

The Crosswell City Council met in Regular Session July 18, 2011, at the William Aitkin Memorial Library, 111 N. Howard Ave., Crosswell, MI. Mayor McMillan called the meeting to order at 7:30 P.M.

Present: M. McMillan, M. Willis, J. Geiger, L. Krawczyk, R. Butler
Administration: City Administrator John Espinoza, City Clerk Suzanne Dobson
Guests: Allison & Lino Mendoza; Cindy & Scott Lerma

I. **PLEDGE OF ALLEGIANCE:**

II. **APPROVAL OF MINUTES** from the Regular Council Meeting of July 5, 2011; Special Meeting of July 14, 2011

Geiger moved to approve the minutes of July 5, 2011 and July 14, 2011 as presented, second by Krawczyk. Motion Carried.

III. **PUBLIC COMMENTS:**

Alison Mendoza – Golf Cart allowed in the city on the roads.

City Administrator Espinoza explained that a golf cart must meet Federal Safety Regulations to be able to on the road.

City will get an Attorney General opinion.

IV. **APPROVAL OF AGENDA:**

Butler moved to approve the Agenda as presented, second by Krawczyk. Motion Carried.

V. **CORRESPONDENCE:**

- a. Tifa minutes – July 6, 2011: Receive and file.

VI. **ADMINISTRATOR'S REPORT:**

No report

VII. **COUNCIL MEMBER REPORT:**

- A. McMillan: McMoran and Jackson Streets look good. Electric outage was handled quickly.
- B. Willis: No report
- C. Geiger: Still burning going on in the evenings. Unable to locate.
- D. Krawczyk: Stevenson St. limb on wire. Ans: This is a phone line.
- E. Butler: Sidewalk on Wells St. that has been torn up by resident. How long will this be torn up. Ans: Will check with Building Inspector

VIII. **UNFINISHED BUSINESS:**

None

IX. **NEW BUSINESS:**

- a. Resolution – Retiree Health Care Fund Trust: This is a GASB 45 requirement. The city will determine the amount next year for the July 1, 2012 fiscal year.

Geiger moved to adopt Resolution #07-18-2011 Retiree Health Care Fund Trust as presented, second by Willis.

Roll Call Vote: Geiger, yes; Willis, yes; Butler, yes; Krawczyk, yes; McMillan, yes. 5 yeas, 0 nays.
Motion Carried.

Resolution #07-18-2011
for the
Establishment of Retiree Health Care Fund Trust

Whereas, the Council of the City of Croswell, Michigan (“Council”), a Michigan public corporation, desires to establish an irrevocable trust, as provided for the Public Employee Health Care Fund Investment Act, 1999 PA 149, MCL 38.1211 to 38.1216, for the accumulation and investment of funds for the purpose of funding health care benefits to the retirants and the beneficiaries of retirants of the City; and

Whereas, the irrevocable trust, the City of Croswell Retiree Health Care Fund Trust, is to be created as an Internal Revenue Code Section 115 trust agreement;

Now, Therefore be it Resolved, the Council hereby establishes the City of Croswell Retiree Health Care Fund Trust (Trust) effective July 1, 2012. Withdrawals from the Trust are solely restricted to the payment of health care benefits on behalf of qualified persons and the payment of expenses of administration of the Trust; and

Now, Therefore be it Further Resolved, the City Clerk is hereby designated as a qualified person for the purposes of payment of health care benefits from the Trust and as such is authorized to direct payment of the monies from the Trust for the benefit of the eligible retirants enrolled in the retiree health care benefit program; and in accordance with the terms and conditions of the Trust and related retiree health care benefit program documents;

Now, Therefore be it Further Resolved, the Council shall serve as the fund’s investment fiduciary and may employ professional services to support the Council’s responsibility; and

Now, Therefore be it Further Resolved, the Council approves the investment of the assets of the Trust in accordance with the Public Employee System Investment Act, 1965 PA 314, MCL 38.1132 to 38.1140; and

Now, Therefore be it Further Resolved, the Council

- approves City Administrator to serve as Trustee of the Trust and do hereby authorize City Treasurer to act in any or all business related to the Trust; and

- approves and authorizes the City Administrator as Trustee signature on the Retiree Health Insurance Section 115 Trust Agreement with Burnham & Flower Group, Inc. and on other related agreements; and
- authorizes the City Treasurer to act as the Administrator for the Trust and execute documents and agreements related to the Trust on behalf of the employer; and
- authorizes City Administrator to serve as the committee for the Trust and authorizes City Treasurer to execute documents and agreements related to the Trust; and
- establishes the Trust on an actuarial basis; and
- establishes a goal of funding the Trust with an annual contribution of at least one half of the Annual Required Contribution (ARC) determined by the most recent GASB 45 Accounting and Valuation Report.

CERTIFICATION

I, SUZANNE DOBSON, City Clerk of Croswell, do hereby certify that Resolution #07-18-2011 was adopted by the City of Croswell at a Regular meeting of the City of Croswell Council held at the Wm. Aitkin Memorial Library on the 18th day of July, 2011.

Vote on this Resolution, 5 members being present was as follows:

AYES: Geiger, Willis, Butler, Krawczyk, McMillan

NAYS: _____

Suzanne M. Dobson, CMC
City Clerk

Michael McMillan, Mayor

- b. Solicitor's Permit:
 1. Alison Mendoza
 2. Scotty Lerma

Request made by two residents requesting to sell glow in the dark necklaces during the fireworks of the Swinging Bridge Festival August 6, 2011.

Geiger moved to approve the Solicitor's Permit for Alison Mendoza and Scott Lerma for the Swinging Bridge Festival on August 6, 2011, rain date of August 7, 2011. Permit fee of \$25.00 to be paid to the city and the city will give the permit fee to the Commercial Club, second by Willis.
Motion Carried.

Each Solicitor must submit an identification of each person assisting with the sales.

X. **PUBLIC COMMENTS**
 None

XI. **APPROVAL OF ACCOUNTS PAYABLE:**

Krawczyk moved to approve the Accounts Payable for the amount of \$346,325.07 and the bills be paid, second by Willis. Motion Carried.

XII. **ADJOURNMENT:**

With no further business Mayor McMillan adjourned the meeting.

Meeting adjourned at 8:10 p.m.

Suzanne Dobson, CMC
City Clerk

Michel McMillan, Mayor