



City Council Meeting

August 20, 2018

6:00 p.m.

Cadillac Municipal Complex
Council Chambers
200 N. Lake St.
Cadillac, MI 49601



August 20, 2018 City Council Meeting Agenda
6 p.m. at City Hall – 200 N. Lake St. – Cadillac, MI 49601

We support each other in serving our community

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

I. APPROVAL OF AGENDA

II. PUBLIC COMMENTS

It is requested that comment time be limited to three (3) minutes.

III. CONSENT AGENDA

All items listed on the consent agenda are considered routine and will be enacted by one motion with roll call vote. There will be no separate discussion of these items unless a Council Member so requests it, in which event the items will be removed from the consent agenda and discussed separately.

A. Minutes from the regular meeting held on July 16, 2018.

Support Document III-A

B. Minutes from the closed session held on July 16, 2018.

IV. PUBLIC HEARINGS

A. Public hearing to consider adoption of Ordinance to Amend Section 12-84 of the City Code Regarding Duration of the Maple Hill Apartments Service Charge in Lieu of Taxes.

Support Document IV-A

V. COMMUNICATIONS

A. Festival of Races

Support Document V-A

Cadillac City Council Agenda

August 20, 2018

Page 2

- B. Fall Color Tour
Support Document V-B

VI. APPOINTMENTS

- A. Recommendation regarding appointment to the Cadillac Housing Commission.
Support Document VI-A

VII. CITY MANAGER'S REPORT

- A. Introduction and Oath of Office - Adam Ottjepka, Director of Public Safety
- B. Update regarding Non-Discrimination Ordinance.
Support Document VII-B
- C. Bids and recommendation regarding purchase of Police Interceptor.
Support Document VII-C
- D. Bids and recommendation regarding purchase of Snow Maintenance Equipment and Radius Dump Spreader Reinstall for Plow Truck.
Support Document VII-D
- E. Bids and recommendation regarding purchase of Diesel Powered Air Compressor.
Support Document VII-E
- F. Bids and recommendation regarding purchase of 9" Aeration Diffuser Heads.
Support Document VII-F
- G. Public Comments related to Notice of Intent to Apply to USDA Rural Development for financing.
Support Document VII-G
- H. Designate primary representative and alternate to attend the Michigan Municipal League Annual Convention.
Support Document VII-H

VIII. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

- A. Adopt resolution to introduce Ordinance Amending Chapter 42, Article II, Division 6 of the Cadillac City Code Regarding Institutional Controls for Kysor Industrial Corporation/Northern Plating Company and set a public hearing for September 4, 2018.
Support Document VIII-A

Cadillac City Council Agenda

August 20, 2018

Page 3

IX. ADOPTION OF ORDINANCES AND RESOLUTIONS

- A. Adopt resolution approving changes to the Standard Lighting Contract with Consumers Energy.

Support Document IX-A

- B. Adopt the Resolution for Local Government Approval for a Liquor License for the Raven.

Support Document IX-B

X. PUBLIC COMMENTS

It is requested that comment time be limited to three (3) minutes.

XI. GOOD OF THE ORDER

XII. CLOSED SESSION

Adjourn to closed session to consult with the City Attorney regarding trial or settlement strategy in connection with Wexford County Circuit Court Consolidated Case Nos. 13-24803-CH and 17-27610-CZ, *TeriDee LLC et al. v Clam Lake Township and Haring Charter Township v City of Cadillac and HOP Family, LLC and City of Cadillac v Haring Charter Township and Clam Lake Township* and to consider the purchase or lease of real property.

XIII. ADJOURNMENT

Core Values (R.I.T.E.)

Respect

Integrity

Trust

Excellence

Guiding Behaviors

We support each other in serving our community

We communicate openly, honestly, respectfully, and directly

We are fully present

We are all accountable

We trust and assume goodness in intentions

We are continuous learners

CITY COUNCIL MEETING MINUTES

6:00 PM – July 16, 2018
Cadillac City Hall – 200 N. Lake St. - Cadillac, Michigan 49601

CALL TO ORDER

Mayor Filkins called the City Council meeting to order at approximately 6:00 pm.

PLEDGE OF ALLEGIANCE

ROLL CALL

Council Present: Spoelman, Schippers, King, Mayor Filkins
Council Absent: Engels
Staff Present: Peccia, Dietlin, Wallace, Rosinski, Homier, Wasson

APPROVAL OF AGENDA

2018-149 Approve agenda as presented.

Motion was made by King and supported by Schippers to approve the agenda as presented.

Motion unanimously approved.

PUBLIC COMMENTS

Rosemarie McConnell commented on adult foster care (AFC) homes and businesses in residential areas.

Randy Lindell commented on the proposed senior housing complex and Cadillac Junction.

Terry Harvey commented on the proposed ordinance regarding Cadillac Castle.

CONSENT AGENDA

2018-150 Approve consent agenda as presented.

Motion was made by Spoelman and supported by King to approve the consent agenda as presented.

Motion unanimously approved.

PUBLIC HEARINGS

- A. Public hearing to consider a request from G & M Precision, LLC for an Industrial Facilities Tax Exemption Certificate in the amount of \$500,000.

Peccia noted G & M Precision, LLC is planning to construct an approximately 9,000 sq. ft. building for a precision machine shop. He stated this will assist the company in retaining eight (8) current positions and creating two (2) to four (4) new positions.

Mayor Filkins opened the public hearing.

There were no public comments.

Mayor Filkins closed the public hearing.

Schippers noted it is nice to see growth of local manufacturers.

Spoelman commented that she really likes this project. She noted she likes to see a small company grow and invest in Cadillac.

2018-151 Approve G & M Precision, LLC IFT Application.

Motion was made by Schippers and supported by Spoelman to adopt the Resolution Approving Application for Industrial Facilities Tax Exemption Certificate for G & M Precision, LLC and Approving Letter of Agreement.

Motion unanimously approved.

- B. Public hearing to consider adoption of Ordinance to Amend City Code to Provide for a Service Charge in Lieu of Taxes for Dwelling Units for Low to Moderate Income Elderly Persons (Cadillac Castle).

Peccia stated the development is slated to be located off of Mitchell Street. He noted the City isn't necessarily "tweaking" the City Code, it is simply adding a new Division to the Section of the Code that already exists specifically for this purpose and for this use. He added there are already four (4) Divisions within the Code each respective and specific to four (4) independent developments. He noted Council is being asked to consider adopting an ordinance creating Division 5 which is specific to the Cadillac Castle Development.

Phillip Seybert, Developer, stated he has been developing affordable housing since 1986. He noted he especially enjoys developing affordable housing in rural communities across the State of Michigan. He discussed and distributed a document entitled "Understanding the PILOT" (see attachment). He noted the development is for senior citizens fifty-five (55) and older. He added that if an individual is married, their spouse must be at least fifty (50) years old.

Mayor Filkins opened the public hearing.

Konrad Isch expressed a number of concerns regarding the proposed development. He distributed a list of those concerns to the City Council.

Randy Lindell commented on the proposed development.

Mayor Filkins closed the public hearing.

King thanked Mr. Seybert for his presentation and also thanked Mr. Isch for his comments. He noted it is critical to communicate and provide information to the public. He stated the

development in Clare is very impressive. He noted he is excited to provide seniors with an independent living facility near the various amenities that are located in the area.

Schippers asked if the project will go before the Planning Commission.

Peccia stated this public hearing is the first step in the process which is for the legislative body to put in place the incentive to allow P.S. Equities to make their application to the State of Michigan for the development. He noted that once P.S. Equities has definitive information regarding the likelihood of approval, he expects they will submit a more formalized site plan and construction documents for administrative review. He added the administrative review will dictate the public process.

City Attorney Homier stated the project would go to the Planning Commission for review and approval of the site plan. He added a public notice to property owners within 300 feet may or may not be required depending upon the process.

Phillip Seybert stated he needs to have site plan and zoning approval before October 1, 2018.

Mayor Filkins stated it is a wonderful opportunity to begin redeveloping the south end of Cadillac.

Spoelman stated she believes this is a good development for that side of town. She noted the City needs to think beyond this one development and review the entire area. She stated she would hope the Planning Commission would never approve a plan without a sidewalk.

2018-152 Adopt Ordinance 2018-08.

Motion was made by Schippers and supported by King to approve the resolution to adopt Ordinance to Amend City Code to Provide for a Service Charge in Lieu of Taxes for Dwelling Units for Low to Moderate Income Elderly Persons (Cadillac Castle).

Motion unanimously approved.

COMMUNICATIONS

A. After 26 Depot Music Festival

2018-153 Approve beverage tent for After 26 Depot Music Festival.

Motion was made by Spoelman and supported by Schippers to approve a beverage tent from 10:00 am to 10:00 pm on August 4, 2018 for the After 26 Depot Music Festival.

Motion unanimously approved.

APPOINTMENTS

A. Recommendation regarding reappointment to the Cadillac Housing Commission.

2018-154 Approve reappointment to the Cadillac Housing Commission.

Motion was made by Spoelman and supported by Schippers to approve the reappointment of Tom Olmsted to the Cadillac Housing Commission for a 5-year term to expire on July 19, 2023.

Motion unanimously approved.

B. Recommendation regarding appointment to the Cadillac Housing Commission.

2018-155 Approve appointment to the Cadillac Housing Commission.

Motion was made by Schippers and supported by Spoelman to approve the appointment of Ronald Puruleski to the Cadillac Housing Commission for a partial term to expire on July 18, 2020.

Ronald Puruleski introduced himself to the Council.

Motion unanimously approved.

CITY MANAGER'S REPORT

A. Discussion regarding Non-Discrimination Ordinance.

Peccia noted the packet includes data showing a listing of approximately forty-three (43) municipalities in Michigan that have already adopted this type of ordinance. He stated the table also includes the enforcement mechanisms. He noted a "draft" ordinance was provided for discussion purposes. He added that in 2011 the City adopted a Resolution Affirming American Values of Freedom, Equality, and Justice.

King stated he is concerned about the cost of enforcement. He noted that because there are many avenues through the state and the federal government is there a need to take on that enforcement expense.

Spoelman stated she likes the way the draft ordinance is written because she doesn't want there to be a Commission created to address complaints.

Peccia briefly discussed Sec. 2-400 - Complaint Procedures of the draft ordinance.

King asked if any cost of enforcement information is available from the communities that have adopted this type of ordinance.

Peccia stated he does not have any cost of enforcement information.

King asked if this information could be obtained.

Peccia stated he will attempt to gather this information.

Schippers stated it is a good idea to find out the expenses incurred by other municipalities that are operating under the same type of ordinance that has been drafted for the City of Cadillac. She noted an ordinance has more gravity than a resolution.

Spoelman noted the City of Mt. Pleasant decided to reaffirm their ordinance every year.

King stated the current anti-discrimination resolution could be reaffirmed every year just to make sure we are saying “this is the community we are”. He noted he is concerned about enforcement mechanisms included in an ordinance.

King noted obtaining the cost of enforcement information would be beneficial in determining the best way to proceed.

Peccia stated he will attempt to gather the cost of enforcement information from the various municipalities that have adopted this type of ordinance.

Spoelman stated an ordinance provides individuals with a process to follow.

King stated the state and federal government have anti-discrimination statutes.

Spoelman stated the City should also have a statute.

Schippers agreed with Council Member Spoelman.

Mayor Filkins stated she would like to obtain additional information from “sister” cities. She noted the City of Holland voted no in January of 2018 and she would like to find out why they voted against adopting this type of ordinance.

King requested input from the public.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

- A. Adopt resolution to introduce Ordinance to Amend Section 12-84 of the City Code Regarding Duration of the Maple Hill Apartments Service Charge in Lieu of Taxes and set a public hearing for August 20, 2018.

Peccia noted Craig Patterson from the Woda Cooper Companies, Inc. requested a PILOT extension be approved for the Maple Hill Apartments. He stated the initial timeframe provided was eighteen (18) months. He added that, if approved after the public hearing, the timeframe would be extended to thirty-six (36) months.

Craig Patterson briefly discussed the scope and timeline of the project.

2018-156 Adopt resolution to introduce Ordinance 2018-09 (Maple Hill Apts).

Motion was made by Spoelman and supported by Schippers to adopt the resolution to introduce Ordinance to Amend Section 12-84 of the City Code Regarding Duration of the Maple Hill Apartments Service Charge in Lieu of Taxes and set a public hearing for August 20, 2018.

Motion unanimously approved.

ADOPTION OF ORDINANCES AND RESOLUTIONS

- A. Adopt Resolution to Approve Municipal Service Agreement for Cadillac Castle.

Peccia stated the presentation made by Phillip Seybert included data regarding the Municipal Service Agreement for Cadillac Castle.

2018-157 Adopt Resolution to Approve Municipal Service Agreement for Cadillac Castle.

Motion was made by Schippers and supported by King to adopt the Resolution to Approve Municipal Service Agreement for Cadillac Castle.

Motion unanimously approved.

MINUTES AND REPORTS OF BOARDS AND COMMISSIONS

- A. Wexford County Airport Authority

- B. Historic Districts Commission

PUBLIC COMMENTS

Konrad Isch stated he had wanted to voice his entire list of concerns for the record.

Mayor Filkins noted that because he provided a written list of his concerns they will be on record.

Bo McCurdy expressed support for the adoption of a human rights ordinance.

Tom Olmsted commented on an additional vacancy on the Cadillac Housing Commission. He stated he was under the impression the appointment would be made at this meeting.

Peccia stated the City is aware of an upcoming vacancy. He noted the appointment can be addressed at the next meeting.

Pat McCurdy expressed support for the adoption of a human rights ordinance.

Bob LeVand expressed support for the adoption of a human rights ordinance.

Terry Harvey commented on parking near the Market.

GOOD OF THE ORDER

Peccia provided an update on the Market and the reconstruction of Cass Street. He noted all businesses in the area are open during the construction period.

Peccia stated the new restroom facilities at Kenwood Park are almost completed and power in the area will be restored in the near future.

King stated that communication with the public is critical. He encouraged people to contact Council Members or the City Manager for information. He noted the CWTA is ready to assist both businesses and individuals during the construction period.

Spoelman stated the concerns expressed regarding adult foster care homes, noise issues, and businesses in residential areas should be addressed. She noted many factors impact a neighborhood and the quality of life.

Peccia stated complaints regarding disturbance of the peace or property damage issues can be filed with the Cadillac Police Department.

City Attorney Homier stated that, other than the zoning component, adult foster care homes in residential areas are subject to the same ordinances as other residential uses. He noted home-based businesses are subject to home-based occupation regulations.

Mayor Filkins thanked the City Manager and City staff for addressing the concerns of the Arts Festival organizers.

Spoelman noted construction will continue to have an impact on motorists and pedestrians in the downtown area.

Schippers noted the next meeting of the Mayor's Youth Council will be held at 4:00 pm on July 18, 2018. She encouraged young people who live, work, or attend school in the City Cadillac to consider joining the Mayor's Youth Council.

CLOSED SESSION

Adjourn to closed session to consult with the City Attorney regarding trial or settlement strategy in connection with Wexford County Circuit Court Consolidated Case Nos. 13-24803-CH and 17-27610-CZ, *TeriDee LLC et al. v Clam Lake Township and Haring Charter Township v City of Cadillac and HOP Family, LLC and City of Cadillac v Haring Charter Township and Clam Lake Township*.

2018-158 Adjourn to closed session.

Motion was made by Spoelman and supported by Schippers to adjourn to closed session to consult with the City Attorney regarding trial or settlement strategy in connection with Wexford County Circuit Court Consolidated Case Nos. 13-24803-CH and 17-27610-CZ, *TeriDee LLC et al. v Clam Lake Township and Haring Charter Township v City of Cadillac and HOP Family, LLC and City of Cadillac v Haring Charter Township and Clam Lake Township*; invite Jeff Dietlin, Director of Utilities.

Motion unanimously approved.

2018-159 Return to open session.

Motion was made by King and supported by Schippers to return to open session.

Motion unanimously approved.

ADJOURNMENT

Respectfully submitted,

Carla J. Filkins, Mayor

Sandra L. Wasson, City Clerk

DRAFT

Understanding the PILOT

I. Payment In Lieu Of Taxes (PILOT)

- A. The PILOT was created by the Michigan State Housing Development Authority (MSHDA) Act of 1966, as amended.
- B. The PILOT is a critical tool for providers of affordable housing by lowering the cost of providing housing in a community that grants a PILOT.
- C. PILOT is an exemption from ad valorem property taxes.
 - i. Property taxes are calculated by an annual % payment of shelter rents usually between 1 and 4% (gross rent collected– common area utilities paid = Shelter rent)

II. Requirements for Project Eligibility

- A. It must serve low to moderate-income persons, as defined by MSHDA (definition includes any person that qualifies to live in the housing development).
- B. It must be owned by a Limited Dividend Housing Association Limited Partnership or other non-profit housing corporation.
- C. The length of mortgage must be fifty years or less.
- D. Construction must be started within one year from the effective date of the ordinance.

III. PILOT Ordinance Requirements

- A. For MSHDA Direct Loans-- Must be effective for the length of the Mortgage (Thirty-Five Years) or as long as MSHDA has an interest in the property.
- B. Must be of a form acceptable to MSHDA.
- C. State or Federally aided mortgage (MSHDA, Fannie mae, RD, HUD, Freddie mac etc.)

IV. Combining a PILOT and an MSA (Municipal Services Agreement)

- A. Becoming more popular in recent years (adopted by City of Grand Rapids 2017)
- B. For example, combining a 1% PILOT with a 3% MSA has the same impact on the housing development but provides the Municipality more income for local services used by the residents of the development.
- C. See attached comparison spreadsheet.

Instructions

Income Limits for						(Effective April 3, 2018)					
		1 Person	2 Person	3 Person	4 Person	5 Person	6 Person				
30% of area median		12,330	14,100	15,870	17,610	19,020	20,430				
40% of area median		16,440	18,800	21,180	23,480	25,360	27,240				
50% of area median		20,550	23,500	26,450	29,350	31,700	34,050				
60% of area median		24,660	28,200	31,740	35,220	38,040	40,860				

Rental Income

Unit	No. of Units	Unit Type	Bedrooms	Baths	Net Sq. Ft.	Rent / Sq. Ft.	Contract Rent	Utilities	Total Housing Expense	Gross Rent	Current Section 8 Contract Rent	% of Gross Rent	% of Total Units	Gross Square Feet	% of Total Square Feet	TC Units Square Feet	Unit Type	Max. Allowed Housing Expense	Rent Limited By	Differential : Under/ (over)	Differential %	Effective AMI%	Contract Rent/Sq. Foot		
30% Area Median Income Units																									
Tenant AMI Restriction (if different from rent restriction)																									
MSHDA Project Based Voucher Units																									
Senior	7	Apartment	2	1.0	800	0.38	304	93	397	25,515	0	7.1%	15.2%	5,600	15.2%	5,600		397	TC Rent	0	0.00%	30.0%	\$0.38		
A								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
B								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
C								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
40% Area Median Income Units																									
Tenant AMI Restriction (if different from rent restriction)																									
MSHDA Project Based Voucher Units																									
Senior	11	Apartment	2	1.0	800	0.55	436	93	529	57,552	0	16.1%	23.9%	8,800	23.9%	8,800		529	TC Rent	0	0.00%	40.0%	\$0.55		
A								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
B								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
C								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
60% Area Median Income Units																									
Tenant AMI Restriction (if different from rent restriction)																									
MSHDA Project Based Voucher Units																									
Senior	9	Apartment	2	1.0	800	0.83	661	93	754	71,369	0	20.0%	19.6%	7,200	19.6%	7,200		754	95% of TC Rent	0	0.00%	57.0%	\$0.83		
A								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
B								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
C								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
80% Area Median Income Units																									
Tenant AMI Restriction (if different from rent restriction)																									
MSHDA Project Based Voucher Units																									
Market	9	Apartment	2	1.0	800	1.04	836	93	929	90,269	0	25.3%	19.6%	7,200	19.6%	7,200		1,058	TC Rent	129	12.19%	70.2%	\$1.04		
A								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
B								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
C								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
Rate Units																									
Tenant AMI Restriction (if different from rent restriction)																									
MSHDA Project Based Voucher Units																									
Market	10	Apartment	2	1.0	800	1.17	936	93	1,029	112,299	0	31.5%	21.7%	8,000	21.7%	8,000		N/A	N/A	N/A	N/A	N/A	N/A		
A								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
B								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
C								0	0	0		0.0%	0.0%	0	0.0%	0		N/A	N/A	N/A	N/A	N/A	N/A		
Total Units																									
										Gross Rent Potential		357,004												Within Range	
										Average Monthly Rent		647												Within Range	
										Gross Square Footage		36,800													
										HOME Units SF/Total Units SF															
										# HOME Units# Total Units															

Total Income	Annual	Monthly
Rental Income	357,004	29,750
Non-Rental Income	1,500	125
Total Project Revenue	358,504	29,875

Utility Allowances	Total	Utility
Electricity	93	93
Water/ Sewer	0	0
Gas	0	0
A/C	0	0
Laundry	0	0
Carports	0	0
Other:	0	0

Annual Non-Rental Income	1,500
Misc. and Interest	
Laundry	
Carports	
Other:	

Cadillac Senior Project

Estimated PILOT Payment Calculation		
Gross Potential Annual Income	\$	357,004.00
Less Vacancy & Collection Loss	7.00% \$	24,990.28
Plus Misc Income	\$	1,500.00
Effective Gross Income	\$	333,513.72
Less Operating Expenses	55.87% \$	186,345.00
Net Operating Income	\$	147,168.72
Capitalization Rate		12.50%
Estimated Market Value	\$	1,177,349.76
Assessment Ratio		50%
Estimated Taxable Value		\$588,675
2017 Ad Valorem Millage Rate		63.4574
Estimated 2017 Ad Valorem Real Property Taxes	\$	37,355.78
1% Tax Administration Fee	\$	373.56
Total Estimated Ad Valorem Tax Bill	\$	37,729.34

City of Cadillac Portion of Taxes

$$\times 2.3\% = \$ 8,677.25$$

Estimated PILOT Payment *		
Annual Net Collected Revenue	\$	332,013.72
Less Utilities	\$	30,600.00
Net Shelter Rent	\$	301,413.72
PILOT Rate		1.00%
Estimated PILOT Payment	\$	3,014.14

City of Cadillac Portion of Taxes

$$\times 2.3\% = \$ 693.25$$

Estimated MSA Payment *		
Annual Net Collected Revenue	\$	332,013.72
Less Utilities	\$	30,600.00
Net Shelter Rent	\$	301,413.72
MSA Rate		3.00%
Estimated PILOT Payment	\$	9,042.41

City of Cadillac Portion of Taxes

$$\times 100\% = \$ 9,042.41$$

$$\underline{\$ 9,735.66}$$

Gain/(Shortfall) to City

$$\underline{\$ 1,057.92}$$

* PILOT = Payment in Lieu of Taxes

* MSA = Municipal Services Agreement

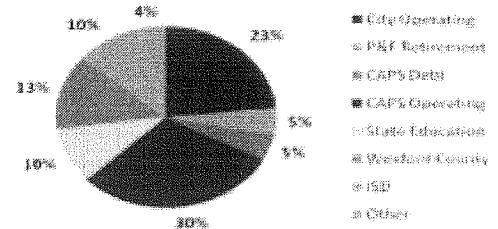
Property Tax Breakdown

Property Tax Collection

The City's general operating millage is 13.9473 mills. The tax bill of a property owner in the City of Cadillac also includes amounts for other governmental units.

A typical property in the City has the following entities included with an annual tax bill:

- City Operating - 23%
- P&F Retirement - 5%
- CAPS Debt - 5%
- CAPS Operating - 30%
- State Education - 10%
- Wexford County - 13%
- ISD - 10%
- Other - 4%



Only 23% of a typical property tax bill goes toward City operations.

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
Robert Engels
Stephen King

RESOLUTION NO. 2018-_____

**RESOLUTION TO ADOPT
ORDINANCE TO AMEND SECTION 12-84 OF CITY CODE REGARDING DURATION OF
THE MAPLE HILL APARTMENTS SERVICE CHARGE IN LIEU OF TAXES**

At a meeting of the City Council of the City of Cadillac, Wexford County, Michigan, held in the Council Chambers, Cadillac Municipal Complex, 200 North Lake Street, Cadillac, Michigan, on the 20th day of August, 2018, at 6:00 p.m.

PRESENT: _____

ABSENT: _____

The following preamble and resolution was offered by _____ and
seconded by _____ .

WHEREAS, pursuant to the State Housing Development Authority Act of 1966, PA 346, as amended, MCL 125.1401 *et seq*) (the "Act"), the City of Cadillac adopted an Ordinance No. 2016-10 to provide for a service charge in lieu of taxes for dwelling units for low to moderate income persons identified as Maple Hill Apartments; and

WHEREAS, on August 20, 2018 the City conducted a public hearing to consider an ordinance amending Ordinance No. 2016-10 to change the duration of the Ordinance No. 2016-10's effect from eighteen (18) months to thirty-six (36) months; and

WHEREAS, following the public hearing, the City has determined it is in the best interests of the health, safety and welfare of City residents to adopt the proposed ordinance amending Ordinance No. 2016-10.

NOW, THEREFORE, the City Council of the City of Cadillac, Wexford County, Michigan, resolves as follows:

1. Ordinance to Amend Section 12-84 of City Code Regarding Duration of the Maple Hill Apartments Service Charge in Lieu Of Taxes (the "Ordinance," attached as Exhibit A) is hereby adopted.
2. The Ordinance shall be filed with the City Clerk.
3. The City Clerk is directed to publish a Notice of Adoption within seven (7) days after its adoption.
4. Any and all resolutions that are in conflict with this Resolution are hereby repealed to the extent necessary to give this Resolution full force and effect.

YEAS: _____

NAYS: _____

STATE OF MICHIGAN)
)
COUNTY OF WEXFORD)

I, Sandra Wasson, City Clerk of the City of Cadillac, hereby certify this to be a true and complete copy of Resolution No. 2018-____, duly adopted at a regular meeting of the City Council held on the 20th day of August, 2018.

Sandra Wasson
Cadillac City Clerk

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor

Carla J. Filkins

Mayor Pro-Tem

Shari Spoelman

Councilmembers

Tiyi Schippers

Stephen King

Robert J. Engels

ORDINANCE NO. 2018-09

**ORDINANCE TO AMEND SECTION 12-84 OF CITY CODE REGARDING DURATION
OF THE MAPLE HILL APARTMENTS SERVICE CHARGE IN LIEU OF TAXES**

THE CITY OF CADILLAC ORDAINS:

Section 1. Amendment of Section 12-84.

Section 12-84 of the City Code regarding the duration of the Maple Hill Apartments Service Charge in Lieu of Taxes Ordinance is hereby amended to read, in its entirety, as follows:

Sec. 12-84. – Duration.

This division shall remain in effect so long as the longer of (a) the project mortgage loan remains outstanding and unpaid, (b) the housing development remains subject to income and rent restrictions pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, (c) the authority has any interest in the project (including without limitation regulatory agreement restrictions), provided that rehabilitation of the housing development occurs within **thirty-six (36) months** from the effective date of this division; provided, however, that in no event shall this division remain in effect for longer than 16 years after completion of rehabilitation. Notwithstanding the above, the exemption shall cease for that portion of the project which is not operated consistent with section 12-79 above.

Section 2. Validity and Severability.

Any section or subsection not expressly amended by this Ordinance shall remain in full force and effect. Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

Section 3. Repealer.

All other ordinances inconsistent with the provisions of this Ordinance are hereby repealed but only to the extent necessary to give this Ordinance full force and effect.

Section 4. Effective Date.

This Ordinance shall take effect twenty (20) days after its adoption.

Approved this _____ day of _____, 2018.

Sandra Wasson, Clerk

Carla Filkins, Mayor

I, Sandra Wasson, City Clerk of the City of Cadillac, Michigan, do hereby certify that a summary of Ordinance No. 2018-_____ was published in the Cadillac News on the _____ day of _____, 2018.

Sandra Wasson, City Clerk

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
Stephen King
Robert J. Engels

**NOTICE OF ADOPTION OF ORDINANCE TO AMEND SECTION 12-84 OF
CITY CODE REGARDING DURATION OF THE MAPLE HILL APARTMENTS
SERVICE CHARGE IN LIEU OF TAXES**

On August 20, 2018, the City Council of the City of Cadillac adopted Ordinance No. 2018-09, Ordinance to Amend Section 12-84 of City Code Regarding Duration of the Maple Hill Apartments Service Charge in Lieu Of Taxes (the "Ordinance"). A true copy of the Ordinance is available for inspection at the offices of the City of Cadillac, located at 200 North Lake Street, Cadillac, Michigan, 49601. Inspections may take place during normal business hours. Members of the public may obtain a copy of the Ordinance for a reasonable charge. The following is a summary of the ordinance:

Section 1 of the proposed ordinance amends Section 12-84 of the City Code to change the duration of the service charge in lieu of taxes from eighteen (18) months to thirty-six (36) months.

Section 2 provides that any section or subsection not expressly amended by the Ordinance shall remain in full force and effect. Should any portion of the Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of the Ordinance.

Section 3 provides that all other ordinances inconsistent with the provisions of the Ordinance are hereby repealed only to the extent necessary to give the Ordinance full force and effect.

Section 4 provides the effective date of the ordinance.

CITY COUNCIL OF THE
CITY OF CADILLAC, MICHIGAN

By: Sandra Wasson, City Clerk
Cadillac Municipal Complex
200 N. Lake Street
Cadillac, Michigan 49601
Telephone No: (231) 775-0181



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date 8/14/18

City Received Date

MUST BE OFFICIALLY CITY DATE STAMP

Request Planning Guide

This form must be completed and return to the City 30 days before an event. Any requests that are longer than a single day will require more planning therefore forms and documents must be received 45 days before the event. Additionally a representative for the event must meet with City Event Team to verify all details for the event before going to City Council for approval. Failure to comply will result in a denial of your event. Please call (231) 775-0181 x 120 if you have questions.

Applicant Name (Print) Gus Meyies Contact Person(s) _____

Contact Email _____

Sponsoring Organization CADILLAC FESTIVAL OF RACES ☐ Private ☒ Non-Profit Exemption _____

Purpose(s) & Benefit(s) to Community NON PROFIT FUNDRAISER ALL PROCEEDS GO TO CHARITIES IN CADILLAC

Beginning Date: 8/31/18 Ending Date: 9/1/18 Reoccurring: YES NO

1st Day Fri 8/31 Set-up 3:00 AM/PM ☒ Start: ____ AM/PM End: ____ AM/PM Tear-down: ____ AM/PM

2nd Day Sat 9/1 Set-up ____ AM/PM Start: 8:30 AM/PM ☒ End: 12:00 AM/PM ☒ Tear-down: 12:00 AM/PM ☒

3rd Day ____ Set-up ____ AM/PM Start ____ AM/PM End ____ AM/PM Tear-down ____ AM/PM

4th Day ____ Set-up ____ AM/PM Start ____ AM/PM End ____ AM/PM Tear-down ____ AM/PM

5th Day ____ Set-up ____ AM/PM Start ____ AM/PM End ____ AM/PM Tear-down ____ AM/PM

YES ☒ NO ____ Will you be requesting permission to close any streets or parking lots? (Form 1)

YES ____ NO ☒ Will you be requesting permission to display any off site signage? (Form 2)

YES ____ NO ☒ Will you be requesting permission to display a banner over Mitchell Street? (Form 3)

YES ____ NO ☒ Will you be requesting permission to hold Farmer's Markets? (Form 4)

YES ☒ NO ____ Will you be requesting permission to reserve the Rotary Pavilion? (Form 5)

YES ____ NO ☒ Will you be requesting permission to use any City Parks? (Form 6)

YES ____ NO ☒ Will you be requesting permission to have a parade? (Form 7)

YES ☒ NO ____ Will you be requesting permission to hold any races? (Form 8)

YES ____ NO ☒ Will you be requesting permission to serve alcoholic beverages? (Form 9)

YES ____ NO ☒ Will your event include a craft show, trade show, fair, carnival, fireworks display, tent/membrane structure, or other large assembly functions? (Form 10)

If you answered YES to any of the above questions, additional form(s) must be completed for each one. All forms must be completely filled out and all information provided before requests will be brought to City Council for approval. No additional requests other than those requested on these forms will be approved.

Form must be mailed or delivered to the above address or emailed to: javila@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name Gus Meyies Signature [Signature] Date 8/14/18



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date _____

City Received Date

MUST BE OFFICIALLY CITY DATE STAMP

City Parks Request Form

Reason for Request CADILLAC FESTIVAL OF RACES

Organization CADILLAC FESTIVAL OF RACES Contact Person GUS MEYER

Contact Email _____

Date 8/30/18 - 9/1/18 Times 3:00 PM 12:00 PM

City Parks

Please Check One

- ☒ Downtown "Fountain" City Park
- ☐ Sound Garden
- ☐ The Bridge
- ☐ Naval Reserve Flower Open Space

City of Cadillac Guidelines:

Please read the following and initial to acknowledge your understanding

- ☒ All Parks are for public use
- ☒ The City does not provide any tents, tables, chairs, rugs, extension cords etc
- ☒ The fountain may not be operating due to equipment break downs or weather conditions such as wind
- ☒ I understand and agree to these requirements and understand if these are not met the request will be denied.
- ☒ Not all parks have space for tents, chairs etc.

Form must be emailed, mailed or brought to:

Cadillac City Hall
Attn: Public Works Department-Events
200 N. Lake Street
Cadillac, MI 49601

Print Name

GUS MEYER

Signature

Date

8/14/18

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date 8/14/18

City Received Date

Cadillac Rotary Performing Arts Pavilion Reservation Request Form

Please Submit 30-days Prior to Event Date

Event CADILLAC FESTIVAL OF RACES
Organization CADILLAC FESTIVAL OF RACES Contact Number [REDACTED]
Date of Event: 8/30 - 9/1/18 Set-up Time: 8 AM PM Starting Time: 8 AM PM Ending Time: 2 AM PM

Special Requests: Please Circle

☒ Electricity

☐ Water

☐ Wind Screens

☒ Sound System

☐ Movie Screen/Projector System*

Usage Rules

1. Profanity and offensive language is strictly prohibited.
2. Noise must be limited to levels that do not disturb the peace, and must be lowered at the City's request.
3. No decorations, props, or appurtenances shall be used or placed in a manner that will cause damage to the Pavilion, grounds (including trees), or surrounding areas. The use of nails, tacks, staples, etc. is strictly prohibited, along with the use of stakes in the ground.
4. Movies/programs shown at the Pavilion are at the discretion of the City, and proper licensing to show copyrighted material is required. One potential resource is www.swank.com. MPAA ratings of G and PG are appropriate.
5. Any signage or decorations must be removed immediately following any event.
6. No vehicles are permitted on sidewalks or grass. However, the sidewalk immediately south of the pavilion can be utilized for temporary parking for the purpose of drop-off and/or pick-up of equipment only. Parking is prohibited on Lake Street, even if it has been closed for the event.
7. The sale of food and non-alcoholic beverages may require an additional license. (Code of Ordinances-Chapter 28)
8. The consumption or sale of alcoholic beverages requires approval of City Council. (Code of Ordinances-Chapter 26)
9. Fees - A \$35 non-refundable deposit is required to reserve the date and time of the event, which will be applied to the first hour. After the first hour, rental fees are \$30 per hour and are due 30-days prior to the event date.

I understand and agree to comply with these rules, and acknowledge that the City reserves the right to change or cancel any event or program that is not in compliance with them.

[Signature]
Signature

Form must be mailed or delivered to Cadillac City Hall, Attention Public Works Department-Events at
200 N. Lake Street in Cadillac, MI 49601

Print Name Gus Meyer Total Fees Required: _____ Total Fees Paid: _____ Date 8/14/18

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

*Weather Dependent



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date _____

City Received Date _____

MUST BE OFFICIALLY CITY DATE STAMP

Race Request Form

Name of Race CADILLAC FESTIVAL OF RACES
Purpose of Race PROMOTION OF HEALTHY ACTIVITIES, FUNDRAISER
Requesting Organization CADILLAC FESTIVAL OF RACES
Contact Person(s) GWS MEYER, LORI FULLMER
Contact Phone 231 876 0010 Contact Email [REDACTED]
Date of Race 9/1/2018 Approx. number of participants 300
Registration Location CHEM. BANK Registration Time 6:30 AM/PM
Starting Time 8:30 AM/PM Ending Time 12:00 AM/PM (noon)

City of Cadillac Rules

- The City's designated route must be used unless approved by Police Department (Route on backside)
- If marking the route, washable sidewalk chalk or small signs placed in the City right-of-way must be used
- Spray paint is not allowed and will be strictly enforced & fines will be issued
- Organizations are responsible for all clean-up including removal of signs and pavement markings
- The Police Department does not provide escorting services
- Organizations are responsible for providing designated safety and security workers & escorts
- No streets are to be blocked off unless reviewed with City Staff & approved by City Council
- Participants must follow all State & City laws
- Organizations are responsible for providing their own tables, tents, porta johns etc...

The following must be provided with this request:

- ☒ Proof of Liability Insurance (1 million & City of Cadillac named as additional insured)
☐ Proof of Marine Permit from DNR if race takes place in the Lake
☐ Approval from Wexford Road Commission & Wexford County Police Dept. if race is outside of City Limits
☐ Detailed Daily schedule/agenda of races and events

Form must be mailed or delivered to the above address or emailed to: jawila@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name GWS MEYER Signature [Signature] Date 8/1/2018

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

Streets _____
Parks _____
Fire _____
Police _____
Risk Management _____
City Manager _____
City Council _____

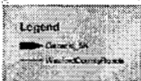
Date Approved _____
Date Approved _____
Date Approved _____
Date Approved _____
Date Approved _____
Date Approved _____
Date Approved _____

Comments _____
Comments _____
Comments _____
Comments _____
Comments _____
Comments _____
Comments _____

5K - RUN

Date ----- 2016

Race Start Time: ----- AM
Race Starts and Ends at City Park
Lake Street
Surface: Sidewalk and Road



Note: The course is marked and ----- are on the course to provide directions and safety.



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date _____

City Received Date _____

MUST BE OFFICIALLY CITY DATE STAMP

Street & Parking Lot Closure Request Form

Please fill out a separate form for each date

Reason for Request CADILLAC FESTIVAL OF RACES
Contact Person GWS MEYER LORE FULLMER
Contact Phone 231 876 0010 Contact Email _____

Date: <u>9/11/2018</u>		Street Closures	
Street Name <u>LAKE</u>	Beginning Location <u>W. CHAPIN</u>	Ending Location <u>W. PINE</u>	
	Beginning Time <u>7:30</u> AM/PM	Ending Time <u>NOON</u> AM/PM	
Street Name _____	Beginning Location _____	Ending Location _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	
Street Name _____	Beginning Location _____	Ending Location _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	
Street Name _____	Beginning Location _____	Ending Location _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	

Date <u>9/11/2018</u>		Parking Lot Closures	
Lot Location <u>LAKE STREET</u>	Street <u>LAKESIDE PARKING</u>	Nearest Cross Street <u>W. CHAPIN</u>	
	Beginning Time <u>4:00</u> AM/PM	Ending Time <u>NOON</u> AM/PM	<u>SAT</u>
Lot Location _____	Street _____	Nearest Cross Street _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	
Lot Location _____	Street _____	Nearest Cross Street _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	

Form must be mailed or delivered to the above address or emailed to: javila@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name GWS MEYER Signature [Signature] Date 8/11/2018

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

Streets _____	Date Approved _____	Comments _____
Parks _____	Date Approved _____	Comments _____
Fire _____	Date Approved _____	Comments _____
Police _____	Date Approved _____	Comments _____
City Manager _____	Date Approved _____	Comments _____
City Council _____	Date Approved _____	Comments _____

August 20, 2018

Council Communication

Re: Fall Color Tour signage

As noted by the attached request, the Cadillac Area Visitors Bureau has requested permission to place four directional signs identifying routes for the Fall Color Tour starting immediately through November 11, 2018.

The attached photo is for one of the signs located in front of Willow Mercantile. The Visitors Bureau has put up signs in previous years identifying routes for the Fall Color Tour.

Staff has reviewed the request and supports the program subject to the following conditions;

1. All four signs shall be maintained throughout the period of display and secured with zip ties to the existing poles.
2. The requested locations are;
 - In front of Willow Mercantile on South Mitchell St.
 - On Sunnyside Drive near the intersection with M-115.
 - Just southeast of the Shell station at the intersection of M-115 and M-55 in Cadillac West.
 - Located on East Cass Street east of the intersection with Mitchell Street.
3. Signs shall be removed no later than November 11, 2018.

Requested Council Action

Council is asked to approve the request of the Cadillac Area Visitors Bureau subject to the above conditions.



City of Cadillac
200 N. Lake Street
Cadillac
MI
49601

August 15, 2018

To Whom It May Concern:

The Cadillac Area Visitors Bureau requests permission to place 4 Fall Color Route directional signs in 4 different locations – in front of Willow Mercantile, on Sunnyside Drive at intersection M-115, just before the Shell Gas Station in Cadillac West, and about 200 ft from the traffic light on Cass Street heading towards Lake City. The signs will be in those locations immediately until November 11, 2018. The signs will be attached using zip ties to current sign poles (see attached photo).

Sincerely,

Stephanie Morehouse

Stephanie Morehouse
Cadillac Area Visitors Bureau



August 20, 2018

COUNCIL COMMUNICATION

Re: Appointment to Cadillac Housing Commission

Gloria Frost has indicated her interest in being appointed to serve on the Cadillac Housing Commission. She would be replacing Gordienne Davis who resigned on July 16, 2018 and would fulfill the remainder of the term that expires on July 19, 2019.

Requested Council Action:

It is recommended that Gloria Frost be appointed to the Cadillac Housing Commission for a partial term to expire on July 19, 2019.



Application for Appointment to Standing and Special Committees, Boards & Commissions

RECEIVED
JUN 14 2018

The information provided on this form is for the use of the Cadillac City Council in its deliberation to fill vacancies on standing and special committees, boards and commissions. Applications may be submitted at any time and will be kept on file for a period of one (1) year. In most cases, you must be a resident of the City of Cadillac to serve on its committees, boards and commissions. Exceptions include the DDA, CBOA, LDFA, Clam River Greenway Committee and Brownfield Redevelopment Authority. Applicants may be required to interview with the City Manager for appointment consideration.

To which committee, board or commission are you seeking appointment? Please check all that apply.

- | | |
|--|--|
| ☐ Airport Authority | ☐ Downtown Development Authority |
| ☐ Board of Review | ☐ Economic Development Corporation |
| ☐ Brownfield Redevelopment Authority | ☐ Elected Officials Compensation Commission |
| ☐ Cadillac Area Council for the Arts | ☐ Election Commission |
| ☐ Cadillac-Wexford Transit Authority | ☒ Housing Commission |
| ☐ Cadillac West Corridor Improvement Authority | ☐ Local Development Finance Authority |
| ☐ Cemetery Board | ☐ Planning Commission |
| ☐ Civil Service Commission | ☐ Retirement Board to Administer Act 345 |
| ☐ Clam River Greenway Committee | ☐ Zoning Board of Appeals |
| ☐ Courthouse Hill Historic District Commission | ☐ Construction Board of Appeals |
| ☐ Diggins Hill Tennis Court Fundraising Committee | ☐ Other _____ |

Please print or type:

Name GLORIA FROST Address [REDACTED]

Telephone: Home _____ Business/cell [REDACTED]

E-mail [REDACTED] Date available for appointment open
not Wed A.M's

Please complete the following. You may use additional sheets as needed.

Community Service

List boards, commissions, committees or community service organizations that you are currently serving or have served upon, offices held, and in what municipality or county.

I currently volunteer at Shepard Table - First BAPTIST church and at Cadillac Revival Center's food PANTRY.

Employment and Education

List any employment experience or education that, in your opinion, best qualifies you for this appointment. List job titles, duties (current and past), level of education and any certificates or degrees you have obtained.

Speedway store manager

Have you ever worked for the City of Cadillac? ☐ Yes ☒ No
If yes, please list dates and names of departments.

Personal

Rules of law and ethics prohibit appointees from participating in and voting on matters in which they may have a direct or indirect financial interest. Are you aware of any potential conflicts of interest? ☐ Yes ☒ No

If yes, please indicate potential conflicts.

Are you aware of the time commitment necessary to serve on the committee, board and/or commission to which you seek appointment, and will you have such time? ☒ Yes ☐ No

Please provide information about specific training, education, experience or interests you possess that qualify you as an appointee to the position you seek.

I am a resident at Kirtland Terrace and feel I would like to help with decisions affecting my residence and other housing issues.

I have served on committees with my past employment and feel I have good decision making skills.

I hereby certify that the preceding information is correct to the best of my knowledge.

Signature Maria Frost

Date 6-13-18

You are invited to attach additional pages, enclose a copy of your résumé or submit supplemental information that you feel may assist in the evaluation of your application.

Mail or return your completed application to:

Marcus Peccia, City Manager
City of Cadillac
200 N. Lake St.
Cadillac MI 49601

Thank you for giving us the opportunity to consider you for appointment.

August 20, 2018

COUNCIL COMMUNICATION

Re: Civil Rights/Non-Discrimination Ordinance

At the City Council's last meeting in July, a draft ordinance was provided and discussion ensued regarding how best to proceed with possible implementation of a non-discrimination ordinance. Conversation included why looking at adoption of a new ordinance was important along with why looking at regular acknowledgement of our current resolution titled "Resolution Affirming American Values of Freedom, Equality and Justice", in lieu of a new ordinance, may be another option. Ultimately, the City Council was curious as to what experiences other municipalities have had since they have adopted their ordinance, and staff was requested to try to find out and share that information accordingly.

The following page is a copy of the questions asked to over forty municipalities, and the chart that follows shows the responses provided. Unfortunately, many communities did not respond to our inquiries, and of those that did, several indicated that we would need to file a freedom of information act request. There was some data received however and it indicates that the number of complaints regarding this matter seem to be low. It is understandable though that some communities may not have this type of data readily available if it is not something that is being actively tracked.

Recommended Action:

Continue discussion regarding whether to set a public hearing for the future adoption of a non-discrimination ordinance, or take a different course of action.

Municipalities in Michigan that have Adopted Civil Rights/Non-Discrimination Ordinances

MUNICIPALITY	DATE OF ADOPTION	ENFORCEMENT MECHANISMS	Q1	Q2	Q3	Q4
City of Adrian	Amended April 2014	Referred to state/federal agency for prosecution or, if not a violation of state/federal laws, prosecuted through conciliation agreement, municipal civil infraction or city attorney filing for injunctive relief.	2	Still on going	Not sure	Added Human Relations committee
City of Albion	Amended July 2015	Prosecuted per sample ordinance below.				
City of Ann Arbor	October 2014	Prosecuted per sample ordinance below.				
City of Battle Creek	August 2013	Prosecuted like City of Adrian.				
City of Birmingham	September 2017	Prosecuted through conciliation first and, if unsuccessful, by City Attorney.	0	0	0	
Canton Township	June 2014	Referred to state/federal agency for prosecution or, if not a violation of state/federal laws, prosecuted through conciliation agreement or as a municipal civil infraction.	0	0	0	
City of Chelsea	January 2016	Prosecuted per sample ordinance below.	1/ Disc. Religious belief	60 days	\$3500-\$4000	
Delhi Township	October	Complaint review				

	2013	committee conducts hearing; may also enforce through conciliation agreement or as a municipal civil infraction.				
Delta Charter Township	October 2013	Prosecuted like Delhi Township.	0	0	0	0
City of Detroit	1988	Fairly comprehensive; Prosecuted through civil action and injunctive relief; separate human rights department.				
Village of Douglas	Amended 1995	Prosecuted like Delhi Township.				
City of East Grand Rapids	Amended March 2015	Cross-references to PAs 220 and 453 of 1976 for prosecution and referral to state agency.	0	0	0	
City of East Lansing	Amended September 2014	Prosecuted like sample ordinance below.				
City of Farmington Hills	April 2015	Prosecuted like Canton Township.	0	0	0	
City of Fenton	June 2014	Prosecuted like Canton Township.				
City of Ferndale	November 2006	Prosecuted as municipal civil infractions.				
City of Flint	March 2012	Human Relations Committee prosecutes through mediation; may also prosecute as a municipal civil infraction or for injunctive relief.	FOIA	FOIA	FOIA	
City of Grand Rapids	October 2015	Community Relations Commission				

		investigates and refers for prosecution to the City Commission.				
City of Howell	June 2016	Prosecuted like City of Adrian.	0	0	0	
City of Huntington Woods	October 2011	Prosecuted as municipal civil infractions.				
City of Jackson	February 2017	Prosecuted like Canton Township with a Human Relations Commission.	3	Time to file ran out		
City of Kalamazoo	Amended June 2010	Prosecuted like City of Adrian.	0	0	0	
Kalamazoo Charter Township	July 2013	Prosecuted like Canton Township.	0	0	0	
City of Lansing	December 2006	Prosecuted like Delhi Township.	FOIA	FOIA	FOIA	
Village of Lathrup	February 2014	Prosecuted as municipal civil infractions.				
City of Linden	September 2013	Prosecuted as misdemeanors.				
City of Marquette	December 2015	Prosecuted like City of Adrian.	0	0	0	
Meridian Township	July 2013	Prosecuted like Delhi Township with a Human Resources Director.	3	Varies	Varies	
City of Muskegon	2002	Prosecuted as municipal civil infractions.				
City of Mt. Pleasant	July 2012	Prosecuted like City of Adrian.				
Oshtemo Township	August 2013	Prosecuted like City of Adrian.	0	0	0	
City of Pleasant Ridge	April 2013	Prosecuted as municipal civil infractions.	0	0	0	
City of Portage	June 2016	Prosecuted like City of Adrian.	0	0	0	
City of Royal Oak	November	Prosecuted as				

	2013	municipal civil infractions or with conciliatory agreements.				
City of Saginaw	1984	Civil or criminal enforcement (misdemeanor) or conciliation agreements.				
City of Saline	March 2018	Referred to state/federal agency for prosecution or, if not a violation of state/federal laws, prosecuted by mediation or municipal civil infraction/nuisance per se.				
Saugatuck Township	August 2018	Prosecuted as municipal civil infractions.				
City of Trenton	November 2013	Prosecuted as municipal civil infractions.				
City of Southfield	January 2015	Prosecuted like City of Adrian.				
City of Traverse	October 2010	Prosecuted like City of Adrian.				
Union Township	2012	Prosecuted like City of Adrian.				
City of Wayland	May 2015	Prosecuted like City of Adrian.				
City of Ypsilanti	Amended January 2017	Prosecuted through conciliation agreements or with injunctive relief.	0	0	0	

MEMO

TO: City of Cadillac
FROM: Michael D. Homier
DATE: July 10, 2018
RE: Civil Rights/Non-Discrimination Ordinances

The City has asked for data regarding other cities in Michigan that have adopted civil rights/non-discrimination ordinances. There are ~43 municipalities in Michigan that have adopted such ordinances. Please refer to the table below for this research. In addition, we have attached a sample City-specific Ordinance for consideration.

MUNICIPALITY	DATE OF ADOPTION	ENFORCEMENT MECHANISMS
City of Adrian	Amended April 2014	Referred to state/federal agency for prosecution or, if not a violation of state/federal laws, prosecuted through conciliation agreement, municipal civil infraction or city attorney filing for injunctive relief.
City of Albion	Amended July 2015	Prosecuted per sample ordinance below.
City of Ann Arbor	October 2014	Prosecuted per sample ordinance below.
City of Battle Creek	August 2013	Prosecuted like City of Adrian.
City of Birmingham	September 2017	Prosecuted through conciliation first and, if unsuccessful, by City Attorney.
Canton Township	June 2014	Referred to state/federal agency for prosecution or, if not a violation of state/federal laws, prosecuted through conciliation agreement or as a municipal civil infraction.
City of Chelsea	January 2016	Prosecuted per sample ordinance below.
Delhi Township	October 2013	Complaint review committee conducts hearing; may also

		enforce through conciliation agreement or as a municipal civil infraction.
Delta Charter Township	October 2013	Prosecuted like Delhi Township.
City of Detroit	1988	Fairly comprehensive; Prosecuted through civil action and injunctive relief; separate human rights department.
Village of Douglas	Amended 1995	Prosecuted like Delhi Township.
City of East Grand Rapids	Amended March 2015	Cross-references to PAs 220 and 453 of 1976 for prosecution and referral to state agency.
City of East Lansing	Amended September 2014	Prosecuted like sample ordinance below.
City of Farmington Hills	April 2015	Prosecuted like Canton Township.
City of Fenton	June 2014	Prosecuted like Canton Township.
City of Ferndale	November 2006	Prosecuted as municipal civil infractions.
City of Flint	March 2012	Human Relations Committee prosecutes through mediation; may also prosecute as a municipal civil infraction or for injunctive relief.
City of Grand Rapids	October 2015	Community Relations Commission investigates and refers for prosecution to the City Commission.
City of Howell	June 2016	Prosecuted like City of Adrian.
City of Huntington Woods	October 2011	Prosecuted as municipal civil infractions.
City of Jackson	February 2017	Prosecuted like Canton Township with a Human Relations Commission.
City of Kalamazoo	Amended June 2010	Prosecuted like City of Adrian.
Kalamazoo Charter Township	July 2013	Prosecuted like Canton

		Township.
City of Lansing	December 2006	Prosecuted like Delhi Township.
Village of Lathrup	February 2014	Prosecuted as municipal civil infractions.
City of Linden	September 2013	Prosecuted as misdemeanors.
City of Marquette	December 2015	Prosecuted like City of Adrian.
Meridian Township	July 2013	Prosecuted like Delhi Township with a Human Resources Director.
City of Muskegon	2002	Prosecuted as municipal civil infractions.
City of Mt. Pleasant	July 2012	Prosecuted like City of Adrian.
Oshtemo Township	August 2013	Prosecuted like City of Adrian.
City of Pleasant Ridge	April 2013	Prosecuted as municipal civil infractions.
City of Portage	June 2016	Prosecuted like City of Adrian.
City of Royal Oak	November 2013	Prosecuted as municipal civil infractions or with conciliatory agreements.
City of Saginaw	1984	Civil or criminal enforcement (misdemeanor) or conciliation agreements.
City of Saline	March 2018	Referred to state/federal agency for prosecution or, if not a violation of state/federal laws, prosecuted by mediation or municipal civil infraction/nuisance per se.
Saugatuck Township	August 2018	Prosecuted as municipal civil infractions.
City of Trenton	November 2013	Prosecuted as municipal civil infractions.
City of Southfield	January 2015	Prosecuted like City of Adrian.
City of Traverse	October 2010	Prosecuted like City of Adrian.
Union Township	2012	Prosecuted like City of Adrian.

City of Wayland	May 2015	Prosecuted like City of Adrian.
City of Ypsilanti	Amended January 2017	Prosecuted through conciliation agreements or with injunctive relief.

The City of Holland voted no in January 2018.

MDH:LAD

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
Stephen King
Robert J. Engels

ORDINANCE NO. 2018-xx

NON-DISCRIMINATION ORDINANCE

THE CITY OF CADILLAC ORDAINS:

Section 1. PURPOSE

It is the policy of the City of Cadillac to exercise its police power in order to ensure public safety, public health, and a person's general welfare. It is the intent of the City that no individual be denied equal protection of the laws, nor shall an individual be denied the enjoyment of his or her civil rights or be discriminated against because of age, color, disability, education, familial status, gender expression, gender identity, height, marital status, national origin, race, religion, sex, sexual orientation, or weight.

Section 2. ADDITION OF ARTICLE VII TO CHAPTER 2 OF CITY CODE ENTITLED "HUMAN RELATIONS"

The City hereby adds an Article VII to Chapter 2 of the City Code entitled "Human Relations" which shall read, in its entirety, as follows:

ARTICLE VII. – HUMAN RELATIONS

Sec. 2-397. – Definitions.

As used in this Article, the following words and phrases have the following meanings:

Discrimination or discriminate shall mean without limitation, any act which, because of age, color, disability, education, familial status, gender expression, gender identity, height, marital status, national origin, race, religion, sex, sexual orientation, or weight results in the unequal treatment or separation of any person, or denies, prevents, limits, or adversely affects the benefit or enjoyment of any person, of employment, ownership, or occupancy of real property, or public accommodations and public services.

Sexual Orientation shall mean emotional, romantic, and/or sexual attractions, or the absence thereof, to people. Sexual orientation also refers to a person's sense of identity based on those attractions, related behaviors, and membership in a community of others who share those attractions.

Gender Expression shall be defined as a gender-based appearance, expression, or behavior of an individual, regardless of the individual's assigned sex at birth.

Gender Identity shall be defined as an individual's internal sense of their own sex and a defining component of sex.

Sec. 2-398. – Prohibition.

No person or persons shall discriminate against any person or persons within the City regarding employment, housing, public accommodations, and public services on the basis of age, color, disability, education, familial status, gender expression, gender identity, height, marital status, national origin, race, religion, sex, sexual orientation, or weight. To the extent that this ordinance confers benefits on any classes protected from discrimination under this ordinance, it shall not be construed to be preempted by state or federal statute.

Sec. 2-399. – Exceptions.

Section 2-398 shall not apply to:

(a) a private club or other establishment not in fact open to the public, except to the extent that the goods, services, facilities, privileges, advantages, or accommodations of the private club or establishment are made available to the customers or patrons of another establishment that is a place of public accommodation or is licensed by the state under Act No. 8 of the Public Act of 1933, being MCL §§ 436.1—436.58, the Michigan Liquor Control Act, as amended.

(b) a religious educational institution or an educational institution operated, supervised, or controlled by a religious institution or organization which limits admission or gives preference to an applicant of the same religion.

(c) the rental of housing accommodations in a building which contains housing accommodations for not more than two families living independently of each other if the owner or a member of the owner's immediate family resides in one of the housing accommodations, or to the rental of a room or rooms in a single-family dwelling by a person if the lessor or a member of the lessor's immediate family resides in the dwelling.

(d) the rental of housing accommodations for not more than three months by the owner or lessor where it was occupied by him/her and maintained as his/her home

for at least three months immediately preceding occupancy by the tenant and is temporarily vacated while maintaining legal residence.

(e) with respect to age only, the sale, rental or lease of housing accommodations meeting the requirements of federal, state or local housing programs for senior citizens, or accommodations otherwise intended, advertised, designed or operated, bona fide, for the purpose of providing housing accommodations for persons 50 years of age or older.

(f) with respect to gender only, a private educational institution which now or hereafter provides an education to only persons of one gender.

A governmental exemption shall not apply to any action by a governmental entity or agency where a person's qualification is expressly limited by statute, charter, ordinance or policy as otherwise provided at law.

Sec. 2-400. – Complaint Procedures.

(a) Any person claiming a violation of this chapter shall file a signed, written complaint with the city manager, or his or her designee, setting forth the details, including names, dates, witnesses and other factual matters relevant to the claim, within 180 days of the incident forming the basis of the complaint.

(b) No person shall provide false information to any authorized employee investigating a complaint regarding a violation of this chapter.

(c) In the course of investigation, the city manager, or his or her designee, may request a person to produce books, papers, records or other documents which may be relevant to an alleged violation of this chapter. If said person does not comply with such request, the city attorney may apply to the Wexford County Circuit Court for an order requiring production of said materials.

(d) Within 30 days of a written complaint being filed, the city manager, or his or her designee, shall undertake an investigation of any complaint filed in accordance with this section alleging a violation of this chapter not currently recognized or proscribed by Michigan or federal anti-discrimination statutes, and cause all other complaints to be referred to an appropriate state or federal agency for review. After the completion of an investigation, the city manager, or his or her designee, shall give written notice of the results of the investigation to the person who filed the complaint and the person accused of the violation. If the investigation establishes that a violation of this chapter occurred, the city manager, or his or her designee, shall attempt to resolve the matter by conciliation and persuasion or refer the complaint to the city attorney for prosecution in a court of competent jurisdiction.

(e) Conciliation agreements: In cases involving alleged violations of this Article, the city manager, or his or her designee, may enter into agreements whereby persons agree to methods of terminating discrimination or to reverse the effects of past discrimination.

(f) The city attorney may commence a civil action to obtain injunctive relief to prevent discrimination prohibited by this chapter, to reverse the effects of such discrimination, or to enforce a conciliation agreement.

Sec. 2-401 – Violations, Fines and Penalties.

Any person in violation of any of the provisions of this Article shall be responsible for a municipal civil infraction, and upon a determination or admission of responsibility shall be subject to a civil fine of not more than \$500.00, costs of prosecution and such other costs, damages, expenses, sanctions, and remedies as authorized by law, including but not limited to, the Revised Judicature Act, and specifically MCL 600.8302, as amended. Each day upon which a violation occurs shall constitute a separate and new violation.

Sec. 2-402 – Private Civil Action.

(a) To the extent allowed by law, an individual who is the victim of discriminatory action in violation of this chapter may bring a civil action for appropriate injunctive relief or damages or both against the person(s) who acted in violation of this Article.

(b) As used in subsection (a), "damages" means damages for injury or loss caused by each violation of this chapter, including reasonable attorney fees.

(c) Private actions and remedies under this section shall be in addition to any actions for violations which the City may take.

Sec. 2-403 – Interpretation.

This Non-Discrimination ordinance shall not be read to prohibit or interfere with a person's, or religious institution's, free exercise of religion as protected by the First Amendment to the United States Constitution and Article 1, Section 4, of the Michigan Constitution.

Section 3. SEVERABILITY

Any section or subsection not expressly amended by this Ordinance shall remain in full force and effect. Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

Section 4. REPEALER

All other ordinances inconsistent with the provisions of this Ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 5. EFFECTIVE DATE

This Ordinance shall take effect twenty (20) days after its adoption.

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
William S. Barnett

Mayor Pro-Tem
Art Stevens

Councilmembers
Douglas Mellema
Shari Spoelman
Tiyi Schippers

RESOLUTION NO. 1962

AFFIRMING AMERICAN VALUES OF FREEDOM, EQUALITY AND JUSTICE

At a regular meeting of the City Council of the City of Cadillac, Wexford County, Michigan, held in the Council Chambers, Cadillac Municipal Complex, 200 North Lake Street, Cadillac, Michigan, on the 7th day of February, 2011, at 7:00 p.m.

PRESENT: COUNCIL MEMBERS: Spoelman, Schippers, Stevens, Mellema, Mayor Barnett

ABSENT: COUNCIL MEMBERS: None

The following preamble and resolution was offered by Council Member Schippers and seconded by Council Member Mellema.

WHEREAS, as people of the community of the City of Cadillac, Michigan, we offer this statement in support of freedom, equality and justice, and together share a commitment to the well-being of every person in our community, and

WHEREAS, as stated in the City of Cadillac's Mission and Vision statements, the City of Cadillac will encourage and advocate for an environment for living and working that is founded upon a strong community spirit of trust, broad-based citizen involvement, and dignity and respect for all, and

WHEREAS, the City of Cadillac believes, as stated in the Declaration of Independence, that all people are created equal, and we champion the inherent worth and dignity of every person. Further, we assert that ultimately all people of the world belong to one human race, and we declare that the diversity of our world is a gift to be celebrated, honored and protected, and

WHEREAS, the City of Cadillac believes that all deserve the opportunity to reach their full potential and that all should have equal opportunity for access to education, health care, housing, and employment, we also believe that it is not only our civic but also our moral responsibility to protect the right of all people to live, work, go to school, and worship freely within our cities without the threat of discrimination or harm as a result, and

WHEREAS, the City of Cadillac is united in speaking out against any expression of prejudice, intimidation, hate, or violence that is aimed at hurting or excluding an individual, a family, or a group of people because of whom they are. We are committed to nonviolent solutions to human suffering and injustice, and join together to work for economic well-being and justice for all, and

WHEREAS, let it be declared that the City of Cadillac believes that freedom, equality, and justice are core values of our City which need to be proclaimed, taught, and practiced in our homes, schools, and in daily lives for the health and quality of our community, and ultimately, our world.

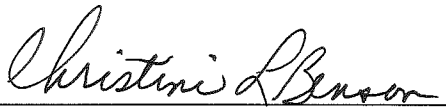
NOW, THEREFORE, be it resolved that the City of Cadillac City Council: Stands together in support of freedom, equality and justice, and to promote nonviolence, justice and respect for all, and to speak out against prejudice, discrimination, and violence; works together for the betterment of our entire community, and supports all local governments, public safety, schools, businesses, congregations, and non-profit organizations' efforts to protect the rights of all people, and supports the idea of community events to build bridges of understanding, relationships, and trust among people of different cultures and faith traditions.

YEAS: COUNCIL MEMBERS: Spoelman, Schippers, Stevens, Mellema, Mayor Barnett

NAYS: COUNCIL MEMBERS: None

STATE OF MICHIGAN)
)
COUNTY OF WEXFORD)

I, Christine L. Benson, City Clerk of the City of Cadillac, hereby certify this to be a true and complete copy of Resolution No.1962, duly adopted at a regular meeting of the City Council held on the 7th day of February, 2011.



Christine L. Benson
Cadillac City Clerk

August 20, 2018

Council Communication

Re: Police Interceptor Sedan Purchase

The City recently received bids for a new Police Interceptor vehicle. The following bids were received:

Dealer	Bid Price
Signature Ford Owosso, Michigan	\$25,872
Jorgensen Ford Detroit, Michigan	\$26,600

Recommended Action:

It is recommended that the purchase of a new Police Interceptor be awarded to Signature Ford of Owosso, Michigan in the amount of \$25,872. Funds are available in the FY2019 budget in the General Fund.

August 20, 2018

Council Communication

Re: Snow Maintenance Equipment for Plow Truck

On August 7, 2018 the City of Cadillac held a bid opening on the above referenced purchase. The following bid was received:

Vendor	Bid
Truck and Trailer Specialties Boyne Falls, Michigan	\$66,506.12

This project will utilize an existing dump body from the plow truck that is being replaced, and the purchase and installation of new snow maintenance equipment on the plow truck chassis approved on May 21, 2018. Re-use of the dump body saves approximately \$30,000 when compared to purchasing a new one.

Recommended Action

It is recommended that the purchase of a snow maintenance equipment for a plow truck be awarded to Truck and Trailer Specialties in accordance with their bid. Funds are available in the Stores and Garage Fund.

August 20, 2018

Council Communication

Re: Diesel Air Compressor

The FY2019 Annual Operating Budget includes an appropriation for the purchase a diesel air compressor unit for Distribution and Collection division. This purchase will replace the current air compressor which is over 25 years old. Competitive bids were solicited, and the following bids were received:

Vendor	Bid
Independent System Inc. Bristow, Virginia	\$21,460
AIS Construction Equipment Williamsburg, Michigan	\$22,400
Alta Equipment Co. Traverse City, Michigan	\$23,705
Buck and Knobby Equipment Ottawa Lake, Michigan	N/A
Aircentric Corporation Redford, Michigan	\$24,516
Cloverdale Equipment Company Oak Park, Michigan	\$24,770

The lowest bid is not a local company and does not have a local presence to do any repair or warranty work. The second lowest company is local and has a repair/maintenance shop in Williamsburg. They also are supplying a 90-lb. pneumatic breaker hammer that the other company would require the City to purchase separately. The value of this hammer is nearly \$900. The difference between the two bids is \$940.

Recommended Action

It is recommended that the purchase of a diesel air compressor be awarded to AIS Construction Equipment the amount of \$22,400. Funds are available in the Water and Sewer Fund.

August 20, 2018

Council Communication

Re: Aeration Diffuser Heads

The aeration diffuser heads used in the activated sludge process at the Cadillac Wastewater Treatment Plant are in need of replacement. This purchase will replace the current ceramic aeration diffuser heads with a plastic membrane diffuser head. The current diffuser heads are 20 years old and they originally had a life expectancy of 12 to 15 years. Competitive bids were solicited and the following bids were received:

Vendor	Bid
Glen Bennett Corp. Troy, Michigan	\$16,987
USA Blue Book Waukegan, IL	\$20,391
Kennedy Industries Wixom, Michigan	\$15,615
Bearing Distribution, Inc. Grand Rapids, Michigan	\$13,270
Environmental Dynamics Intl. Colombia, MO	\$11,055
Aquarius Technologies LLC Saukville, WI	\$11,740

The fine air diffusers at the Cadillac Waste Water Plant were originally supplied by Sanitaire Corporation. Since that time Sanitaire Corporation was acquired by Xylem Corporation. Kennedy Industries is the local representative for Xylem equipment. Because the air diffusers are being retrofitted from a stone diffuser to a plastic diffuser, Plant staff is recommending that the City stay with the original supplier so that the new equipment will function properly. Xylem is also providing field training at the plant so that it can ensure that the conversion is done according to the manufacture's specification.

Recommended Action

It is recommended that the purchase of aeration diffuser heads be awarded to Kennedy Industries in the amount of \$15,615. Funds are available in the Water and Sewer Fund.

August 20, 2018

Council Communication

RE: USDA-RD Invitation to Comment

As part of applying for low-interest financing through the United States Department of Agriculture-Rural Development (USDA-RD) office for the final phase of the well field relocation project, the City recently published a Notice of Intent (NOI) to apply for the financing for this project. As part of this notice, the City is required to hear comments related to the application and the project prior to submitting the application. The NOI indicated that comments would be accepted up through and including August 20, 2018.

Recommended Action

It is recommended that the Council invite and hear any public comments related to the application. Once all relevant comments have been heard and recorded, it is recommended that Council approve the submittal of an application to the USDA-RD for loan financing for the Well Field Relocation Phase II water system infrastructure improvements project.

July 18, 2018

Michigan Municipal League Annual Meeting Notice

(Please present at the next Council, Commission or Board Meeting)

Dear Official:

The Michigan Municipal League Annual Convention will be held in Grand Rapids, September 20-22, 2018. The League's "Annual Meeting" is scheduled for 3:45 pm on Friday, September 21 in Ambassador Ballroom West at the Amway Grand Plaza Hotel. The meeting will be held for the following purposes:

1. Election of Trustees. To elect six members of the Board of Trustees for terms of three years each (see #1 on page 2).

2. Policy. A) To vote on the Core Legislative Principles document.

In regard to the proposed League Core Legislative Principles, the document is available on the League website at <http://www.mml.org/delegate>. If you would like to receive a copy of the proposed principles by fax, please call Monica Drukis at the League at 800-653-2483.

B) If the League Board of Trustees has presented any resolutions to the membership, they also will be voted on. (See #2 on page 2.)

In regard to resolutions, member municipalities planning on submitting resolutions for consideration by the League Trustees are reminded that under the Bylaws, they must be submitted to the Trustees for their review by August 21, 2018.

3. Other Business. To transact such other business as may properly come before the meeting.

Designation of Voting Delegates

Pursuant to the provisions of the League Bylaws, you are requested to designate by action of your governing body one of your officials who will be in attendance at the Convention as your official representative to cast the vote of the municipality at the Annual Meeting, and, if possible, to designate one other official to serve as alternate. Please submit this information through the League website by visiting <http://www.mml.org/delegate> no later than August 21, 2018.



Regarding the designation of an official representative of the member to the annual meeting, please note the following section of the League Bylaws:

“Section 4.4 - Votes of Members. Each member shall be equally privileged with all other members in its voice and vote in the election of officers and upon any proposition presented for discussion or decision at any meeting of the members. Honorary members shall be entitled to participate in the discussion of any question, but such members shall not be entitled to vote. The vote of each member shall be cast by its official representative attending the meeting at which an election of officers or a decision on any proposition shall take place. Each member shall, by action of its governing body prior to the annual meeting or any special meeting, appoint one official of such member as its principal official representative to cast the vote of the member at such meeting, and may appoint one official as its alternate official representative to serve in the absence or inability to act of the principal representative.”

1. Election of Trustees

Regarding election of Trustees, under Section 5.3 of the League Bylaws, six members of the Board of Trustees will be elected at the annual meeting for a term of three years. The regulations of the Board of Trustees require the Nominations Committee to complete its recommendations and post the names of the nominees for the Board of Trustees on a board at the registration desk at least four hours before the hour of the business meeting.

2. Statements of Policy and Resolutions

Regarding consideration of resolutions and statements of policy, under Section 4.5 of the League Bylaws, the Board of Trustees acts as the Resolutions Committee, and “no resolution or motion, except procedural and incidental matters having to do with business properly before the annual meeting or pertaining to the conduct of the meeting, shall be considered at the annual meeting unless it is either (1) submitted to the meeting by the Board of Trustees, or (2) submitted in writing to the Board of Trustees by resolution of the governing body of a member at least thirty (30) days preceding the date of the annual meeting.” Thus the deadline this year for the League to receive resolutions is **August 21, 2018**. Please submit resolutions to the attention of Daniel P. Gilmartin, Executive Director/CEO at 1675 Green Rd., Ann Arbor, MI 48105. Any resolution submitted by a member municipality will go to the League Board of Trustees, serving as the resolutions committee under the Bylaws, which may present it to the membership at the Annual Meeting or refer it to the appropriate policy committee for additional action.

Further, “Every proposed resolution submitted by a member shall be stated in clear and concise language and shall be accompanied by a statement setting forth the reasons for recommending the proposed resolution. The Board shall consider the proposal at a Board meeting prior to the next annual meeting and, after consideration, shall make a recommendation as to the advisability of adopting each such resolution or modification thereof.”

We love where you live.



3. Posting of Proposed Resolutions and Core Legislative Principles

The proposed Michigan Municipal League Core Legislative Principles and any new proposed Resolutions recommended by the Board of Trustees for adoption by the membership will be available on the League website, or at the League registration desk to permit governing bodies of member communities to have an opportunity to review such proposals and delegate to their voting representative the responsibility for expressing the official point of view of the member at the Annual Meeting.

The Board of Trustees will meet on Thursday, September 20 at Amway Grand Plaza Hotel for the purpose of considering such other matters as may be requested by the membership, in addition to other agenda items.

Sincerely,



Catherin Bostick-Tullius

President

Commissioner, City of Lapeer



Daniel P. Gilmartin

Executive Director & CEO



We love where you live.

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
Robert Engels
Stephen King

RESOLUTION NO. 2018-_____

**RESOLUTION INTRODUCING AND SETTING PUBLIC HEARING FOR
ORDINANCE AMENDING CHAPTER 42, ARTICLE II, DIVISION 6 OF THE CADILLAC CITY
CODE REGARDING INSTITUTIONAL CONTROLS FOR KYSOR INDUSTRIAL
CORPORATION/NORTHERNAIRE PLATING COMPANY**

At a meeting of the City Council of the City of Cadillac, Wexford County, Michigan, held in the Council Chambers, Cadillac Municipal Complex, 200 North Lake Street, Cadillac, Michigan, on the 20th day of August, 2018, at 6:00 p.m.

PRESENT: _____

ABSENT: _____

The following preamble and resolution was offered by _____ and
seconded by _____.

WHEREAS, pursuant to the Natural Resources and Environmental Protection Act, Act 451 of 1994 (the "Act"), the City of Cadillac adopted an Ordinance to regulate and restrict groundwater use at the site commonly known as the Kysor Industrial Corporation/Northernair Plating Company site; and

WHEREAS, the City wishes to consider an ordinance updating these regulations per guidance from the U.S. Environmental Protection Agency and the Michigan Department of Environmental Quality to provide more robust institutional controls for restricting groundwater use; and

WHEREAS, Section 5.2 of the City Charter requires the City to hold a public hearing prior to final adoption of said ordinance and publish notice once at least five (5) days prior to the public hearing.

NOW, THEREFORE, the City Council of the City of Cadillac, Wexford County, Michigan, resolves as follows:

1. Pursuant to Section 5.2 of the City Charter, the City introduces Ordinance No. 2018-____, Ordinance Amending Chapter 42, Article II, Division 6 of the Cadillac City Code Regarding Institutional Controls for Kysor Industrial Corporation/Northernair Plating Company (the "Ordinance," attached as Exhibit A).

2. A public hearing regarding the Ordinance shall be held on the 4th day of September, 2018, at 6:00 p.m. in the Council Chambers, Cadillac Municipal Complex, 200 Lake Street, Cadillac, Michigan.

3. The City Clerk is directed to publish a summary of the Ordinance in a newspaper of general circulation in the City of Cadillac, together with a notice setting the time and place for a public hearing on the Ordinance, within seven days. The summary and notice of the hearing shall be substantially in the form of Exhibit B.

4. A copy of the Ordinance shall be available for examination at the office of the City Clerk, and copies may be provided for a reasonable charge.

5. Any and all resolutions that are in conflict with this Resolution are hereby repealed to the extent necessary to give this Resolution full force and effect.

YEAS: _____

NAYS: _____

STATE OF MICHIGAN)
)
COUNTY OF WEXFORD)

I, Sandra Wasson, City Clerk of the City of Cadillac, hereby certify this to be a true and complete copy of Resolution No. 2018-____, duly adopted at a meeting of the City Council held on the 20th day of August, 2018.

Sandra Wasson
Cadillac City Clerk

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor

Carla J. Filkins

Mayor Pro-Tem

Shari Spoelman

Councilmembers

Tiyi Schippers

Robert J. Engels

Stephen King

ORDINANCE NO. 2018-_____

**ORDINANCE AMENDING CHAPTER 42, ARTICLE II, DIVISION 6 OF THE
CADILLAC CITY CODE REGARDING INSTITUTIONAL CONTROLS FOR KYSOR
INDUSTRIAL CORPORATION/NORTHERNAIRE PLATING COMPANY**

THE CITY OF CADILLAC ORDAINS:

Section 1. Amendment of Chapter 42, Article II, Division 6

Chapter 42, Article II, Division 6 of the City Code entitled "Institutional Controls for Kysor Industrial Corporation/Northernair Plating Company" is hereby amended to incorporate additional institutional controls on the Kysor Site restricting groundwater use to prevent exposures and identify the site as Unrestricted Use/Unrestricted Exposure. The section, as amended, shall read in its entirety as follows:

Sec. 42-164. - Purpose.

- (a) The purpose of this division is for protecting the public health, welfare and the environment, and for implementing the remedial action plan at the site commonly known as the Kysor Industrial Corporation/Northernair Plating Company Superfund Site.

Sec. 42-165. – Definitions.

- (a) *Contaminated Groundwater* means groundwater in which there is present concentrations of materials that exceed drinking water criteria under the Safe Drinking Water Act, 1976 PA 399, as amended, or the residential drinking water criteria established by the MDEQ in the operational memoranda or rules promulgated pursuant to Part 201, Environmental Remediation (MCL 324.20101 *et seq.*).
- (b) *Domestic Use* means the use of water by humans for drinking, cooking, food preparation and other food-related services, cleaning, washing, bathing and similar household-type water uses in any dwelling, or in any building in which commercial/business, governmental/public or industrial activities are conducted. The term does not include

water used solely for closed-loop heat pumps, non-contact cooling, production and/or processing purposes of commercial or industrial enterprises.

- (c) *Irrigation use* means the use of water for lawn, garden or landscaping irrigation on a residential parcel of land. The term does not include water used for commercial, agricultural, or farm irrigation, except as specifically directed by the MDEQ.
- (d) *MDEQ* means the Michigan Department of Environmental Quality or its successor agency.
- (e) *Person* means any individual, partnership, corporation, association, club, joint venture, estate, trust, and any other group or combination acting as a unit, and the individuals constituting such group or unit.
- (f) *Restricted Zone* means an area or areas described within Section 42-166 of this Ordinance for which the prohibition of Wells and the use of groundwater applies and includes parcels of lands that are legally described in the map attached as **Exhibit A**.
- (g) *Well* means an opening in the surface of the earth for the purpose of removing fresh water through non-mechanical or mechanical means for any purpose other than a public emergency or conducting response actions that are consistent with the Michigan Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (“NREPA”), the Comprehensive Environmental Response, Compensation and Liability Act, 42 USC § 9601 *et seq.*, the Resource Conservation and Recovery Act, 42 USC § 6901 *et seq.*, and other applicable laws.

Sec. 42-166. – Restricted Zone.

The following described area(s) in the City shall be Restricted Zone(s) under this Division. Additional Restricted Zones may be added by amending this Ordinance.

- (a) All land located in Township 22 North, Range 9 West, City of Cadillac, Wexford County, Michigan, described as follows:
 - (1) The East Quarter (E $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 32.
 - (2) The Northeast Quarter (NE $\frac{1}{4}$) of Section 32.
 - (3) The North Half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 32.
 - (4) The Southwest Quarter (SW $\frac{1}{4}$) of Section 33 lying North and West of the Tuscola-Saginaw Bay Railroad.
 - (5) The Northwest Quarter (NW $\frac{1}{4}$) of Section 33, except the following: South of Gunn Street and Seventh Street which is East of the Ann Arbor Railroad; the property lying

East of the Pennsylvania Central Railroad; and also commencing as the Point of Beginning at the Southwest corner of Block 179 of the Improvement Board Addition; thence North to the Northwest corner of Block 188; thence East along the North line of Block 188 to the Northwest corner of Block 189; thence East along the North block line, 220 feet; thence South 71 feet; thence East 107.43 feet; thence North 71 feet; thence East 212.83 feet; thence South 16°2'30" East, 331.74 feet; thence South 3°28'30" East, 246.56 feet to the West right-of-way line of the Ann Arbor Railroad; thence Southwesterly along the West right-of-way line of the Ann Arbor Railroad to the Southeast corner of Block 177; thence West along the South line of Block 177 to the centerline of Third Avenue; thence North on the centerline of Third Avenue to the South line of Block 179 and Block 178, if extended; thence West to the Point of Beginning of the Improvement Board Addition, City of Cadillac, Wexford County, Michigan.

Hereafter referred to as the Kysor Industrial Corporation/Northern Plating Company Site (the "Site").

Sec. 42-167. – Prohibition.

Except as provided in Section 42-168, no person shall install or utilize, or allow, permit or provide for the installation or utilization of a Well in any Restricted Zone. Any existing Well at the time of the enactment of a Restricted Zone within the Restricted Zone shall be plugged/abandoned at the expense of an applicant for that particular Restricted Zone and as provided for in this Ordinance in accordance with applicable laws, regulations and ordinances, unless such existing Well falls within one of the exceptions provided in Section 42-168. Except as provided in Section 42-168, no person shall use any groundwater from a Restricted Zone.

Sec. 42-168. – Exceptions.

A person may install or utilize, or allow, permit or provide for the installation or utilization of a Well in any Restricted Zone if any of the following exceptions apply and the requirements of the exceptions are complied with. The party proposing an exception to the Well prohibition shall conduct all appropriate inquiry and prepare a due care analysis pursuant to Part 201 of NREPA:

- (a) *Proof of No Influence.* If the MDEQ determines based on information provided to it by the person seeking an exception (1) that the use of a Well in the Restricted Zone will not exacerbate existing groundwater contamination, and (2) that the water from the proposed Well will not be affected by Contaminated Groundwater, the Well may be so used. The party proposing the exception shall deliver proof/notice of those determinations to the City prior to Well operation..
- (b) *Groundwater Monitoring/Remediation.* A Well may be used for groundwater monitoring and/or remediation as part of a response activity approved by the MDEQ or the United

States Environmental Protection Agency (EPA). The party proposing the exception shall deliver proof of the MDEQ or EPA approval to the City prior to Well operation.

(c) *Construction Dewatering.* A Well may be used for construction dewatering upon approval by the MDEQ if the following conditions are satisfied:

- (1) The use of the dewatering Well will not result in unacceptable exposure to Contaminated Groundwater, possible cross-contamination between saturated zones, or exacerbation of Contaminated Groundwater as defined in Part 201 of NREPA; and
- (2) The water generated by that activity is properly handled and disposed of in compliance with all applicable laws, rules, regulations, permit and license requirements, and orders and directives of any governmental entity or agency of competent jurisdiction.

Any exposure, cross-contamination, or exacerbation caused by the use of the Well under this exception shall be the responsibility of the person operating the dewatering Well as provided in Part 201 of NREPA.

The party proposing the exception shall deliver proof/notice of MDEQ approval to the City prior to Well operation.

(d) *Processing Activities.* If the MDEQ determines that the use of a Well for non-contact heating, cooling, production, or processing involved in industrial, commercial or residential activities will not cause migration or exacerbation of Contaminated Groundwater, such use of the Well under terms and conditions specified by the MDEQ will be allowed. All information necessary for the MDEQ determination described in this subsection shall be provided by the person seeking this exception. Upon MDEQ approval, the party proposing the exception shall deliver proof/notice of those MDEQ determinations to the City prior to Well operation.

(e) *Public Emergencies.* A Well may be used in the event of a public emergency. Notice of such use shall be provided to the MDEQ within a reasonable time thereafter.

Sec. 42-169. – Enforcement.

The City Manager, or his/her designee, shall be the official having the authority to enforce this Ordinance. After the Effective Date of this Ordinance, the enforcement official shall contact all owners of Restricted Zone parcels, which appear to have Wells prohibited under this Ordinance, giving written notice of the need to cease using such Wells and of the need for (1) establishment of a Domestic Use and/or Irrigation Use water source by connecting to the City water system or (2) obtaining approval or acknowledgment of an exception under Section 42-168. The owner of a Restricted Zone parcel shall comply with the provisions of this Ordinance with regard to the provision of Domestic or Irrigation Use water within sixty (60) days from the date of such

notice. Any existing Well in violation of this Ordinance shall be plugged or abandoned in conformance with applicable legal requirements. Where, upon information available to the enforcement official, it is suspected that a Well is being used within the Restricted Zone in violation of this Ordinance, the enforcement official may inspect the Restricted Zone and serve appropriate notice and order of such violation requiring that action be taken promptly by the owner to bring the Restricted Zone in compliance. If the owner fails to act in accordance with such order, the enforcement official may seek remedies and penalties as provided in this Ordinance including, but not limited to, suspension or revocation of a previously granted exception.

Sec. 42-170. – Penalties.

Any person who violates any provision of this Ordinance shall be liable for a municipal civil infraction under Section 38-135 of the City’s Code. In addition, the City may also seek an order from a court of appropriate jurisdiction requiring compliance with this Ordinance and may seek costs and attorney fees associated with such enforcement action. Any violation of this Ordinance is a public nuisance, subject to abatement, and any Well in violation of this Ordinance shall be immediately taken out of service and lawfully abandoned in compliance with applicable legal requirements. A court of competent jurisdiction may order any person violating any provision of this Ordinance to properly and lawfully remove or abandon a Well. **Sec. 42-171. – Administrative Liability.**

No officer, agent or employee of the City or member of the City Council shall render himself or herself personally liable for any damage which may occur to any person as a result of any act or decision performed in the discharge of his or her duties pursuant to this Ordinance.

Sec. 42-172. – Notice of Amendments/Repeal.

The MDEQ, an applicant, an owner, or any other interested party may request to add parcels or delete parcels from a Restricted Zone or to establish an additional Restricted Zone or to otherwise amend or repeal this Ordinance and shall provide thirty (30) days’ advance notice to the MDEQ, including the reasons supporting such request. The City, upon thirty (30) days’ advance notice to the MDEQ, EPA and any applicant, may also take action to amend or repeal this Ordinance as it deems appropriate. The City shall also notify the MDEQ, EPA and any applicant that this Ordinance may lapse at least thirty (30) days prior to the Ordinance being allowed to lapse.

Section 2. Validity and Severability.

Any section or subsection not expressly amended by this Ordinance shall remain in full force and effect. Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

Section 3. Repealer.

All other ordinances inconsistent with the provisions of this Ordinance are hereby repealed but only to the extent necessary to give this Ordinance full force and effect.

Section 4. Effective Date

This Ordinance shall take effect twenty (20) days after its adoption.

Approved this ____ day of _____, 2018.

Sandra Wasson, Clerk

Carla Filkins, Mayor

I, Sandra Wasson, City Clerk of the City of Cadillac, Michigan, do hereby certify that a summary of Ordinance No. 2018-____ was published in the Cadillac News on the ____ day of _____, 2018.

Sandra Wasson, City Clerk

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
Stephen King
Robert J. Engels

NOTICE OF PROPOSED ORDINANCE AND PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Public Hearing will be held in the Council Chambers, Cadillac Municipal Complex, 200 Lake Street, Cadillac, Michigan, on September 4, 2018, at 6:00 p.m., at a Meeting of the City Council, to consider the adoption of Ordinance No. 2018-__, Ordinance Amending Chapter 42, Article II, Division 6 of the Cadillac City Code Regarding Institutional Controls for Kysor Industrial Corporation/Northern Plating Company. The City of Cadillac complies with the "Americans with Disabilities Act." If auxiliary aids or services are required at a public meeting for individuals with disabilities, please contact Sandra Wasson, City Clerk, at least three (3) business days prior to any such meeting. Copies of the proposed ordinance are available for examination at the office of the City Clerk and copies may be provided at a reasonable charge. The following is a summary of the proposed ordinance.

ORDINANCE AMENDING CHAPTER 42, ARTICLE II, DIVISION 6 OF THE CADILLAC CITY CODE REGARDING INSTITUTIONAL CONTROLS FOR KYSOR INDUSTRIAL CORPORATION/NORTHERN PLATING COMPANY

Section 1 of the proposed ordinance amends Chapter 42, Article II, Division 6 of the City Code entitled "Institutional Controls for Kysor Industrial Corporation/Northern Plating Company" to incorporate additional institutional controls on the Kysor Site restricting groundwater use to prevent exposures and identify the site as Unrestricted Use/Unrestricted Exposure.

Section 2 provides that any section or subsection not expressly amended by the Ordinance shall remain in full force and effect. Should any portion of the Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of the Ordinance.

Section 3 provides that all other ordinances inconsistent with the provisions of the Ordinance are hereby repealed only to the extent necessary to give the Ordinance full force and effect.

Section 4 provides the effective date of the ordinance.

CITY COUNCIL OF THE
CITY OF CADILLAC, MICHIGAN

By: Sandra Wasson, City Clerk
Cadillac Municipal Complex
200 N. Lake Street
Cadillac, Michigan 49601
Telephone No: (231) 775-0181



**AUTHORIZATION FOR CHANGE IN
STANDARD LIGHTING CONTRACT
(COMPANY-OWNED) FORM 547**

Contract Number: 100000165462

Consumers Energy Company is authorized as of _____, by the City of CADILLAC, to make changes, as listed below, in the lighting system(s) covered by the existing Standard Lighting Contract between the Company and the City of CADILLAC, dated 9/1/2012.

Lighting Type:

General Service Unmetered Lighting Rate GUL, Standard High Intensity Discharge

Notification Number(s):

1043238207

Construction Work Order Number(s):

32005570

Except for the changes in the lighting system(s) as herein authorized, all provisions of the aforesaid Standard Lighting Contract dated 9/1/2012 shall remain in full force and effect.

City of CADILLAC

By:

(Signature)

(Printed)

Its

(Title)

This Agreement may be executed and delivered in counterparts, including by a facsimile or an electronic transmission thereof, each of which shall be deemed an original. Any document generated by the parties with respect to this Agreement, including this Agreement, may be imaged and stored electronically and introduced as evidence in any proceeding as if original business records. Neither party will object to the admissibility of such images as evidence in any proceeding on account of having been stored electronically.

RESOLUTION

RESOLVED, that it is hereby deemed advisable to authorize Consumers Energy Company to make changes in the lighting service as provided in the Standard Lighting Contract between the Company and the City of CADILLAC, dated 9/1/2012, in accordance with the Authorization for Change in Standard Lighting Contract dated _____,

heretofore submitted to and considered by this ☐ commission ☐ council ☐ board ;and

RESOLVED, further, that the _____ Clerk be and are authorized to execute such authorization for change on the behalf of the City.

STATE OF MICHIGAN
COUNTY OF Wexford

I, _____, Clerk of the City of CADILLAC, do hereby certify that the foregoing resolution was duly adopted by the ☐ commission ☐ council ☐ board of said municipality, at the meeting held on _____.

Dated:

Municipal Customer Type: City

GENERAL SERVICE UNMETERED LIGHTING RATE GUL, STANDARD HIGH INTENSITY DISCHARGE

<i>Number of Luminaires</i>	<i>Nominal Watts</i>	<i>Luminaire Type</i>	<i>Fixture Type</i>	<i>Fixture Style</i>	<i>Install Remove</i>	<i>Location</i>
1	<u>100</u>	<u>HPS</u>	<u>Cobrahead</u>	<u>Non-Cutoff</u>	<u>Install</u>	Crosby Rd and Lincoln St



Local Government Approval
(Authorized by MCL 436.1501)

Instructions for Applicants:

- You must obtain a recommendation from the local legislative body for a new on-premises license application, certain types of license classification transfers, and/or a new banquet facility permit.

Instructions for Local Legislative Body:

- Complete this resolution or provide a resolution, along with certification from the clerk or adopted minutes from the meeting at which this request was considered.

At a _____ meeting of the _____ council/board
(regular or special) (township, city, village)

called to order by _____ on _____ at _____
(date) (time)

the following resolution was offered:

Moved by _____ and supported by _____

that the application from _____
(name of applicant - if a corporation or limited liability company, please state the company name)

for the following license(s): _____
(list specific licenses requested)

to be located at: _____

and the following permit, if applied for:

☐ Banquet Facility Permit Address of Banquet Facility: _____

It is the consensus of this body that it _____ this application be considered for
(recommends/does not recommend)

approval by the Michigan Liquor Control Commission.

If disapproved, the reasons for disapproval are _____

Vote

Yeas: _____

Nays: _____

Absent: _____

I hereby certify that the foregoing is true and is a complete copy of the resolution offered and adopted by the _____
council/board at a _____ meeting held on _____ (township, city, village)
(regular or special) (date)

Print Name of Clerk

Signature of Clerk

Date

Under Article IV, Section 40, of the Constitution of Michigan (1963), the Commission shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. Further, the Commission shall have the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the licensure of businesses and individuals.

Please return this completed form along with any corresponding documents to:

Michigan Liquor Control Commission

Mailing address: P.O. Box 30005, Lansing, MI 48909

Hand deliveries or overnight packages: Constitution Hall - 525 W. Allegan, Lansing, MI 48933

Fax to: 517-763-0059