

**COUNCIL PROCEEDINGS**  
**Regular Meeting**  
**January 23, 2017**

**CALL TO ORDER:** By Mayor Lewis on Monday, January 23, 2017, at 7:00 p.m.

**PRESENT:** Councilmembers Russo, Bahmer, Mitchell, Johnston, Ridge, Sanders, Mayor Lewis, City Clerk Terpstra and City Manager Guetschow.

The invocation was offered by John Bailey, Charlotte Church of Christ, followed by the Pledge of Allegiance.

**APPROVAL OF MINUTES FOR REGULAR MEETING OF JANUARY 9, 2017:** Mayor Pro-Tem Sanders moved, supported by Ridge to approve the regular meeting minutes of January 9, 2017 as presented. Carried. 7 Yes. 0 No.

**ABSENT:** None.

**PUBLIC HEARINGS:** None.

**PUBLIC COMMENT:** Paul Wilson, owner Captain's Cabinetry, 116 S. Cochran, expressed his appreciation for three businesses coming together to collaborate a solution to the 112 S. Cochran alley situation. He is now in favor of going forward with the quit claim deed to the Hewitt's for 112 S. Cochran.

**Jason Vanderstelt**, Dutch Brothers, 114 E. Lawrence Ave., encouraged council to approve the quit claim deed for 112 S. Cochran.

**Matt DeLeeuw**, owner Carl V. Reck Jewelers, sent letter in support of issuance of quit claim deed for the alley at 112 S. Cochran.

**Leila Klaiss**, 195 Legacy Park, expressed concern over alley being closed off at 112 S. Cochran, if that was to be the case.

**Tom Hewitt**, owner of 112 S. Cochran, stated that he had maintained the alley at 112 S. Cochran over the past 32 years. He believes it will make great access to the new restaurant. He stated that he is happy that the next generation is willing to invest in the downtown.

**Amanda Lipsey**, owner of 344 N. Cochran, expressed her support for the quit claim deed for the alley at 112 S. Cochran and the new Dolson Restaurant.

**APPROVAL OF AGENDA:** Councilmember Ridge moved, supported by Mitchell to approve the agenda as presented. Carried. 7 Yes. 0 No.

**SPECIAL PRESENTATIONS:**

**CHARLOTTE FIRE DEPARTMENT – 2016 RECAP:**

Councilmember Sanders introduced Deputy Chief Tyger Fullerton who presented a slide show of the Christmas Kiddies program. Deputy Chief Jonny Fullerton gave presentation on the number of runs and man hours put in by the volunteers for 2016. Volunteer Dan Daly showed a video of the year in review.

**DAVE COUREY-SUPPORTIVE SERVICES FOR VETERAN FAMILIES:**

Dave Courey, Housing Services of Mid-Michigan, gave a presentation on the services available for homeless veterans. He encouraged everyone to share this information with any veteran that is having problems. It is very likely that this service will be able to help them.

**DISCUSSION ON ALTERNATIVE PLANS FOR STREET RECONSTRUCTION:**

Public Works Director Gilson explained some graphs prepared with road soft to show the remaining life on streets.

Several different scenarios were presented for the order in which streets will be repaired for consideration.

Discussion was held among councilmembers on which plan they would be comfortable with moving forward.

It was the consensus of council to go back to the original plan prepared by staff.

City Manager Guetschow stated that a resolution would be prepared for consideration at the next council meeting.

Director Gilson advised that the State is in the process of reworking the ACT 51 funding formula and she is not sure what that will bring in the future.

**EXPEDITED RESOLUTIONS AND ORDINANCES**

**A. CONSIDER APPROVAL OF RESOLUTION NO. 2017-05 MAYORAL APPOINTMENTS:**

**WHEREAS**, a need for appointments and reappointments exists on several city boards; and

**WHEREAS**, Mayor Lewis is recommending the following individuals to be either appointed or reappointed:

Name	Board	Term Ending
Ed Foster	Airport Advisory Board	4/1/2020

Joe E. Pray	Airport Advisory Board	4/1/2020
Justin Brummette	Planning Commission	3/31/2020
Paul Wilson	Downtown Development	3/15/2020
Travis Silvas	Downtown Development	3/15/2021
Robert Phillips	Downtown Development	3/15/2019
Brenda Bly	Camp Frances Board	5/15/2020
Mary Hall	Camp Frances Board	5/15/2020
Martha Lawrence	Camp Frances Board	5/15/2019
Cecilia Saldana	Board of Review	12/31/2021
Karen Holtz	Park Advisory Board	5/30/2019
Cindy Miller	Park Advisory Board	5/30/2020
Abygail Maldonado	Park Advisory Board	5/30/2020

**THEREFORE, BE IT RESOLVED** that the appointment listed above shall be and the same are hereby approved.

**Mayor Pro-Tem Sanders moved, supported by Russo to approve Resolution No. 2017-05 Mayoral Appointments as presented. Carried. 7 Yes. 0 No.**

**B. CONSIDER APPROVAL OF RESOLUTION NO. 2017-06 REGARDING PAYMENT OF CLAIMS & ACCOUNTS:**

**WHEREAS**, Section 7.7 (B) of the City Charter requires Council approval for the expenditure of city funds; and

**WHEREAS**, the January 20, 2017 payroll totaled \$147,953.06; and

**WHEREAS**, the December 2016 Bank of America credit card charges totaled \$6,886.06; and

**WHEREAS**, the January 23, 2017 claims total \$134,911.36;

**THEREFORE, BE IT RESOLVED** that the City Council approves claims and accounts for January 23, 2017 in the amount of \$289,750.48.

**APPROVAL OF CLAIMS AND ACCOUNTS BY ROLL CALL VOTE:**  
Councilmember Russo moved, supported by Johnston to approve Resolution 2017-06 for expenditures of the City for January 23, 2017, as presented. Carried. 7 Yes. 0 No.

**ACTION ITEMS – RESOLUTIONS AND ORDINANCES:**

**A. CONSIDER SECOND READING AND ADOPTION OF RESOLUTION NO. 2016-148 TO AUTHORIZE A DEED TO TOM AND SHERYL HEWITT TO QUIT CLAIM TO AN INTEREST IN A WALKWAY AT 112 S. COCHRAN AVE.:**

**WHEREAS**, a pedestrian right-of-way exists at the south end of 112 S. Cochran Avenue described as follows:

THE RIGHT OF WAY OVER THE S 9 FEET 2 INCHES, EXCEPT THAT PART DESCRIBED AS COM 3FT 6 INCHES & 13FT 4 INCHES 2 OF SE COR LOT 8, W23FT 6 IN, N 5FT 8 INCHES, E 23FT 6 INCHES, S 5FT 8 INCHES TO BEGINNING THAT WAS PREVIOUSLY RELEASED FROM THE CITY OF CHARLOTTE TO HEWITT IN LIBER 1064 PAGE 747

; and

**WHEREAS**, said right-of-way is on property owned by Thomas and Sheryl Hewitt who wish to terminate the public's right to use said right-of-way so as to provide for future expansion of the business at 112 S. Cochran Avenue; and

**WHEREAS**, the City wishes to release its interests in said right-of-way so as to permit this future expansion to proceed; and

**WHEREAS**, the City Attorney has prepared a deed quitting claim to the City's interest in said right-of-way which deed is attached hereto;

**THEREFORE, BE IT RESOLVED** that the City Council does hereby approve the quit claim deed releasing its interests in the right-of-way

described and authorizes the Mayor and Clerk to execute all required documents related thereto.

**Councilmember Bahmer moved, supported by Russo to approve Resolution No. 2016-148 to authorize a deed to Tom and Sheryl Hewitt to quit claim to an interest in a walkway at 112 S. Cochran Ave. as presented. Carried. 7 Yes. 0 No.**

**INTRODUCTION OF RESOLUTIONS AND ORDINANCES:**

**A. CONSIDER APPROVAL OF THE FIRST READING OF RESOLUTION NO. 2017-07 NORDIC FIRE FESTIVAL:**

**WHEREAS**, the Michigan Nordic Fire Festival is a community-based, organized event that is to be held February 24 to 26, 2017; and,

**WHEREAS**, the Nordic Fire Festival Committee is responsible for organizing these events intended to contribute to community-wide fellowship, benevolence, and welfare; and

**WHEREAS**, the Committee in conjunction with City Administration, have planned events that require the use and closure of certain public facilities; and

**WHEREAS**, the Committee is asking that the Charlotte City Council approve the following requests and conditions, including assistance with street closures:

1. Authorization for the use of the city Sledding Hill area for festival activities on February 24, February 25 and February 26; these activities to include a historical Viking encampment, a community bonfire, entertainment, food vendors, sledding contests, and historic demonstrations, games and contests.
2. Authorization for the closure of a portion of City Parking Lot #4, on the evening of Saturday, February 25 in conjunction with an

entertainment and refreshment event at “The Hall,” located at 127 S. Cochran Avenue.

3. Authorization for the city to supply whatever closing signs and barricades it has available for the parking lot closure.
4. Authorization for the city Department of Public Works to provide supporting services at the sledding hill area, including snow plowing, picnic table placement, and stage set up.
5. Authorization for the Charlotte Fire Department to provide public safety assistance as it deems necessary for the bonfire at the sledding hill throughout the weekend.

**WHEREAS**, the City Council of the City of Charlotte determines these temporary street closings and other conditions are in the best interests of the community.

**NOW, THEREFORE, BE IT RESOLVED**, that these street closures at the specified times be granted and carried out in accordance with those permissions issued by the Michigan Department of Transportation; and,

**BE IT ALSO RESOLVED**, that the city Department of Public Works and Fire Department provide the authorized assistance as outlined above.

**Councilmember Johnston moved, supported by Mitchell to approve the first reading of Resolution No. 2017-07 Nordic Fire Festival as presented. Carried. 7 Yes. 0 No.**

#### **COMMUNICATIONS AND COMMITTEE REPORTS**

**CITY ATTORNEY REPORT:** None.

**CITY MANAGER REPORT:** City Manager Guetschow reported that he and Amy Gilson have met with DEQ to review the lead allegations and they

will be submitting a report to DEQ for their additional review. He stated that the DEQ is no longer taking anonymous complaints and stated that they had revealed the source of the allegations against the City as being Frank Ruttman, a former employee.

He stated that Paul Wilson and Bryan Myrkle attended the State of the State address. He reminded everyone of the sculpture unveiling to be held on Thursday at 2 P.M. He announced that he will be out of the office next week.

**COUNCILMEMBER COMMITTEE REPORTS:** None.

**PUBLIC COMMENT:** Don Sovey, 106 Kensington Ct., stated that he hoped lessons were learned over the last few meetings. He doesn't like seeing the community on the front page of the Lansing State Journal in this light and would like to see operations in a more professional manner in the future.

**Jason Vanderstelt**, 114 E. Lawrence Ave., thanked council for moving forward with the quit claim deed for 112 S. Cochran Ave.

**Tom Hewitt**, 112 S. Cochran Ave., thanked council for looking ahead to the future.

**Steve Shook**, 219 E. Lawrence Ave., stated that the fire department saves residents hundreds of dollars in their insurance because of their ratings. He stated that E. Harris Street is terrible. He thanked council for all they do.

#### **MAYOR AND COUNCIL COMMENTS**

- Councilmember Johnston thanked everyone for coming. He thanked the Fire Department and Mr. Courcy for their presentations.

- Councilmember Russo stated that the issue with Mr. Ruttman and the City is a separate issue from the lead situation. He feels that the City should dig a hole and schedule DEQ to investigate it. Councilmember Russo stated that he would like to make a motion to that effect.

City Manager Guetschow advised that in order to make a motion now the council would first have to make a motion to suspend the rules.

**Councilmember Russo moved to suspend the rules. Motion died due to lack of support.**

- Councilmember Ridge thanked everyone for coming out. She stated that she is happy that Jason Vanderstelt made the effort to come up with a solution for the alley situation at 112 S. Cochran Ave. since the last meeting. She is looking forward to a Main Street presentation coming soon. She thanked the Fire Department and Dave Courey for their presentations. She thanked City Manager Guetschow and Amy Gilson for their work on the street program. She stated that she is still in favor of the original plan for street reconstruction. She stated that she is not in favor of excavating any water service as long as the DEQ is satisfied and feels that they need to move on from that issue.
- Mayor Lewis reminded everyone that there will be a special meeting on Monday, January 30 to discuss food trucks. He thanked everyone for coming and all of the viewers for watching. He announced that Denise Dell'Acqua will be leaving on February 1<sup>st</sup>. He expressed his hearty thanks to her for the job she has done in the Clerk's office.

**Councilmember Ridge moved, supported by Sanders to adjourn the meeting at 8:45 p.m. Carried.7 Yes. 0 No**

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Mayor Tim Lewis

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Ginger Terpstra, City Clerk, CMMC