



BANGOR CITY COUNCIL REGULAR MEETING AGENDA

Date: September 3, 2024

Time: 7:00 PM

Location: 257 W Monroe St Bangor, MI 49013

City Council meetings are conducted in accordance with Michigan's Open Meeting Act (OMA), 1976 PA 267, MCL 15.261 et seq. and Roberts Rules of Order Newly Revised.

UPCOMING MEETINGS:

Planning – Sept 9 @ 7PM

Council – Sept 16 @ 7PM

DDA – Sept 17 @ 7PM

EDC – Sept 19 @ 7PM

Bangor Housing – Sept 19 @ 6PM*

Cemetery – Sept 23 @ 7PM**

*820 Second St/Community Room

**417 W Arlington St/Fire Station

1. Call to Order

2. Pledge of Allegiance & Roll Call of Council Members

3. Approval of Agenda

4. Consent Agenda Items (Roll Call Vote)

Consent agenda items can be adopted by a simple motion.

Any consent agenda item may be removed at the request of a Council Member.

- a. Approval of **Regular Meeting** minutes for **08/19/24**
- b. Approval of **General Checking Accounts Payable & Payroll** for **08/28/24** for **\$66,827.19**
- c. Approval of **Roads Checking Accounts Payable** for **08/28/24** for **\$180.00**
- d. Approval of **T&A Pass Through Taxes Account** for **08/28/24** for **\$62,682.33**

5. Other Regular Business (Resolutions, Proclamations, Reports, and Presentations)

- a. None N/A

6. Opportunity for Public Comment* A limit of three (3) minutes per speaker is in effect.

7. Unfinished Business

- a. Lions Park Restrooms & Don Mora Park Concession/Restrooms Quotes... DPW Director Lowder
 - i) Amended Quotes: Potty's Plumbing, Lakeshore Plumbing & Heating, and Fields Plumbing & Septic
- b. Lift Station Control Panels DPW Director Lowder

8. New Business

- a. Introduction: Consumers Energy Franchise Ordinance 192.1 Mayor Farmer
- b. Accept EDC Resignation of Mark Hills Mayor Farmer
- c. Accept DDA Resignation of Mark Hills Mayor Farmer
- d. Date for Special Council Meeting/MRWA Water Study Presentation City Manager Weber
- e. Approve Halloween Trick or Treating Date of 10/31 from 5 – 7PM City Manager Weber
- f. Cemetery Committee By Laws City Attorney Graham/Mayor Farmer

9. Opportunity for Public Comment* A limit of three (3) minutes per speaker is in effect.

10. Council Member Comments

11. Adjournment

*The purpose of the public comment periods are for members of the public to inform the council of their views. Traditionally, Council does not respond to comments made at the meeting; however, the Mayor or City Manager may direct staff to follow up with the speaker as appropriate. Public and council comments are not required to be recorded. "Meeting Minutes are a record of what was done, not what was said" - Roberts Rules of Order Newly Revised (RONR)

Mayor Lynne Farmer, Mayor Pro Tem Pati Martinez-Serratos, Council Members Amber Garcia, Darla McCrumb, Jerry Muenzer, Helene Rivers, Jeremy Uplinger, and City Manager Justin Weber



CITY OF BANGOR

BANGOR COUNCIL MEETING MINUTES

AUGUST 19, 2024

MINUTES

Council Chambers

Regular Meeting

7:00PM

**257 W. MONROE STREET
BANGOR, MI 49013**

1. This meeting was called to order by Mayor Farmer at 7:00 pm.
2. **PLEDGE OF ALLEGIANCE IS LED BY COUNCILMEMBER RIVERS AND RECITED BY ALL PRESENT**

ATTENDANCE

Attendee Name	Title	Status
Pati Martinez-Serratos	Mayor Pro Tem	Absent
Heléne Rivers	Councilmember	Present
Jeremy Uplinger	Councilmember	Present
Jerry Muenzer	Councilmember	Present
Amber Garcia	Councilmember	Present
Darla McCrumb	Councilmember	Present
Lynne Farmer	Mayor	Present

QUORUM MET

OTHERS PRESENT

Justin Weber, City Manager
Tyler Kendegan, Officer
Shelly Umbanhowar, Clerk
Stephenie Cagle, Treasurer

Scott Graham, City Attorney
Derek Babcock, Fire Chief
Paul Leonard, Officer
Ezekiel Drake, Code Enforcement Officer
Approximately 19 members of the public.

3. **APPROVAL OF REGULAR AGENDA**

Motion to accept Regular Meeting Agenda as Presented.

RESULT: CARRIED (UNANIMOUS)
MOVER: Amber Garcia, Councilmember
SECONDER: Heléne Rivers, Councilmember
ABSENT: Martinez-Serratos

4. **APPROVAL OF CONSENT AGENDA**

a. Consent Agenda

Motion to accept Consent Agenda items:

Regular Meeting Minutes 08/05/24, Special Meeting Minutes 08/12/24, General Checking Accounts Payable & Payroll in the amount of \$94,274.17, Roads Checking Accounts Payable in the amount of \$1662.60 and T&A Checking Accounts Payable in the amount of \$81,343.30.

RESULT: APPROVED (6 YES, 1 ABSENT)

MOVER:	Jeremy Uplinger, Councilmember
SECONDER:	Darla McCrumb, Councilmember
AYES:	Rivers, Garcia, McCrumb, Muenzer, Uplinger, Farmer
ABSENT:	Martinez-Serratos

5. OTHER REGULAR BUSINESS

a. Consumers Energy Franchise Renewal Presentation

Derek Nofz with Consumers Energy did a brief presentation regarding the Franchise agreement. Answered council and resident questions.

Motion to have Consumers Energy Franchise Ordinance introduced at the next Regular City Council Meeting on 09/03/24.

RESULT:	APPROVED (6 YES, 1 ABSENT)
MOVER:	Jeremy Uplinger, Councilmember
SECONDER:	Heléne Rivers, Councilmember
AYES:	Rivers, Garcia, McCrumb, Muenzer, Uplinger, Farmer
ABSENT:	Martinez-Serratos

b. Reports

Department Head Reports (*DPW, Police, Fire, Code Enforcement, Clerk, Treasurer, Planning, Cemetery, EDC, DDA, Bangor Housing*) were given.

6. OPPORTUNITY FOR PUBLIC COMMENT

Public comments were heard.

7. UNFINISHED BUSINESS

a. Lions Park Restrooms & Don Mora Park Concession/Restrooms

City Manager Weber gave a brief report that updated bids were not due until 8/15/24 and that DPW Director Lowder is on a planned vacation and request that the item be tabled until the next regular meeting.

Motion to table until the 09/03/24 Regular City Council meeting.

RESULT:	CARRIED (UNANIMOUS)
MOVER:	Amber Garcia, Councilmember
SECONDER:	Darla McCrumb, Councilmember
ABSENT:	Martinez-Serratos

b. Lift Station Control Panels

City Manager Weber request that the item be tabled until the next regular meeting because DPW Director Lowder.

Motion to table until the 09/03/24 Regular City Council meeting.

RESULT:	CARRIED (UNANIMOUS)
MOVER:	Amber Garcia, Councilmember
SECONDER:	Heléne Rivers, Councilmember
ABSENT:	Martinez-Serratos

Cemetery Committee

Not on the agenda, there is a brief discussion regarding the Cemetery Committee By Laws. City Attorney Graham informed Council that the Cemetery Committee By Laws were sent out for distribution 08/19/24. They will be in the next council packet for review and discussion at the 09/03/24 Regular City Council meeting.

8. NEW BUSINESS

a. Crossing Guard/Crossing System

City Manager Weber gave a brief explanation of the need for a Pedestrian Crossing System at the intersection of Arlington St and Alexander St. Explaining that this would be the most cost effective solution to this intersection and its heavy pedestrian traffic.

Motion to allow City Manager Weber to purchase a Pedestrian Crossing System from Traffic Safety Corp in the amount of \$7,370.56.

RESULT: APPROVED (6 YES, 1 ABSENT)
MOVER: Heléne Rivers, Councilmember
SECONDER: Darla McCrumb, Councilmember
AYES: Rivers, Garcia, McCrumb, Muenzer, Uplinger, Farmer
ABSENT: Martinez-Serratos

9. OPPORTUNITY FOR PUBLIC COMMENT

Public comments were heard.

10. COUNCILMEMBER COMMENTS

Councilmember comments were heard.

11. ADJOURNMENT

Motion to adjourn at 7:45 PM

RESULTS: CARRIED (UNANIMOUS)
MOVER: Heléne Rivers, Councilmember
SECONDER: Jeremy Uplinger, Councilmember
AYES: Rivers, Garcia, McCrumb, Muenzer, Uplinger, Martinez-Serratos, Farmer

 Shelly Umbanhowar, City Clerk

 Mayor Lynne Farmer

CERTIFICATION

I, **Shelly Umbanhowar**, the duly appointed Clerk for the City of Bangor, do hereby certify that this is a true and exact copy of the minutes from the **Regular Meeting held on Monday, August 19, 2024**. These minutes were **approved by the City Council on Monday, September 3, 2024**, by unanimous vote. The original is on file at the Bangor City Hall, 257 W. Monroe Street, Bangor, Michigan 49013.

 Shelly Umbanhowar, City Clerk



CITY COUNCIL AGENDA FACT SHEET

To: Mayor Farmer, Pro Tem Martinez-Serratos, Councilmember Rivers, McCrumb, Garcia, Muenzer and Uplinger

CC: Justin Weber, City Manager

From: Shelly Umbanhowar, Clerk

CC: Stephenie Cagle, Treasurer

Subject: Accounts Payable and Payroll

Date: 08/29/24

Recommended Action:

GENERAL CHECKING - Treasurer recommends City Council approval of the following:

- **Bill List** for 8/29/24 (24 items) in the amount of **\$25,356.11.**
- **ACH/EFT Transactions** (10 items) in the amount of **\$1,913.91.**
- **Payroll** for 8/30 & Council August Pay in the amount of **\$39,557.17.**
 - For a **grand total** amount of **\$66,827.19** from the **GCK-2** account.

• TOTAL AMOUNT OF <u>GCK-2</u> BILLS LIST & PAYROLL	\$66,827.19
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ROADS - Treasurer recommends City Council approval of the following:

- **Bill List** for 8/29/24 (1 item) in the amount of **\$180.00.**
 - For a **grand total** amount of **\$180.00** from the **ROADS** account.

• TOTAL AMOUNT OF <u>ROADS</u> BILLS LIST & PAYROLL	\$180.00
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T&A 2 PASS THROUGH TAXES - Treasurer recommends City Council approval of the following:

- **Bill List** for 8/29/24 (6 items) in the amount of **\$62,682.33.**
 - For a **grand total** amount of **\$62,682.33** from the **T&A 2** account.

• TOTAL AMOUNT OF <u>T&A 2</u> BILLS LIST & PAYROLL	\$62,682.33
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Council Action:

For Action

Summary:

See GCK-2, ROADS, T&A 2 invoice approval lists.

08/26/2024 INVOICE APPROVAL BY INVOICE REPORT FOR CITY OF BANGOR
 EXP CHECK RUN DATES 09/04/2024 - 09/04/2024
 BOTH JOURNALIZED AND UNJOURNALIZED OPEN AND PAID
 BANK CODE: GCK-2 - CHECK TYPE: PAPER CHECK

Vendor Code	Vendor Name	Description	Amount
PAPER CHECKS			
ABON	ABONMARCHE		
	153598	DWAM PLAN & DSMI INVENTORY SRVS 07/31/24	5,500.00
TOTAL FOR: ABONMARCHE			5,500.00
STORY, ANG	ANGELA J. STORY		
	AUGUST 2024	AUGUST 2024 MONTHLY ASSESSING FEE	1,333.33
TOTAL FOR: ANGELA J. STORY			1,333.33
AT&T	AT&T MOBILITY		
	08142024	PHONE @ WELLS AUG & SEPT 2024	235.44
TOTAL FOR: AT&T MOBILITY			235.44
CINTAS	CINTAS CORPORATION #301		
	4201842049	DPW UNIFORMS	59.46
	4202544855	DPW UNIFORMS	53.96
TOTAL FOR: CINTAS CORPORATION #301			113.42
DELTA	DELTA DENTAL OF MICHIGAN		
	RIS0005918508	DENTAL INSURANCE SEPT 2024	1,270.55
TOTAL FOR: DELTA DENTAL OF MICHIGAN			1,270.55
ELHORN	ELHORN ENGINEERING COMPANY		
	303370	WATER TREATMENT SUPPLIES	1,459.00
TOTAL FOR: ELHORN ENGINEERING COMPANY			1,459.00
SUNBELT	HOMESERVE USA		
	AUG2024	AUGUST 2024 WATER LEAK, AND WATER & SEWER LINE COVERAGE	1,625.10
TOTAL FOR: HOMESERVE USA			1,625.10
JENSENS	JENSEN'S EXCAVATING		
	S 12597	12" X 20' DBL WALL SOLID PIPE X 60, PRO QT PIPE LUBE QT	647.80
	S12616	12" X 20' PVC-FLEXCP 56-1212; 8" X 8" CLAY-PVC FLEXCP 02-88	123.36
TOTAL FOR: JENSEN'S EXCAVATING			771.16

MISC	MARTIN, GABRIEL		
	08/21/2024	UB deposit refund for account: 3.06300.0	150.00
TOTAL FOR: MARTIN, GABRIEL			150.00
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MENARDS SH	MENARDS SOUTH HAVEN		
	70198	LUMBER FOR BLEACHERS @ DON MORA PARK	1,445.00
	70377	RETURNED LUMBER FOR BLEACHERS	(1,253.75)
TOTAL FOR: MENARDS SOUTH HAVEN			191.25
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MIDWAY	MIDWAY ELECTRIC INC.		
	7682	INDUSTRIAL BAY FAN AT DPW	544.00
TOTAL FOR: MIDWAY ELECTRIC INC.			544.00
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PRIORITY	PRIORITY HEALTH		
	242290026644	HEALTH INSURANCE SEPT 2024	5,614.98
TOTAL FOR: PRIORITY HEALTH			5,614.98
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PRO	PRO VISION		
	INV2122839	REPLACEMENT CAMERA KIT - POLICE CRUISER	228.31
TOTAL FOR: PRO VISION			228.31
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SEBER TANS	SEBER TANS, PLC		
	1000067287	ACCOUNTING AND AUDIT PREPARATION SERVICES THRU JULY 31, 24	827.50
TOTAL FOR: SEBER TANS, PLC			827.50
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STANDARD	STANDARD INSURANCE COMPANY		
	090124	SEPT 2024 LIFE INSURANCE	139.24
TOTAL FOR: STANDARD INSURANCE COMPANY			139.24
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STAR UNIFO	STAR UNIFORM		
	39877-2	E.DRAKE - CODE ENFORCEMENT NAME BADGE FOR UNIFORM VEST	14.50
TOTAL FOR: STAR UNIFORM			14.50
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STEENSMA	STEENSMA LAWN & POWER		
	1159843	STIHL TS700 CUTQUICK 14"	1,440.00
TOTAL FOR: STEENSMA LAWN & POWER			1,440.00
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TRACE	TRACE ANALYTICAL LABORATORIES, INC		
	4080401	DRINKING WATER REQ	2,817.00
	4080696	DRINKING WATER REQ	119.00
	4080894	DRINKING WATER REQ	529.25
TOTAL FOR: TRACE ANALYTICAL LABORATORIES, INC			3,465.25
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USBANK	US BANK EQUIPMENT FINANCE		
	535625255	POLICE STATION COPIER LEASE SEPT 2024	195.00
TOTAL FOR: US BANK EQUIPMENT FINANCE			195.00

VSP	VISION SERVICE PLAN		
	821084968	SEPT 2024 VISION INSURANCE	238.08
TOTAL FOR: VISION SERVICE PLAN			238.08

TOTAL - ALL PAPER CHECKS	25,356.11
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ACH/EFT TRANSACTIONS

COMCAST	COMCAST		
	080824.3411	DPW 08/21-09/2024 INTERNET	150.05
	081224.0030191	POLICE STATION INTERNET 08/16-09/15/24	264.45
	081224.0183	CITY HALL 08/16-09/15/24 INTERNET	346.66
	081424.0022578	PARK ST LIFT INTERNET 08/28-09/27/24	47.90
TOTAL FOR: COMCAST			809.06

CONSUMERS	CONSUMERS ENERGY		
	081424.8270	WELL #9 07/17/24-08/14/24	69.66
	081424.8833	WELL #8 07/17-08/14/24	724.38
	081924.7710	POLICE STATION NATURAL GAS 07/20-08/19/24	19.90
	081924.8098	NATURAL GAS ARLINGTON LIFT 07/20-08/19/24	25.36
	081924.8353	NATURAL GAS DPW BUILDING 07/20-08/19/24	133.42
	081924.8536	CITY HALL NATURAL GAS 07/20-08/19/24	132.13
TOTAL FOR: CONSUMERS ENERGY			1,104.85

TOTAL - ALL ACH/EFT TRANSACTIONS	1,913.91
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PAYROLL

	08/30/24	BiWeekly Payroll 08/11-08/25/24	38,426.85
TOTAL FOR: PAYROLL			38,426.85

	08/29/24	Council Pay August 2024	1,130.32
TOTAL FOR: PAYROLL			1,130.32

TOTAL - ALL PAYROLL	39,557.17
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GRAND TOTAL	66,827.19
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08/26/2024 INVOICE APPROVAL BY INVOICE REPORT FOR CITY OF BANGOR
 EXP CHECK RUN DATES 09/04/2024 - 09/04/2024
 BOTH JOURNALIZED AND UNJOURNALIZED OPEN AND PAID
 BANK CODE: ROADS - CHECK TYPE: PAPER CHECK

Vendor Code	Vendor Name Invoice	Description	Amount
UPLINGER	JEREMY UPLINGER		
	081424	REIMBURSEMENT OF 7 25 MPH SIGNS & 1 NO OUTLET SIGN	180.00
TOTAL FOR: JEREMY UPLINGER			180.00
TOTAL - ALL VENDORS			180.00

08/26/2024 INVOICE APPROVAL BY INVOICE REPORT FOR CITY OF BANGOR
 EXP CHECK RUN DATES 09/04/2024 - 09/04/2024
 BOTH JOURNALIZED AND UNJOURNALIZED OPEN AND PAID
 BANK CODE: T&A2 - CHECK TYPE: PAPER CHECK

Vendor Code	Vendor Name Invoice	Description	Amount
	ABB JOINT FIRE BOARD		
		PASS THROUGH TAXES SHORTED from 2023 TAX	
081424		SEASON	1,658.01
08/19/24		PASS THROUGH TAXES	4,018.32
TOTAL FOR: ABB FIRE BOARD			5,676.33

	BANGOR DDA		
08/19/24		PASS THROUGH TAXES	719.83
TOTAL FOR: BANGOR DDA			719.83

	BANGOR EDC		
08/19/24		PASS THROUGH TAXES	719.83
TOTAL FOR: BANGOR EDC			719.83

	CITY OF BANGOR		
08/19/24		PASS THROUGH TAXES	34,609.92
TOTAL FOR: CITY OF BANGOR			34,609.92

	VAN BUREN COUNTY TREASURER		
08/19/24		PASS THROUGH TAXES	20,956.42
TOTAL FOR: VAN BUREN COUNTY TREASURER			20,956.42

TOTAL - ALL VENDORS			62,682.33



CITY COUNCIL AGENDA FACT SHEET

To: Mayor Farmer, Pro Tem Martinez-Serratos, Councilmember Rivers, McCrumb, Garcia, Muenzer and Uplinger

CC: Justin Weber, City Manager

From: Shelly Umbanhowar, Clerk

CC: Stephenie Cagle, Treasurer

Subject: Lions Park Restrooms & Don Mora Park Concession/Restrooms Quotes

Date: 08/29/24

Recommended Action:

DPW Director Steve Lowder will give an update on the modified bids that were due 08/15/24.

- This item was tabled at the 08/19/24 meeting at City Manager Weber's request because DPW Director Lowder was on a planned vacation.



CITY COUNCIL AGENDA FACT SHEET

To: Mayor Farmer, Pro Tem Martinez-Serratos, Councilmember Rivers, McCrumb, Garcia, Muenzer and Uplinger

CC: Justin Weber, City Manager

From: Shelly Umbanhowar, Clerk

CC: Stephenie Cagle, Treasurer

Subject: Lift Station Control Panels

Date: 08/29/24

Recommended Action:

DPW Director Steve Lowder will be present at the Council Meeting to discuss this item.

- This item was tabled at the 08/19/24 meeting at City Manager Weber's request because DPW Director Lowder was on a planned vacation.



CITY COUNCIL AGENDA FACT SHEET

To: Mayor Farmer, Pro Tem Martinez-Serratos, Councilmember Rivers, McCrumb, Garcia, Muenzer and Uplinger

CC: Justin Weber, City Manager

From: Shelly Umbanhowar, Clerk

CC: Stephenie Cagle, Treasurer

Subject: Introduction of Ordinances 192.1

Date: 08/29/24

Recommended Action:

The following ordinance is being introduced to the Council for adoption:

Introduction of Ordinance:

- Ordinance 192.1, Consumers Energy Company Gas Franchise Ordinance

The summary can be read by Mayor Farmer for the Introduction to the Ordinance with the announcement that copies will be available for the public to review at City Hall Monday-Friday 9AM to 4PM and on the website.

SUMMARY TO BE READ for FIRST READING/INTRODUCTION AT 9/3 Meeting:

AN ORDINANCE, granting to CONSUMERS ENERGY COMPANY, its successors and assigns, the right and authority to lay, maintain and commercially operate gas lines and facilities including but not limited to mains, pipes, services and on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local gas business in the CITY OF BANGOR, VAN BUREN COUNTY, MICHIGAN, for a period of thirty years.

After introduction:

- The second reading and adoption will be at the 9/16 meeting.
 - If adopted, it will be published by posting in the City.
- 10 days later, it will be effective.
 - *If adopted September 16, 2024, effective date is September 26, 2024.*

Council Action:

For Action of Adoption.

Notes:

Derek Nofz was present at the 08/19/24 council meeting to present the renewal Consumers Energy Franchise agreement.

- The last franchise agreement has expired. That agreement was for thirty (30) years. This expired agreement was in the 08/19/24 Council packets for reference.
 - This would be the first reading (9/3).
 - The second reading and adoption can be at the next meeting (9/16).
 - It will then be effective 10 days later (09/26) from 9/16.
- The City Attorney did confirm that the franchise agreement must be adopted as an ordinance not a resolution.

**CITY OF BANGOR
VAN BUREN COUNTY, MICHIGAN
ORDINANCE NO. 192.1**

CONSUMERS ENERGY COMPANY GAS FRANCHISE ORDINANCE

AN ORDINANCE, granting to CONSUMERS ENERGY COMPANY, its successors and assigns, the right and authority to lay, maintain and commercially operate gas lines and facilities including but not limited to mains, pipes, services and on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local gas business in the CITY OF BANGOR, VAN BUREN COUNTY, MICHIGAN, for a period of thirty years.

THE CITY OF BANGOR ORDAINS:

SECTION 1 GRANT and TERM

The CITY OF BANGOR, VAN BUREN COUNTY, MICHIGAN, hereby grants to Consumers Energy Company, its successors and assigns, hereinafter called "Consumers" the right and authority to lay, maintain and commercially operate gas lines and facilities including but not limited to mains, pipes, services and valves on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local gas business in the CITY OF BANGOR, VAN BUREN COUNTY, MICHIGAN, for a period of thirty years.

SECTION 2 CONDITIONS

No public place used by Consumers shall be obstructed longer than necessary during construction or repair, and shall be restored to the same order and condition as when work was commenced. All of Consumers' gas lines and related facilities shall be placed as not to unnecessarily interfere with the public's use of public places. Consumers shall have the right to trim or remove trees if necessary in the conducting of such business.

SECTION 3 HOLD HARMLESS

Consumers shall save the City free and harmless from all loss, costs and expense to which it may be subject by reason of the negligent construction and maintenance of the lines and related facilities hereby authorized. In case any action is commenced against the City on account of the permission herein given, Consumers shall, upon notice, defend the City and its representatives and hold them harmless from all loss, costs and damage arising out of such negligent construction and maintenance.

SECTION 4 EXTENSIONS

Consumers shall construct and extend its gas distribution system within said City, and shall furnish gas service to applicants residing therein in accordance with applicable laws, rules and regulations.

SECTION 5 FRANCHISE NOT EXCLUSIVE

The rights, power and authority herein granted, are not exclusive.

SECTION 6 RATES and CONDITIONS

Consumers shall be entitled to provide gas service to the inhabitants of the City at the rates and pursuant to the conditions as approved by the Michigan Public Service Commission. Such rates and conditions shall be subject to review and change upon petition to the Michigan Public Service Commission.

SECTION 7 REVOCATION

The franchise granted by this ordinance is subject to revocation upon sixty (60) days written notice by either party. Upon revocation this ordinance shall be considered repealed and of no effect past, present or future.

SECTION 8 MICHIGAN PUBLIC SERVICE COMMISSION JURISDICTION

Consumers remains subject to the reasonable rules and regulations of the Michigan Public Service Commission applicable to gas service in the City and those rules and regulations preempt any term of any ordinance of the City to the contrary.

SECTION 9 REPEALER

This ordinance, when enacted, shall repeal and supersede the provisions of any previous Consumers' gas franchise ordinance adopted by the City including any amendments.

SECTION 10 EFFECTIVE DATE

This Ordinance shall be **effective 10 days after publication**. This ordinance shall take effect on **09/26/24**.

At a regular meeting of the City Council of the City of Bangor held on Monday 09/03/24, adoption of the foregoing ordinance was moved by _____ and _____ and supported by _____.

Voting for: _____

Voting against: _____

Mayor Farmer declared the ordinance adopted.

CERTIFICATION

I further certify that Council Member _____ moved for adoption of said Ordinance No. 192.1, and that Council Member _____ seconded said motion.

I further certify that the following members voted for adoption of said Ordinance: _____ and that the following members voted against such Ordinance: _____

I further certify that said Ordinance No. 295 has been recorded in the Ordinance Book of the City of Bangor.

The foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of Bangor, County of Van Buren, and State of Michigan, at a Regular City Council meeting held this 3rd day of September, 2024, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, the same being the Open Meetings Act, and the Minutes of said meeting have been or will be made available as required by said Act.

Shelly Umbanhowar
City Clerk
City of Bangor

MARK HILLS



08/19/2024

Dear Members of the Bangor EDC

I am writing to formally notify you that I will be resigning from my position as member of the Bangor EDC. Effective upon approval with end of duties obligation to go no later than the end of the month September 2024.

I have enjoyed my time on the board even though it was short, it was interesting. Due to significant changes in the demands of my time, attention and resources I must remove myself to focus on issues concerning my family and our businesses. Through those I serve this community and am striving to continue to do so for years to come hopefully. This year has proven to be one of the more difficult years overcoming a tough economic climate but also health concerns for multiple members within my family that I must tend to. It is those matters that I must focus on for however long their duration may be. I do not foresee a quick resolve in no less than 3-6 months and because of this I recognize a need to vacate my seat for someone who will be able to satisfy the demands needed for the EDC to operate efficiently and effectively.

Regards,

Mark Hills

MARK HILLS



08/19/2024

Dear Members of the DDA

I am writing to formally notify that I will be resigning from my position as Treasurer and member of the Bangor DDA. Effective upon approval with end of duties obligation to go no later than the end of the month August 2024.

I apologize for the inconvenience this may place on the board and I will assist where and when I can upon request. After all I should still be just down the road. My door is always open (if I'm there) and phone on my hip (if I'm out and about).

I have enjoyed my time on the board even though it was short, it was interesting. Due Significant changes in the demands of my time, attention and resources I must remove myself to focus on issues concerning my family and our businesses. Through those I serve this community and am striving to continue to do so for years to come hopefully. This year has proven to be one of the more difficult years overcoming a tough economic climate but also health concerns for multiple members within my family that I must tend to. It is those matters that I must focus on for however long their duration may be. I do not foresee a quick resolve no less than 3-6 months and because of this I recognize a need to vacate my seat for someone who will be able to satisfy the demands needed for the DDA to operate efficiently and effectively.

Regards,

Mark Hills



CITY COUNCIL AGENDA FACT SHEET

To: Mayor Farmer, Pro Tem Martinez-Serratos, Councilmember Rivers, McCrumb, Garcia, Muenzer and Uplinger

CC: Justin Weber, City Manager

From: Shelly Umbanhowar, Clerk

CC: Stephenie Cagle, Treasurer

Subject: Date for Special Meeting/MRWA Water Rate Study Presentation

Date: 08/29/24

Recommended Action:

MRWA Water Rate Study Presentation – City Manager requests that Council pick a date out of these options:

- **Friday 09/20/24** **Any Time**
- **Monday 09/23/23** **Any Time**

The dates suggested are the dates that MRWA has available for Council presentation.

MRWA needs about 1 ½ to 2 hours in order to go over the currently completed water rate study and answer any questions the Council may have.

Council Action:

For Council to pick a date at the 09/03/24 Regular City Council Meeting.



CITY COUNCIL AGENDA FACT SHEET

To: Mayor Farmer, Pro Tem Martinez-Serratos, Councilmember Rivers, McCrumb, Garcia, Muenzer and Uplinger

CC: Justin Weber, City Manager

From: Shelly Umbanhowar, Clerk

CC: Stephenie Cagle, Treasurer

Subject: Date for Halloween Trick or Treating

Date: 08/29/24

Recommended Action:

City Manager Weber requests that Council approve the City of Bangor, Halloween Trick or Treating Date for:

- **Thursday 10/31/24 from 5 – 7 PM**

AMENDED BYLAWS OF THE BANGOR CEMETERY COMMITTEE

Article I: Name and Purpose

Section 1: Name

The name of this organization shall be the Bangor Cemetery Committee (“Cemetery Committee”).

Section 2: Purpose

The purpose of the Cemetery Committee is to oversee the expenditure of funds for the improvement projects in the City of Bangor’s cemeteries, organize biannual clean-up events, report decisions and progress to the City Council, and take other actions to benefit cemeteries in the City.

Article II: Membership

Section 1: Composition

The Cemetery Committee shall consist of (7) members, including:

- Three (3) members of the City Council, who shall be the sole voting members of the Committee.
- Up to 4 additional members, at least 2 of which shall be residents of the City of Bangor.

Section 2: Appointment

City Council members shall be appointed by the City Manager for terms consistent with City Ordinances. The remaining members shall be appointed by the Mayor.

Section 3: Terms

Members appointed by the City Manager shall serve a term of one year and may be reappointed at the Manager's pleasure. Other members shall serve a term of two years and may be reappointed at the Mayor's pleasure. Expiration of terms of non-voting members shall be staggered whenever possible to ensure that experienced members are on the board at all times. Vacancies that occur mid-term will be filled as soon as possible and will be for the remainder of that term.

Article III: Officers

Section 1: Officers

The officers of the cemetery committee shall consist of a Chairperson and Vice-Chairperson. Additional roles such as Secretary and Treasurer may be appointed by the Chairperson, as needed.

Section 2: Chairperson

The Chairperson shall preside at all the meetings, bring meetings to order, and adjourn meetings. The Chairperson shall be responsible for drafting a monthly report to the City Council detailing discussions and decisions made by the Cemetery Committee. If no Secretary is appointed, the Chairperson shall also be responsible for keeping the minutes of all meetings.

Section 3: Vice-Chairperson

The Vice-Chairperson shall perform the duties of the Chairperson in their absence.

Section 4: Treasurer

The Treasurer, if appointed, shall be responsible for keeping track of the budget, ensuring expenses stay within the budget, and maintaining accurate financial records. Working with the City Treasurer, the Treasurer will present a financial statement at every meeting.

Section 5: Secretary

The Secretary, if appointed, shall keep minutes of all meetings and handle correspondence.

Article IV: Meetings

Section 1: Regular Meetings

The Cemetery Committee shall meet at least twice a year, once in the fall and once in the spring to host a cemetery clean-up day. Regular meetings will be April through October on the 4th Monday of the month.

Section 2: Quorum

A quorum shall consist of a majority of the voting members.

Section 3: Voting

Decisions shall be made by a majority vote of the voting members present at a meeting.

Article V: Duties and Responsibilities

Section 1: Budget and Expenditures

The Cemetery Committee shall oversee the expenditure of funds for the improvement projects in the cemeteries. Funds shall not be used for day-to-day operations. All expenditures must be approved by a majority vote of the voting members of the Cemetery Committee.

Section 2: Clean-Up Events

The Cemetery Committee shall organize and host biannual clean-up events in the fall and in the spring. Necessary funds for these events shall come from the Cemetery Committee’s budget and must be approved by the Cemetery Committee prior to the events.

Section 3: Reporting

The Chairperson shall draft and submit a monthly report to the city council detailing the Cemetery Committee discussions and decisions.

Article VI: Amendments

Section 1: These bylaws may be amended by a majority vote of the Cemetery Committee Members, subject to the approval of the City Council.

Section 2: Notice

Notice of a proposed amendment shall be given to all members at least thirty (30) days prior to the meeting at which the amendment will be considered.

Article VII Adoption

These bylaws shall be effective upon the approval by a majority of the Cemetery Committee members and subsequent approval by the City Council.

Adopted this ____ day of _____, 2024

Chairperson: _____

Approved by the City Council on this ____ day of _____, 2024.

Motion by _____ Support by _____

Mayor: _____

City Clerk: _____



CITY COUNCIL AGENDA FACT SHEET

To: Mayor Farmer, Pro Tem Martinez-Serratos, Councilmember Rivers, McCrumb, Garcia, Muenzer and Uplinger

CC: Justin Weber, City Manager

From: Shelly Umbanhowar, Clerk

CC: Stephenie Cagle, Treasurer

Subject: City Attorney Interview

Date: 08/29/24

FYI:

Attorney Nick Curcio will attend the 10/07 Council meeting for his interview with the Council. This is the last step in the process.

- City Manager Weber, City Clerk Umbanhowar and City Treasurer Cagle had a zoom interview/meeting with Nick on 8/21.