

May 8, 2017

Mayor Jenkins opened the regular meeting of the Gaylord City Council with a prayer by Council Member Wishart at 7:00pm on Monday, May 8, 2017, 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: Mankowski, Wishart, Jenkins, Sharrard, Duczkowski, and Hartz.

Members Absent: Johnson.

Motion by Hartz, supported by Sharrard, to dispense with the reading of the minutes from the meeting on April 24th, 2017 and accept them as presented.

Ayes: Unanimous. Motion carried.

Mayor Jenkins open the Public Hearings at 7:04p.m.

Public Hearing #1: Edgewood Holdings requested a Non-Use Variance for a building located at 220 S. Indiana Street. They would like to utilized metal on the outside of the building so that it uniformly matches the other buildings they own in the area. No public comment was received.

Motion by Mankowski, supported by Wishart to allow the Non-Use Variance request by Edgewood Holdings for the building located at 220 S. Indiana Street.

Ayes: Unanimous. Motion carried.

Public Hearing #2: Stricker Supply Company requested a Non-Use Variance for a building located at 1389 S. Otsego Avenue. They also asked for a relaxation on the use of metal on the outside of their building. No public comment was received.

Motion by Wishart, supported by Hartz to allow the Non-Use Variance requested by Stricker Supply Company for the building located at 1389 S. Otsego Avenue.

Ayes: Unanimous. Motion carried.

Public Hearing #3: The City wishes to enter into a grant agreement with the USDA for \$16,000 to use towards purchase of a new police SUV vehicle. The purpose of this public hearing is to allow our citizens to voice any concerns they may have about the City entering into such an agreement. No public comment was received.

Motion by Duczkowski, supported by Sharrard to allow City staff to proceed with the grant request.

Ayes: Unanimous. Motion carried.

Public Hearings were closed at 7:25p.m.

Motion by Hartz, supported by Duczkowski to excuse Councilmember Johnson from tonight's meeting.

Ayes: Unanimous. Motion carried.

Drew Spanding was present from the Big Ticket Festival and council was given an overview of how City properties would be utilized during this year's event. A 15 minute extension of time has also been requested for Saturday night. If the festival is able to secure two headlining acts for Saturday they would like to extend the show time from 11:00p.m. Until 11:15p.m.

Motion by Mankowski, supported by Hartz to allow the Big Ticket Festival to utilize the City Properties as planned and to allow for the extension of playing time to 11:15p.m. If necessary on Saturday night.

Ayes: Hartz, Duczkowski, Mankowski, Jenkins, and Wishart. Nays: Sharrard.

A rezoning request by Whitetail Properties on Property Id #101-034-000-025-01 from R-1 to R-2 was submitted to the Planning Commission. This property runs east to west behind Berkshire Subdivision to where it abuts Hawk's Landing to the North. It was the recommendation of the Planning Commission to leave the property zoned as R-1.

Attorney David Delaney, 113 N. Illinois Street, asked that this matter be brought back before the Planning Commission. His client was unable to attend the Planning Commission meeting due to a personal conflict and he feels that his client received an unfavorable recommendation due to this. The Council felt they had enough information to make a decision and that it wasn't necessary to send this matter back to the Planning Commission.

Mr. Michael Saladana, 551 Berkshire Lane, addressed the council representing the residents in the area. They are objecting to the change of the property to R-2. The site is proposed to be a transition home for juveniles. They feel their home values are one of the highest in the City and they don't want this type of residence in their backyards because it will only draw down their property values.

Mr. Delaney asked that council treat this piece of property and the property next on the agenda equally, he claimed they were adjacent and similar pieces of property and treating them differently could be seen as discriminatory in nature. City Manager Duff pointed out to Mr. Delaney that one of items considered when looking at a rezoning is the access to public utilities. The piece of property that Mr. Delaney is representing has access to city water within a reasonable distant. The sanitary sewer, however, is outside of the allotted 200' range. The other property to be discussed has access to both utilities at the front of the property. This is one very important difference between the two pieces of property.

Council was reminded by City Manager Duff that due to the fact that citizens of the surrounding area had submitted a petition to stop this rezoning action it would take a 2/3 vote, not just a majority, from City Council to approve this rezoning action.

Discussion ensued at the Council table in regards to the lack of R-1 zoning in our City. Reference was made to the City's Master Plan and the commitment to preserving the R-1 districts.

Citing the need to be "Guardians of the Master Plan" of the City of Gaylord and R-1 being consistent with current and historical use with this neighborhood a motion was made by Duczkowski, supported by Mankowski to deny the rezoning of parcel 101-034-000-025-01, from R-1 to R-2.

Ayes: Unanimous. Motion carried.

Mr. Delaney made it known to the council that this would not eliminate the problem the City was facing. They just took away a 6+ acre parcel for this residence and will now force the developer to try and place it on a smaller already R-2 zoned piece of property located somewhere else in the City where the surrounding residents will be forced to fight the exclusion of such a development in their neighborhood.

A rezoning request by Otsego County and Whitetail Properties for Property Id's: 101-034-000-030-01, 101-034-000-030-02, 101-034-000-030-03, and 103-440-000-0010 from R-1 to R-2. The Otsego County property was purchased with the intention of being the location of a new Library. Larry Platte would like to purchase the property for the location of an elderly care facility. He provided the council with a drawing of the building and detailed how the structure would be completed encased in a wooded area, not to be seen by nearby residents. He also pointed out that this piece of property was not adjacent to the property represented by Mr. Delaney, as Mr. Delaney had indicated earlier to the Council.

The Whitetail Properties has been on the market for some time and the owner feels that it will be better marketed as an R-2 property. Whitetail Properties was not present at the Planning Commission meeting or tonight's City Council meeting. The Planning Commission recommendation was to allow the rezoning of the Otsego County Property from R-1 to R-2 with the restrictions that access to the property would not occur off Butcher Drive, rezoning approval was based on an approved site plan and that the property could only ever be used for an elderly assisted living facility. It was also recommended that Whitetail Properties parcel be eliminated from the rezoning request.

Once again City Manager Duff reminded Council that a petition was submitted to stop this rezoning action as well, so a 2/3 vote would also be necessary to approve the rezoning action.

Citing the same reasons as the previous motion, Motion by Mankowski, supported by Duczkowski that the rezoning of parcels 101-034-000-030-01, 101-034-000-030-02, 101-034-000-030-03, and 103-440-000-001-00 from R-1 to R-2 be denied.

Ayes: Duczkowski, Mankowski, Sharrard, Jenkins. Nays: Hartz.

Wishart abstained due to his relationship with the Platte Family, per advisement of City Attorney Slough.

Motion by Mankowski, supported by Hartz to allowing the signing of the Joint Development Agreement between the City and Kosch Properties, LLC for the MEDC Façade Improvements funding.

Ayes: Unanimous. Motion carried.

Motion by Mankowski, supported by Hartz to allowing the signing of the Joint Development Agreement between the City and Water Wonderland Leasing, LLC for the MEDC Façade Improvements funding.

Ayes: Unanimous. Motion carried.

Motion by Duczkowski, supported by Sharrard to approve the fireworks display for Alpenfest, July 14th, 2017, contingent on site plan review being submitted and approved by Fire Chief Duffield.

Ayes: Unanimous. Motion carried.

Motion by Mankowski, supported by Sharrard to approve the following expenditures in the amount of \$ 212,488.87:

ADVANCE ELECTRIC INC.	STREETLIGHTS/PARKS	7,454.08
AIRGAS USA LLC	MOTOR POOL	72.90
AIS CONSTRUCTION EQUIPMENT	JDLINK SUBSCRIPTION 3 YR	1,530.00
ALPINE WEB	DOMAIN RENEWAL CITYOFGAYLORD.NET	20.00
AMERICAN WASTE INC.	CITY HALL SANITATION	81.00
ARROW UNIFORM RENTAL	CITY HALL/UNIFORMS/DPW	547.47
BASIC COMMUNICATIONS	COBRA ADMINISTRATOR	500.00
B&B ENVIRONMENTAL	SAW GRANT TELEVISIONING PAY REQUEST #3	39,722.40
BEAR PACKAGING & SUPPLY INC.	LEAF BAGS	768.42
BROADMOOR PRODUCTS INC.	WWTP SUPPLIES	2,085.95
BS&A	DELIQUENT PPT SUPPORT	334.00
C2AE	DOWNTOWN PROJ ENGINEERING	9,895.14
C2AE	SHOPPES ON MAIN ENGINEERING	241.31
C2AE	GENERAL ENGINEERING	794.52
C2AE	GAYLORD SAW WAMP SAMP	1,851.71
C2AE	GAYLORD SAW WAMP SAMP	1,241.26

CANTOOLA	WWTP SUPPLIES	62.00
CENTURY LINK	TELEPHONES	13.56
CHARTER	CITY HALL	94.11
CHEBOYGAN CEMENT PRODUCTS	94# TYPE 1A CEMENT	260.00
CITY OF GAYLORD	DPW	70.61
CITY OF GAYLORD	CITY HALL	50.76
COMMERCIAL CONTROL SYSTEMS	CITY HALL MAINTENANCE	1,630.00
CONSUMERS ENERGY	ASPEN PARK	217.34
CONSUMERS ENERGY	DICKERSON ROAD LIFT STATION	91.81
CONSUMERS ENERGY	EDELWEISS IRRIGATION	192.25
CONSUMERS ENERGY	STREETLIGHTS	99.50
CONSUMERS ENERGY	STREETLIGHTS	284.54
CONSUMERS ENERGY	WATER DEPT BLDG	25.23
CONSUMERS ENERGY	HALE PARK	39.11
CONSUMERS ENERGY	WWTP	9,680.34
CONSUMERS ENERGY	STREETLIGHTS	474.83
CONSUMERS ENERGY	STREETLIGHTS	91.14
CONSUMERS ENERGY	CITY HALL	2,105.73
CONSUMERS ENERGY	DOUMAS PARK	22.57
CONSUMERS ENERGY	DOUMAS PARK	79.00
CONSUMERS ENERGY	STREETLIGHTS	316.13
CONSUMERS ENERGY	FREEL PARK	93.01
CONSUMERS ENERGY	WATER TOWER	39.25
CONSUMERS ENERGY	N OTSEGO WATER WELL	1,415.25
CONSUMERS ENERGY	FAIRVIEW CEMETERY	22.57
CONSUMERS ENERGY	FAIRVIEW CEMETERY	23.24
CONSUMERS ENERGY	N HAZEL WATER WELL	770.41
CONSUMERS ENERGY	N OHIO WATER WELL	980.77
CONSUMERS ENERGY	DPW	553.50
CONSUMERS ENERGY	COMMERCE LIFT STATION	77.53
CONSUMERS ENERGY	MILBOCKER LIFT STATION	247.70
CONSUMERS ENERGY	DICKERSON ROAD WATER WELL	1,251.76
CONSUMERS ENERGY	IND PARK ENTRANCE	36.48
CONSUMERS ENERGY	TRAFFIC LIGHTS	1,397.63
CONSUMERS ENERGY	STREET LIGHTS	4,160.39
JOAN COTTRELL	PURCHASE GRAVE 1 LOT 30 SECTION H	50.00
RANDY CURTIS	CITY HALL MAINTENANCE - APRIL	675.00
DE LAGE LANDEN	CITY HALL COPIER	603.88
DE LAGE LANDEN	PD COPIER	180.59
DORNBOS SIGN & SAFETY INC.	SIGNS	128.75
DTE	WWTP	90.26
DTE	WWTP	104.63
DTE	WWTP	32.27
DTE	WWTP	50.73
DTE	WWTP	190.17
DTE	PAVILION	32.27
DTE	DPW	674.33
DTE	WATER DEPT BLDG	45.70

DTE	MEIJER DR LIFT	35.65
DTE	MCVANNEL LIFT	35.65
DTE	N OHIO WATER WELL	85.24
DTE	CITY HALL	377.97
DUNN'S	CITY HALL/PD/WWTP/DPW	898.92
EJ USA INC	WATER SUPPLIES	394.88
ELHORN ENGINEERING CO	WELL CHEMICALS	8,714.85
ELLSWORTH FARMERS EXCHANGE	ELK PARK	772.00
ENERCO CORP	CITY HALL MAINTENANCE	400.00
DELORES EPLEY	PURCHASE GRAVE 8 LOT 34 SECTION J	75.00
FEDERAL FLUID POWER	MOTOR POOL	45.50
FIRST NATIONAL BANKCARD	OFFICE SUPPLIES/ASSESSORS/PD	443.54
FIRST NATIONAL BANKCARD	WWTP/OFFICE SUPPLIES	194.39
FOSTER SWIFT	TAX TRIBUNAL ATTORNEY	540.40
HOLLY FRANCKOWIAK	MILEAGE FOR MCAO	192.60
FRONTIER	LIFT STATION TELEPHONES	410.63
FRONTIER	OTSEGO CTY LIFT TELEPHONE	36.26
FRONTIER	CITY HALL/PD TELEPHONES	431.43
FRONTIER	DPW TELEPHONES	70.72
GAYLORD COLLISION	INTERNATION CAB REPAIRS	2,638.64
GAYLORD FORD	MOTOR POOL	259.29
GAYLORD MACHINE	MOTOR POOL REPAIRS	991.66
GORDON FOOD SERVICE INC	PUBLIC RELATIONS PD	37.77
GILL-ROY'S	MOTOR POO/PARKS/WWTP/WATER	344.12
GREAT LAKES ENERGY	M32 W SEWER LIFT	348.00
GREAT LAKES ENERGY	OTSEGO S SEWER LIFT	128.00
GREAT LAKES ENERGY	M32 E HIDDEN VALLEY LIFT	152.00
GREAT LAKES ENERGY	ASPEN STREETLIGHTS	10.58
GREAT LAKES ENERGY	SECURITY LIGHTS	549.00
GREAT LAKES ENERGY	COTTONTAIL LIFT STATION	52.30
GREAT LAKES ENERGY	COTTONTAIL LIGHTS/IRRIGATION	155.47
GREAT LAKES ENERGY	M32 E WOODS CABIN LIFT	122.40
GREAT LAKES ENERGY	MEIJER DR LIFT	157.00
GREAT LAKES ENERGY	M32 SIGNAL LIGHT	71.15
GREAT LAKES PIPE & SUPPLY	WATER DEPT	138.10
GREEN GUARD	DPW SUPPLIES	26.24
GROUP 31 SUPPLY	DPW SUPPLIES	93.02
HOME DEPOT CREDIT SERVICES	WATER/WWTP SUPPLIES	121.57
I-2000 INC.	DPW/WWTP INTERNET	59.90
INDUSTRIAL MARKETING	MOTOR POOL	115.80
JIM'S ALPINE AUTOMOTIVE	MOTOR POOL	126.68
JOHN DEERE	LOADER PAYMENT	2,552.28
JOHNSON OIL	DPW OIL & FUEL	1,402.06
JOHNSON OIL	PD OIL & FUEL	1,320.84
KIRKPATRICK DUBOIS & SLOUGH	CITY ATTORNEY FEES	2,396.00
LABELLE MANAGEMENT	SEWER REIMB SHOPPES ON MAIN	45,413.00
LOWE'S	CEMETERY/CITY HALL/SIGNS/SALT BARN	165.26
MARCOR TECHNOLOGIES LLC	IT SERVICES	975.00

MATELSKI LUMBER INC	SIGNS POSTS	560.00
MEDLER ELECTRIC CO	STREET LIGHTING	333.33
MEEKHOF TIRE SALES	PD VEHICLE/MOTOR POOL	210.95
MID-NORTH PRINTING	MAILING LABELS/CHRONICLE	514.20
MID-STATES BOLT & SCREW	SKATE PARK/WATER DEPT/MOTOR POOL	106.00
NEW CENTURY SIGNS	SIGNS FOR DOWNTOWN	1,766.00
NORTHERN CREDIT BUREAU	PD NEW HIRE	25.00
NORTHERN MICHIGAN REVIEW	PUBLISHING	411.74
NORTHERN MICHIGAN SERVICE	WWTP - 8 BARS	7,119.00
NORTHERN FIRE & SAFETY	PD FIRE EXTINGUISHER INSPECTION	100.12
BILL O'NEIL	REPLACE MAILBOX	205.35
OSCAR LARSON	WWTP	435.47
OTSEGO COUNTY	WORK CAMP - APRIL	200.00
PAK MAIL CENTER	MAIL WATER TAP CARDS	127.62
PETOSKEY BEHAVIORAL HEALTH	NEW HIRE PD	185.00
P.K. CONTRACTING INC.	PAVEMENT MARKINGS	11,600.96
PRODUCTIVITY PLUS	MOTOR POOL	6,757.48
EASYPERMIT POSTAGE	POSTAGE	674.25
SAFELITE	1997 NAVISTAR	50.00
JIM SALO	FREEL PARK SPRING START IRRIGATION	295.00
JIM SALO	DOUMAS PARK SPRING START IRRIGATION	555.00
JIM SALO	DDA RESTROOMS SPRING START	170.00
JIM SALO	CITY HALL IRRIGATION	590.00
JIM SALO	CEMETERY IRRIGATION	2,200.00
JIM SALO	OSCAR LARSON IRRIGATION	425.00
JIM SALO	NEW IDP IRRIGATION	680.00
JIM SALO	OLD IDP IRRIGATION	45.00
SIX K'S LAWN SERVICE	ELK CARE	270.00
SPARTAN SEWER	ASPEN PARK/MID NORTH SEWER LINE	360.00
SQUEAKY CLEAN	CITY HALL MAINTENANCE	45.00
STANDARD ELECTRIC CO	CITY HALL/DDA BATHROOM	204.74
STATE INDUSTRIAL PROD	WWTP SUPPLIES	376.99
UCMAN	INTERNET FOR CITY HALL	59.95
USA BLUEBOOK	WWTP SUPPLIES	1,668.34
VERIZON	PD MODEMS/HYDRANT MONITORING	274.11
WADE TRIM	WATER SERVICES	300.00
WASH-N-GO MANAGEMENT	PD VEHICLES	50.00
WILBER AUTOMOTIVE	WWTP/MOTOR POOL	489.72

Ayes: Unanimous. Motion carried.

Motion to adjourn.

Meeting adjourned at 8:20 p.m.

Kimberly Awrey, City Clerk

John Jenkins, Mayor