



BANGOR CITY COUNCIL

REGULAR MEETING AGENDA

Date: November 4, 2024

Time: 7:00 PM

Location: 417 W Arlington 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:

Parks & Recreation – Nov 12 @ 4:30PM

Council – Nov 18, Dec 2, Dec 16 @ 7PM

Planning – Nov 14 @ 7PM

DDA – Nov 19 @ 7PM

Bangor Housing – Nov 20 @ 6PM (820 Second St)

EDC – Nov 21 @ 7PM

Cemetery – Done meeting until April 2025

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 **10/21/24**
 - b. Approval of **General Checking Accounts Payable & Payroll** for **10/30/24** for **\$154,124.89**
 - c. Approval of **T&A Checking Accounts Payable** for **10/30/24** for **\$24,951.69**
5. **Other Regular Business** (Resolutions, Proclamations, Reports, and Presentations)
 - None
 6. **Opportunity for Public Comment*** A limit of three (3) minutes per speaker is in effect.
 7. **Unfinished Business**
 - a. Decision to Approve/Deny New City Attorney Selection: Nick Curcio.....Mayor Farmer
 8. **New Business**
 - a. Stephanie Strickfaden/Crossing Guard ResignationCity Manager Weber
 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)



CITY OF BANGOR
BANGOR COUNCIL MEETING MINUTES
OCTOBER 21, 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/ROLL CALL

Attendee Name	Title	Status
Pati Martinez-Serratos	Mayor Pro Tem	Present
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
 Shelly Umbanhowar, Clerk
 Stephenie Cagle, Treasurer
 Paul Leonard, Police Officer

Derek Babcock, Fire Chief
 Steve Lowder, DPW Director
 Ezekiel Drake, Code Enforcement Officer
 Scott Graham, City Attorney
 Approximately 34 members of the public

3. **APPROVAL OF REGULAR AGENDA**

Motion to accept Regular Meeting Agenda as Presented.	
RESULT:	CARRIED (UNANIMOUS)
MOVER:	Jeremy Uplinger, Councilmember
SECONDER:	Pati Martinez-Serratos, Mayor Pro Tem

4. **APPROVAL OF CONSENT AGENDA**

a. **Consent Agenda**

Motion to accept Consent Agenda items:	
Regular Meeting Minutes 10/07/24 , General Checking Accounts Payable & Payroll in the amount of \$188,050.96 and Roads Checking Accounts Payable in the amount of \$179.73 .	
RESULT:	APPROVED (7 YES)
MOVER:	Amber Garcia, Councilmember
SECONDER:	Heléne Rivers, Councilmember
AYES:	Rivers, Garcia, Martinez-Serratos, Muenzer, Uplinger, McCrumb, Farmer

5. OTHER REGULAR BUSINESS

a. **Mowing Crew Acknowledgement**

City Manager Weber presented City of Bangor Mowing Crew Steven Brant and Justin Williams Acknowledgements for a job well done on the 2024 mowing season.

b. **Proclamation 2024-10**

Mayor Farmer presented Reavers Tribe MC of Bangor Michigan, Reavers Tribe MC of Newago Michigan and Outlaw MC of Muskegon Michigan a proclamation for the help in the biannual cemetery cleanings and Wreaths Across America Ceremony.

c. **Reports**

Department Head and Commission & Boards 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. **City Resident Issue**

City Attorney Graham updated council regarding ongoing issues with a city resident.

b. **Decision to Approve/Deny New City Attorney Selection: Nick Curcio**

City Manager Weber updates council that the process for selecting a new City Attorney is complete. The next step would be that they choose to select Nick Curcio, ask the current City Attorney to withdraw his resignation or put out a new RFP for City Attorney.

Motion to table Decision to Approve/Deny New City Attorney Selection: Nick Curcio.

RESULT: CARRIED (UNANIMOUS)
MOVER: Amber Garcia, Councilmember
SECONDER: Darla McCrumb, Councilmember

8. NEW BUSINESS

a. **Approval of Marihuana Application**

Motion to approve Marihuana Application submitted by Breedsville Provision Center, LLC, Physical Location: 131 W Monroe St Bangor, MI 49013.

RESULT: APPROVED (6 YES, 1 NO)
MOVER: Jerry Muenzer, Councilmember
SECONDER: Heléne Rivers, Councilmember
AYES: Rivers, Garcia, Muenzer, Uplinger, McCrumb, Farmer
NAYS: Martinez-Serratos

b. **Approval of Fund Balance Policy**

Motion to Approve Fund Balance Policy.

RESULT: APPROVED (7 YES)
MOVER: Heléne Rivers, Councilmember
SECONDER: Pati Martinez-Serratos, Mayor Pro Tem
AYES: Rivers, Garcia, Martinez-Serratos, Muenzer, Uplinger, McCrumb, Farmer

c. **Accept Dick Watkins Resignation from Planning Commission Effective 10/14/24**

Motion to Accept Dick Watkins Resignation from Planning Commission Effective 10/14/24.	
RESULT:	CARRIED (UNANIMOUS)
MOVER:	Amber Garcia, Councilmember
SECONDER:	Darla McCrumb, Councilmember

d. **Boom Lift (City/Fire Department Sharing Cost)**

Fire Chief Babcock presented an idea of the City sharing the cost of a boom lift with the Fire Department. The City pay 80% and the Fire Department will pay 20%. There is an opportunity to purchase a used one for \$16,500.00. DPW Director Lowder explains that the lift could be used for all sorts of things around the City. It is a safety issue if workers are using ladders to do jobs around the City.

Motion to Approve the purchase of the 2007 Genie Boom Lift for \$16,500.00.	
RESULT:	APPROVED (7 YES)
MOVER:	Amber Garcia, Councilmember
SECONDER:	Helène Rivers, Councilmember
AYES:	Rivers, Garcia, Martinez-Serratos, Muenzer, Uplinger, McCrumb, Farmer

e. **Public Hearing Councilmember Complaint**

Started public hearing for this complaint at 8:02 PM.

City Attorney Graham gave instructions for how the Mayor will preside over the public hearing portion of the Councilmember Complaint filed by Councilmember Garcia against Councilmember Muenzer. There is a discussion, question and answer and more discussion on the matter. There are six (6) motions made: Misconduct #1, Misconduct #2, Misconduct #3, Reprimand, Reconsider the Reprimand/Payment Amount and Payment Amount.

City Attorney Graham confirmed that the City of Bangor Ethics Ordinance 36.08 (5) instructs that the City Attorney will record the meeting minutes for this portion of the meeting.

ROLL CALL: Did Councilmember Muenzer commit misconduct by making the comments described in allegation 1 of the complaint?	
RESULT:	CARRIED (4 YES, 1 NO, 2 NO VOTE)
AYES:	Rivers, Martinez-Serratos, Uplinger, McCrumb
NAYS:	Farmer
NOT VOTING:	Garcia, Muenzer

ROLL CALL: Did Councilmember Muenzer commit misconduct by making the comments described in allegation 2 of the complaint?	
RESULT:	CARRIED (5 YES, 0 NO, 2 NO VOTE)
AYES:	Rivers, Uplinger, McCrumb, Martinez-Serratos, Farmer
NAYS:	None
NOT VOTING:	Garcia, Muenzer

ROLL CALL: Did Councilmember Muenzer commit misconduct by making the comments described in allegation 3 of the complaint?	
RESULT:	CARRIED (3 YES, 2 NO, 2 NO VOTE)
AYES:	Uplinger, McCrumb, Rivers
NAYS:	Martinez-Serratos, Farmer
NOT VOTING:	Garcia, Muenzer

Motion to Reprimand Councilmember Muenzer for the Allegations (misconduct letter from City Attorney for the next Regular Council Meeting 11/04/24 and repayment of total cost of cell phone/plan \$600.00)

RESULT: APPROVED (5 YES, 1 NO, 2 NO VOTE)
MOVER: Pati Martinez-Serratos, Mayor Pro Tem
SECONDER: Heléne Rivers, Councilmember
AYES: McCrumb, Rivers, Martinez-Serratos, Uplinger, Farmer
NOT VOTING: Garcia, Muenzer

Ended public hearing for this complaint at 9:05 PM.

9. OPPORTUNITY FOR PUBLIC COMMENT

Public comments regarding public hearing for councilmember complaint heard.

Motion to reconsider the aspect of the repayment of phone/plan to be paid back.

RESULT: APPROVED (3 YES, 2 NO, 2 NO VOTE)
MOVER: Pati Martinez-Serratos, Mayor Pro Tem
SECONDER: Lynne Farmer, Mayor
AYES: Rivers, Martinez-Serratos, Farmer
NAYS: Uplinger, McCrumb
NOT VOTING: Garcia, Muenzer

Motion for Councilmember Muenzer to repay \$300.00 (1/2 phone/plan cost) back to the City.

RESULT: APPROVED (4 YES, 1 NO, 2 NO VOTE)
MOVER: Pati Martinez-Serratos, Mayor Pro Tem
SECONDER: Heléne Rivers, Councilmember
AYES: Rivers, Martinez-Serratos, Farmer, McCrumb
NAYS: Uplinger
NOT VOTING: Garcia, Muenzer

10. COUNCILMEMBER COMMENTS

Councilmember comments were heard.

11. ADJOURNMENT

Motion to adjourn at 9:23 PM

RESULTS: CARRIED (UNANIMOUS)
MOVER: Jeremy Uplinger, Councilmember
SECONDER: Heléne Rivers, Councilmember

 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, October 21, 2024. These minutes were approved by the City Council on Monday, November 4, 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

DRAFT



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: 10/31/24

Recommended Action:

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

- **Bill List** for 10/29/24 **(27 items)** in the amount of **\$61,296.85.**
- **ACH/EFT Transactions** **(11 items)** in the amount of **\$33,475.96.**
- **Checks In Between** **(1 item)** in the amount of **\$15,500.00.**
- **Payroll** for 10/25/24 in the amount of **\$43,852.08.**
 - For a **grand total** amount of **\$154,124.89** from the **GCK-2** account.

• TOTAL AMOUNT OF <u>GCK-2</u> BILLS LIST & PAYROLL	\$154,124.89
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T&A2 - Treasurer recommends City Council approval of the following:

- **Bill List** for 10/29/24 **(3 items)** in the amount of **\$24,951.69.**
 - For a **grand total** amount of **\$24,951.69** from the **ROADS** account.

• TOTAL AMOUNT OF <u>T&A2</u> BILLS LIST & PAYROLL	\$24,951.69
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Council Action:

For Action

Summary:

See GCK-2 and T&A2 invoice approval lists.

10/29/2024 INVOICE APPROVAL BY INVOICE REPORT FOR CITY OF BANGOR
 EXP CHECK RUN DATES 11/05/2024 - 11/05/2024
 UNJOURNALIZED OPEN AND PAID
 BANK CODE: GCK-2 - CHECK TYPE: PAPER CHECK

Vendor Code	Vendor Name	Description	Amount
	Invoice		
PAPER CHECKS			
AT&T	AT&T MOBILITY		
	10142024_10062	PHONE @ WELLS	117.72
TOTAL FOR: AT&T MOBILITY			117.72
ADS	AUTOMATIC DOOR SERVICE, INC		
	37066	AUTOMATIC DOOR OPERATOR FOR SIDE CITY HALL EXTERIOR	2,659.00
	37067	AUTOMATIC DOOR OPERATOR FOR FRONT CITY HALL EXTERIOR	3,129.00
	37068	AUTOMATIC DOOR OPERATOR FOR FRONT CITY HALL INTERIOR	2,849.00
TOTAL FOR: AUTOMATIC DOOR SERVICE, INC			8,637.00
CINTAS	CINTAS CORPORATION #301		
	4208798450	DPW UNIFORMS	53.96
	4209517486	DPW UNIFORMS	53.96
TOTAL FOR: CINTAS CORPORATION #301			107.92
DELTA	DELTA DENTAL OF MICHIGAN		
	RIS0006040670	DENTAL INSURANCE OCT 2024	1,270.55
TOTAL FOR: DELTA DENTAL OF MICHIGAN			1,270.55
ETNA	ETNA SUPPLY COMPANY		
	S105937099.001	ROMAC SCS-238 X6 SS SNAP CLMAP X2	190.00
	S105937099.002	ROMAC SCS-238 X 6 SS SNAP CLAMP 2 X4	380.00
	S105937255.001	TYLER 95E SERVICE BOX W/WATER LID COMPLETE X2	370.00
TOTAL FOR: ETNA SUPPLY COMPANY			940.00
FISHER	FISHER DOOR AND HARDWARE, INC		
		SAFETY STEEL DOORS ONE EXIT, ONE ENTRY COUNCIL	
	81204	ROOM/ELECTION PRECINCT DOORS - ELECTION SECURITY GRANT	5,072.00
TOTAL FOR: FISHER DOOR AND HARDWARE, INC			5,072.00
FRED	FREDRICKSON SUPPLY		
	40231	VAC TRUCK REPAIRS/MAINT	3,680.46
TOTAL FOR: FREDRICKSON SUPPLY			3,680.46
SUNBELT	HOMESERVE USA		
		SEPTEMBER 2024 WATER LEAK, AND WATER & SEWER LINE	
	SEPT_2024	COVERAGE	1,623.30
TOTAL FOR: HOMESERVE USA			1,623.30

PAGE 1 TOTAL: 21,448.95

MIDWAY	MIDWAY ELECTRIC INC.		
		INSTALL POWER TO DOOR OPERATIONS - ELECTIONS GRANT -	
	7721	ADA COMPLIANT PUSH BUTTONS FOR 3 DOORS	3,875.00
TOTAL FOR: MIDWAY ELECTRIC INC.			3,875.00

NIA	NORTHERN INSURANCE AGENCY		
	431337	CYBER INSURANCE 10/15-10/15/2025	2,210.25
TOTAL FOR: NORTHERN INSURANCE AGENCY			2,210.25

PAT'S PRON	PAT'S PRONTO PRINT		
	102124	VIDEO SURVEILLANCE SIGN - CITY HALL	15.00
TOTAL FOR: PAT'S PRONTO PRINT			15.00

PSI	PRINTING SYSTEMS INC		
		#9 DOUBLE WINDOW ENVELOPES FOR MONTHLY WATER BILLS -	
	236016	3000	348.41
TOTAL FOR: PRINTING SYSTEMS INC			348.41

PRIORITY	PRIORITY HEALTH		
	242910029199	HEALTH INSURANCE NOV 2024	5,614.98
TOTAL FOR: PRIORITY HEALTH			5,614.98

RODSPRINTS	ROD'S PRINTS & PROMOTIONS		
	13133	ENTER & EXIT VINYL LETTERING FOR COUNCIL ROOM DOORS	10.00
TOTAL FOR: ROD'S PRINTS & PROMOTIONS			10.00

MDEQ	STATE OF MICHIGAN		
	761-11239451	WSSN: 00380 - COMMUNITY PUBLIC WATER SUPPLY ANNUAL FEE	1,293.38
TOTAL FOR: STATE OF MICHIGAN			1,293.38

TRACE	TRACE ANALYTICAL LABORATORIES, INC		
	4100729	DRINKING WATER REQ	119.00
TOTAL FOR: TRACE ANALYTICAL LABORATORIES, INC			119.00

VB CENTRAL	VAN BUREN COUNTY CENTRAL DISPATCH		
		MODEM QB JUN/JUL2024, JUL/AUG 2024, AUG/SEPT2024	
	624	POLICE	480.84
TOTAL FOR: VAN BUREN COUNTY CENTRAL DISPATCH			480.84

VAN BUREN	VAN BUREN REMINDER		
	103124	VARIOUS ADS - HALLOWEEN TRICK OR TREATING CITY DAY/HOUR	133.80
TOTAL FOR: VAN BUREN REMINDER			133.80

VERIZWIRE	VERIZON WIRELESS		
		DPW, POLICE, CODE ENF - ON DUTY CELL PHONES, WIFI HOTSPOT	
	9975988399	- CODE ENF	171.08
TOTAL FOR: VERIZON WIRELESS			171.08

VSP	VISION SERVICE PLAN		
	821478774	NOV 2024 VISION INSURANCE	476.16
TOTAL FOR: VISION SERVICE PLAN			476.16
YEO	YEO & YEO, P.C.		
	599290	ANNUAL AUDIT ENDING 06/30/23 SERVICES THROUGH 08/31/24	20,800.00
	600919	ANNUAL AUDIT ENDING 06/30/23 SERVICES THROUGH 09/30/24	4,300.00
TOTAL FOR: YEO & YEO, P.C.			25,100.00
TOTAL - ALL PAPER CHECKS			61,296.85
EFT/ACH TRANSACTIONS			
COMCAST	COMCAST		
	0030183_101224	CITY HALL 10/16-11/15/24 INTERNET	346.83
	0030191_101224	POLICE STATION INTERNET 10/16-11/15/24	264.56
	101424.0022578	PARK ST LIFT INTERNET 10/28-11/27/24	47.90
TOTAL FOR: COMCAST			659.29
CONSUMERS	CONSUMERS ENERGY		
	101724.7710	POLICE STATION NATURAL GAS 09/19-10/17/24	22.01
	101724.8098	NATURAL GAS ARLINGTON LIFT 09/19-10/17/24	26.84
	101724.8353	NATURAL GAS DPW BUILDING 09/19-10/17/24	160.18
	101724.8536	CITY HALL NATURAL GAS 09/19-10/17/24	147.49
	8270_091624	WELL #9 09/16-10/14/24	125.41
	8833_091624	WELL #8 09/16-10/14/24	967.86
TOTAL FOR: CONSUMERS ENERGY			1,449.79
FORD	FORD MOTOR CREDIT COMPANY, LLC		
	1779031	2023 DPW DUMP TRUCKS	31,357.13
TOTAL FOR: FORD MOTOR CREDIT COMPANY, LLC			31,357.13
USBANK	US BANK EQUIPMENT FINANCE		
	540024767	CITY HALL COPIER LEASE NOV 2024	9.75
TOTAL FOR: US BANK EQUIPMENT FINANCE			9.75
TOTAL - ALL EFT/ACH TRANSACTIONS			33,475.96
CHECKS IN BETWEEN			
HOLLAND	HOLLAND EQUIPMENT SERVICES		
	10/22/24	USED GENIE BOOM LIFT	15,500.00
TOTAL FOR: CHECKS IN BETWEEN			15,500.00
TOTAL - ALL CHECKS IN BETWEEN			15,500.00
PAYROLL			
	10/25/2024	BIWEEKLY PAYROLL 10/06-10/19/24	43,852.08
TOTAL FOR: PAYROLL			43,852.08
TOTAL - ALL PAYROLL			43,852.08
GRAND TOTAL - ALL CATEGORIES			154,124.89

10/29/2024 INVOICE APPROVAL BY INVOICE REPORT FOR CITY OF BANGOR
EXP CHECK RUN DATES 11/05/2024 - 11/05/2024
UNJOURNALIZED OPEN AND PAID
BANK CODE: T&A2 - CHECK TYPE: PAPER CHECK

Vendor Code	Vendor Name	Description	Amount
	PASS THROUGH TAXES	10/17/2024	
		ABB JOINT FIRE BOARD	1,653.34
		CITY OF BANGOR	14,672.27
		VAN BUREN COUNTY TREASURER	8,626.08
TOTAL FOR: PASS THROUGH TAXES 09/12/24			24,951.69

GRAND TOTAL ALL PASS THROUGH TAXES			24,951.69



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: New City Attorney Selection Nick Curcio

Date: 10/31/24

Council Information:

This item was tabled at the 10/21/24 Regular City Council Meeting.

Council Action:

See following memo from City Manager Weber. This memo was in the 10/21/24 Council Packet. I am adding it to this packet as a reminder.



CITY OF BANGOR

257 West Monroe Street / Bangor, Michigan 49013
Telephone: 269.427.5831 / Email: clerk@bangormi.org
Website: www.cityofbangormi.org

City Manager Justin Weber

Treasurer Stephanie Cagle

Clerk Shelly Umbanhowar

To: City Council
From: City Manager Weber
Subject: City Attorney Position
Date: 10/15/2024

City Council,

The city has gone through the proposal process for hiring a city attorney. The below is a recap of the process.

Request for proposals was posted on the city's website on June 24th, 2024.

Requests for proposals remained active until July 29th, 2024.

Proposal from Nick Curcio was reviewed on August 12th, 2024.

Zoom interview with City Manager, Clerk, and Treasurer on August 21st, 2024.

Reference checks were all positive.

In-person council interview on October 7th, 2024.

I recommend the council discuss the city attorney position and applicant Nick Curcio's proposal and interview. The Council should decide whether to go forward with hiring Nick Curcio to represent the City of Bangor.

Special areas to consider:

If the city attorney is to continue representing the Bangor Housing Commission, Nick Curcio does not have experience representing a housing commission. If the council decides not to hire Nick Curcio, the council shall decide how to move forward. City Attorney Graham has submitted a resignation, but through speaking with him, I believe he would withdraw his resignation if requested by the council to do so. Or the council shall start the request for proposal process over again.

Respectfully,

Justin Weber

City Manager
City of Bangor



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: Crossing Guard Resignation

Date: 10/31/24

Council Information:

Stephanie Strickfaden has resigned from the School Crossing Guard position. Effective Friday 11/08/24.

Council Action:

Motion to accept the resignation of Stephanie Strickfaden from the School Crossing Guard position effective 11/08/24.