

COMMON COUNCIL  
February 21, 2011

A meeting of the Common Council was called to order at 7:00 p.m. by Mayor Birmingham. The Pledge of Allegiance was recited. Roll call: Ald. Wiegand, Vandertie, Lodl, Abeyta, Stutting, and Schlicht were present. Ald. Fett was excused.

Schlicht/Abeyta to adopt the agenda. Carried.

Wiegand/Schlicht to approve bills: General Fund – \$221,316.29, Capital Fund - \$45,269.06, Cable TV - \$39,080.71, Tourism Fund - \$40,824.79, and Solid Waste Enterprise - \$12,173.05 for grand total of \$358,663.90. Roll call: All voted aye. Carried.

Abeyta/Vandertie to approve consent agenda:

- a. Approval of 2/7/12 regular Common Council minutes.
- b. Approval of the following minutes:
  - (1) Fire & Police Commission – 1/24/12
  - (2) Personnel Committee – 2/1/12
  - (3) Waterfront Design Review Board – 2/7/12
  - (4) Community Protection & Services Committee – 2/9/12
  - (5) Finance/Purchasing & Building Committee – 2/14/12
- c. Place on the file the following reports:
  - (1) Fire Department Report – January 2012
  - (2) Street Department Report – January 2012
- d. Consideration of: Beverage Operator Licenses.

Carried.

There were no Mayoral appointments.

City Engineer Depies reported on Fourth Avenue reconstruction bids, project costs, alternative for corrected quantities, and additional cost for early completion date. Stutting/Abeyta to award the contract for the Fourth Avenue reconstruction with Alternate A61 to include a July 15, 2012 completion date, to Peters Concrete, Inc. in the amount of \$611,463.35. Carried.

Wiegand/Vandertie to approve the request for a one year extension for Phase 1 of the Deer Run Planned Unit Development. Carried.

Wiegand/Lodl to read in title only and adopt ordinance re: Wards Boundaries, Alderperson Districts, and Ward Polling Places – Section 1.02 of the Municipal Code. Carried.

Community Development Director Olejniczak explained history and status of Municipal Code Section 20.35(3) text amendment which would make zoning code notice requirements consistent with Zoning Board of Appeals Rules of Procedure. The Council discussed whether the 300' notice to property owners should be maintained. Stutting/Abeyta to read in title only for the first reading of ordinance to repeal and recreate Section 20.35(3) of the Municipal Code. Roll call: Lodl, Abeyta, Stutting, and Wiegand voted aye. Schlicht, and Vandertie voted no. Carried.

Mayor Birmingham presented and read a resolution Maintaining Lake Michigan's Harbors in support of H.R. 104 which is to realize America's Maritime Promise Act of 2011, and S. 412 which is the Harbor Maintenance Act of 2011 relating to federal government funding of waterways. Schlicht/Vandertie to adopt the resolution. All voted aye. Carried.

Stutting/Abeyta to adopt a resolution re: Special Charge for Installation of Stormwater Management Facilities for properties owned by Randall Vanden Elzen and Andrew and Karen Gundrum. All voted aye. Carried.

No one spoke during public comments.

The Mayor made his comments.

Schlicht/Vandertie to adjourn. Carried. The meeting adjourned at 7:26 p.m.

Respectfully submitted,

Mary Lou Allen  
Assistant City Administrator