

SPECIAL COUNCIL PROCEEDINGS FOR AUGUST 14, 2003

Meeting called to order at 7:30 P.M. by Mayor Carpenter.

Pledge of Allegiance led by Deputy City Clerk David R. Van Cura.

PRESENT: Mayor Laura Carpenter; Councilmembers – Julie Miller*, Charles Zuhlke, Pat Jacobson, Frank Lukacs, JoAnn Potts, and Jason Nielsen; Deputy City Clerk David R. Van Cura, City Manager Darcy Long, City Attorney Gerard Garno
*Arrived after the meeting was called to order.

ABSENT: City Clerk Christine Lee.

GUESTS: Tom Wilkinson – Cunningham-Limp, Jim Butler – Professional Engineering, Larry Wisniewski and Jim Burton – Llink Technologies, Dale Benish – Sanilac County EDC. (Corrected 8/25/03 – add LLC after Llink Technologies.)

NEW BUSINESS:

1. Preapplication Building Permit –
 - a. Llink Technologies, Burnsline Road/ Renaissance Zone – New Factory.
(Corrected 8/25/03 – add LLC after Llink Technologies.)

Tom Wilkinson described the project. The Planning Commission has approved the site plan. A variance might be needed for the rear lot setback.

Discussion by the Council on the setbacks. A 30' setback is no problem if considered a side setback not a rear setback. Consensus of the Council to consider it a side setback not a rear setback. A variance is not required. The address is to be Burnsline Road. Corrected 8/25/03 - add a coma after the word setback and add the word therefore – should read - not a rear setback, therefore a variance is not required.)

Move by CM Zuhlke, second by CM Potts, to consider the address to be a Burnsline address and the westerly side of property in question be considered a side setback not a rear setback. Motion Carried.

Groundwork should start on September 10th.

The closing on the property and the sale to Llink Technologies has been set for Thursday, August 28th. at 2 PM at the Red Carpet Kiem office. The Mayor and City Clerk need to sign the agreements and a check will be needed. (Corrected 8/25/03 – add LLC after Llink Technologies.)

The company needs just over 6 acres. A retention pond will be built adjacent to the County Drain. An easement will be needed to start the retention pond. There has been discussion with the Sanilac County Drain Commission. A lift station is not needed.

Tom Wilkinson has met with MDOT. MDOT will build passing relief lanes and a center turn lane on M-90.

Move by CM Potts, second by CM Lukacs, to approve the preapplication building permit for Llink Technologies on Burnsline Road. Motion Carried. (Corrected 8/25/03 – add LLC after Llink Technologies.)

City Attorney Garno requested an Executive Session to consider purchase or lease of real property up to the time an option to purchase or lease of that property is obtained.

The City Attorney asked to have Dale Benish stay so the public body may meet in a closed session to direct its agents to set limits in negotiating of real property. He is acting as an agent of the City in negotiating the purchase of real property.

There were no objections.

Move by CM Miller, second by CM Nielsen, to move into Executive Session to consider purchase or lease of real property up to the time an option to purchase or lease of that property is obtained.

ROLL CALL VOTE: Miller – yes, Jacobson – yes, Zuhlke – yes, Nielsen – yes, Lukacs – yes, Potts - yes. 6 – Yes, 0 – No, 0 – Abstain, 0 – Absent. Motion Carried.

Council went into Executive Session at 8:12 PM.

Move by CM Lukacs, second by CM Jacobson, to move out of Executive Session.

ROLL CALL VOTE: Miller – yes, Jacobson – yes, Zuhlke – yes, Nielsen – yes, Lukacs – yes, Potts – yes. 6- Yes, 0 – No, 0 – Abstain, 0 – Absent. Motion Carried.

Council came out of Executive Session at 9:30 PM.

Move by CM Miller, second by CM Nielsen, to go past the 9:00 hour. Motion Carried.

Move by CM Miller, second by CM Lukacs, to direct the City Attorney to draw up a proposal to Company #2 based on real estate transactions discussed in closed session. Motion Carried.

REPORTS: None.

Move by CM Miller, second by CM Nielsen, to adjourn the meeting at 9:38 PM. Motion Carried.

Respectfully Submitted,

David R. Van Cura
Deputy City Clerk