

January 8, 2018

An organizational meeting of the Manistique City Council was held on Monday, January 8, 2018, at 7:00 p.m. Present were Councilmembers Walker, Rohde, Shiner, and Perilloux. Also present were City Manager Aldrich and City Attorney Plackowski.

1. Swearing in of New Council Members.

The City Clerk swore in the newly-elected Councilmembers: Rohde, Shiner, and Perilloux.

2. Election of Mayor.

The City Clerk called for nominations of Mayor.

Moved by Councilmember Walker

NOMINATE Michael Perilloux for the Office of Mayor

Moved by Councilmember Rohde

NOMINATE Kimberly Shiner for the Office of Mayor

After calling for further nominations, the City Clerk called for the vote.

Nominate Michael Perilloux for the Office of Mayor

Yes – Councilmembers Walker and Perilloux

No – Councilmembers Rohde and Shiner

Nomination denied due to a tied vote.

Nominate Kimberly Shiner for the Office of Mayor

Yes- Councilmembers Rohde and Shiner

No- Councilmembers Walker and Perilloux

Nomination denied due to a tied vote.

Attorney Plackowski offered options on how to proceed.

Moved by Councilmember Walker

To draw names for the Office of Mayor

Motion dies due to lack of support.

Moved by Councilmember Shiner, seconded by Councilmember Rohde

To adjourn until the next City Council Meeting being held January 22, 2018 to take time to discuss.

Yes-Councilmembers Shiner, Rohde, Walker, Perilloux
No-None

3. Election of Mayor Pro tem.

Moved to the next City Council Meeting being held January 22, 2018 due to the fact no Mayor was elected.

4. Citizen Comments.

City Clerk Irie opened the Regular Council meeting of January 8th, 2018 at 7:07 PM

No Mayor Elected

Janell L. Irie, City Clerk

January 8, 2018

A regular meeting of the Manistique City Council was held on Monday, January 8, 2018, at 7:07 p.m. Present were Councilmembers Walker, Rohde, Shiner, and Perilloux. Also present were City Manager Aldrich and City Attorney Plackowski.

- A.
1.) Minutes.

December 18, 2017

Moved by Councilmember Walker, seconded by Councilmember Shiner

APPROVE the minutes of the December 18, 2017 meeting as presented.

**Yes – Councilmembers Walker, Shiner, Rohde, and Perilloux
No – None**

- B. New Business.
1. Citizen Comments Regarding Agenda Items Only.

There were no citizen comments.

2. RRC (Redevelopment Ready Community) Resolution

Manager Aldrich Memo. Please find attached information on the RRC (Redevelopment Ready Program). The City of Manistique has enrolled in the MEDC Program RRC (Redevelopment Ready Community) and has sent our Planning Commission Chair and Vice-chair to the first required training in Marquette.

Completing this program points to Manistique as a development-ready and business-friendly community. Ryan Soucy from Cuppad has offered to guide us through the process. Ryan used to be with MEDC and was our initial contact on the RRC Program. Ryan has since taken a job with Cuppad and works with communities attaining this certification.

The City has some of the requirements underway, updating the Zoning Ordinance and in the final process of updating our ordinances. This process will involve Council and public input for final certification.

Discussion.

Moved by Councilmember Walker, seconded by Councilmember Shiner

Approve the resolution of support for the participation and redevelopment Ready Community (RRC) program as presented.

**Yes – Councilmembers Walker, Shiner, Rohde, Perilloux
No – None**

3. Appointment to Recreation Board.

Manager Aldrich memo. Eric Oas has asked to be appointed to the Manistique Recreation Board. Please find his email attached. We have an opening for an alternate on the Rec. Board that Eric could fill. This appointment would come from the City Council and be a four-year term.

Discussion.

Moved by Councilmember Shiner, seconded by Councilmember Rohde

APPROVE the appointment of Eric Oas as an alternate on the Recreation Board for the four-year term.

Yes – Councilmembers Shiner, Rohde, Walker, Perilloux

No – None

4. Letter from Prospective Councilperson.

Manager Aldrich Memo. Please find attached the letter from prospective Councilperson Jenerou indicating that she will not be accepting the position.

We understand that we will now need to advertise and take letters of interest for this position. Council can then review the letters and select a replacement. Our City Attorney will give us guidance if needed.

Discussion.

Moved by Councilmember Perilloux, seconded by Councilmember Walker

APPROVE to post the vacancy seat for the two-year term in the local paper for a period of two weeks.

Yes – Councilmembers Perilloux, Walker, Shiner, Rohde

No – None

5. Update from Coleman Engineering on all projects.

Manager Aldrich Memo. Coleman Engineering will be at our meeting to update Council on all projects we are currently working on and future projects that we have just received grants and loans to construct.

They would like to introduce themselves to the new members of Council and answer any questions that Council might have for them.

Kevin Trevillian from Coleman has been our go-to engineer for many years, and I believe Council will find him and all Coleman employees very knowledgeable and easy to work with.

Kevin Trevillian introduced himself to Council and discussed the projects taking place in the City of Manistique:

- The Water Tower Baseball Field Project is nearing completion.
- The Manistique Lumber Acquisition is to acquire a piece of property South of M-94 by the River.
- Rural Task force project on River Street will consist of a maintenance type project to extend the life of the pavement.
- Marina Phase 2 project and Marina Access Road will be getting done this Summer and will include new floating docks and bin wall system to replace the failing walls currently there.
- USDA Rural Development Project working on the CSO project which is working on utility replacements within the City.

Discussion.

6. RTR (Right to Referendum) from Miller Canfield

Miller Canfield Memo. Enclosed please find two Resolutions Authorizing Notices of Intent to Issue Revenue Bonds which we have prepared for consideration by the City Council at its meeting on January 8th. The first resolution relates to the City's water supply system project and has been prepared with a borrowing amount (i.e. excluding grant funds) of not to exceed \$900,000.00. The second resolution relates to the City's wastewater and sewage disposal system project and has been prepared with a borrowing amount of not to exceed \$1,000,000.00. We have provided for a reasonable cushion in the "not to exceed" borrowing amounts above the approved Rural Development loan amount for each project. This is customary and provides a safeguard in the event the project scope is adjusted or final bid costs are higher than anticipated. If you would like us to increase or decrease these "not to exceed" amounts, just let me know. The resolutions have been prepared based on project descriptions contained in each of the Rural Development letters of condition. The resolutions each serve two purposes.

Publication of Notice of Intent

The first purpose is to authorize publication of a notice of intent to issue revenue bonds for each project. Under the Revenue Bond Act, Act 94, Public Acts of Michigan, 1933 as amended ("Act 94"), the City may not issue revenue bonds unless it first publishes a notice of intent to do so. If a valid petition for referendum election is filed by not less than 10% of the registered electors of the City within 45 days of publication of the notice, then the City may not issue the bonds without voter approval. The enclosed resolutions each authorize the publication of a notice of intent. The actual form of notice to be published is set forth on Appendix A of each resolution.

Only the notices (and not the entire resolutions) should be published in a newspaper of general circulation in the City. We have provided in Section 1 of each resolution that the notices will be published in the *Manistique Pioneer Tribune*. If you plan to use another newspaper, Section 1 should be revised accordingly. Note, however that the newspaper must qualify as a newspaper of general circulation qualified to publish official legal notices.

Each notice must be published as a display advertisement of not less than one-quarter page in size. A fine print legal notice will not satisfy Michigan law as interpreted by the Michigan courts. Please make sure that only the notices which appear on Appendix A of each resolution are published.

Declaration of Intent to Reimburse

The second purpose of each resolution is to meet the requirements of the federal tax law regulations, in case the bonds are issued as tax-exempt bonds. Treasury Regulation 1.150-2 provides in effect that an issuer of municipal bonds may reimburse itself for expenditures made prior to the issuance of bonds only if it has declared its intention to do so in advance. (There is a 60 day grace period in the regulation. That is, the resolutions cover expenditures made up to 60 days prior to the date of resolution.) The resolutions make this declaration in Section 4.

The language of the resolutions is taken from the regulation and, not surprisingly, it therefore reads as tax jargon. The essential notion of the reimbursement declaration can be found in subparagraphs (a)-(c). Subparagraph (d) is a reminder of the need to keep a careful paper trail of expenditures and of reimbursements. Both the expenditure and the subsequent reimbursement must be specifically linked to the project.

After the Resolutions have been adopted please send me five (5) original signed copies of each. In addition, after publication please send me five (5) publisher's affidavits of publication (with "tear sheets" attached) for each notice. These items will become part of the final transcripts for the bond closing.

Discussion.

Moved by Councilmember Walker, seconded by Councilmember Rohde

ADOPT the resolution authorizing notice of intent to issue revenue bonds and declaration of intent to reimburse (Water Supply System Improvements) not to exceed \$900,000.00 as presented.

**Yes – Councilmembers Walker, Rohde, Shiner, Perilloux
No – None**

Moved by Councilmember Walker, seconded by Councilmember Shiner

ADOPT the resolution authorizing notice of intent to issue revenue bonds and declaration of intent to reimburse (Wastewater and Sewage Disposal System Improvements) not to exceed \$1,000,000.00 as presented.

Yes – Councilmembers Walker, Shiner, Rohde, Perilloux

No – None

7. Citizen Comments.

Judi Schwalbach, Constituent Relations Representative, Attorney General’s Office State of Michigan, offered advice to Council pertaining to the election of Mayor.

There were no other citizen comments.

C. Reports and Communications

Manager Aldrich: Looking to set up a goal setting session with the DDA either the second or fourth Monday in February to take place of one of the meetings for that month.

Next meeting we will be looking at Budget Reviews and also the introduction of the new ordinances.

We need a committee to work on the Personal Service Contract for the new City Clerk. Councilmembers Shiner, Rohde, and Perilloux are available.

The City Tax Assessor will need 3 Councilmembers to be on Board of Review. Councilmembers Shiner, Perilloux, and Walker are available.

Councilperson Walker: Would like to welcome the new council. We are very proud to have submitted the application for the Vietnam Moving wall to come back to Manistique in August.

Councilperson Perilloux: Glad to be here, was happy to see community support and thank the Engineering firm for being here.

Councilperson Rohde: Glad to be here, and hope the community support continues.

The regular meeting of the Manistique City Council adjourned at 7:40 p.m.

No Mayor Elected

Janell L. Irie, City Clerk