

**REGULAR CITY COUNCIL MEETING**  
**July 10, 2007**

The Regular City Council Meeting was called to order by Mayor Muschell in the Council Chambers in the City Hall at 7:00 p.m. The proceedings were as follows:

Present: Council Members Boardman, Tebo, Lepp, Riddle, Sangster, Charboneau and Muschell

Councilman Boardman led the Pledge of Allegiance to the Flag.

**Approval of Agenda and Receive and File all Communications**

Councilwoman Riddle moved to approve the agenda as presented and receive and file all communications. Seconded by Councilwoman Lepp. Motion carried unanimously.

**Correction and Approval of Prior Meeting Minutes**

- **Regular City Council Meeting – June 26, 2007**

Councilman Boardman moved to approve the minutes of the June 26, 2007 Regular City Council Meeting as presented. Seconded by Councilman Charboneau. Motion carried unanimously.

**Public Comments**

Public comment portion of the meeting opened by Mayor Muschell.

- **DDA Expenses**

Mr. William Burnett introduced himself, requesting information on the bills and disbursement report pertaining to the DDA expenses placed on the agenda for approval. He questioned why City tax payers are paying for these expenses if the DDA is responsible. City Manager McNeil explained that the expenses come out of the DDA Fund. Mr. Burnett also questioned if the DDA will be funding the footbridge and subsequent maintenance and repair expenses. City Manager McNeil replied the DDA will fund those expenses for as long as possible.

There being no further comments from the public, the Public Comment portion of the meeting was closed by Mayor Muschell.

**Public Hearings**

- **An Ordinance to Amend the City Code of the City of Cheboygan by Amending Section 106.4 of the International Property Maintenance Code by Repealing Section 106.4 and Adding a New Section 106.4 of the International Property Maintenance Code which provides for Violations and Penalties**

Public Hearing portion of the meeting opened by Mayor Muschell.

City Manager McNeil explained that this amendment finalizes the Property Maintenance Code Ordinance and is part of the objectives in addressing blight and in this case, dangerous or unsightly buildings. He noted that the amendment provides the penalty provision within the Ordinance which includes imprisonment, fines and additional fines for each day the violation continues.

Public Hearing portion of the meeting closed by Mayor Muschell.

Councilman Tebo moved to adopt an Ordinance to Amend the City Code of the City of Cheboygan by Amending Section 106.4 of the International Property Maintenance Code by Repealing Section 106.4 and Adding a New Section 106.4 of the International Property Maintenance Code which provides for Violations and Penalties. Seconded by Councilman Charboneau. Motion carried unanimously.

### **Communications and Petitions**

- **Request by Cheboygan Area Chamber of Commerce and Cheboygan DDA to hold a car show in conjunction with the Old 27 Power Tour on August 25<sup>th</sup> from noon to 11:00 p.m., close portions of Main & Backus Streets, use Washington Park, and erect a tent to serve drink concessions on Backus Street**

Ms. Kim Pappas, Executive Director of the Cheboygan Area Chamber of Commerce explained that the Old 27 Power Tour will begin in Coldwater, Michigan on August 21<sup>st</sup> with the ending event night on August 25<sup>th</sup> in Cheboygan. She commented that the Chamber would like to hold the event in conjunction with the annual downtown car show. Ms. Pappas noted the event will bring tourists to the downtown area and benefit local businesses.

Councilman Charboneau moved to grant the request of the Cheboygan Area Chamber of Commerce and Cheboygan DDA as presented. Seconded by Councilman Sangster. Councilwoman Riddle requested information on the Old 27 Power Tour. Ms. Pappas stated that there are currently 68 pre-registered vintage cars that will begin the Tour in Coldwater, Michigan and continue through 9 different locations with the ability for any car show entrant to enter the Tour at any of the locations. The Cheboygan Area Tourist Bureau and the Chamber of Commerce has joined efforts with the DDA and Rotary Club to fund this event. Additionally, family events will be held in Washington Park and will include a steel drum band from St. Ignace providing music throughout the day, and there will also be 1950's nostalgic music provided by The Legends Band at the entertainment tent. The local car show will have vintage cars, and the new and used car dealerships will also be participating.

Motion carried unanimously.

- **Request from the Farmer's Market Group for the use of the Opera House parking lot every Saturday morning beginning July 28<sup>th</sup> and ending October 27<sup>th</sup>, hours of operation to be 8:00 a.m. to 1:00 p.m.**

Councilman Charboneau moved to grant the request of the Farmer's Market Group as presented. Seconded by Councilman Tebo. Motion carried unanimously.

- **Resignation of Mr. Michael Sherwood from the City of Cheboygan Brownfield Redevelopment Board**

Councilman Charboneau moved to accept with regret, the resignation of Mr. Michael Sherwood from the City of Cheboygan Brownfield Redevelopment Board. Seconded by Councilman Sangster. Motion carried unanimously.

### **Bills and Disbursements**

- **Bills and Disbursements for the Month of June 2007**

Councilman Boardman moved to approve the bills and disbursements for the month of June 2007 in the amount of \$358,555.89. Seconded by Councilman Charboneau. Motion carried unanimously with Mayor Muschell abstaining.

### **Boards and Commission Reports**

- **Regular Brownfield Redevelopment Authority Board Meeting – June 25, 2007**

City Manager McNeil stated that the Brownfield Redevelopment Authority Board heard a presentation similar to what was presented to Council at the last meeting, and provided a recommendation of the proposed sites that were identified relative to receiving EPA Brownfield Assessment funding.

- **Resolutions, Local Governing Body Resolution for Charitable Gaming Licenses – Northern Care Center 50/50 Raffle at Cheboygan County Fair**

Councilwoman Riddle moved to adopt the Local Governing Body Resolution for Charitable Gaming Licenses – Northern Care Center 50/50 Raffle at Cheboygan County Fair. Seconded by Councilwoman Lepp. Motion carried unanimously.

### **General Business**

- **Consideration of Reappointment of Susan Muschell, Donald Horrocks and Selina Hoffman to the Recreation Commission – Terms to Expire July 1, 2009**

Councilwoman Lepp moved to reappoint Susan Muschell, Donald Horrocks and Selina Hoffman to the Recreation Commission with terms to expire July 1, 2009. Seconded by Councilman Boardman. Motion carried unanimously with Mayor Muschell abstaining.

### **City Clerk's and Treasurer's Comments**

- **Pinehill Cemetery**

Clerk/Treasurer Kwiatkowski proposed scheduling a Special City Council meeting at Pinehill Cemetery on Wednesday, July 25, 2007 at 6:30 p.m. Councilwoman Lepp questioned the procedure in holding this meeting and if decisions will be made on site. Clerk/Treasurer Kwiatkowski stated that he will be taking notes and that minutes of the meeting will be provided. He noted that Council could take action on issues regarding the Cemetery.

### **City Manager's Report**

- **Report – Board/Commission Term Expirations**

City Manager McNeil referred to a log of upcoming Board and Commission appointments which outlines information on when particular terms expire. He noted the areas with vacancies and needs, such as the Zoning Board of Appeals, Downtown Development Authority, Brownfield Redevelopment Authority, and the Local Officers Compensation Authority.

- **City Attorney Compensation**

City Manager McNeil stated that part of the compensation provided to the City Attorney includes health insurance coverage; however, with the conversion to Priority Health, that option is no longer available as the City Attorney is not deemed a City employee under their rules. He noted that as a result, there is a need to adjust the City Attorney's compensation accordingly. The City Attorney has asked for a committee of Council to work through this issue and provide a recommendation to the entire Council. Councilman Charboneau suggested looking into obtaining an attorney that does not require City funded health insurance coverage. City Manager McNeil replied that is part of considering the options. It was noted that the Committee to review the City Attorney compensation issue would consist of Councilwoman Riddle, Councilman Tebo, City Manager McNeil and Clerk/Treasurer Kwiatkowski.

- **City Manager Vacation**

City Manager McNeil commented that he plans on taking three vacation days beginning tomorrow and will return to the office on Monday, July 16, 2007.

**Messages and Communications from Mayor and Council Members**

- **PowerPoint Presentation Re: Footbridge**

Mayor Muschell stated that in preparation for the DDA meeting in August to discuss the footbridge, he has a PowerPoint presentation nearly completed. City Manager McNeil commented that he anticipates providing his portion of the presentation in PowerPoint as well. He noted that the Footbridge Informational Meeting is being advertised as being held in City Council Chambers and should therefore accommodate providing those presentations in a darkened area.

- **Lincoln Avenue Bridge**

Councilman Charboneau questioned when the main parts of the Lincoln Avenue Bridge will arrive, commenting that the site appears to be ready. Mayor Muschell replied that shipment should be soon, explaining the procedure in setting the materials.

- **Trail Surface**

Councilwoman Riddle referred to the letter from the Top of Michigan Trails Council regarding the crushed limestone surfacing of the 62 mile trail between Mackinaw City and Gaylord, commenting that this project has involved years of effort. City Manger McNeil acknowledged the efforts of Mr. Jim Conboy, TOMTC Board Member in coordinating that project.

**Closed Session**

- **Collective Bargaining**

Councilman Charboneau moved to adjourn the meeting to closed session at 7:29 p.m. for discussion on collective bargaining. Seconded by Councilman Tebo. Motion carried unanimously.

Councilman Tebo moved to reconvene the Regular City Council meeting at 7:39 p.m. Seconded by Councilman Boardman. Motion carried unanimously.

**Adjournment**

Councilman Boardman moved to adjourn the meeting at 7:40 p.m. Seconded by Councilwoman Lepp. Motion carried unanimously.

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Mayor James Muschell

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City Clerk Kenneth J. Kwiatkowski

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Councilman Richard B. Sangster

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Councilman Gerald R. Boardman

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Councilwoman Winifred L. Riddle

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Councilman Charles Charboneau

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Councilman Leslie A. Tebo

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Councilwoman Theo Lepp