

REGULAR CITY COUNCIL MEETING
July 11, 2017

The Regular City Council Meeting was called to order by Mayor Bronson in the Council Chambers at City Hall at 7:00 p.m.

Roll Call:

Present: Riddle, Couture, Kwiatkowski, Bronson, Temple and King

Absent: Lavender

Mayor Pro Tem Couture moved to excuse Councilman Lavender; supported by Councilman Temple. Motion carried.

Councilwoman Riddle led the Pledge of Allegiance to the Flag.

Public Comments: None.

Approval of Agenda, and Receive and File all Communications:

City Manager Eustice stated he would like to add 10-B to the Agenda, Appointment of Sue Lund to the Downtown Development Authority Board of Directors. The DDA asked that Sue Lund be appointed to the DDA Board as she is a DDA resident and also has a business in the DDA, Cheboygan Dental Laboratory, in the former Farm Bureau Insurance Agency building across from Festival Square, which is also their residence. One of the requirements is to have a resident in the DDA District on the Board. Mayor Bronson has approved the appointment, but an action is needed from Council to officially put her on the DDA Board.

Councilwoman Riddle moved to approve the Agenda, with the addition of 10-B, Appointment of Sue Lund to the Downtown Development Authority Board of Directors for the remainder of the open term, and receive and file all communications; supported by Councilman King. Motion carried unanimously.

Public Hearings:

Consideration of an Amendment to the Downtown Development Authority District Boundaries -

Mayor Bronson opened the public hearing for comment. He then asked City Manager Eustice to give a synopsis of this. City Manager Eustice stated there is a 20-day requirement on the public hearing notice, as opposed to a 15-day requirement per the Open Meetings Act. They are asking to add three parcels to the DDA District, mentioning the map showing the properties to be added in yellow. The most critical property of the three is the Carnegie Library. Ms. Mary Hebert eventually hopes to purchase the Dombroski properties. The three properties to be added to the DDA District will complete the block into the DDA. The block is surrounded by W. Elm Street, Dresser Street, N. Huron Street and Division Street. City Manager Eustice stated Mayor Bronson previously mentioned that the Carnegie Library was formerly owned by the School District, so it did not make sense to add that into the DDA District. It makes sense now as it is in the hands of a private entity and it is hopeful there is additional grant funding to help improve the Carnegie Library and the other properties. City

Regular City Council Meeting – July 11, 2017

Manager Eustice went on to state as far as support for expanding the boundaries, he has no negative things to report, i.e. telephone calls or concerns from any of the citizens in the DDA District about expanding the boundaries. There has been all positive support. Ms. Mary Hebert gave him a petition tonight signed by about 120 people in support of expanding the boundaries.

Mayor Bronson then asked for public comments.

Ms. Mary Hebert, owner of the Carnegie Library, introduced herself and Ms. Gloria Defilippi, who has lived next door to the Carnegie. Ms. Defilippi's mother, Pearl Dombroski, still lives there and is 97 years ago. Ms. Hebert noted she and Ms. Defilippi have been working on a lifetime lease so her mother can continue to live there, and Ms. Hebert can begin to do something with the warehouse until she is able to get the funding to do a complete art center. To that end, there are four consultants coming in on the July 27 and 28 and all are welcome to attend one of their sessions. They are going to specifically be talking about programs and the source of funding. She explained there are seven different categories of funding but they are getting closer to zeroing in on what would be appropriate for the building. Ms. Hebert went on to state in the meantime Dale Reiger is starting a whole series called Play the Carnegie in Cheboygan and he is trying to line up eight or nine Sundays, September through November. The Photography Club had a benefit show on Monday night and about 100 people showed up. They raised about \$3,000.00 for the Cheboygan Communities Foundation. She stated there was a great representation of the community. A caterer, Robin Carter of the Red Door, was introduced that she is sponsoring for the Carnegie. Ms. Hebert then stated she has had about 42 requests to rent the space, noting the chandeliers are not up but the plaster work has been completed, they are redoing the varnishing, and Werner Plumbing & Heating has donated a fabulous ballet kitchen and did all the hook-ups. The Carnegie is now able to accommodate more people. She is having a hard time finding the funding to go to the next place because there is so much use of the building, but that is a very good thing. She said the Perennial Group donated over 100 plants that they did not sell at their regular sale at the Park. The community support has been unbelievable. Ms. Hebert went on to state with the funding they are going to be seeking, they are going to try and include the existing library in some kind of a collaborative grant application. She then mentioned the Michigan Council for the Arts and Michigan Opera Theater. Today she talked with the Cheboygan Communities Foundation and there is probably something they can do with them. Wherever they can they are going to try to look not just at the Carnegie, the Art Center, but other groups that support that activity or would benefit and go in as a group for a grant application. Ms. Gloria Defilippi commented Ms. Hebert has really been working hard and there are people there all the time. She thinks this is really going to be good for the community because people are responding to it. She plans to keep her mother in her house as long as she can, but she will be placed in a nursing home when she can't be home. She is really grateful to Ms. Hebert that she is letting her mother stay in her home.

Ms. Sherry Nelson, representing the Bring It Cheboygan Group, stated the Carnegie has been an integral part of the activity for the Group as far as meetings and hosting events. It has really been a center for bringing people from the community together, i.e. business leaders, volunteers, etc. and she expects their Group to grow once more meeting space gets developed within the building. The Carnegie will be an economic driver once Ms. Hebert gets everything in place that she is planning and it will definitely bring more foot traffic in that direction and more people downtown to the area for things to do. This is something we are all looking forward to.

Mayor Bronson closed the public hearing.

Regular City Council Meeting – July 11, 2017

Mayor Bronson asked City Manager Eustice as to another hearing. City Manager Eustice replied there has to be another hearing and it has to be at least 30 days out. This second hearing is to amend the Downtown Development Authority Ordinance. Mayor Bronson commented tonight's public hearing is one step towards amending the DDA Ordinance. There were no comments from Council.

Mayor Pro Tem Couture moved to adopt an amendment to the Downtown Development Authority District boundaries as presented in the Notice of Public Hearing as follows:

Original Legal Description of the Downtown Development Authority

Commencing at Reference Point #4 of the Michigan Department of Natural Resources Environmental Area #5-9 Boundary Description in Cheboygan Township, T38N, R1W, Michigan, Sections 29 and 30; distant from the point of beginning at the ordinary high water line of Lake Huron where it intersects the NW right of way of Huron Street, thence SWly along said ROW 560 ft.; thence N 56° W 360 ft.; thence S 20° E 160 ft.; thence S 64° W 225 ft.; thence S 44° W 470 ft.; thence N 82° W 170 ft.; thence N 4° W 200 ft.; thence N 72' W 500 ft. to the said Reference Point #4 thence from that said point of commencement S 78° W 330 ft.; thence S 16° W 280 ft.; thence S 53° E 610 ft.; thence S 36° W to the northern right-of-way of Lake St.; thence southerly along the centerline of Cass St. to the southern right-of-way of First St.; thence easterly along said right-of-way line to center line of Clinton St.; thence southerly along center line Clinton Street to the center line of Mackinaw Avenue; then Wly along said center line to the center line of May St., extended, then Sly along said center line extended to center line of Backus St.; thence easterly along said center line to center line Huron St.; thence southerly along said center line to a point which is 122 ft. southerly of south right-of-way Locust St.; thence Ely at right angles to center line Huron St. 132 ft.; thence southerly parallel to Huron St. to northerly right-of-way Nelson St.; thence easterly along right-of-way line across the Cheboygan River, to the center line of "A" St., extended, thence northerly along said center line to the center line of State St.; thence easterly along said center line to the center line of Coast Guard Drive; thence northerly along said center line to its intersection with the ordinary high water line of Lake Huron; thence Wly along said ordinary high water line across the Cheboygan River to the point of commencement.

Additional Lands to be added to The Downtown Development Authority

L BACKUS'S ADDITION TO CHEBOYGAN VILLAGE, LOT 7 & E 16.5FT LOT 8, BLK 4. (SEC 31, T38N, R1W).
And;

L BACKUS'S ADDITION TO CHEBOYGAN VILLAGE, LOTS 9 & 10, BLK 4; LOT 8 *EXC: E 16.5FT, BLK 4 (SEC 31, T38N, R1W) **AND** N 10FT OF LOT 74, BLK 4, SECOND ADD TO MW HORNE'S PLAT OF VILLAGE OF CHEBOYGAN. And

SECOND ADDITION TO MW HORNE'S PLAT OF THE VILLAGE OF CHEBOYGAN, PT LOTS 73 & 74 DESC AS: COM NWLY ANG ELM & HURON STS; TH NELY ALG HURON ST 110FT; TH NWLY AT R/A 94FT M/L TO E LI DRESSER ST; TH SELY ALG DRESSER ST TO N LI ELM ST; TH ELY ALG ELM ST TO POB. (SEC 31, T38N, R1W).

supported by Councilman Temple. A roll call vote was taken; motion carried unanimously.

Bills and Disbursements:

▪ Prepaid Bills and Disbursements for the Month of June 2017.

Mayor Pro Tem Couture questioned the expenditure for a bicycle repair station. Clerk/Treasurer Kwiatkowski replied that is a bicycle repair station to be placed in Festival Square, noting there will also be one at the Trailhead. City Manager Eustice clarified it is a fixed unit where you can mount your bicycle and change tires, adjust a chain, etc. It has tools so bicycle repairs can be done. Councilman Temple asked if it will be located right in Festival Square. City Manager Eustice replied it is likely going to have to be mounted on the brick wall, as it needs to be stationary and secure. Mayor Pro Tem Couture asked if this is a DDA thing. City Manager Eustice said partially. Ms. Nelson stated the money was donated by members of the Bring It Cheboygan Group. City Manager Eustice clarified the DDA did not buy the repair station. Mayor Pro Tem Couture asked what the bike

Regular City Council Meeting – July 11, 2017

repair guy on Main Street thinks about this. City Manager Eustice said they really haven't discussed that with him yet. Mayor Couture commented the repair station is a cool theory, but there is a business right there that might lose revenue. Mayor Bronson explained this would be for someone to repair their own bike. Ms. Nelson stated the station is not for major repairs and will not infringe on the bike shop. Councilman Temple stated as long as it doesn't take up space where the activities are. City Manager Eustice stated the owner of the Bike Shop, Brian, may be able to utilize it. Someone then commented it will bring more bikers downtown to Festival Square. He feels this will encourage more business for the bike shop then decline business. City Manager Eustice then commented Ms. Bobbie Crongeyer and Ms. Sharon Lange donated the money for the bike repair stations. There was no funding by the City or DDA.

Councilman King asked if the expenditure for legal services for the Port property is the last. Clerk/Treasurer Kwiatkowski stated this is for the closing and we don't have any more contact with Attorney Joppich. City Manager Eustice stated this should be the final bill. Councilman King then inquired if the stanchions for Festival Square were paid from the DDA. City Manager Eustice replied yes and they are in place and have worked well. Councilwoman Riddle asked if the Farmer's Market has been in Festival Square since the stanchions were put in place. City Manager Eustice replied no. Mayor Bronson stated Mr. Herceg from the Chamber commented they were real useful and appreciated them.

Councilman King moved to approve the prepaid bills and disbursements for the month of June 2017 in the amount of \$454,789.14; supported by Councilman Kwiatkowski. A roll call vote was taken; motion carried unanimously.

▪ **Unpaid Bills and Disbursements for the Month of June 2017.**

Clerk/Treasurer Kwiatkowski noted the unpaid invoices has been revised and Council has a copy of the revision. He noted that two additional bills came in today totaling about \$400.00 and the unpaid invoices will all be booked and posted back into the prior Fiscal Year.

Councilman King moved to approve the unpaid bills and disbursements for the month of June 2017 in the amount of \$56,855.70; supported by Councilwoman Kwiatkowski. A roll call vote was taken; motion carried unanimously.

Department, Boards and Commission Reports:

▪ **Planning Commission, June 19, 2017** - City Manager Eustice reported the regularly scheduled meeting for July 17, 2017 we are postponing by probably a week and by that time we should have the final draft document of the Zoning Ordinance for review by the Planning Commission. Also, the Church of the Nazarene is in the process of acquiring another piece of property from the railroad and they need School Street vacated to get clear title to all their property, so that is something that will be taken to the Planning Commission for review and recommendation to the Council. He noted that School Street has never been a developed street and is partially vacated now and they are probably going to need to vacate the rest of it in order to build a Church on it. Mayor Bronson inquired as to where School Street is. City Manager Eustice replied it is off of Court Street. The Church now owns both sides of the Trail on Court Street all the way to Locust Street. Locust Street is closed on that side on the south end of the football field. Clerk/Treasurer Kwiatkowski asked if the School Street vacation needs a Circuit Court action. City Manager Eustice stated that is something he needs to look

Regular City Council Meeting – July 11, 2017

into, noting there is some controversy on that. The City will have to get with City Attorney Lindsay on this. It does look like any street or alley vacation within 75 feet of a navigable waterway has to have a circuit court order to be finalized, which may be true of any street and alley. This may be something we will have to do. Mayor Bronson commented this has been a long process for the Church. The railroad has basically donated the property to the Church. Councilman Temple asked if they own the part where the old Depot was. City Manager Eustice replied yes.

- **Recreation Commission** – City Manager Eustice stated he has one comment. He would like to have a meeting on July 19, 2017 during the day around 10:00 a.m., asking Councilman King if he is able to attend. Councilman King replied no, as he will be here interviewing for the Arts Council Director and gave suggestions for a meeting.

General Business:

- **Consideration of Response to Inverness Township Attorney MacArthur's Letter, dated June 30, 2017** – City Manager Eustice stated at the June 27, 2017 meeting, the Council made a motion to negotiate a Developmental Agreement to run both utilities (water and sewer) to the Meijer's site in Inverness Township. Mr. MacArthur the attorney for Inverness Township was present at that meeting as were some Board members of the Township. On June 30, 2017, Mr. MacArthur wrote a letter in regard to that motion to our Attorney, Mr. Stephen Lindsay, in regard to the Developmental Agreement for water and sewer services, which basically says that Mr. MacArthur is writing this letter at the request of his client, Inverness Township. The Board Members of Inverness Township attended the last City Council meeting where it was discussed that the City was going to try and negotiate a Developer Agreement directly with Meijer to supply water and sewer services to its site. Since the City of Cheboygan does not a franchise agreement with Inverness Township such a developer agreement, if negotiated, would violate Article 7, Section 29 of the Michigan Constitution. City Manager Eustice then commented it basically says the City has to have a franchise agreement with the Township to utilize any highways, streets, alleys or public places to run utilities into the Township. That may or may not be the case. We have discussed running water and sewer through Huron Estates, which is a private piece of property, but Mr. Lindsay, the City's Attorney, has suggested if a franchise agreement is necessary that we ask the Township to enter into a franchise agreement and Mr. Lindsay has suggested that he write it for them. A franchise agreement can be done with a resolution. That would be another option for the Township to get utility services to that site. We have a USA (Utility Service Agreement), which our Committee and the City have only said we would enter into if we incorporated both water and sewer utilities into the USA. We have drafted a 425 Land Lease Agreement, which the Township has and basically have rejected it; but it is still an option for them. We have the option of a Franchise Agreement, if the Township would agree, and the City would work with Meijer's and develop a Developmental Agreement and run both utilities to the property. Mayor Bronson then asked City Attorney Lindsay for his comments.

City Attorney Lindsay stated when he read Mr. MacArthur's letter he was not sure how to take it. He chooses at this time to take it as a polite invitation to the City to request a Franchise Agreement from the Township. He would assume with all the paths we have followed to make this project a success, after running into roadblock after roadblock after roadblock that the Township would be equally eager to have this project go forward. He would hope the Township would gladly grant us the Franchise to make that happen. This letter does not say they will and it doesn't say they won't. City Attorney Lindsay suggests that we make a direct request to the Township to grant the City a non-exclusive franchise for the purposes of running water and sewer to the Meijer site and ask them to put it on their

Regular City Council Meeting – July 11, 2017

agenda for their meeting on August 1. We could also speed it up and send it directly to Attorney MacArthur asking for him to respond by July 19 and if he replies that they won't or doesn't reply, we can then ask to be put on the agenda for August 1 and raise the issue at the Township Hall to hear their response in front of the Township electors and find out what the Township's true intentions are. Mayor Bronson asked City Attorney Lindsay to explain a franchise agreement. City Attorney Lindsay replied it is a grant of right to participate in the local commerce and, in this sense, deliver utilities. He noted that cable TV companies and telephone have franchises. We are a municipal supplier of water and sewer so when we want to go outside of our limits we need franchises to utilize the highways, streets, alleys and other public places. Mayor Bronson asked if the agreement could be with financial cost to the City or without. City Attorney Lindsay replied certainly, but generally they are simply granted in the spirit of making things happen and development occur. Mayor Bronson asked if City Attorney Lindsay is suggesting that we request a franchise agreement and are we reserving the question that the constitutional statute is not applicable to this. City Attorney Lindsay replied that is an area on the other side of the question which is if we use private property and run that line we are obviously not using the highways, streets, alleyways and public places of the Township. Mayor Bronson then questioned if that would probably mean a Court decision. City Attorney Lindsay stated if we don't utilize any of those places, he would not expect litigation to result coming from the Township. If litigation is a threat from the Township he would be in the position that it would be a waste of City resources to pursue the project any further at all. Councilwoman Riddle asked what a nonexclusive franchise is. City Attorney Lindsay said if they find someone else to supply water or sewer to their Township from the south, east or west side of the Township some other supplier could also receive a franchise. He does not feel this is something we need to worry about, at least in the foreseeable future. Councilwoman Kwiatkowski stated the Township put in an elaborate sewer system and are they not going to want Meijer's to hook up to theirs. City Attorney Lindsay stated he thinks that is part of some of the issues that have yet to rise to the surface. It certainly would be to the Township's benefit if the Meijer store itself was part of the Sewer District and was paying REUs, which would be a very large amount of income, so he can understand why they might want to capture the sewer, but again he is trying to strike a balance between the two investment wise and return. Under the USA the Township was to pay to the City about \$22,000.00 a year, which was DPW Director Karmol's estimate of line maintenance. Money that is going out of the City coffers on the line and the City wants to be made whole on it, not to make a profit but not to operate at a loss and thus be in a position of subsidizing the Township. City Attorney Lindsay went on to state all the other options have failed or been rejected. The latest one, what the newspaper called The Brook deal, is a direct contract; again, that is not in the City's best position. The City's best position is a 425 and always has been and City Attorney Lindsay thinks it always will be. But if we're down to actively pursuing a direct contract, remember we can bill about one and one-half times what we bill City residents. If it's water only, we are realizing only one-half the revenue we get from every other user in the City because we are billing water and sewer. So we just cut our revenue in half and to City Attorney Lindsay it does not make the project a viable project. Mayor Bronson asked City Attorney Lindsay what direction are we looking for as there is an open-ended motion. City Attorney Lindsay replied to authorize him to write Mr. MacArthur a request that the Township convene a special meeting for the purpose of granting the City a franchise so the Meijer project can finally move forward. He offered to prepare a grant of nonexclusive franchise resolution for the Township's approval and he will propose that he would appreciate a response from Mr. MacArthur as to whether or not the Township is willing to grant such a franchise to the City no later than July 19. That way if it comes from the Township's Counsel he then thinks we go to the Township Board at a regular

Regular City Council Meeting – July 11, 2017

scheduled meeting by a written request to be put on the agenda accompanied by attending the meeting. Mayor Bronson then asked for questions from Council. City Attorney Lindsay then read a proposed letter to Timothy P. MacArthur regarding the franchise as follows:

Dear Mr. MacArthur: I acknowledge receipt of your June 30, 2017 letter hand delivered to my office. Certainly you are correct in that if the City needs to utilize highways, streets, or other public places in the township in order to provide water and sewer service to the Meijer parcel a franchise agreement would be appropriate. I assume the township will convene a special meeting for the purpose of granting the City a franchise so the Meijer project may finally move forward. I would be more than happy to prepare a grant of nonexclusive resolution for the Township's approval. I would appreciate a response from you on whether or not the Township is willing to grant such a franchise to the City no later than July 19th. Respectfully, Stephen E. Lindsay

Councilman King moved to send the letter as read into the record by Attorney Stephen Lindsay in response to Inverness Township's Attorney Timothy MacArthur's letter dated June 30, 2017; supported by Councilwoman Kwiatkowski. A roll call vote was taken; motion carried unanimously.

City Attorney Lindsay informed the Mayor and Council the letter will be transmitted tomorrow.

▪ **Consideration of Appointment of Sue Lund to the Downtown Development Authority Board of Directors** – Mayor Bronson commented this appointment was on the Agenda and approved by the DDA last night at their meeting. City Manager Eustice stated Ms. Lund is a resident of the DDA District and there is a position on the DDA Board for a residential property owner. At last night's DDA meeting the Board approved the recommendation to add Ms. Lund to the DDA Board.

Councilman King moved to appoint Ms. Sue Lund to the Downtown Development Authority Board of Directors for the remainder of the term; supported by Mayor Pro Tem Couture. Motion carried unanimously.

City Clerk's and Treasurer's Comments:

▪ **End of Quarter** – Clerk/Treasurer Kwiatkowski informed Council that it is the end of the Quarter and he spent the last week working on Federal, State and MDOT quarterly reports and next week he will start making adjustments to budgets for the last fiscal year in preparation for the audit. He expects the audit to probably be in October.

City Manager's Report:

▪ **Michigan Main Street Program** – City Manager Eustice stated the Michigan Main Street Program continues to move forward. We have 11 participants going to a training session in Owosso on July 18; there are members from the Bring It Cheboygan Group, DDA members and staff. Mayor Pro Tem Couture asked if City Manager Eustice was attending. City Manager Eustice replied no. Councilwoman Riddle commented that is the July Board of Review, asking if there is going to be a quorum. City Manager Eustice replied there should be. Councilwoman Riddle stated she is going down State. City Manager Eustice stated there will be one more training session, which a good group of people will attend. We will then move forward and the steering committee, which was put together, will continue to meet, as they have already met once. After the Owosso training session, the steering

Regular City Council Meeting – July 11, 2017

committee will meet. City Manager Eustice noted there needs to be a communication plan. The Bring It Cheboygan Group, especially Jim Soulby, had a very nice presentation at the Cheboygan Public Library on June 22. He thinks it very much so helped educate the community on what the Michigan Main Street Program is all about and we are going to need to continue to educate the community because it's not a boiler plate system and we are going to have to tailor it to our community as it is not the same for all communities. We will need to continue to work towards how that is going to look and how it is going to help our community and we have a lot of volunteers that are going to participate in improving the downtown district. We need to ascertain what is the downtown district that we want to focus on, which the steering committee will decide.

▪ **Redevelopment Ready Communities Program** – City Manager Eustice stated the Redevelopment Ready Communities is more structural and the Zoning Ordinance has a lot to do with that, so once we get the Zoning Ordinance complete, the RRC Program will be a little easier to manage and then we can move forward with that and begin to develop the Master Plan, as well. He noted the RRC is the key to focus on redevelopment ready properties in the City. There are multiple properties in the City of Cheboygan that are properties hopefully investors will be interested in. We have a lot of old properties and the RRC looks at it very favorably for investors to come in and preserve those properties so they can get some eligible grant funding. Mayor Pro Tem Couture asked if this program is residential also. City Manager Eustice replied it is all commercial and industrial.

▪ **West State Street Project** – City Manager Eustice reported the State Street project mill and grind and rebuild will start July 17 and should be completed by July 21, other than the Huron Street intersection.

▪ **North Huron Street Project** – City Manager Eustice informed Council that he received an e-mail from Mr. Brian Bohls, Engineer with Gordie-Fraser today and they think they have everything settled. We had only one bid from Team Elmer's that came in kind of high. Mr. Bohls reworked it with Team Elmer's to get it down into a reasonable cost format and they are ready to go. It may start the week after the West State Street Project, starting on the north end of Huron Street and may take up to two months. They are hoping to get most of it before Labor Day. Councilwoman Riddle asked if one lane will be left open. City Manager Eustice replied yes. City Manager Eustice stated having one lane open is not the case on W. State Street; however, people that live on W. State Street will be able to access their houses. He thinks Patriot Auto will be the most affected, which is across the street from the City Hall, but we are going to work with them so they can get vehicles in and out. For all intended purposes W. State Street will be closed next week for the entire week. Councilman King asked if there was any water replacement done. City Manager Eustice replied no, only stormwater control because it was not draining well. Councilman Temple asked if after State Street is finished is it possible to put no parking signs at the curb going east and west because once the road sets traffic will go even faster than they do now. City Manager Eustice stated that is something they can look at. Councilman Temple commented at the former Boardman house on W. State Street and the driveway being just a mud pile and asked if this would fall under blight. On a rainy day there is mud out onto the sidewalk and into the road. Chief Jones stated the owner has been notified on this already.

Messages and Communications from Mayor and City Council Members:

▪ **Farmer's Market** - Councilwoman Kwiatkowski stated she visited the Farmer's Market on Saturday and one couple was not happy they were moved from Festival Square because they had gone down for crepes and there was no electricity. This won't be the only time the Farmer's Market is moved. She asked if there is any way that we can put outlets on one of the light poles in the parking lot. City Manager Eustice stated they will look at it. He then stated they tried to accommodate both

Regular City Council Meeting – July 11, 2017

the Arts Council and the Market in Festival Square but the Arts Council charges a \$50.00 fee for their vendors. Mayor Pro Tem Couture asked if the Arts Council pays the City. City Manager Eustice replied no, but they pay a \$150.00 deposit clean-up fee; however, if they clean it up themselves the \$150.00 deposit is returned. Councilwoman Riddle stated the Pudding Stone Festival is going to be sharing space with the Farmer's Market. City Manager Eustice then commented that the Pudding Stone Festival is moving to Washington Park. We are going to try and accommodate the Farmer's Market in Festival Square the weekend of the Music Festival.

- **Main Street Additions/Businesses** – Councilman King commented on visiting new businesses on Main Street, as well as visiting places in other cities, etc. He thinks there are viable businesses that can really make it. He feels very optimistic.

- **Community Garden** – Councilwoman Riddle reported on the Community Garden. The fence was put up today, but the gate is not in place yet.

- **Request for E-Mail on MacArthur Response to Franchise** – Mayor Pro Tem Couture stated he was going to ask for an e-mail on the response from Inverness Township. If the Township does not respond we should probably meet and decide what we are going to do because his thoughts are essentially at some point when we have exhausted all of our options as the City, we are going to have to cut it off and stop spending our resources if it's a moot point, although he does not think we are there yet. Unfortunately our hands have been tied. Mayor Pro Tem Couture also asked for an e-mail to Council when the City Manager knows the Recreation Commission meeting is locked in. City Attorney Lindsay responded to the question raised on the REU's by Councilwoman Kwiatkowski. The two lots on which Meijer's is to be built are not in the Sewer District, so we are running water to the main building and running there at the same time. There are REU's in the other nine properties.

- **Budgeting Process** - Mayor Bronson stated at the last meeting, Councilman Lavender spoke about a budgeting process, so he went on the County's website and got the agenda the County uses and how they go through that process. He gave copies to the Council Members, stating he thinks it is something we might try anyway. The County starts their process about six months before to look at each area.

- **Communications** – Mayor Bronson said he e-mailed City Manager Eustice before the 4th of July because people were posting area 4th of July fireworks and they had all the towns around Cheboygan, but Cheboygan was not listed. He then checked TV 7&4 and TV 9&10 and Cheboygan was not listed. He asked so we have someone designated to make sure things get noticed, not only for the City but the Chamber, etc. Mayor Pro Tem Couture stated we need someone to do our marketing. Ms. Guenther's name was mentioned by an audience member, with Mayor Bronson responding that Ms. Guenther is paid by the DDA and that is beyond the DDA's boundaries. Mayor Bronson stated a text message or e-mail is all that is required for the TV stations. Councilman King stated due to turnover in employees at the Chamber in the last short while, the communication side has kind of fallen apart. He suggested that the Chamber be the hub for information. Mayor Bronson stated the Library was sending events to the Chamber and were not getting posted. He commented if you are not a member the Chamber will not post anything and that is not a route either. Somebody has to put the data in there. Mayor Pro Tem Couture inquired if the website is up and ready to roll and can he pay his water bill online. City Manager Eustice replied no. Mayor Pro Tem Couture asked why not. City Manager Eustice stated we are going with Matt Ginop and the City is waiting for a rendition that was due a couple weeks ago. City Manager Eustice added the City is working with Ms. Kim Couture on the Cheboygan Ice Rink; we are going to revamp the Cheboygan Ice Rink website, as well, and try and do some advertising on their to generate some revenue for the Rink. Ms. Couture is also going to manage the Facebook page. We may be able to tie that into social media.

Regular City Council Meeting – July 11, 2017

▪ **4th of July Parade** – Mayor Bronson asked Chief Jones about the long delays at the Lincoln Avenue intersection during the 4th of July Parade. Chief Jones explained it was not the intersection delay it was a marching group that was in the parade and he was told that some of the group actually spent time visiting along the parade route with the attendees/spectators. When we do get gaps, we do cross the traffic so we don't have a back-up. Councilman Temple asked Chief Jones who sets up the position of the parade, as he had complaints. Chief Jones replied the Chamber volunteers. Councilman Temple stated the main complaint he got was all the fire trucks were in a row and a lot of noise from them causing a lot of kids to cry. The people complaining were wondering if the fire trucks could not be spread out in different areas in the parade. Chief Jones stated they can talk to them about it, noting they take their trucks out ahead of most of them so we can use them at the north end for traffic control; we like ours either in the beginning or the end in case they have to leave, but they could probably spread one-half of them out.

▪ **Lincoln Avenue Intersection** – Mayor Bronson commented we have been waiting a couple years for MDOT to do repair at the Lincoln Avenue intersection. City Manager Eustice stated Mr. Rob Hall, MDOT Maintenance Supervisor, was in the other day and that intersection will get done this season but probably not until fall. Mr. Hall sent it to their engineering and thought it was done last year when a culvert was done. Councilman Temple commented that is what the City Manager told him last year. Clerk/Treasurer Kwiatkowski commented getting anything approved over \$25,000.00 is a little bit longer process.

▪ **Recycling** – Mayor Bronson asked if we participate by resolution in the Recycling Program, which was a decision by Council. City Manager Eustice replied yes and a surcharge is paid. There are some townships that opted out and those township residents can still participate in the recycling program but they have to pay a \$36.00 fee. Mayor Bronson commented he went to the hazardous waste drop-off and there wasn't anything he could get rid of without having to pay a fee and it would have been over \$100.00. He commented if he lived in different areas he could get rid of them for free. The residents are paying \$24.00 per year and we are basically able to get rid of cardboard and paper. He then stated he would like the City Manager to ask for an accounting, as their budget looks like \$320,000.00, and he does not see anything in their audit itemizing what they are spending their money on. There is a revenue line and expenditure line and the expenditure line is about \$240,000.00, and he knows you want to build up a fund balance, but why are we paying for everything and you have to pay for gasoline by the pound. Mayor Bronson noted that a gallon of gas weighs 6 pounds. If we don't address this here it is going to end up on Alpena State Road. Councilwoman Riddle stated that is why they had the hazardous waste at the fairgrounds and now they are not taking electronic equipment. City Manager Eustice stated on January 1, 2016 they published those fees and said the electronic equipment could go to Straits Area Services, which at the time they were taking electronics but they are no longer. Mayor Bronson stated Goodwill will take computers and old style monitors at no charge. His feeling is that recycling shouldn't be making money for the County; it's a service to get rid of this waste. Mayor Pro Tem Couture suggested perhaps a public hearing and opt out. Mayor Bronson said either opt out or start our own. Mayor Pro Tem Couture stated a lot of people recycle. Mayor Bronson commented a lot of people are not going to pay the fee for the hazardous waste. City Manager Eustice stated he did have a conversation with the Cheboygan County Treasurer about this.

▪ **Plant Growth** - Councilman King stated there is quite a bit of growth on the pier, bushes, etc., in the rocks and the root system is great for erosion but if it keeps growing the way they are they will begin to move the rocks. He then asked whose responsibility it is to clear this. City Manager Eustice replied the Parks & Recreation Department, including community service people. Councilman King stated it might be time to get out and trim out some of it and clean it up a little bit. City Manager Eustice said

Regular City Council Meeting – July 11, 2017

he would tell Parks & Recreation Director Hancock. Councilman King also mentioned growth on some of the pathways also, stating the raking of the sand is great. Councilwoman Riddle commented on the growth in the rocks by the Lincoln Avenue Bridge. City Manager Eustice stated Director Hancock will look at that area, if not done already.

Adjournment:

Councilman King moved to adjourn the meeting at 8:19 p.m.; supported by Mayor Pro Tem Couture. Motion carried unanimously.

Mayor Mark C. Bronson

Clerk/Treasurer Kenneth J. Kwiatkowski

Councilman Joseph Lavender

Councilwoman Winifred L. Riddle

Councilman Vaughn Temple

Councilman Nathan H. King

Mayor Pro Tem Nicholas C. Couture

Councilwoman Betty A. Kwiatkowski