

COUNCIL PROCEEDINGS
Regular Meeting
July 24, 2017

CALL TO ORDER: By Mayor Lewis on Monday, July 24, 2017, at 7:00 p.m.

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

The invocation was offered by City Manager Guetschow followed by the Pledge of Allegiance.

APPROVAL OF MINUTES FOR REGULAR MEETING OF JULY 10, 2017: Mayor Pro-Tem Sanders moved, supported by Mitchell to approve the regular meeting minutes of July 10, 2017, as presented. Carried. 7 Yes. 0 No.

ABSENT: None.

PUBLIC HEARINGS: None.

PUBLIC COMMENT: Lou Boone, 112 Wedgewood Dr., spoke in favor of not changing retiree health care reimbursement amount.

Tom Potter, 221 E. Lovett, spoke in favor of keeping the current funding for health care reimbursement.

Jim Marry, Canadian Lakes, spoke in favor of keeping the current funding for health care reimbursement.

Irene Jewett, 815 N. Sheldon, provided a letter to council members and spoke in favor of keeping the current funding for health care reimbursement.

APPROVAL OF AGENDA: Council member Johnston moved, supported by Russo to approve the agenda as presented. Carried. 7 Yes. 0 No.

SPECIAL PRESENTATIONS: None.

EXPEDITED RESOLUTIONS AND ORDINANCES

A. CONSIDER APPROVAL OF RESOLUTION NO. 2017-79 REVISED CHARTER AMENDMENT:

CITY OF CHARLOTTE
CITY COUNCIL RESOLUTION 2017-79

A RESOLUTION TO PROPOSE AN AMENDMENT TO SECTION 7.6 OF CHAPTER 7 OF THE CHARTER OF THE CITY OF CHARLOTTE.

WHEREAS, the City of Charlotte is organized and operates as a Home Rule City pursuant to its Charter of the City of Charlotte adopted April 2, 1962, under the provisions of the Home Rule Cities Act, 1909 PA 279, as amended, MCL 117.1, *et seq*; and

WHEREAS, Section 7.6 of Chapter 7 presently reads as follows:

SECTION 7.6. SPECIAL ACCOUNTS.

(A) The Council may, by ordinance, establish and maintain accounts for accumulating moneys to be used for acquiring, extending, altering, constructing, or repairing designated public improvements and for the purchase of equipment of any type needed for the operation or services of the city.

(B) Appropriations to such accounts may be made by the Council either in the annual appropriation resolution or, from time to time during the fiscal year, from available funds, from whatever source derived, which are not required for other appropriations or obligations of the city. Such accounts shall be continuing accounts and the balances therein at the end of each fiscal

year shall remain a part thereof.

(C) At the end of each fiscal year, the Council may transfer any unencumbered balance or any part thereof into one or more of the accounts authorized to be created by this section.

(D) Moneys which are accumulated for the purpose of public improvements, as set forth in subsection (A) hereof, shall be used only at the direction of the Council, and only for the purpose provided in the original ordinance establishing such account, unless their use for some other municipal purpose be authorized by a majority vote of the electors of the city who vote on the proposition to amend such ordinance to provide for a change in the use of the moneys in such account. After the purpose of any such account has been fulfilled, any balance remaining therein may be transferred by the Council to any other special account or to the general fund of the city.

(E) Moneys which are accumulated for the purpose of purchasing equipment, as set forth in subsection (A) hereof, shall be expended only for the purpose provided in the ordinance establishing any such account, or as such ordinance may be amended from time to time. When no longer required for such purpose, such moneys or any remaining part thereof, may be transferred to the general fund by resolution of the Council.

and

WHEREAS, the Charlotte City Council believes that it would promote fair, equitable, efficient, and good government to place an amendment of the Charter before the qualified electors of the City of Charlotte to amend Section 7.6 of Chapter 7 to provide that the City establish a Special Revolving Fund of Eight Hundred Thousand Dollars (\$800,000) that shall be used to finance public

improvements, or other uses if approved by the voters;

NOW, THEREFORE, BE IT RESOLVED that in accordance with 1909 PA 279, as amended, MCL 117.21, the Charlotte City Council hereby proposes that said Section 7.6 of Chapter 7 of the Charlotte City Charter be amended to read as follows:

SECTION 7.6. SPECIAL ACCOUNTS.

(A) Except as provided in subparagraph (F), the Council may, by ordinance, establish and maintain accounts for accumulating moneys to be used for acquiring, extending, altering, constructing, or repairing designated public improvements and for the purchase of equipment of any type needed for the operation or services of the city.

(B) Appropriations to such accounts may be made by the Council either in the annual appropriation resolution or, from time to time during the fiscal year, from available funds, from whatever source derived, which are not required for other appropriations or obligations of the city. Such accounts shall be continuing accounts and the balances therein at the end of each fiscal year shall remain a part thereof.

(C) At the end of each fiscal year, the Council may transfer any unencumbered balance or any part thereof into one or more of the accounts authorized to be created by this section.

(D) Moneys which are accumulated for the purpose of public improvements, as set forth in subsection (A) hereof, shall be used only at the direction of the Council, and only for the purpose provided in the original ordinance establishing such account, unless their use for some other municipal purpose be authorized by a majority vote of the electors of the city who vote on the

proposition to amend such ordinance to provide for a change in the use of the moneys in such account. After the purpose of any such account has been fulfilled, any balance remaining therein may be transferred by the Council to any other special account or to the general fund of the city.

(E) Moneys which are accumulated for the purpose of purchasing equipment, as set forth in subsection (A) hereof, shall be expended only for the purpose provided in the ordinance establishing any such account, or as such ordinance may be amended from time to time. When no longer required for such purpose, such moneys or any remaining part thereof, may be transferred to the general fund by resolution of the Council.

(F) (1) A special account is hereby established, entitled the "Revolving Fund Special Account" in the amount of Eight Hundred Thousand Dollars (\$800,000).

(2) The Revolving Fund Special Account may be used for said purposes as set forth in subparagraph (A) of this section and in addition, for any approved use by the voters.

(3) The Revolving Fund Special Account may be augmented by the allocation of miscellaneous revenues, if the revenues are not otherwise pledged or encumbered, by allocation of such funds raised by general taxation, by special assessments to fund the public expenditure, by funds provided by the State, or by gift.

(4) The monies which are accumulated in the Revolving Fund Special Account may be allocated by Council without interest for such public improvements or equipment as set forth

above; provided, however, the funds must be repaid by allocations made pursuant to subsection (F)(3) within ten years from the date of said initial allocation for the public improvement or equipment.

(5) The interest from investment earnings or interest from the extension of credit may be transferred by Council to the General Fund, and used as the Council deems fit, and said earnings or interest need not be repaid.

(6) If the Council proposes some other municipal purpose for some or all of said Revolving Fund Special Account, said use shall be prohibited unless the use be authorized by a majority vote of the electors of the City who vote on the proposition for use of said funds for such other municipal purpose. If approved by a majority of the electors, such monies shall be allocated to another special account as provided for in this section and after the purpose has been fulfilled, any balance remaining therein shall be returned to the Revolving Fund Special Account. The monies expended for the other municipal purpose shall also be repaid within ten years, as provided in subsection (F)(4).

BE IT FURTHER RESOLVED that the aforesaid proposition to amend Section 7.6 of Chapter 7 of the Charter shall be submitted to the electors of the City of Charlotte at the general election to be held in the City on November 7, 2017.

PROPOSED AMENDMENT TO SECTION 7.6

OF THE CHARLOTTE CITY CHARTER

Shall Section 7.6 of the City Charter be amended to create a Revolving Fund Special Account of Eight Hundred Thousand Dollars (\$800,000) to finance:

- 1) Public improvements and equipment purchases as determined by the City Council; and
- 2) Other uses as approved by the voters?

YES

NO

BE IT FURTHER RESOLVED that the City Clerk shall do and perform all acts required of said Clerk by the City Charter and the statutes of the State of Michigan in such case made and provided in regard to the registration of electors for said election, the giving of notice thereof, the giving of notice of such election, the preparation and furnishing of necessary ballots, the obtaining of necessary approval of this amendment by the Michigan Attorney General and Governor of the State of Michigan, and for the conduct of such election.

Mayor Pro-Tem Sanders moved, supported by Johnston to approve Resolution No. 2017-79 Revised Charter amendment revising Section 7.6 (4) to take out the section reading “with or without interest” as printed above. Carried. 7 Yes. 0 No.

B. CONSIDER APPROVAL OF RESOLUTION NO. 2017-80 TO SELL COMBS PARK PROPERTY TO ALRO STEEL CORP:

RESOLUTION NO. 2017-80

A RESOLUTION TO APPROVE A PURCHASE AGREEMENT BETWEEN THE CITY AND ALRO STEEL CORPORATION FOR THE SALE OF 3.85 ACRES IN THE COMBS INDUSTRIAL PARK

WHEREAS, the City owns parcels of property located in the Combs Industrial Park, described as Additional Area #1, Additional Area #2, Additional Area #3, and Additional Area #4 in the attached Exhibit “A,” and

WHEREAS, the City has received an offer to purchase said parcel for \$38,600 from Alro Steel Corporation which offer is contained in a proposed purchase agreement dated February 23, 2017; and

WHEREAS, the City finds that the property is not needed for corporate or public purposes; and

WHEREAS, the City Attorney has reviewed the proposed purchase agreement and has approved it as to form;

THEREFORE, BE IT RESOLVED that the City Council does hereby authorize the execution of the proposed purchase agreement and such other actions as are necessary to complete the sale of Additional Area #1, Additional Area #2, Additional Area #3 and Additional Area #4 as described in attached Exhibit “A” in accordance with its provisions and authorizes Mayor Timothy Lewis and City Clerk Ginger Terpstra to execute the purchase agreement and any other necessary documents on behalf of the City; and

BE IT FURTHER RESOLVED, that this Resolution supersedes and replaces resolution 2017-36 which shall be considered void and of no effect.

Council member Ridge moved, supported by Mitchell to approve Resolution No. 2017-80 to sell Combs Park Property to ALRO Steel Corp. as presented. Carried. 7 Yes. 0 No.

C. CONSIDER APPROVAL OF RESOLUTION NO. 2017-81 TO SELL PACKARD HIGHWAY PARCEL TO MICHELS CORP:

RESOLUTION NO. 2017-81

A RESOLUTION TO APPROVE A PURCHASE AGREEMENT BETWEEN THE CITY AND 2000 PTSK HOLDINGS LLC FOR THE SALE OF A 3.29 ACRE PARCEL ON PACKARD HIGHWAY IN THE COMBS INDUSTRIAL PARK

WHEREAS, the City owns a parcel of property located on Packard Highway in the Combs Industrial Park legally described as follows:

COM 502.2 FT W OF S 1/4 COR; W 287.31 FT; N 0D 10' 08" W 500 FT; E 287.31 FT; S 500 FT TO POB. SEC 6, T2N,R4W, CITY OF CHARLOTTE. 3.30 ACRES SEC.6, T2N,R4W, CITY OF

CHARLOTTE 1988 T.I.F.A. SPLIT ON 05/04/1999
FROM 200-006-300-210-00; and

WHEREAS, the City has received an offer to purchase said parcel for \$38,000 from 2000 PSTK Holdings LLC which offer is contained in a proposed purchase agreement dated February 23, 2017; and

WHEREAS, the City finds that the property is not needed for corporate or public purposes; and

WHEREAS, the City Attorney has reviewed the proposed purchase agreement and has approved it as to form;

THEREFORE, BE IT RESOLVED that the City Council does hereby authorize the execution of the proposed purchase agreement and such other actions as are necessary to complete the sale of Parcel #200-006-300-210-01 in accordance with its provisions and authorizes Mayor Timothy Lewis and City Clerk Ginger Terpstra to execute the purchase agreement and any other necessary documents on behalf of the City; and

BE IT FURTHER RESOLVED, that this Resolution supersedes and replaces resolution 2017-29 which shall be considered void and of no effect.

Councilmember Johnston moved, supported by Russo to approve Resolution No. 2017-81 to sell Packard Hwy. Parcel to Michels Corp. as presented. Carried. 7 Yes. 0 No.

D. CONSIDER APPROVAL OF RESOLUTION NO. 2017-77 REGARDING PAYMENT OF CLAIMS & ACCOUNTS:

RESOLUTION NO. 2017-77

A RESOLUTION TO APPROVE EXPENDITURES OF THE CITY

FOR JULY 24, 2017

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

WHEREAS, the July 7, 2017 payroll totaled \$143,532.98; and

WHEREAS, the June 2017 Bank of America credit card charges totaled \$5,489.19; and

WHEREAS, the July 24, 2017 claims total \$228,064.48;

THEREFORE, BE IT RESOLVED that the City Council approves claims and accounts for July 24, 2017 in the amount of \$377,086.65.

APPROVAL OF CLAIMS AND ACCOUNTS BY ROLL CALL

VOTE: Council member Ridge moved, supported by Sanders to approve Resolution 2017-77 for expenditures of the City for July 24, 2017 as presented. Carried. 7 Yes. 0 No.

ACTION ITEMS – RESOLUTIONS AND ORDINANCES:

A. CONSIDER APPROVAL OF SECOND READING OF RESOLUTION NO. 2017-71 FOR PURCHASE OF IN-CAR AND BODY CAM PANASONIC CAMERAS:

RESOLUTION NO. 2017-71

A RESOLUTION TO AUTHORIZE A CONTRACT WITH COMSOURCE, INC FOR THE PURCHASE OF PANASONIC IN-CAR VIDEO AND BODY WORN CAMERA SYSTEMS

WHEREAS, the Charlotte Police Department currently utilizes in-car recording equipment that is outdated in technology and function and is currently requiring repair that is cost prohibitive for old technology; and

WHEREAS, the Charlotte Police Department has utilized body worn cameras that are not compatible with current or any upgraded in-car recording equipment and software of like kind; and

WHEREAS, in the effort of the utmost transparency in the administration of law enforcement services to the community, the department has researched and tested for over a year all available quality manufactured in-car and body worn camera equipment either on the State of Michigan contract or through an independent source. The department has found a wide range of quality, pricing, compatibility and storage capacities and has determined that one manufacturer provides all equipment, hardware and software approved by testing, research and holds recommendation from the City's current Information Technology Consultant for purchase and long-term compatibility as well as approval by Eaton Central Dispatch for use with our in-car Panasonic computer tablets; and

WHEREAS, Digital Ally gave quote (\$ 43,844.00) without being able to match the long term storage solution and the lack of continual quality control of body-worn camera hardware; L3 Mobile Vision, Inc gave quote (\$51,373.00) and lacked quality, safety and ease of use in their entire system without adequate up-to-date storage solutions; Watch-Guard Video was unable to provide a body-worn camera with the size and battery life necessary for a daily shift and failed to answer three (3) requests for a quote; Axon Taser required a 5 year contract and was unable to provide an adequate in-car camera equipment solution with the highest quoted price (\$70,041.43); only ComSource Inc.-Panasonic brand offers quality and secure body worn camera devices and the best in-car camera solution, with software at a quoted price of \$65,649.00; and

WHEREAS, grant funded opportunities were researched and discussed with no viable options available, and the idea of mixing separate brands of equipment components were definitely not a suitable option; and

THEREFORE, BE IT RESOLVED that the Charlotte Police Department enter into a purchase agreement with ComSource Incorporated, the local provider for Panasonic in-car and body worn equipment, for five (5) in-car systems, sixteen (16) body-worn cameras, all licensing, software, chargers, installation, training and 5 year warranty in the amount of \$65,649.00. This product is not listed on the MiDeal State of Michigan contract quotes options.

Council member Russo moved, supported by Johnston to approve the second reading and adoption of Resolution No. 2017-71 for purchase of In-Car and Body Cam Panasonic cameras as presented. Carried. 7 Yes. 0 No.

B. CONSIDER APPROVAL OF SECOND READING OF RESOLUTION NO. 2017-76 RE: COUNCIL POLICY NO. 2017-01 RETIREE HEALTH INSURANCE:

RESOLUTION NO. 2017-76

A RESOLUTION TO ADOPT COUNCIL POLICY 2017-01 REGARDING RETIREE HEALTH INSURANCE

WHEREAS, the City Council adopted Council Policy 2010-04 regarding health insurance benefits provided to certain employees and retirees; and

WHEREAS, concerns regarding the cost of said benefits warrant changes to the policy;

THEREFORE, BE IT RESOLVED that the City Council does hereby adopt Council Policy 2017-01 regarding retiree health insurance replacing Council Policy 2010-04; and

BE IT FURTHER RESOLVED, that the City Clerk will assist retirees affected by the policy change in transitioning from group coverage to individual coverage for health insurance as expeditiously as possible but in any case not later than December 31, 2017.

Council Policy No. 2017-01 Retiree Health Insurance

1. PURPOSE

The purpose of this policy is to describe the manner in which post-employment health insurance benefits will be provided to current and future retirees.

2. AUTHORITY

This policy is adopted pursuant to Section 6.18 of the Charter of the City of Charlotte.

3. BENEFITS SUBJECT TO CHANGE

Except to the extent that such benefits are provided pursuant to a collective bargaining agreement or other employment agreement, post-employment health insurance benefits are subject to change without notice.

4. HEALTH INSURANCE DEFINED

When used in this policy, the term “health insurance” is defined to mean a program of insurance providing coverage for hospitalization and medical care, physician office service, surgery, prescription drugs and the like. It does not include insurance for dental or vision benefits.

5. BENEFITS FOR CERTAIN EMPLOYEES WHO RETIRED BETWEEN MAY 26, 1987 AND JULY 1, 2017 AND FOR ONE NAMED EMPLOYEE.

5.1 Commencing July 1, 2017, City employees who retired between May 26, 1987 and July 1, 2017 who are currently receiving health insurance benefits paid in whole or in part by the City will receive health insurance benefits or Health Reimbursement Arrangement (HRA) payments from the City subject to the following provisions:

5.1.1 Benefits shall be provided to retired employees and to their legal spouses as of the date of their retirement.

5.1.2 The City shall pay a percentage of the premium for group health insurance benefits for eligible retired employees and their spouses until the retired employee is eligible to receive Medicare benefits in accordance with the following table:

Years Service	%	Years Service	%	Years Service	%
10	50	19	68	28	86
11	52	20	70	29	88
12	54	21	72	30	90
13	56	22	74	31	92
14	58	23	76	32	94
15	60	24	78	33	96
16	62	25	80	34	98
17	64	26	82	35	100
18	66	27	84	35+	100

5.1.3 When the retired employee is eligible to receive Medicare benefits, City payment of premiums for group health insurance coverage shall cease. The City Clerk shall assist retired employees in making the transition to individual Medicare Advantage or similar policies of so-called “Medigap” coverage, if they desire. The City shall

pay into a Health Reimbursement Arrangement (HRA) account the same percentage of \$500 per month for the retired employee and \$500 per month for the retiree’s covered spouse, if applicable, as provided in paragraph 5.1.2. These HRA contributions shall be used for payment of health insurance premiums and other eligible medical expenses.

5.1.3.1 From time to time, the City Council may increase or decrease the amount contributed to HRA accounts to reflect changes in health insurance premium costs.

5.1.4 City payment of premiums or contributions to an HRA account shall cease the first day of the month that falls not less than thirty (30) days following the death of the retiree.

5.1.5 Those retired employees for whom the City pays less than one hundred percent (100%) of the premium for health insurance coverage shall place on deposit with the City an amount equal to one month’s premium. Said employees shall also be obligated to pay their share of the premiums one month in advance. If a retired employee is delinquent by more than thirty (30) days, his/her City health insurance coverage shall be terminated.

5.1.6 If for any reason a retired employee discontinues his/her health insurance, or if his/her health insurance is discontinued for non-payment of his/her share of premiums or because the employee obtains other group health coverage other than Medicare, coverage will not be reinstated for any reason.

5.2 The payments provided for pursuant to this paragraph shall not be applicable to any retiree whose spouse is employed by the City until such time as the spouse is no longer receiving group health insurance benefits paid by the City.

5.3 In recognition of commitments made to him in the course of his employment, the provisions of this paragraph shall be applicable to David Brown upon his retirement.

6. BENEFITS FOR EMPLOYEES WHO WERE HIRED OR PROMOTED INTO CERTAIN POSITIONS AFTER APRIL 1, 2000.

Effective July 1, 2010, in lieu of providing post-employment health insurance benefits to persons hired or promoted into certain positions after April 1, 2000, the City shall make a lump sum payment into a Retirement Health Savings plan in accordance with the provisions of the following subparagraphs:

6.1 Annual payments will be made in the amounts listed in the following table:

Position	Percent of Base Salary	Position	Percent of Base Salary
Police Chief	5%	Police Lieutenant	3%
Fire Chief	5%	DPW Foreman	3%
City Treasurer	5%	Utilities Super.	3%
City Clerk	5%	DPW Asst. Foreman	1.5%
DPW Director	5%	Utilities Asst. Super.	1.5%
		Comm. Dev. Dir.	3%

6.1.1 The table above represents those positions that are classified as “exempt” pursuant to the Fair Labor Standards Act and were filled on May 10, 2010 except for the position of city manager. Should any of these positions later be classified as “non-exempt,” payments into the Retirement Health Savings plan for that individual shall cease. If additional exempt positions are created or currently vacant exempt positions are filled, the city manager and city clerk shall determine the appropriate Retirement Health Savings payment amount for those positions.

6.2 An annual lump sum payment shall be made on each anniversary of employment reached after July 1, 2010 in a position listed in paragraph 6.1. If an employee is promoted from one position in paragraph 6.1 to another position in paragraph 6.1 that is eligible for a higher payment, he/she shall receive a pro rata payment based on the number of completed months of service in the former position, which payment shall be on the anniversary date of employment in the former position. If an employee is demoted from one position in paragraph 6.1 to another position in paragraph 6.1 that is eligible for a lower payment or to a position not included in paragraph 6.1, he/she shall receive a pro rata payment based on the number of completed months of service in the former position, which payment shall be made on the anniversary date of employment in the former position. No pro-rata payments shall be made if employment is terminated for any reason prior to the employee’s anniversary date of employment.

6.3 If an employee performs the duties of more than one position listed in paragraph 6.1, he/she shall receive a single annual payment equal to that of the position receiving the highest annual payment.

6.4 If the city manager also performs the duties of one of the positions in paragraph 6.1, he/she shall not be entitled to receive the payment associated with that position unless such payment is made pursuant to the provisions of an employment agreement.

7. BENEFITS OF CERTAIN OTHER EMPLOYEES.

Those employees receiving post-employment health insurance benefits pursuant to a special agreement or arrangement shall receive benefits in accordance with those provisions of paragraphs 5 or 6 that are most nearly applicable to their specific situations and circumstances.

8. OTHER EMPLOYEES ELIGIBLE TO RECEIVE POST-EMPLOYMENT GROUP HEALTH INSURANCE COVERAGE.

Those employees eligible to remain on the City's group health insurance plan shall place on deposit with the City an amount equal to one month's premium. Said employees shall also be obligated to pay their premiums one month in advance. If a retired employee is delinquent by more than thirty (30) days, his/her City health insurance coverage shall be terminated. Group health insurance shall also be terminated when an employee reaches age 65.

9. POLICIES REPLACED

This policy replaces and supersedes the provisions of Council resolutions adopted on May 26, 1987 and February 28, 2000. This policy also supersedes any provisions of the City's personnel rules and regulations that address post-employment health insurance coverage.

10. EFFECTIVE DATE

This policy shall be effective upon its adoption by the City Council.

Mayor Pro-Tem Sanders moved, supported by Russo to approve the second reading of Council Policy No. 2017-01 Retiree Health Insurance as presented. Carried. 4 Yes. (Sanders, Johnston, Russo, Lewis) 2 No. (Ridge, Mitchell) Abstain (Bahmer)

C. CONSIDER APPROVAL OF SECOND READING OF RESOLUTION NO. 2017-74 TO APPROVE CHANGE ORDER AND AUTHORIZE PAYMENT TO ROWE INC. REGARDING PAYMENT FOR TENNIS COURT ENGINEERING:

RESOLUTION NO. 2017-74

A RESOLUTION TO APPROVE CHANGE ORDER #1 AND PAYMENT FOR ROWE PSC FOR THE TENNIS COURT PROJECT

WHEREAS, the Tennis Court Project contract was awarded to Rowe PSC by City Council on May 26, 2015 in the amount of \$9,200.00; and

WHEREAS, the due to several changes outlined in a letter from Rowe dated June 22, 2017, additional costs were incurred; and

WHEREAS, Rowe PSC has spent \$14,350.00 on the project design with administration approving the additional work in an effort to get the courts constructed in a timely manner; and

WHEREAS, Rowe PSC has offered to write off part of their costs and only request compensation in the amount of \$11,449.00; and

WHEREAS, progress payments to date for the Tennis Court Project totaling \$9,725.00 have been approved by the City Council.

THEREFORE, BE IT RESOLVED that the City Council authorizes contract Change Order #1 in the amount of \$2,249.00 and the Final Payment to Rowe PSC in the amount of \$1,724.00.

Council member Russo moved, supported by Johnston to approve the second reading and adoption of Resolution No. 2017-74 to approve change order and authorize payment to Rowe Inc. regarding payment for Tennis Court engineering as presented. Carried. 6 Yes. (Lewis, Ridge, Russo, Mitchell, Johnston, Sanders) 1 No. (Bahmer)

D. CONSIDER APPROVAL OF SECOND READING OF RESOLUTION NO. 2017-75 TO AUTHORIZE THE REPAIR OF PUMP FOR TIRRELL LIFT STATION:

RESOLUTION NO. 2017-75

A RESOLUTION TO AUTHORIZE THE REPAIR OF A PUMP FOR THE TIRRELL LIFT STATION

WHEREAS, the Tirrell Lift Station is the largest sewage pump station in the City; and

WHEREAS, the pump was initially installed in 1979 and due to the age of the pump, parts are not readily available; and

WHEREAS, there are three pumps in the lift station; and

WHEREAS, the pump was removed due to excessive wear and vibration; and

WHEREAS, the pump and taken to Dubric for evaluation as they are the company that has worked on all three pumps from the Tirrell Lift Station; and

WHEREAS, the initial estimate from Dubric to fix the pump was \$1,997.26; and

WHEREAS, once disassembled, Dubric found more pump damage than was expected, and the cost to fix the pump is \$7,772.54; and

WHEREAS, an option to fabricate a new seal sleeve to replace the worn out sleeve is \$670.52 which we will have Dubric perform; and

WHEREAS, an option to fabricate a new thrust bearing housing was presented, but staff was able to find parts from another vendor that will cost less than having Dubric fabricate the worn out part; and

WHEREAS, the estimated cost of a new pump is approximately \$35,000.00; and

WHEREAS, we feel that this pump will continue to serve us well if it is rebuilt.

THEREFORE, BE IT RESOLVED That the City Council approve repair of the Tirrell Lift Station pump by Dubric in the amount of \$8,443.06 and it be paid for from the Water and Sewer Fund reserves.

Mayor Pro-Tem Sanders moved, supported by Russo to approve the second reading and adoption of Resolution No. 2017-75 to authorize the repair of pump for Tirrell Lift Station as presented. Carried. 7 Yes. 0 No.

INTRODUCTION OF RESOLUTIONS AND ORDINANCES:

A. CONSIDER FIRST READING OF RESOLUTION NO. 2017-78 CHARLOTTE FRONTIER DAYS:

RESOLUTION NO. 2017-78

A RESOLUTION AUTHORIZING VARIOUS ACTIVITIES FOR THE

2017 CHARLOTTE FRONTIER DAYS CELEBRATION

WHEREAS, the Frontier Days Festival is a community based, organized event that is to be held September 6 through the 10, 2017; and

WHEREAS, the Charlotte Frontier Days Festival Committee is responsible for organizing events that contribute to community wide fellowship, benevolence, and welfare; and

WHEREAS, the Committee in conjunction with the Chief of Police and DPW Director, have planned the Charlotte Frontier

Days Parade and other events that require use and closure of certain public streets and right of ways; and

WHEREAS, the Committee has requested that the Charlotte City Council approve the following requests and conditions:

CLOSURE OF STREETS

1. Closure to through traffic from 6:00 a.m. to 1:00 p.m. on Saturday, September 9, 2017:
West Lovett from Cochran to Bostwick
East Lovett from Cochran to Pleasant Seminary from Cochran to Pleasant Krebs Ct. from Cochran to Horatio
Henry from Cochran to Pleasant
Warren from Cochran to Pleasant
Shaw from Cochran to Pleasant
Oliver from Lawrence to Horatio
Horatio from Oliver to Shepherd
Washington from Lawrence to Seminary
With one side of above-mentioned street remaining open for emergency vehicle access.
2. The Committee will provide for street closure signing as per the Michigan Manual of Uniform Traffic Devices for the above streets, except for Horatio. The city will supply closing signs for Horatio at Shepherd and Lawrence.
3. The Committee requests E. Lovett from Cochran to Washington closed on Friday, September 8, after 6:00 p.m. to Saturday, September 9, at 6:00 p.m. for placement of a "Reviewing Stand" east of the Cochran intersection and for special events.
4. The Committee requests Cochran from Lawrence south to Fourth Street be closed from 9:30 a.m. Saturday, September 9, until 1 p.m. Saturday, September 9 for a parade and as approved by the Michigan Department of Transportation Permit.

PARADE – SEPTEMBER 9, 2017

1. The Department of Public Works shall be responsible for placement of the required "NO PARKING" signs at 5:00

- a.m., Saturday, September 9, 2017, along the parade assembly area as well as Third Street, Fourth Street and the 100 Block of W. Stoddard Street or as designated by the Charlotte Police Department.
2. The Committee will provide parade marshals near the street closure locations to assist with traffic.
 3. The Committee requests that the Charlotte Police Department provide assistance for the parade on September 9, and further assistance will be provided by parade marshals, with the route and detour of the parade and time being provided to the Charlotte Police at the earliest opportunity.
 4. The Committee will rope the parade route and display “No Parking” signs on the morning of the parade between 5:00 a.m. and 6:00 a.m. and remove them immediately after the parade.
 5. Due to the parade route no parking will be allowed on Third Street, both on the East and West side of the fairgrounds.

OTHER REQUESTS

1. Council gives special approval for the use of Eatron Trolley pickup signs placed in the right-of-way where necessary.
2. The Committee will provide “No Parking” signs for the above streets except for Horatio, which the city will provide the “No Parking” signs.
3. The Committee will provide, for approval, to the Chief of Police, a completed liquor license application for the saloon.
4. Hayes Green Beech Hospital in cooperation with the Committee will organize and hold a “5k Race” on Saturday morning, September 9, 2017. The race will begin in the 200 Block of N. Oliver Street, follow the parade route, circle through Bennett Park and return to finish on Lawrence Avenue near Pleasant Street.
5. That the City Department of Public Works install event signs to be placed in the right of way on S. Cochran South bound, North of Third Street (60” x 18”), North bound South of Third Street (48” x 6”), and North bound, South of tennis court/fairgrounds entrance (60” x 18”).

6. Grant the entire use of Bennett Park, south of the river, for the 18th Century Living Encampment as in the past years and in front of footbridge to history camp. Also include the Battle Creek River for a Rotary Duck Drop and to request use of the pavilion, which was rented for event weekend.
7. The Committee will provide several kids’ activities and a petting zoo, at the Eaton County Fairgrounds from September 9 through September 10, 2017.
8. The Committee will host a teen dance on the fairgrounds. The dance will be held in a barn with the Volunteers in Policing from Eaton County as well as parents chaperoning the event. This event will take place Saturday September 9, 2017.
9. Grant the use of the back entrance into the fairgrounds camping area located adjacent to the waste water treatment plant, for the entrance and exit of campers and their vehicles and for access on and off the grounds Saturday, September 9, during the 5k race and the parade (9:30 a.m. to 1:00 p.m.)
10. That the following area be designated as “No Parking”: All four sides of the 1885 Courthouse block which includes East bound Harris, South bound Cochran, West bound Lawrence, and North bound Bostwick and the North side of 100 and 200 blocks of West Harris, with a portion of N. Bostwick Avenue reserved for handicapped parking. The “No Parking” signs will be placed around the square as coordinated by the Charlotte Police Department and the Arts and Craft Chairman with signing to be provided by the Arts and Crafts Committee.
11. Permission to place arts and crafts in the parkway around Courthouse square boarded by Cochran, Lawrence, Bostwick, and Harris streets under the direction of the Charlotte Police Department in accordance with a layout map provided.
12. A license will be granted to Charlotte Frontier Days, Inc. to be the designated agent for all solicitor licenses in the City of Charlotte during the Frontier Days Celebration from

September 6 through September 10, 2017, per City Code, Chapter 46, and Section 2.

WHEREAS, the City Council of the City of Charlotte determine these temporary street closings and other requests are in the best interest of the City.

WHEREAS, the City of Charlotte may require payment for in kind services to cover the costs of overtime labor and equipment charges used in conjunction with this special event.

NOW, THEREFORE BE IT RESOLVED, that these street closures at the specified times and the other requests be granted with the exception that the location of the reviewing stand for the parade shall be on West Lovett Street so as to avoid damaging newly installed asphalt; and

BE IT ALSO RESOLVED, that the Department of Public Works will provide the requested barricades and signs for street closings and parking.

Council member Johnston moved, supported by Ridge to approve the first reading of Resolution No. 2017-78 Charlotte Frontier Days as presented. Carried. 7 Yes. 0 No.

B. CONSIDER FIRST READING OF RESOLUTION NO. 2017-82 APPROVING MDOT CONTRACT NO. 2017-0564:

RESOLUTION NO. 2017-82

A RESOLUTION TO APPROVE MDOT CONTRACT NO. 2017-0564 FOR A FEDERAL/STATE/LOCAL AIRPORT PROJECT UNDER THE BLOCK GRANT PROGRAM

WHEREAS, the City of Charlotte constructed a 10-Unit T-Hangar during Fiscal Year 2013-2014; and

WHEREAS, the City of Charlotte initially paid for this hangar using local funds only; and

WHEREAS, the City of Charlotte is ultimately responsible for only ten (10) percent of the cost of this project; and

WHEREAS, the Federal Aviation Administration and Michigan Department of Transportation are reimbursing the City of

Charlotte for their shares of this project under the Block Grant Program; and

WHEREAS, the City of Charlotte desires to enter into a contract with the Michigan Department of Transportation, known as Contract No. 2017-0564, for Reimbursement No. 3 for this project; and

WHEREAS, the amount of Reimbursement No. 3 is \$137,832.00.

THEREFORE, BE IT RESOLVED the City Council of the City of Charlotte hereby authorizes the execution of MDOT Contract No. 2017-0564 for Reimbursement No. 3.

Council member Ridge moved, supported by Johnston to approve the first reading of Council Policy No. 2017-82 approving MDOT Contract No. 2017-0564 as presented. Carried. 7 Yes. 0 No.

C. CONSIDER FIRST READING OF RESOLUTION NO. 2017-83 SIGNATORY AUTHORIZATION – JULY 2017:

RESOLUTION 2017-83

AUTHORIZING CITY OF CHARLOTTE SIGNATORIES FOR MDOT CONTRACT NO 2017-0564

WHEREAS, the City of Charlotte is entering into an agreement with the Michigan Department of Transportation for the reimbursement of expenses associated with the construction of a 10-Unit T-Hangar; and

WHEREAS, that agreement is also known as MDOT Contract No. 2017-0564; and

WHEREAS, the Michigan Department of Transportation requires the City Council to specifically name those official authorized to execute the agreement..

THEREFORE, BE IT RESOLVED that City of Charlotte Mayor Tim Lewis and City of Charlotte Clerk Ginger Terpstra are hereby authorized by the City Council of the City of Charlotte to act as signatories for this agreement, MDOT Contract No. 2017-0564.

Mayor Pro-Tem Sanders moved, supported by Johnston to approve the first reading of Resolution No. 2017-83 Signatory

Authorization – July 2017 as presented. Carried. 7 Yes. 0 No.

D. CONSIDER FIRST READING OF RESOLUTION NO. 2017-84 AUTHORIZING SUPPORT DOCUMENT EXECUTION – JULY 2017:

RESOLUTION 2017-84

AUTHORIZING CITY OF CHARLOTTE SIGNATORIES FOR MDOT CONTRACT NO 2017-0564

WHEREAS, the City of Charlotte is entering into an agreement with the Michigan Department of Transportation for the reimbursement of expenses associated with the construction of a 10-Unit T-Hangar; and

WHEREAS, that agreement is also known as MDOT Contract No. 2017-0564; and

WHEREAS, the Michigan Department of Transportation requires the City Council to specifically name those official authorized to execute the agreement..

THEREFORE, BE IT RESOLVED that City of Charlotte Mayor Tim Lewis and City of Charlotte Clerk Ginger Terpstra are hereby authorized by the City Council of the City of Charlotte to act as signatories for this agreement, MDOT Contract No. 2017-0564.

Council member Johnston moved, supported by Mitchell to approve the first reading of Resolution No. 2017-84 authorizing support document execution – July 2017 as presented. Carried. 7 Yes. 0 No.

E. CONSIDER FIRST READING OF RESOLUTION NO. 2017-85 CERTIFIED GRANT ADMINISTRATOR RFP:

RESOLUTION NO. 2017-85

A RESOLUTION TO APPROVE THE CHOICE OF REVITALIZE, LLC AS CERTIFIED GRANT ADMINISTRATOR FOR THE BEACH MARKET

RENOVATION COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT

WHEREAS, the City of Charlotte will be undertaking a Community Development Block Grant project to restore and renovate the historic Beach Market; and

WHEREAS, the City of Charlotte is required to select and retain the services of a Certified Grant Administrator for this project; and

WHEREAS, the City of Charlotte has undertaken a fair and open selection process to choose from among those certified to administer this grant; and

WHEREAS, the results of the selection scoring criteria were in favor of Revitalize, LLC; and

WHEREAS, the City of Charlotte administrative review identified no disqualifying information in the Revitalize, LLC proposal.

THEREFORE, BE IT RESOLVED that the City of Charlotte hereby selects Revitalize, LLC as the Certified Grand Administrator for the Beach Market Renovation project ; and

BE IT FURTHER RESOLVED that City of Charlotte staff are hereby authorized to negotiate a formal agreement with Revitalize, LLC for its services.

Council member Ridge moved, supported by Russo to approve the first reading of Resolution No. 2017-85 CGA RFP as presented. Carried. 7 Yes. 0 No.

COMMUNICATIONS AND COMMITTEE REPORTS

CITY ATTORNEY REPORT: None.

CITY MANAGER REPORT: City Manager Guetschow reported that the Lovett Street reconstruction project is underway. A meeting was held last Wednesday regarding a downtown Subarea Plan. The Edmond Senior Apartments have received approval for the tax credits. There will be repair to a county drain on Shepherd and Mikesell Streets in the near future.

COUNCILMEMBER COMMITTEE REPORTS:

- Councilmember.Ridge stated that Charlotte Area Recreation Co-op continues to work on the five year plan. There will be a grant application available in August and awarded in September.

PUBLIC COMMENT: Irene Jewett, 815 N. Sheldon, thanked council for retaining the Retiree Council policy as proposed.

Deb Granger, 2508 E. Five Point Hwy., stated that if the entire amount of the HRA is not used by the employee it is retained by the city.

Jim Marry, Canadian Lakes, thanked council for approving the council policy as written.

MAYOR AND COUNCIL COMMENTS:

- Council member Johnston thanked everyone for attending and sharing their concerns.
- Council member Ridge thanked everyone for their communications with council on the retiree policy. She stated that the Recreation Co-op grant is available for anyone interested.
- Mayor Pro-Tem Sanders thanked everyone for attending.
- Mayor Lewis appreciates everyone coming out. He stated that “Tim Talks” will continue after the next meeting and the new Chamber Director will be joining him.
(Below added in August 14, 2017 minutes)
- Council member Bahmer would like to add **“The retiree issue is an interesting issue and it had kinda been some dialogue back and forth before then but essentially it was intriguing to hear the fiscal responsibility to be used on this particular issue rather than in the past certain other items that where council has actually has demonstrated responsibility in cutting waste as a crutch to justify revoking the retiree health benefits. Basically I think it was I believe I brought up the \$16,000.00 figure that was contemplated to be saved by reducing the cities HRA contribution was substantially smaller than the amount**

that was saved by the city not approving the tennis court expenditure”

- Council member Mitchell would like to add **“I misread that proposal and didn’t really know what a no vote or a yes vote meant. What I really want to say is that I don’t believe in changing a signed document and agreement after the fact just to save a few dollars for the city”**

Councilmember Johnston moved, second by Sanders to adjourn at 7:47 p.m. Carried. 7 Yes. 0 No

Mayor Tim Lewis

Ginger Terpstra, City Clerk, CMMC