE	1,301.92
		<hr/>
		\$225,165.78

Ayes: Unanimous. Motion carried.

Motion to adjourn.

Meeting adjourned at 7:59 p.m.

Rebecca Curtis, City Clerk

John Jenkins, Mayor