

**REGULAR MEETING
MINUTES**

SEPTEMBER 21, 2009

THE REGULAR MEETING OF THE RICHMOND CITY COUNCIL WAS CALLED TO ORDER AT 7:00 P.M., ON MONDAY, SEPTEMBER 21, 2009, BY MAYOR RIX.

Council members and the audience present stood for the Pledge and Invocation.

ROLL CALL

Present: Misteravich, Olson, Reindel, Rix, Schultz, Yaroch

Absent: Yelencich

Others: City Manager Moore, City Clerk Stagl

Visitors: Paul Fejedelem, Dennis LaFore, Dennis Privette, Jenny Cedarstrom, Kris Ray, Marilyn Olson, Andrew Benoit from the Voice

APPROVAL OF MINUTES

Motion by **Reindel**, seconded by **Schultz**, to approve the minutes of the September 8, 2009, regular meeting, as amended:

Pg. 4, under Council comments, under Schultz, should read: Thanked Ken Kingsley for work he did with the DNR on the SRF Loan.

All yeas

Motion passes

AUDIENCE PARTICIPATION (non-agenda items)

None received.

ADOPTION OF AGENDA

Motion by **Yaroch**, seconded **Misteravich**, to adopt the Agenda as presented.

All yeas

Motion passes

CONSENT AGENDA

- a) Receive and File DPW Activity Report for August 2009
- b) Receive and File City Clerk's Activity Report for August 2009
- c) Receive and File City Planners Activity Report for August 2009
- d) Receive and File Treasury and Money Market Report for August 2009
- e) Receive and File Investment CD Report for August 2009
- f) Receive and File Administrative Assistant's Activity Report for August 2009
- g) Receive and File Parks and Recreation Activity Report for August 2009
- h) Receive and File Library Activity Report for August 2009
- i) Receive and File Water Well Report for August 2009
- j) Receive and File Bulk Water Sales Report for August 2009
- k) Receive and File Richmond Police Bulletins dated August 31st through September 13th, 2009
- l) Receive and File Police Department Statistics for August 2009
- m) Receive and File Police Department Code Violations Status Report for August 2009
- n) Receive and file Richmond fire Department Incident Log for July 2009
- o) Receive and File EMS Community Newsletter for August 2009
- p) Receive and File May 11, 2009, Library Board Meeting Minutes
- q) Receive and file August 24, 2009, Tax Increment Finance Authority Meeting Minutes
- r) Receive and File Revenue and Expense Report for August 2009
- s) Approval of September 17, 2009, Schedule of Bills in the amount of \$ 927,496.11

Motion by **Yaroch** seconded by **Reindel**, to adopt the Consent Agenda as presented.

All yeas

Motion passes

PUBLIC HEARING

None scheduled.

ITEMS FOR CONSIDERATION

- 1. Consideration of Accepting the Resignation of Jeff Yelencich from City Council.**

Motion by **Schultz**, seconded by **Olson**, to accept the resignation of Councilor Jeff Yelencich with regrets.

Discussion on motion:

Rix – Sorry to see Jeff go, but he is making a great career move – applauded him for his years of service to the Community.

Yaroch – Appreciated Jeff’s contributions to City Council.

Vote on motion:

All yeas

Motion passes

2. Discussion on Filling the Vacancy on the City Council

Manager Moore informed Council of the process to be used to fill the vacancy on City Council. The Charter states that *“any vacancy which occurs in the Council shall be filled within thirty days by a majority vote of the remaining members of the Council, said appointee to hold office until the Monday following the next regular City election at which election such vacancy shall be filled as provided in Section 5.5 for any balance of the unexpired original term”*

Motion by **Yaroch**, supported by **Misteravich**, to consider making an appointment at the first meeting in October in compliance with section 5.5 of the City Charter.

Discussion on motion:

Yaroch stated that normally he would prefer an election to fill a vacancy, but with an election coming up in November he did not feel it was necessary. We currently will have only 4 candidates running for 4 positions – even though the availability of nominating petitions had been advertised for 3 weeks. We have one new candidate, Dennis LaFore, who is very qualified, but would prefer to wait until after the Council filing deadline of September 24th at Noon, to see if there is any interest from any other individuals.

Olson stated that she would also prefer to wait until after the filing deadline to make an appointment to Council.

Reindel stated that he didn’t see the need to wait to make an appointment.

Rix – Dennis LaFore is the only new candidate who has filed. He did not see a problem with appoint Dennis tonight, but he had no problem waiting until the October meeting, if that is what Council wanted. He did suggest that Council could schedule a special meeting at the September 24th filing deadline to appoint Dennis to Council.

Schultz agreed with Reindel and Rix that we should appointing Dennis LaFore tonight, but he had no problem with a special meeting if that is what Council wanted.

Misteravich stated that he would prefer to wait to make an appointment until after the filing deadline and then hold a special meeting.

Yaroch stated that after the filing deadline passes, it can be assumed that Dennis LaFore will be appointed to Council.

Vote on motion:

Four yeas (Misteravich, Olson, Rix, Yaroch)
Two nays (Reindel, Schultz)

Motion passes

Rix suggested that the Manager begin working with Dennis after the 24th to familiarize him with the City and Council – the official appointment will be the first item for consideration at the October 5th meeting.

3. Presentation of the Fiscal Year 2008-2009 City Audit

Jenny Cedarstrom and Kris Ray, from Plante and Moran, were present and distributed to Council graphs of the Audit Presentation. Included in Council's meeting packet were the Management Letter and Financial Report for the FY2008-09 Audit.

Council was informed that we have again received an unqualified opinion, which is the highest opinion that can be received.

Kris Ray informed Council that even though State Revenue sharing and property taxes were down slightly, the City still maintained a healthy level of fund balance.

Motion by **Olson**, seconded by **Yaroch**, to receive and file the City of Richmond June 30, 2009 Financial Report with Supplemental Information from Plante & Moran, LLP.

All yeas

Motion passes

4. Consideration of Adopting Resolution No. 2009-20/Wastewater Revenue Bond Notice of Intent Resolution

Motion by **Reindel**, seconded by **Olson**, to adopt Resolution 2009-20, a Resolution of Intent to Issue and Sell Revenue Bonds for sanitary sewer improvements.

All yeas

Motion passes

5. Consideration of making an Appointment to the Library Board

Motion by **Yaroch**, seconded by **Olson**, to reappoint MaryLou Burg to the Library Board for a term expiring 06/30/2011.

All yeas

Motion passes

6. Consideration of Approving the Closure of M-19 to conduct the annual Homecoming Parade

Motion by **Misteravich**, seconded by **Schultz**, to approve the request from the Richmond High School to conduct the annual Homecoming Parade and direct the City Clerk to apply to MDOT for permission to close M19 from 5:00 pm to 6:00 pm, on Friday, September 25, 2009 to conduct the annual homecoming parade.

All yeas

Motion passes

CITY MANAGER COMMENTS

- Thanked Council for the positive comments on the Audit
- The fall newsletter will be going to print shortly.

COUNCIL COMMENTS

Yaroch – Thanked all of the Good Old Days volunteers.

Schultz – Reminded everyone of the upcoming Santa Parade and Community Tree Lighting to be held on Friday, December 4, 2009.

Rix – Thanked the City and staff for helping to make the Good Old Days Festival successful.

- Reminder of upcoming calendar events:
 - 9/22 – Parks and Recreation Board meeting at 7:15 pm
 - 9/28 – TIFA meeting at 7:00 pm
 - 10/5 – Council meeting at 7:00 pm
 - 10/8 – Planning Commission meeting at 7:00 pm
 - 10/11 – Fire Prevention Week/Open House/Breakfast at Fire Hall beginning at 8:00 am
 - 10/12 – Cable Commission meeting at 7:00 pm
 - 10/12 – Library Board meeting at 7:00 pm at the Library
 - 10/15 – Council workshop at 6:30 pm
 - 10/31 - Halloween

CLOSED SESSION

None.

OTHER BUSINESS

None.

ADJOURNMENT

Motion by **Schultz**, seconded by **Reindel**, to adjourn the regular meeting at 7:44

All yeas

Motion passes

Respectfully submitted:

Karen M. Stagl
City Clerk