

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING  
HELD TUESDAY, MARCH 11, 2008 AT 7:30 P.M. IN CITY HALL**

Present: Mayor Bennett  
Commissioners Symonds, Fisher, Timmons, Klooster, Moes and  
Postma

Absent: None

Mayor Bennett called the meeting to order at 7:30 p.m. and led the pledge of  
allegiance.

ITEM #3 Inquiry of Conflicts of Interest

No conflicts of interest were voiced.

**CONSENT AGENDA**

Commissioner Moes asked that items 5, 6 and 8 be removed from the consent  
agenda.

The remainder of the consent agenda was approved as follows:

Motion offered by Symonds, second by Postma, to approve the minutes of the  
Regular Commission Meeting dated February 19, 2008, as submitted.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by Postma, to acknowledge receipt of the  
Monthly Zoning Activity Report, February 2008.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by Postma, to approve Amanda Bayster's  
Civic Center rental request as submitted.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by Postma, to approve Kim Skrocki's Tourist  
Park building rental request as submitted.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by Postma, to acknowledge receipt of an  
Introduction to Ordinance 200B, Fiscal Year 2007/2008 Budget Amendment.

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING  
HELD TUESDAY, MARCH 11, 2008 AT 7:30 P.M. IN CITY HALL**

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

ITEM #5 Acknowledge Receipt of the Paid Bill List dated February 28, 2008,  
totaling \$218,438.14

Commissioner Moes questioned the expense in the Administrator budget for engineering.

Administrator White stated the cost was for engineering work on the M32 bike path.

Moes questioned the expense to APT US & C for supplies in the Treasurer budget.

Treasurer Moreau stated the cost was for certification of the City's investment policy.

ITEM #6 Acknowledge Receipt of the Funds on Hand Report, February 2008

Commissioner Moes questioned the parenthesis around the Harbor Fund total.

Administrator White stated this indicated a deficit in this account.

ITEM #8 Acknowledge Receipt of Minutes from Boards and Commissions

Commissioner Moes questioned if this item was to award the harbor dredge bid.

Administrator White stated this was an acknowledgement of the minutes; the bid award was an item on the regular agenda.

Motion offered by Fisher, second by Symonds, to acknowledge receipt of the following items:

- A. Paid Bill List dated February 28, 2008, totaling \$218,438.14
- B. Funds on Hand Report, February 2008
- C. Bid Opening Minutes, February 28, 2008 RE: Marina and Boat Launch Dredging Project
- D. Board of Review minutes, March 4, 2008

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

ITEM #12 Speaker Requests

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING  
HELD TUESDAY, MARCH 11, 2008 AT 7:30 P.M. IN CITY HALL**

Speaker Request 1-

Neil Booze, representing the Citizen's Commission, thanked Administrator White for arranging the budget training for the Commission. He also read a statement regarding the goals of the Citizen's Commission. (copy attached and made a part of these original minutes)

Speaker Request 2-

Shandra Sweet-Hock and Renee Guerriero, residents from Edward Street, questioned why the City did not maintain and plow their city street.

Administrator White stated Edward Street has not been developed by the City, therefore it is not maintained by the City. In the past the City granted an easement on the Edward Street right-of-way to allow access to property. He noted that the street would have to be improved to meet the City's standard specifications and then the property owner's could ask the City to accept the street into the City's street system. Staff will issue a standard specification book to Ms. Sweet-Hock.

Attorney Beatty reviewed the City's standards specifications and the process to present a street to the City for acceptance into the street system. He also reviewed the granting of nonexclusive easements.

Speaker Request 3-

Becky Rowbotham, city resident, read a statement to the Commission. (copy attached and made a part of these original minutes)

ITEM #13 Jordan River Sport Club, Civic Center use request

Motion offered by Postma, second by Symonds, to approve the Jordan River Sport Club's request for use of the Civic Center for their annual Gun and Knife show and to waive the rental fee.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Commissioner Moes felt the Civic Center should be receiving income for uses.

Administrator White stated in the past the Commission has waived the rental fee for non-profit organizations.

Moes stated she was unaware they were non-profit.

ITEM #14 Appointments Committee

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING  
HELD TUESDAY, MARCH 11, 2008 AT 7:30 P.M. IN CITY HALL**

Commissioner Symonds stated the Appointments Committee had met earlier and recommended appointing Rick Johnson to the vacancy on the DDA Board and Carron Rogers to the vacancy on the Tourist Park Advisory Board.

Motion offered by Fisher, second by Postma, to appoint Rick Johnson to the vacancy on the DDA Board and Carron Rogers to the vacancy on the Tourist Park Advisory Board.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

ITEM #15 Marina and Boat Launch Dredging Hauling Project bid award

Administrator White informed the Commission that the project cost would be approximately \$26,520 more than estimated due partially to insurance.

Parks Director Cannon reviewed his memo regarding his and the engineer's recommendation for the bid award. He noted that the bid received from a local contractor did not meet all the bid requirements. He also noted the final cost would be based on the actual quantities.

Commissioner Moes questioned whether the General Fund could provide additional funds if necessary.

White answered yes and stated the City's portion would be paid back as allowed by the Harbor Fund.

Samuel Walton addressed the Commission regarding the condition of the Harbor.

Motion offered by Symonds, second by Fisher, to authorize the increased cost for the dredge project of approximately \$26,520 and to authorize the City Administrator to sign the insurance documents.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

Motion offered by Symonds, second by Fisher, to award the Marina and Boat Launch Dredging Hauling Project bid to Tri-County Excavating.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

ITEM #16 Acknowledge Receipt of the Annual Report of Delinquent Bills and schedule a Public Hearing for April 15, 2008 at 7:15 p.m.

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING  
HELD TUESDAY, MARCH 11, 2008 AT 7:30 P.M. IN CITY HALL**

Motion offered by Postma, second by Klooster, to acknowledge receipt of the Annual Report of Delinquent Bills and to schedule a Public Hearing on the matter for Tuesday, April 15, 2008 at 7:15 p.m.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

ITEM #17 DDA Update

Administrator White stated the DDA approved bill payments and scheduled the next meeting.

ITEM #18 Administrator's Report

ADMINISTRATOR'S REPORT  
MARCH 4, 2008

1. The City has received its first franchise fee from Charter for \$8,943.78, the payments are suppose to be quarterly, our first one was since August 2007. The revenue from Charter was not budgeted for the current budget and so are unencumbered funds. The budget the Commission is currently reviewing does have the Franchise fee as revenue.
2. As the DPW begins to schedule work for the spring/summer of 2008, Mr. Breakey contacted Liquid Engineering who would perform the tank inspection and sediment removal for our two water storage tanks. The cost would be \$3,720.00 per tank and is budgeted for in the budget before the City Commission. When Mr. Breakey received the quote from the company they stated that the earlier the project can be scheduled the better. I am requesting from the Commission approval to schedule Liquid Force Engineering to do tank inspections of our water storage tanks after July 1, 2008 and pay for it as proposed in the 2008-2009 budget. I would be happy to address any questions the Commission may have.
3. I am happy to report that Mr. Cannon says that reservations at both the Tourist Park and Harbor are picking up. Word of our dredging project is spreading and being very positively received. Our Tourist Park is continuing to see increased usage even during these tight economic times. Throughout the year I will keep the Commission up to date on the usage of both the Harbor and Tourist Park.

Administrator White reviewed the need for Commission approval for the water storage tank inspections.

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING  
HELD TUESDAY, MARCH 11, 2008 AT 7:30 P.M. IN CITY HALL**

Motion offered by Postma, second by Symonds, to authorize the required water tank inspection expense for the fiscal year 2008/2009 budget to allow for scheduling.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

White presented the Commission with a request from Murray's Bar & Grill to allow placement of a dumpster and crane in city parking spaces this spring for their remodeling project. (copy of letter attached and made a part of these original minutes)

Commissioner Timmons felt the Commission should state a deadline for removal of the requested items.

Motion offered by Fisher, second by Symonds, to approve the request from Murray's Bar & Grill to allow placement of a dumpster and crane in city parking spaces as requested.

MOTION CARRIED ALL AYES  
BY ROLL CALL VOTE

White informed the Commission of an opportunity for the City to become an Associate Member of the Michigan Main Street Program and asked if the Commission would like him to pursue this opportunity.

Consensus of the Commission was this would be very beneficial to the City and submit an application.

ITEM #19 Mayor's Report

Mayor Bennett read a letter received from Marshall Grate, the City's labor attorney regarding *ex parte* communication to Judge Pajtas by members of the Citizen's Commission and City Commissioner Deneille Moes. (copy attached and made a part of these original minutes)

Commissioner Moes stated she wrote a letter of apology to Judge Pajtas as she was unaware her actions were inappropriate.

Mayor Bennett expressed his disappointment in receiving this letter.

*Amended As:*

*Commissioner Postma stated after listening to Mayor Bennett read a letter from Judge Pajtas, he offered up these motions for the Commission to consider:*

**MINUTES OF THE EAST JORDAN CITY COMMISSION REGULAR MEETING  
HELD TUESDAY, MARCH 11, 2008 AT 7:30 P.M. IN CITY HALL**

*Motion offered by Postma, second by Symonds that per the City Charter, any investigations or inquiries by this Commission or any of its members be undertaken by only a vote by the majority of the Commission and that any attempt to do so by any Commissioner without the approval of the Commission will be considered Administrative Interference and will be dealt with by this Commission as such.*

Commission held lengthy discussion on the City Charter regarding inquires and investigations.

*Motion made by Postma, second by Symonds was withdrawn.*

ITEM #20 Attorney's Report

Attorney Beatty informed the Commission he would be out of town and would not be attending the April 1 meeting.

Commission discussed the upcoming meeting schedule and made the following changes.

- Scheduled a budget work session for March 18, 2008
- Cancelled the April 1, 2008 regular meeting
- Rescheduled Proposed Budget Public Hearing to April 15, 2008

Additional budget work sessions will be scheduled if necessary.

Mayor Bennett adjourned the meeting at 9:22 p.m.

Respectfully,

---

Daniel G. Bennett  
Mayor

---

Lori M. Campbell, CMC  
City Clerk