

REGULAR MEETING OF THE WEST BRANCH CITY COUNCIL HELD IN THE COUNCIL CHAMBERS OF CITY HALL, 121 NORTH FOURTH STREET, MONDAY, APRIL 17, 2017.

Mayor Denise Lawrence called the meeting to order at 6:00 p.m.

Present: Mayor Denise Lawrence and Council Members Joanne Bennett, Dave Lucas (arrived at 6:43 pm), Tim Schaiberger, Rusty Showalter, Aaron Tuttle, and Dan Weiler.

Absent: None

Other officers present: City Manager Heather Grace, Treasurer/Clerk John Dantzer, and Police Chief Ken Walters.

All stood for the Pledge of Allegiance.

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As an addition to the agenda, Bids were reviewed for the additions to Irons Park.

**MOTION BY SCHAIBERGER, SECOND BY BENNETT, TO AWARD THE BID FOR THE OUTDOOR ICE RINK TO NICE RINK NOT TO EXCEED \$6,444.41**

**Yes – Bennett, Lawrence, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –Lucas**

**Motion carried**

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**MOTION BY SCHAIBERGER, SECOND BY BENNETT, TO AWARD THE BID FOR THE EXPRESSION SWING TO GAMETIME NOT TO EXCEED \$7,918.98**

**Yes – Bennett, Lawrence, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –Lucas**

**Motion carried**

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**MOTION BY SCHAIBERGER, SECOND BY BENNETT, TO AWARD THE BID FOR THE RESURFACING OF THE BASKETBALL COURTS WITH THE COLOR TO BE CHOSEN BY THE CITY MANAGER TO NORTHERN SEALCOATING NOT TO EXCEED \$11,800.00**

**Yes – Bennett, Lawrence, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –Lucas**

**Motion carried**

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**MOTION BY LAWRENCE, SECOND BY SCHAIBERGER, TO GO INTO CLOSED SESSION PURSUANT TO MCL 15.268 (H) TO DISCUSS MATTERS THAT ARE SUBJECT TO ATTORNEY CLIENT PRIVELEGE.**

**Yes – Bennett, Lawrence, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –Lucas**

**Motion carried**

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**MOTION BY LAWRENCE, SECOND BY WEILER, TO RETURN TO OPEN SESSION.**

**Yes – Bennett, Lawrence, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –Lucas**

**Motion carried**

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**MOTION BY SCHAIBERGER, SECOND BY BENNETT, TO AUTHORIZE THE CITY ATTORNEY TO REJECT THE OFFER OF JUDGEMENT AND TO AUTHORIZE THE CITY ATTORNEY TO PROCEED WITH DISCOVERY AS WELL AS AUTHORIZE THE CITY ATTORNEY TO FILE QUIT TITLE IF THE PURCHASE AGREEMENT AND PAYMENT IS NOT RECEIVED BY TUESDAY APRIL 18, 2017 AT 3:00PM**

**Yes – Bennett, Lawrence, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –Lucas**

**Motion carried**

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Manager Grace submitted the pricing she has received so far for attorney malpractice insurance.

**MOTION BY BENNETT, SECOND BY SCHAIBERGER, TO APPROVE THE CITY MANAGERS CONTRACT AS PRESENTED AND APPROVE THE PAYMENT OF THE CITY MANAGERS STATE BAR FEES AS WELL AS POSTPONE THE DECISION ON THE CITY MANAGERS ATTORNEY MALPRACTICE INSURANCE FEES UNTIL MORE QUOTES CAN BE OBTAINED.**

**Yes – Bennett, Lawrence, Lucas, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –None**

**Motion carried**

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**MOTION BY SHOWALTER, SECOND BY SCHAIBERGER, TO PAY BILLS IN THE AMOUNT OF \$45,026.16.**

**Yes – Bennett, Lawrence, Lucas, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –None**

**Motion carried**

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**MOTION BY SCHAIBERGER, SECOND BY WEILER, TO APPROVE THE MINUTES AND SUMMARY FROM THE REGULAR MEETING HELD APRIL 3, 2017 AS WELL AS THE MINUTES AND CLOSED SESSION MINUTES FROM THE WORK SESSION HELD MARCH 28, 2017.**

**Yes – Bennett, Lawrence, Lucas, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent – None**

**Motion carried**

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**MOTION BY SHOWALTER, SECOND BY SCHAIBERGER, TO RECEIVE AND FILE THE TREASURER'S REPORT, INVESTMENT SUMMARY, BUDGET AMENDMENTS, AND MARCH POLICE REPORT; AS WELL AS, THE FIRE BOARD MINUTES FROM THE MEETING HELD OCTOBER 18, 2016 AND THE PLANNING COMMISSION MEETING HELD MARCH 14, 2017.**

**Yes — Bennett, Lawrence, Lucas, Schaiberger, Showalter, Tuttle, Weiler**

**No – None**

**Absent –None**

**Motion carried**

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A lineup change from Charter Cable was shared.

A communication from Consumers on tree trimming throughout the City was shared.

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Member Lucas apologized for being late.

Member Bennett noted that the area behind the Episcopal Church where the potential dog park was discussed is a swampy mess and asked if the City was required to spray for mosquitos due to the Zika virus. Manager Grace noted that there has not been any funding provided or notices yet.

Member Bennett also noted that she noticed a couple of dead ducks on the Riverwalk. Manager Grace noted that the City was notified and took care of the issue.

Member Schaiberger and Mayor Lawrence discussed getting a letter together to invite the State Championship football team back for the 4<sup>th</sup> of July parade or the Christmas parade.

Mayor Lawrence thanked the City employees and Council members who helped distribute hams to families for Easter.

Mayor Lawrence reminded everyone of the Fabulous Friday s meetings every Wednesday morning.

Mayor Lawrence noted that she is continuing to work on getting flags donated for downtown. Member Showalter noted that the DDA has provided the flags in the past and went over the need for the new flags for downtown and some other options they were looking into.

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Manager Grace updated Council on staffing changes which included DPW Superintendent Jameson submitting his retirement notice and a new police officer being hired.

Chief Walters noted that they have hired Joseph Adams who is an 8-year veteran and most recently was working for the Ogemaw County Sheriff Department. He noted that he was excited to have Joe on his staff and that he would be a valuable addition to the City.

Mayor Lawrence reminded everyone that the Herald is putting on the man auction to help raise money for the Fourth of July fireworks. She also noted that this is the last year the Chamber of Commerce is in charge of the fireworks and that they are looking for people to step up and help with the fireworks.

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Eric Young asked about the malpractice insurance that was discussed and it was noted that it was being looked at to allow the City manager to do some of the smaller attorney work which could save the City money by not having to send everything to the City attorney.

Eric Young asked about the retirement of DPW Superintendent Jameson and asked if Superintendent Jameson was put on administrative leave before the retirement. Manager Grace noted that she was not able to discuss personal related issues in that regard.

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Mayor Lawrence adjourned the meeting at 7:15 pm.

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Denise Lawrence, Mayor

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John Dantzer, Clerk