

OFFICIAL COUNCIL PROCEEDINGS
JUNE 17, 2019

A regular meeting of the City Council of the City of Harbor Beach was held on Monday, June 17, 2019 at City Hall. The meeting was called to order at 7:00 p.m. by Mayor Booms.

Present: Capling, Guitar, Kleinknecht, Woodke and Mayor Booms
Clerk Woycehoski and City Director Wruble

Absent: None

It was moved by Woodke, seconded by Kleinknecht to approve the Agenda with the correction to the amount of item h. Tiger Oak Media Bill. The amount should be \$1,170.000, under Approval of Bills. Motion carried. 5 years.

It was moved by Capling, seconded by Guitar to approve the minutes of the June 3, 2019 Council meeting as presented. Motion carried. 5 years.

It was moved by Kleinknecht, seconded by Capling to approve payment of the John's Custom Coating LLC bill in the amount of \$5,180.00. Motion carried. 5 years.

It was moved by Woodke, seconded by Capling to approve payment of the Vanerian Painting bill in the amount of \$2,750.00. Motion carried. 5 years.

It was moved by Capling, seconded by Guitar to approve payment of the Sobczak Construction Inc. bill in the amount of \$12,700.00. Motion carried. 5 years.

It was moved by Kleinknecht, seconded by Capling to approve payment of the Kincaid Electric bill in the amount of \$7,775.00. Motion carried. 5 years.

It was moved by Woodke, seconded by Guitar to approve payment of the Stringer Construction bill in the amount of \$10,004.00. Motion carried. 5 years.

It was moved by Guitar, seconded by Capling to approve payment of the Sanilac Glass Co. bill in the amount of \$10,300.00. Motion carried. 5 years.

It was moved by Capling, seconded by Guitar to approve payment of the Ferris, Schwedler & O'Mara bill in the amount of \$175.00. Motion carried. 5 years.

It was moved by Guitar, seconded by Capling to approve payment of the Tiger Oak Media bill in the amount of \$1,170.00. Motion carried. 5 years.

It was moved by Woodke, seconded by Kleinknecht to approve payment of the Mooretel1.com bill in the amount of \$670.00. Motion carried. 5 years.

It was moved by Kleinknecht, seconded by Guitar to approve payment of the Kelly Maintenance Co. bill in the amount of \$21,202.00. Motion carried. 5 years.

PUBLIC COMMENT: Eric Schumacher thanked the City of Harbor Beach for allowing the Lions Club to hold their Bottle and Can Drive at City Hall.

UNFINISHED BUSINESS: None.

NEW BUSINESS: Resolution # 2019-73, "Amendment to FOIA Procedures and Guidelines" was presented to Council. It was moved by Kleinknecht, seconded by Woodke to adopt Resolution # 2019-73 as presented. The Resolution reads as follows:

WHEREAS, Public Act 523 of 2018 became effective on December 28, 2018; and

WHEREAS, Public Act 523 of 2018 amends the FOIA Procedures and Guidelines as follows:

Public Act 523 of 2018 states a FOIA request from a person, other than an individual who qualified as indigent under the Act, needs to include the requesting person's complete name, address, and contact information, and, if the request is made by a person other than an individual, the complete name, address, and contact information of the person's agent who is an individual needs to be included. An

address has to be written in compliance with United States Postal Service addressing standards and contact information also needs to include a valid telephone number or email address.

Public Act 523 of 2018 allows a FOIA request to be considered abandoned if a public body requires a good-faith deposit before providing public records, and the good-faith deposit is not received by the public body within 45 days after the person requesting the public records received notice of a deposit requirement and did not file an appeal of the deposit amount. A deposit requirement notice is considered received 3 days after it is sent. The notice must include the date by which the deposit must be received, which is 48 days after the date the notice is sent; and

WHEREAS, Clerk Woycehoski is recommending approving the attached FOIA Procedures and Guidelines with the amendments as described above;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves the attached FOIA Procedures and Guidelines as amended pursuant to Public Act 523 of 2018. Motion carried. 5 years.

Resolution # 2019-74, "Approving Purchase of Copy Machine" was presented to Council. It was moved by Guitar, seconded by Capling to adopt Resolution # 2019-74 as presented. The Resolution reads as follows: **WHEREAS**, the City Hall is in need of a new copier; and

WHEREAS, Treasurer Capling solicited quotes and is recommending purchasing the copier from BOSS Business Solutions at a cost of \$6,599.00;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves purchasing the Copystar CS 4551ci 45 ppm color multifunction copier from BOSS Business Solutions at a cost of \$6,599.00, approves contracting with BOSS Business Solutions for the Equipment Service Agreement and authorizes Treasurer Capling to sign the Agreement. Motion carried. 5 years.

Resolution # 2019-75, "Approving Offer to Purchase Foreclosed Real Estate by Authority of Public Act 123 of 1999" was presented to Council. It was moved by Kleinknecht, seconded by Guitar to adopt Resolution # 2019-75 as presented. The Resolution reads as follows: **WHEREAS**, the property in the City of Harbor Beach, located at 606 Bartlett Street, has been foreclosed to the Huron County Treasurer; and

WHEREAS, the Huron County Treasurer contacted the City to inquire if they were interested in purchasing the property for public use at a cost of \$2,311.70; and

WHEREAS, the County has forwarded, to the City, an "Offer to Purchase Foreclosed Real Estate by Authority of Public Act 123 of 1999, a copy of which is attached; and

WHEREAS, the Administration Committee is recommending to Council that they purchase the property;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves the City purchasing the property located at 606 Bartlett Street for public use at a cost of \$2,311.70 and approves Treasurer Jennifer Capling as authorized signer for the Offer to Purchase. Motion carried. 5 years.

Resolution # 2019-76, "Approving Offer to Purchase Foreclosed Real Estate by Authority of Public Act 123 of 1999" was presented to Council. It was moved by Capling, seconded by Woodke to adopt Resolution # 2019-76 as presented. The Resolution reads as follows: **WHEREAS**, the property in the City of Harbor Beach, located at 154 Ferris Street, has been foreclosed to the Huron County Treasurer; and

WHEREAS, the Huron County Treasurer contacted the City to inquire if they were interested in purchasing the property for public use at a cost of \$3,801.76; and

WHEREAS, the County has forwarded, to the City, an "Offer to Purchase Foreclosed Real Estate by Authority of Public Act 123 of 1999, a copy of which is attached; and

WHEREAS, the Administration Committee is recommending to Council that they purchase the property;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves the City purchasing the property located at 154 Ferris Street for public use at a cost of \$3,801.76 and approves Treasurer Jennifer Capling as authorized signer for the Offer to Purchase. Motion carried. 5 years.

Resolution # 2019-77, "Approving Waiving Fees for North Park Pavilion Rental" was presented to Council. It was moved by Kleinknecht, seconded Guitar to adopt Resolution # 2019-77 as presented. The Resolution reads as follows: **WHEREAS**, the Country Corners 4-H Club is requesting that the Harbor Beach City Council waive the fees for renting the North Park Pavilion on July 8, 2019 from 5:30 p.m. until 7:30 p.m.;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves waiving the fees for Country Corners 4-H Club for renting the North Park Pavilion on July 8, 2019 from 5:30 p.m. until 7:30 p.m. Motion carried. 5 years.

Resolution # 2019-78, "Approving Waiving Fees for North Park Pavilion Rental" was presented to Council. It was moved by Guitar, seconded by Capling to adopt Resolution # 2019-78 as presented. The Resolution reads as follows: **WHEREAS**, the Harbor Beach Lions Club is requesting that the Harbor Beach City Council waive the fees for renting the North Park Pavilion on July 9, 2019, August 13, 2019, September 10, 2019, October 8, 2019, November 12, 2019 and December 8, 2019;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves waiving the fees for the Harbor Beach Lions Club for renting the North Park Pavilion on July 9, 2019, August 13, 2019, September 10, 2019, October 8, 2019, November 12, 2019 and December 8, 2019. Motion carried. 5 years.

Resolution # 2019-79, "Rescinding Resolution # 2018-41, Supporting Match for Harbor View Trail Grant And Uncommitting Funds" was presented to Council. It was moved by Kleinknecht, seconded by Woodke to adopt Resolution # 2019-79 as presented. The Resolution reads as follows: **WHEREAS**: Director Wruble is requesting to rescind Resolution # 2018-41, "Supporting Match for Harbor View Trail Extension Grant and uncommit the \$84,000.00 in funds committed for this project; and

WHEREAS, the City of Harbor Beach was not approved for the grant and did not reapply for the grant;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approve rescinding Resolution # 2018-41 and approves uncommitting the funds in the amount of \$84,000.00 that were committed for the project. Motion carried. 5 years.

Resolution # 2019-80, "Approving Hiring of Parks and Recreation Department Part-time Seasonal Employees" was presented to Council. It was moved by Kleinknecht, seconded by Guitar to adopt Resolution 2019-90 as presented. The Resolution reads as follows: **WHEREAS**, City Director Wruble is requesting to hire Parks and Recreation Department part-time seasonal employees; and

WHEREAS, City Director Wruble is recommending hiring Michael Anderson and Ethan Woodke; and

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves hiring Michael Anderson and Ethan Woodke as part-time seasonal employees for the Parks and Recreation Department. Motion carried. 4 years. 1 abstain (Woodke).

COUNCIL REPORTS: Council Member Guitar thanked everyone on their hard work on the Truck Show and reminded everyone about the upcoming "Movie on the Beach" on July 6th.

Mayor Pro-Tem Kleinknecht congratulated Chrissy Guitar on receiving a grant for her project "Movies on the Beach".

Mayor Booms updated everyone regarding the Truck Show, congratulated the USA Patriots Girls Softball Team on their triple play to win the State Championship game, reported that he and Director Wruble attended a ceremony in Midland for Corteva and congratulated Corteva on its new project.

There being no further business, it was moved by Kleinknecht seconded by Capling to adjourn the meeting at 7:34 p.m.

Leslie A. Woycehoski, Clerk