

**COUNCIL PROCEEDINGS**  
**Regular Meeting**  
**September 25, 2017**

**CALL TO ORDER:** By Mayor Lewis on Monday, September 25, 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 Pastor Victor Williams, New Hope Community Church, followed by the Pledge of Allegiance.

**APPROVAL OF MINUTES FOR REGULAR MEETING OF SEPTEMBER 11, 2017:** Council member Ridge moved, supported by Mitchell to approve the regular meeting minutes of September 11, 2017, as presented. 7 Yes. 0 No.

**ABSENT:** None.

**PUBLIC HEARINGS:**

**A. PUBLIC HEARING ORDINANCE AMENDMENT REGARDING ALCOHOL IN CITY PARKS:**

**Public Hearing Opened: 7:01 P.M.**

**Bryan Myrkle**, 126 E. Seminary, resident and committee member of Nordic Fire Festival, explained the reason for requesting this ordinance amendment.

**Public Hearing Closed: 7:04 P.M.**

**B. PUBLIC HEARING SIDEWALK SNOW REMOVAL SUNSET DATE:**

**Public Hearing Opened: 7:04 P.M.**

**No Comment.**

**Public Hearing Closed: 7:04 P.M.**

**C. PUBLIC HEARING ORDINANCE AMENDMENT RE: SUGAR MILL APARTMENTS SERVICE CHARGE:**

**Public Hearing Opened: 7:05 P.M.**

**Stephen Werth**, representing Sugar Mill Apartments, explained the reason for asking for the Ordinance Amendment so that it would coincide with the charge that the new Edmond Senior project is receiving.

**Public Hearing Closed: 7:07 P.M.**

**PUBLIC COMMENT:** **Joe Fox**, 160 N. Chester Rd., Charlotte, explained that the request for fireworks on October 13<sup>th</sup> is to honor senior students for senior night. He invited everyone to attend.

**Dillon Rush**, 1565 Brookfield Rd., Charlotte, expressed gratitude for the contributions made toward Charlotte Rising and thanked Council for showing dedication.

**Joey Pray**, 316 W. Seminary, Charlotte, Chairman of Charlotte Rising, explained the developing plans for projects with Charlotte Rising. There are many projects in the works.

**Bob Pflibsen**, Kalamazoo, spoke in regards to agenda Item 12(f) stated that he believes it would be cheaper for the City to purchase the truck mounted combination sewer cleaner without going through the competitive bid process would be a cheaper option for the City.

**Ben Phlegar**, 425 Horatio, stated concerns over the City Councils disregard to the Planning Commission's recommendation regarding the Dairy Queen zoning change.

**APPROVAL OF AGENDA:**

Mayor Pro-Tem Sanders moved, supported by Ridge to approve the agenda as presented. Carried. 7 Yes. 0 No.

**SPECIAL PRESENTATIONS:** None.

**EXPEDITED RESOLUTIONS AND ORDINANCES**

**A. CONSIDER APPROVAL OF RESOLUTION NO. 2017-100 TO AUTHORIZE VOTE FOR MML BOARD OF DIRECTORS:**

**RESOLUTION NO. 2017-100**

**A RESOLUTION AUTHORIZING TO VOTE ON OFFICIAL BALLOT FOR DIRECTORS TO THE MICHIGAN MUNICIPAL LEAGUE LIABILITY & PROPERTY POOL**

**WHEREAS**, there are four Director positions open with three year terms beginning January 1, 2018 for the Michigan Municipal Liability and Property Pool; and

**WHEREAS**, Jason Eppler, City Manager, City of Ionia, Ken Hibl, City Manager, City of Clare, Sue Osborn, Mayor, City of

Fenton and Jean David Post, Village Manager, Village of Hillman are seeking re-election; and

**THEREFORE, BE IT RESOLVED** that the City Clerk be authorized, by action of this governing body, to cast and mail a vote for the above persons to serve as Director of the Michigan Municipal League Liability & Property Pool.

Council member Ridge moved, supported by Johnston to approve Resolution No. 2017-100 to authorize vote for MML Board of Directors as presented. Carried. 7 Yes. 0 No.

**B. CONSIDER APPROVAL OF RESOLUTION NO. 2017-103 APPLICATION FOR A FIREWORKS DISPLAY:**

**RESOLUTION NO. 2017-103**

**A RESOLUTION TO APPROVE AN APPLICATION FOR A FIREWORKS DISPLAY AT CHARLOTTE PUBLIC SCHOOLS ON OCTOBER 13, 2017**

**WHEREAS**, the City has received an application for a permit for a fireworks display to be held at the Charlotte Public Schools baseball diamond on October 13, 2017; and

**WHEREAS**, the application has been reviewed by Fire Department personnel and a determination has been made that the pyrotechnic operator and location meet the department's requirements for a fireworks display;

**THEREFORE, BE IT RESOLVED** that the City Council does hereby approve the application for a fireworks display at the Charlotte Public Schools baseball diamond on October 13, 2017 and authorizes the City Clerk to execute the application on behalf of the City.

Mayor Pro-Tem Sanders moved, supported by Mitchell to approve Resolution No. 2017-103 application for a fireworks display as presented. Carried. 7 Yes. 0 No.

**C. CONSIDER APPROVAL OF RESOLUTION NO. 2017-101 REGARDING PAYMENT OF CLAIMS & ACCOUNTS:**

**RESOLUTION NO. 2017-101**

**A RESOLUTION TO APPROVE EXPENDITURES OF THE CITY**

**FOR SEPTEMBER 25, 2017**

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

**WHEREAS**, the September 15, 2017 payroll totaled \$165,101.68; and

**WHEREAS**, the August 2017 Bank of America credit card charges totaled \$4,190.50; and

**WHEREAS**, the September 25, 2017 claims total \$209,427.52;

**THEREFORE, BE IT RESOLVED** that the City Council approves claims and accounts for September 25, 2017 in the amount of \$378,719.70.

**APPROVAL OF CLAIMS AND ACCOUNTS BY ROLL CALL**

**VOTE:** Council member Ridge moved, supported by Russo to approve Resolution 2017-101 for expenditures of the City for September 25, 2017 as presented. Carried. 7 Yes. 0 No.

**ACTION ITEMS – RESOLUTIONS AND ORDINANCES:**

**A. CONSIDER APPROVAL OF RESOLUTION NO. 2017-**

**93 TO APPROVE PURCHASE OF TWO VARIABLE FREQUENCY DRIVES FOR LANSING PUMP STATION:**

**RESOLUTION NO. 2017-93**

**A RESOLUTION TO AUTHORIZE THE PURCHASE OF TWO VARIABLE FREQUENCY DRIVES FOR LANSING PUMP STATION**

**WHEREAS**, DPW was contacted by Consumers Energy regarding the power factors at the Lansing Pump Station and pending penalties for usage patterns; and

**WHEREAS**, it was determined that the neither of the two 30 hp pumps were equipped with a soft start or variable frequency drive (VFD) to soften the peak electrical loads; and

**WHEREAS**, the VFD's would allow the pumps to run more efficiently and avoid penalties from Consumers Energy; and

**WHEREAS**, the City is eligible for a Consumers Energy rebate of up to \$7,500 for the two VFD's required for the pump station; and

**WHEREAS**, quotes were solicited and the two equipment suppliers who submitted quotes were Edwards Industrial Sales, and J.P. Motors & Drives, Inc.

**WHEREAS**, Edwards Industrial Sales submitted the lowest quote in the amount of \$6,826.00 to provide the two VFD's, cabinets and other miscellaneous materials required for the proper installation.

**THEREFORE, BE IT RESOLVED** That the City approve the purchase of two VFDs from Edwards Industrial Sales, Inc. with funds in the Water and Sewer Fund reserves and that

any rebates from Consumers Energy be applied to same account.

Council member Johnston moved, supported by Ridge to approve Resolution No. 2017-93 to approve purchase of two variable frequency drives for Lansing Pump Station as presented. Carried. 7 Yes. 0 No.

**B. CONSIDER APPROVAL OF RESOLUTION NO. 2017-94 TO APPROVE CONTRACT FOR CLEANING WELL #6:**

**RESOLUTION NO. 2017-94**

**A RESOLUTION TO AUTHORIZE A CONTRACT WITH PEERLESS MIDWEST, INC. FOR SERVICES RELATED CLEANING AND INSPECTION OF WELL #6**

**WHEREAS**, the specific capacity of production wells diminish over time and need to be cleaned to restore their efficiency; and  
**WHEREAS**, the last preventative maintenance to Well # 6 was in 2014 when it was cleaned, televised and tested; and  
**WHEREAS**, Peerless Midwest, Inc. has installed and performed maintenance on the City wells satisfactorily in the past; and  
**WHEREAS**, any pump repairs identified during the cleaning and inspection will be performed under a separate time and material contract also approved by this resolution; and  
**WHEREAS**, Peerless Midwest, Inc. submitted the lowest quote in the amount of \$9,900.00 to clean Well #6 per the specifications prepared by the Department of Public Works.  
**THEREFORE, BE IT RESOLVED** That the City enter into a contract with Peerless Midwest, Inc. to provide the above

mentioned services and that the Mayor or Clerk be directed to sign said contract on behalf of the City.

Mayor Pro-Tem Sanders moved, supported by Russo to approve the Resolution No. 2017-94 to approve contract for Cleaning Well #6 as presented. Carried 7 Yes. 0 No.

**C. CONSIDER APPROVAL OF RESOLUTION NO. 2017-95 TO APPROVE THE REPLACEMENT OF TRICKLING FILTER MAST AT THE WWTP:**

**RESOLUTION NO. 2017-95**

**A RESOLUTION TO AUTHORIZE THE REPLACEMENT OF TRICKLING FILTER MAST AT THE WASTEWATER TREATMENT PLANT**

**WHEREAS**, the center masts of the trickling filters are an essential component for the proper distribution of water throughout the trickling filters allowing the plant to meet its permit requirements; and  
**WHEREAS**, the north trickling filter mast was replaced in 2014 and the south trickling filter mast has now deteriorated to a point that it needs to be replaced; and  
**WHEREAS**, the center mast of the south trickling filter will be replaced with the refurbished mast from the north trickling filter; and  
**WHEREAS**, sealed bids were received for the project ranged from \$21,900.00 to \$26,950.00; and  
**WHEREAS**, the lowest responsible bidder was Franklin Holwerda Company of Wyoming, MI in the amount of \$21,900.00.

**THEREFORE, BE IT RESOLVED** That the City Council approve the replacement of the trickling filter mast by Franklin Holwerda Company and it be paid for from the Water and Sewer Fund.

**Council member Russo moved, supported by Mitchell to approve the Resolution No. 2017-95 to approve the replacement of Trickling Filter Mast at the WWTP as presented. Carried 7 Yes. 0 No.**

**D. CONSIDER APPROVAL OF RESOLUTION NO. 2017-96 TO AUTHORIZE A CONTRACT WITH RCL CONSTRUCTION FOR FERRIC CHLORIDE RELOCATION PROJECT:**

**RESOLUTION NO. 2017-96**

**A RESOLUTION TO AUTHORIZE A CONTRACT WITH RCL CONSTRUCTION FOR THE FERRIC CHLORIDE RELOCATION PROJECT**

**WHEREAS**, the Ferric Chloride Relocation Project is provided for in the FY 17-18 budget with \$535,000 allocated for the project and \$62,000 allocated for the engineering needed for the project; and

**WHEREAS**, sealed bids were received on Tuesday, August 22, 2017; and

**WHEREAS**, RCL Construction submitted the lowest lump sum price bid in the amount of \$648,200.00 to complete the project per the plans and specifications prepared by Moore & Bruggink, Inc.; and

**WHEREAS**, the low bid was \$113,200.00 over the budgeted amount of \$535,000.00; and

**WHEREAS**, Moore & Bruggink, Inc. has worked with the low bidder to value engineer the project and reduce costs without compromising the integrity of the project, and that has led to a reduction in costs of \$111,191.00 which is only \$2,009.00 over the budgeted amount; and

**WHEREAS**, Moore & Bruggink, Inc. has prepared a change order to reflect the deduction in the contract so that the awarded bid is in the amount of \$537,009.00; and

**WHEREAS**, Moore & Bruggink, Inc. has successfully worked with RCL Construction in the past.

**THEREFORE, BE IT RESOLVED** that the City approve the proposed change order reflecting a deduct amount of \$111,191.00.

**BE IT FURTHER RESOLVED** that the City enter into a contract with RCL Construction to construct the Ferric Chloride Relocation Project in the amount of \$537,009.00 using funds budgeted in the Water and Sewer Fund and that the Mayor and Clerk be directed to sign said contract on behalf of the City.

Council member Russo stated that he had been in contact with a worker from Hastings WWTP that had an outdoor Ferric Chloride system. He feels that he would like the Department of Public Works to look at other options.

Council member Bahmer stated that the cost merits consideration for looking into other options for this project.

Council member Johnston stated that this project has already been

delayed and he is not comfortable with further delay.

Council member Ridge stated that she is comfortable with the staff and engineers decision and feels that this project should move forward.

Mayor Lewis stated that he feels this project has been visited and revisited and would like to move forward with the project.

**Council member Russo moved, supported by Mitchell to table the discussion on authorizing a contract with RCL Construction for Ferric Chloride Relocation project. Denied. 3 Yes (Bahmer, Mitchell, Russo) 4 No. (Sanders, Johnston, Ridge, Lewis)**

**Council member Ridge moved, supported by Sanders to approve the Resolution No. 2017-96 to authorize a contract with RCL Construction for Ferric Chloride Relocation project as presented. Carried 4 Yes. (Sanders, Johnston, Ridge, Lewis) 3 No. (Bahmer, Mitchell, Russo)**

**E. CONSIDER APPROVAL OF RESOLUTION NO. 2017-97 TO AUTHORIZE A CONTRACT WITH MOORE & BRUGGINK, INC. FOR SERVICES RELATED TO CONSTRUCTION OF FERRIC CHLORIDE RELOCATION PROJECT:**

**RESOLUTION NO. 2017-97**

**A RESOLUTION TO AUTHORIZE A CONTRACT WITH MOORE & BRUGGINK, INC. FOR ENGINEERING**

**SERVICES RELATED TO CONSTRUCTION OF THE FERRIC CHLORIDE RELOCATION PROJECT**

**WHEREAS**, the City Council approved the construction of the ferric chloride relocation project at their meeting on October 26, 2015; and

**WHEREAS**, after an additional study on the structure type, the City Council approved the original proposed design of the ferric chloride relocation project at their meeting on December 27, 2016; and

**WHEREAS**, the award of the construction contract is on the city council agenda for approval; and

**WHEREAS**, Moore & Bruggink, Inc. had prepared the design and construction documents for the project and is therefore the most qualified to provide construction engineering services for the project; and

**WHEREAS**, Moore & Bruggink, Inc. has submitted a proposal for the construction engineering for an amount not to exceed \$64,000.00, and

**WHEREAS**, funding for the professional services related to ferric chloride relocation project is in the current year's budget.

**THEREFORE, BE IT RESOLVED** That the City Council enter into a contract with Moore & Bruggink, Inc. to provide the above mentioned services and that the Mayor or Clerk be directed to sign said contract on behalf of the City.

Council member Bahmer stated that he would like to see quotes from other entities in the future as stated in previous meetings.

**Council member Johnston moved, supported by Ridge to**

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approve the Resolution No. 2017-97 to authorize a contract with Moore & Bruggink, Inc. for services related to construction of Ferric Chloride Relocation project as presented. Carried 4 Yes. (Sanders, Johnston, Ridge, Lewis) 3 No. (Bahmer, Mitchell, Russo)

**F. CONSIDER APPROVAL OF RESOLUTION NO. 2017-98 TO AUTHORIZE PURCHASE OF TRUCK MOUNTED COMBINATION SEWER CLEANER:**

**RESOLUTION NO. 2017-98**

**A RESOLUTION TO AUTHORIZE PURCHASE OF A TRUCK MOUNTED COMBINATION SEWER CLEANER**

**WHEREAS**, the City's FY 17/18 budget has appropriated \$400,000 for the purchase of a truck mounted combination sewer cleaner; and

**WHEREAS**, the Public Works staff identified comparable models from four major manufacturers instead of writing a neutral specification that would require more work on the part of staff and the vendors; and

**WHEREAS**, the staff has been researching and demoing the truck mounted combination sewer cleaner models that were identified as comparable; and

**WHEREAS**, the trucks were evaluated on the power, ease of use, design, controls, and other various features; and

**WHEREAS**, quotes were received for the top two contenders after the evaluations: 900-ECO \$389,614.08 from Fredrickson Supply and Vactor Model 2100 PLUS \$393,946.62 from Jack Doheny Companies; and

**WHEREAS**, quotes were received from the top two contenders for trade-in values on the trailer mounted jetter: Fredrickson Supply \$25,000.00 and Jack Doheny Companies \$32,000.00; and

**WHEREAS**, the price quoted by Jack Doheny Companies for the preferred truck affords the City discounts through National Joint Power Alliance (NJPA) purchasing cooperative; and

**WHEREAS**, the DPW garage staff is requesting the purchase of one new Vactor Model 2100 PLUS truck mounted combination sewer cleaner at a cost of \$393,946.62; and

**WHEREAS**, Section 2-178 of the City Ordinances allows for the waiver of sealed bids.

**THEREFORE, BE IT RESOLVED** that the City Council authorizes the purchase of the Vactor Model 2100 PLUS Truck Mounted Combination Sewer Cleaner from Jack Doheny Companies in amount of \$393,946.62 and agrees to waive the sealed bid process.

**BE IT FURTHER RESOLVED** that the City Council authorizes the trade-in of the trailer mounted jetter in the amount of \$32,000.00 to offset the cost of the purchase of the truck mounted combination sewer cleaner.

Council member Bahmer stated that the issue is intriguing and would like a neutral bid. He appreciates staff but feels council should have more say in this.

Council members Russo, Mitchell and Johnston agreed.

Mayor Pro-Tem Sanders concurred that council should seek other bids.

Council member Ridge questioned the bid process.

City Manager Guetschow explained that the ordinance allows for cooperative purchasing and explained that process.

**Mayor Pro-Tem Sanders moved, supported by Ridge to approve the Resolution No. 2017-98 to authorize purchase of truck mounted combination sewer cleaner as presented. Denied. 2 Yes. (Johnston, Lewis) 5 No. (Sanders, Bahmer, Mitchell, Ridge, Russo)**

**G. CONSIDER APPROVAL OF RESOLUTION NO. 2017-99 TO APPROVE PRELIMINARY PLAN FOR HGB PLANNED DEVELOPMENT DISTRICT:**

**RESOLUTION NO. 2017-99**

**A RESOLUTION TO APPROVE A PRELIMINARY PLAN FOR A PLANNED DEVELOPMENT TO BE LOCATED AT 321 EAST HARRIS STREET**

**WHEREAS**, Pursuant to Article XXIII of the zoning ordinance, Council has received a preliminary plan for the redevelopment of property located at 321 East Harris Street commonly referred to as Hayes Green Beach Memorial Hospital; and

**WHEREAS**, this preliminary plan was considered by the Planning Commission at its meeting held on September 5, 2017 and

the Planning Commission has recommended approval of the preliminary plan; and

**WHEREAS**, the Council finds that the preliminary plan meets the general intent and requirements of the future land use plan; and

**THEREFORE, BE IT RESOLVED** that the City Council does hereby approve the preliminary plan for a planned development to be located at 321 East Harris Street.

**Council member Russo moved, supported by Bahmer to approve the Resolution No. 2017-99 to approve preliminary plan for HGB Planned Development District as presented. Carried. 7 Yes. 0 No.**

**H. CONSIDER APPROVAL OF ORDINANCE AMENDMENT NO. 2017-07 REGARDING ALCOHOL IN CITY PARKS:**

**ORDINANCE NO. 2017-07**

**AN ORDINANCE TO AMEND SECTION 6-3 OF CHAPTER 6 - ALCOHOLIC LIQUORS, AND SECTION 38-2 OF CHAPTER 38 - PARKS AND RECREATION OF THE CODE OF THE CITY OF CHARLOTTE IN ORDER TO PERMIT THE CONSUMPTION OF ALCOHOLIC BEVERAGES IN DESIGNATED AREAS OF CITY PARKS IN CONJUNCTION WITH EVENTS SPONSORED BY NONPROFIT ORGANIZATIONS WITHIN THE CITY OF CHARLOTTE.**

**THE CITY OF CHARLOTTE ORDAINS:**

1. Section 6-3 of Chapter 6 - Alcoholic Liquors, of the

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Code of the City of Charlotte, is hereby amended to read as follows:

**SEC. 6-3. CONSUMPTION IN PUBLIC.**

No alcoholic liquor shall be consumed on the public streets, parks or in any other public places, including any store or establishment doing business with the public not licensed to sell alcoholic liquor for consumption on the premises, except where permitted pursuant to Section 38-2(B). (1993 Code, § 6-3)

2. Sec. 38-2 of Chapter 3 - Parks and Recreation, of the Code of the City of Charlotte, is hereby amended to read as follows:

**SEC. 38-2. ALCOHOLIC BEVERAGES.**

(A) No person shall bring into or drink in any city park, any alcoholic beverage, except as provided in subsection (B).

(B) City Council may permit the sale and consumption of alcohol in designated areas of city parks in conjunction with events that are sponsored by nonprofit organizations.

(C) A nonprofit organization that desires to sell and/or consume beer and wine in a city park shall make written application to hold such an event to the city clerk. The application shall be on forms provided by the city clerk and shall include the following:

- (1) Name, signature, phone number, email contact and address of the applicant;
- (2) Location of the event (i.e., Lincoln Park);
- (3) Information regarding the type of the event, the dates and times of the event, and the purpose of the event;
- (4) Description of security measures proposed for the event,

including compliance with regulations of the Michigan Liquor Control Commission;

(5) Evidence of insurance coverage including the name of the insurance carrier and policy number with a copy of the proof of insurance with minimum liability of \$300,000 for injury or death to one person or more than one person, and \$100,000 in property damage, and insurance coverage for liquor liability under the Liquor Control Act;

(6) The application fee in the amount of \$\_\_\_\_\_. This application fee may be revised, from time to time, upon resolution of the City Council.

(D) The application shall be accompanied by a copy of the special license for such events obtained from the Michigan Liquor Control Commission.

(E) The city clerk shall forward the completed application form to the police department and the Department of Public Works for review, prior to submission to the City Council.

(F) The application shall be considered by the City Council within 30 days of the date of its submission to the city clerk. If the review is not completed within that time frame, the application shall be considered granted.

This ordinance shall become effective 20 days after adoption and that the above ordinance be passed to a second reading.

**Council member Bahmer moved, supported by Mitchell to approve Ordinance Amendment No. 2017-07 regarding Alcohol in City Parks as presented. Carried. 7 Yes. 0 No.**

**I. CONSIDER APPROVAL OF COUNCIL POLICY NO. 2017-02 REGARDING CONDUCT IN CITY PARKS:**  
**CITY OF CHARLOTTE**  
**COUNCIL POLICY**

SUBJECT	POLICY NO.	APP. DATE	PAGE
CONDUCT WITHIN AND USE OF CITY PARKS	2017-02		10 of 21

**1. PURPOSE**

The purpose of this policy is to set forth rules and regulations regarding conduct within and use of the various park facilities of the City of Charlotte.

**2. AUTHORITY**

This policy is adopted pursuant to Section 38-6 of the Charlotte City Code.

**3. RULES APPLICABLE TO ALL PARKS**

The following rules and regulations are applicable to all City parks:

- 3.1 Commercial Activities.** A person may not sell, or offer for sale, any merchandise, article or thing in City parks without having first obtained written permission from the manager or his/her designee. A person may not practice, carry on, conduct or solicit for any trade, occupation, business or profession without first obtaining written permission from the city manager or his/her designee.
- 3.2 Disorderly Conduct.** A person may not indulge in riotous, boisterous, threatening or indecent conduct, or

use abusive, threatening, indecent, profane or obscene language or gestures.

**3.3 Handbills and Advertising.** A person may not distribute any handbills or circulars or post, place or erect any bills, notices, paper or advertising device or matter of any kind.

**3.4 Noise.** Except in cases of concerts or similar events approved by the city manager or his/her designee, no person shall play a radio or other sound amplification device so loud as to be an annoyance to other people in the park or to nearby residents.

**3.5 Smoking.** No person shall smoke any tobacco product within fifty (50) feet of any playground.

**4. RULES APPLICABLE TO SPECIFIC PARKS**

**4.1 Rules applicable to Oak Park.** The following rules and regulations are applicable to Oak Park

**4.1.1 Park hours.** Oak Park shall be open to public use between the hours of 6:00 a.m. and dusk.

**4.1.2 Moving of park equipment.** No person shall move any picnic table, bench, trash container or other fixture or equipment without first obtaining the permission of the Director of Public Works.

**4.1.3 Loitering in or on gazebo.** No person shall loiter in or on the gazebo.

**4.2 Rules applicable to Lincoln Park Skate Park.** The following rules and regulations are applicable to Lincoln Park Skate Park.

**4.2.1 Generally.** The Lincoln Park Skate Park is a sports facility open to children and persons of all ages. It is a “Use At Your Own Risk” park and will not be supervised by onsite park personnel. Skateboarding and skating are hazardous recreational activities. Parents should be in attendance and supervise their children at all times. All participants should wear protective equipment while using this facility. Failure to wear protective equipment while using this facility may result in death, paralysis, brain damage or concussion, broken bones or other serious injury. The City of Charlotte does not assume any responsibility for injuries.

**4.2.2 Skate Park rules of conduct.**

- 4.2.2.1** Skate at your own risk.
- 4.2.2.2** Safety equipment is strongly recommended. This is a non-supervised facility. (Your sport, your skull, your choice.) Use of the skate facility may expose the skate athletes to serious injury.
- 4.2.2.3** Skate within your means. Be honest about your skill level and use this facility at your own risk.
- 4.2.2.4** Only skateboards, roller-skates, in-line skates and bicycles are permitted.
- 4.2.2.5** Skate respectfully. This is a smoke-, alcohol- and drug-free facility.

- 4.2.2.6** Be respectful of other patrons and of the park. No profanity.
- 4.2.2.7** Amplified music is not allowed.
- 4.2.2.8** Standing, sitting or hanging out on the ramps is prohibited.
- 4.2.2.9** Waxing the rails is prohibited.
- 4.2.2.10** Littering and possessing glass containers, food or beverages on the skating surface is prohibited.
- 4.2.2.11** The Skate Park is not a designated picnic area.
- 4.2.2.12** Fires are prohibited with the park.
- 4.2.2.13** Glass containers are prohibited within the Skate Park.
- 4.2.2.14** Modifications to any element or area within the Skate Park are prohibited. Mobile ramps or other skating structures of a makeshift nature are prohibited.
- 4.2.2.15** Graffiti must be approved by the Park Board Subcommittee prior to placement.
- 4.2.2.16** The City of Charlotte reserves the right to close this facility at any time without notice.
- 4.2.2.17** De-icing products such as salt will damage the skating surface and are prohibited.
- 4.2.2.18** Bicycles may be used on even-numbered days, skates on odd-numbered days, if necessary.

**4.3 Rules applicable to Lincoln Park Hockey Rink**

**4.3.1 Generally.** The Lincoln Park Hockey Rink is a sports facility open to children and persons of all ages. It is a “Use At Your Own Risk” park and will not be supervised by onsite park personnel. Hockey and skating are hazardous recreational activities. Parents should be in attendance and supervise their children at all times. All participants should wear protective equipment while using this facility. Failure to wear protective equipment while using this facility may result in serious injury. The City of Charlotte does not assume any responsibility for injuries.

**4.3.2 Hockey Rink Rules of Conduct**

- 4.3.2.1** This is a smoke-, alcohol- and drug-free facility.
- 4.3.2.2** Be respectful of other patrons and of the park. No profanity.
- 4.3.2.3** Except as provided in 4.3.2.7, only equipment typically associated with ice skating, rollerblading or hockey is permitted within the hockey rink.
- 4.3.2.4** Standing on, sitting on, or climbing over the boards is prohibited.
- 4.3.2.5** Littering, glass containers, food or beverages on the skating surface are prohibited.
- 4.3.2.6** The City of Charlotte has the right to close this facility without notice.

**4.3.2.7** Radio control car drag races may be conducted on the hockey rink when authorized by the city manager or his/her designee.

**4.4 Rules applicable to Lincoln Park Raceway**

**4.4.1 Generally.** Lincoln Park Raceway is a radio control car track located in Lincoln Park south of Shepherd Street between the hockey rink and the street. It is a dirt track with drainage tile barriers constructed in accordance with generally accepted construction standards for tracks of this nature. Lincoln Park Raceway will be open to the public for use during regular park hours.

**4.5 Rules applicable to Lincoln Park Open Space south of Shepherd Street.** The following rules and regulations are applicable to the open space in that portion of Lincoln Park that lies south of Shepherd Street:

**4.5.1 Generally.** The open areas of Lincoln Park south of Shepherd Street may be used for special events organized and operated by recognized nonprofit organizations. The events must be approved in advance by the City Council which may require proof of liability and property damage insurance naming the City as an additional insured. Event organizers shall specify which portion or portions of the open space they intend to occupy and shall, during the dates and times approved by the Council, have control of all activities, sales, entertainment, games and the like occurring within said

areas, subject to any limitations imposed by state laws and regulations and local ordinances and policies.

**4.5.2. Sale and Consumption of Alcohol.** The Council may authorize the sale and consumption of alcohol in conjunction with special events approved pursuant to 4.5.1 subject to the following conditions:

**4.5.2.1.** Application for a permit authorizing the sale and consumption of alcohol in City parks shall be made and the application approved pursuant to the provisions of Section 38-2 of the Charlotte City Code.

**4.5.2.2.** The sale and consumption of alcohol shall take place only within the confines of a tent or similar enclosure surrounded by a fence or other barrier designed to limit ingress and egress.

**4.5.2.3.** Event organizers shall provide and pay for security personnel in numbers judge adequate to maintain order for the anticipated crowd size. Said personnel must be present within the tent at all times that alcohol is served therein.

**4.5.2.4.** The sale of alcohol shall cease not later than 10:00 p.m. and all patrons, security personnel, employees and volunteers shall vacate the premises not later than 11:00 p.m.

**4.6 Rules applicable to Dean Park.** The following rules and regulations are applicable to Dean Park.

**4.6.1 Park hours.** Dean Park shall be open to public use between the hours of 6:00 a.m. and dusk.

**4.7 Rules applicable to Southridge Park.** The following rules and regulations are applicable to Southridge Park.

**4.7.1 Park hours.** Southridge Park shall be open to public use between the hours of 6:00 a.m. and dusk

## **5. POLICY REPLACED**

This policy replaces Council Policies 2012-03 and 2013-03.

## **6. EFFECTIVE DATE**

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

**Council member Russo moved, supported by Johnston to approve Council Policy No. 2017-02 regarding Conduct in City Parks as presented. Carried. 7 Yes. 0 No.**

## **J. CONSIDER APPROVAL OF ORDINANCE AMENDMENT NO. 2017-08 REGARDING SIDEWALK SNOW REMOVAL SUNSET DATE:**

### **CITY OF CHARLOTTE ORDINANCE NO. 2017-08**

**AN ORDINANCE TO AMEND CHAPTER 58 - STREETS,  
SIDEWALKS AND OTHER PUBLIC PLACES - OF THE  
CODE OF THE CITY OF CHARLOTTE BY AMENDING  
SECTION 58-116, TO EXTEND THE SUNSET PROVISION  
UNTIL OCTOBER 1, 2017 WITHIN THE CITY OF  
CHARLOTTE.**

THE CITY OF CHARLOTTE ORDAINS:

1. Section 58-116, Clearing of Sidewalks, of Chapter 58 - Streets, Sidewalks and Other Public Places - of the Code of the

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City of Charlotte, is hereby amended to read as follows:

**§ 58-116 CLEARING OF SIDEWALKS.**

(A) Except as otherwise provided in the establishment of Special Assessment Districts by the City Council for the purpose of snow removal, no person having the care, either as owner or occupant, of any house, building or lot shall permit any snow or ice to remain on any sidewalk in front of any house, building or lot within the City of Charlotte.

(B) (1) Any person who is found to have violated § 58-116(A) shall be deemed responsible for a municipal civil infraction as defined by § 113(1) of the Revised Judicature Act [MCL 600.113(1)] and punished by a civil fine as provided by §32-6 of this Code.

(2) For purposes of this section, a prior offense means a prior or current resident of the property or prior or current owner of the property for which the current violation applies has had a judgment entered against them for a violation of §58-116 for that property within the same snow season.

(3) For purposes of this section, a snow season shall mean from October 1 to April 30 of the following year.

(4) To charge a violation as a subsequent offense, the issuing officer shall note on the citation that it is a subsequent offense and all dates of the prior offenses and all of the names of all persons or

entities to whom the prior citations were issued that make this a subsequent offense.

(5) The chief of police is charged with the enforcement of § 58-116 and may for such purpose assign enforcement to limited duty parking and property maintenance officers who shall be authorized to issue and serve citations for municipal civil infractions as provided by § 8707 of the Revised Judicature Act.

(C) This section, as well as §§ 58-117 and 58-118 shall be null, void and of no force and effect on October 1, 2021, and thereafter.

This ordinance shall become effective 20 days after adoption and that the above ordinance be passed to a second reading.

**Council member Johnston moved, supported by Ridge to approve the Ordinance Amendment No. 2017-08 regarding Sidewalk Snow Removal Sunset Date as presented. Carried. 6 Yes. (Sanders, Mitchell, Ridge, Russo, Johnston, Lewis) 1 No. (Bahmer)**

**K. CONSIDER APPROVAL OF ORDINANCE AMENDMENT NO. 2017-09 REGARDING SUGAR MILL APARTMENTS SERVICE CHARGE:  
AN ORDINANCE TO AMEND SECTION 64-5 OF CHAPTER 64 - TAX EXEMPTION, BY AMENDING THE SERVICE CHARGE FOR THE SUGAR MILLS APARTMENTS WITHIN THE CITY OF**

**CHARLOTTE.**  
THE CITY OF CHARLOTTE ORDAINS:

Section 64-5 ESTABLISHMENT OF ANNUAL SERVICE CHARGE of Chapter 64 - Tax Exemptions - of the Code of the City of Charlotte is hereby amended to read as follows:  
§ 64-5 ESTABLISHMENT OF ANNUAL SERVICE CHARGE.

(A) The housing development identified as Sugar Mills Apartments and the property on which it shall be constructed shall be exempt from all property taxes from and after the commencement of construction. The city, acknowledging that the sponsor and the Authority have established the economic feasibility of the housing development in reliance upon the enactment and continuing effect of this chapter, the qualification of the housing development for exemption from all property taxes and a payment in lieu of taxes as established in this chapter in consideration of the sponsors offer, subject to receipt of a mortgage loan from the Authority, to construct, own and operate the housing development, agrees to accept payment of an annual service charge for public services in lieu of all property taxes.

(B) The annual service charge shall be equal to ten percent (10%) of the difference between the Annual Shelter Rents actually collected and Utilities (the "Service Charge").

This ordinance shall become effective 20 days after adoption and that the above ordinance be passed to a second reading.

**Mayor Pro-Tem Sanders moved, supported by Russo to approve Ordinance Amendment No. 2017-09 regarding Sugar Mill Apartments Service Charge as presented. Carried. 7 Yes. 0 No.**

**INTRODUCTION OF RESOLUTIONS AND ORDINANCES:**  
**A. CONSIDER FIRST READING OF RESOLUTION NO. 2017-102 TO APPROVE FARMLAND PA 116 REQUESTS:**

**RESOLUTION NO. 2017-102**  
**A RESOLUTION TO APPROVE THREE APPLICATIONS FROM GROWING ACRES, LLC FOR PARCELS TO BE INCLUDED FARMLAND AND OPEN SPACE PRESERVATION PROGRAM**

**WHEREAS**, the City has received applications dated August 2, 2017 from Growing Acres, LLC, 3121 Wheaton Road, Charlotte MI 48813 to include three parcels of land located in Eaton and Carmel Townships in the Farmland and Open Space Preservation Program; and

**WHEREAS**, these parcels of land are located outside the limits of the City of Charlotte and are not included within any planned development area of the City nor are the parcels included within any area planned for development in the City's Master Plan; and

**WHEREAS**, the Council finds that preservation of farmland and open space contributes to the public health, safety and welfare;

**THEREFORE, BE IT RESOLVED** that the City Council does hereby approve the three applications submitted by Growing Acres, LLC for parcels to be included in the Farmland and

Open Space Preservation Program and authorizes the clerk to execute the documents on behalf of the City.

**Council member Bahmer moved, supported by Russo to approve the first reading of Resolution No. 2017-102 to approve Farmland PA 116 requests as presented. Carried. 7 Yes. 0 No.**

**B. CONSIDER FIRST READING OF ORDINANCE REGARDING MINOR IN POSSESSION CIVIL INFRACTION AND SET PUBLIC HEARING FOR MONDAY, OCTOBER 9, 2017:**

**CITY OF CHARLOTTE  
ORDINANCE NO. 2017-\_\_**

AN ORDINANCE TO AMEND SECTION 6-10 MINOR IN POSSESSION - AND TO REPEAL SECTION 6-12 – REFUSAL TO SUBMIT TO A PRELIMINARY BREATH ANALYSIS; CIVIL INFRACTION - OF ARTICLE I OF CHAPTER 6 – ALCOHOLIC LIQUORS - OF THE CODE OF THE CITY OF CHARLOTTE, IN ORDER TO CONFORM THE OFFENSE OF MINOR IN POSSESSION OF ALCOHOL WITH STATE LAW WITHIN THE CITY OF CHARLOTTE.

THE CITY OF CHARLOTTE ORDAINS:

1. Sections 6-10 Article I of Chapter 6 of the Code of the City of Charlotte is hereby amended to read as follows:

**Sec. 6 – 10. MINOR IN POSSESSION.**

(a) *Prohibited; enforcement.*

(1) A minor shall not purchase or attempt to purchase alcoholic liquor, consume or attempt to consume

alcoholic liquor, possess or attempt to possess alcoholic liquor, or have any bodily alcohol content, except as provided in this section. A minor who violates this section is responsible for a civil infraction or guilty of a misdemeanor as set forth in 6-10(h) of this code.

(2) A peace officer who has reasonable cause to believe a minor has consumed alcoholic liquor or has any bodily alcohol content may request the person to submit to a preliminary chemical breath analysis. If the minor does not consent to a preliminary chemical breath analysis, the analysis shall not be administered without a court order, but a peace officer may seek to obtain a court order. The results of a preliminary chemical breath analysis or other acceptable blood alcohol test are admissible in a civil infraction proceeding or criminal prosecution to determine whether the minor has consumed or possessed alcoholic liquor or had any bodily alcohol content.

(3) A law enforcement agency, on determining that an individual who is less than 18 years of age and not emancipated under 1968 PA 293, MCL 722.1 to 722.6, allegedly consumed, possessed, or purchased alcoholic liquor, attempted to consume, possess, or purchase alcoholic liquor, or had any bodily alcohol content in violation of subsection (1) shall comply with MCL 436.1703(8).

(b) *Exceptions.* The provisions of subsection (a) of this section shall not apply to the following:

- (1) A minor who possesses alcoholic liquor during regular working hours and in the course of his or her employment, if employed by a person licensed under the Michigan Liquor Control Code, by the liquor control commission, or by an agent of the commission, if the alcoholic liquor is not possessed for his or her personal consumption.
- (2) The consumption of alcoholic liquor by a minor who is enrolled in a course offered by an accredited post-secondary educational institution in an academic building of the institution under the supervision of a faculty member, if the purpose of the consumption is solely educational and is a requirement of the course.
- (3) The consumption by a minor of sacramental wine in connection with religious services at a church, synagogue, or temple.
- (4) An undercover operation as set forth at MCL 436.1703(15).
- (5) A minor who has consumed alcoholic liquor and who voluntarily presents himself or herself to a health facility or agency for treatment or for observation including, but not limited to, medical examination and treatment for any condition arising from a violation of MCL 750.520b to MCL 750.520g of the Michigan penal code, 1931 PA 328, MCL 750.520b to MCL 750.520g, committed

against a minor.

- (6) A minor who accompanies an individual who meets both of the following criteria:
    - (i) Has consumed alcoholic liquor.
    - (ii) Voluntarily presents himself or herself to a health facility of agency for treatment or for observation including, but not limited to, medical examination and treatment for any condition arising from a violation of MCL 750.520b to MCL 750.520g, committed against a minor.
  - (7) A minor who initiates contact with a peace officer or emergency medical service personnel for the purpose of obtaining medical assistance for a legitimate health care concern.
- (c) *Affirmative defense.* In a prosecution for a violation of this section, it is an affirmative defense that the minor consumed alcoholic liquor in a venue or location where that consumption is legal.
- (d) *Definition of "any bodily alcohol content".* As used in this section "any bodily alcohol content" means either of the following:
- (1) An alcohol content of 0.02 grams or more per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine.
  - (2) Any presence of alcohol within a person's body resulting from the consumption of alcoholic liquor, other than consumption of alcoholic liquor as a part of a generally recognized religious service or ceremony.

(e) *Definition of "Emergency medical services personnel."* As used in this section "emergency medical services personnel" means that term as defined in section 20904 of the public health code, 1978 PA 368, MCL 333.20904.

(f) *Definition of "Health facility or agency."* As used in this section "health facility or agency" means that term as defined in section 20106 of the public health code, 1978 PA 368, MCL 333.20106.

(g) *Definition of "minor."* As used in this section a "minor" means a person less than 21 years of age.

(h) A person who violates section 6-10(a) is responsible for a civil infraction or guilty of a misdemeanor as follows and subject to the following fines, penalties and sanctions:

- (1) For the first violation, the minor is responsible for a civil infraction and shall be fined not more than \$100.00,. A Court may order a minor under this subdivision to participate in substance use disorder services as defined in section 6230 of the public health code, 1978 PA 368, MCL 333.6230, and designated by the administrator of substance abuse services, and may order the minor to perform community service and to undergo substance abuse screening and assessment at his or her own expense as described in MCL 436.1703(5). A minor may be found responsible or admit responsibility only once under this subdivision or a corresponding subdivision of state law or another municipal ordinance.
- (2) If a violation of sec. 6-10(a) occurs after 1 prior

judgement , the minor is guilty of a misdemeanor. A misdemeanor under this subsection is punishable by imprisonment for not more than 30 days if the court finds the minor violated an order of probation, failed to successfully complete any treatment, screening or community service ordered by the court, or failed to pay any fine for that conviction, a fine of not more than \$200.00 or both. A court may order a minor under this subsection to participate in substance use prevention disorder services as defined in section 6230 of the public health code, 1978 PA 368, MCL 333.6230, and designated by the administrator of substance abuse services ,to perform community service, and to undergo substance abuse screening and assessment at his or her own expense as described in MCL 436.1703(5). A person is also subject to sanctions against his or her operator's or chauffeur's license imposed under state law.

- (3) If a violation of sec. 6-10(a) occurs after 2 or more prior judgments, the minor is guilty of a misdemeanor. A misdemeanor under this section is punishable by imprisonment for not more than 60 days if the court finds the minor has violated an order of probation, failed to successfully complete any treatment, screening or community service ordered by the court, or failed to pay any fine for that conviction, by a fine of not more than \$500.00, or both, as applicable. A court may order a minor under this subsection to participate in substance use

disorder services as defined in section 6230 of the public health code, 1978 PA 368, MCL 333.6230, and designated by the administrator of substance abuse services, to perform community service, and to undergo substance abuse screening and assessment at his or her own expense as described in MCL 436.1703(5). A person is also subject to sanctions against his or her operator's or chauffeur's license imposed under state law.

- (4) If an individual who pleads guilty to a misdemeanor violation of sec. 6-10(a), the court, without entering a judgment of guilt, with the consent of the accused, may defer further proceedings and place the individual on probation. The terms and conditions of that probation include, but are not limited to, the sanctions set forth in section 6-10(h)(3), payment of the costs including any minimum state costs, and the costs of probation. If a court finds that an individual violated a term or condition of probation or that the individual is utilizing a corresponding provision in another court, the court may enter an adjudication of guilt and proceed as otherwise provided by law. If an individual fulfills the terms and conditions of probation, the court shall discharge the individual and dismiss the proceedings. Discharge and dismissal under this section shall be without adjudication of guilt and is not a conviction for purposes of this section or for purposes of

disqualifications or disabilities imposed by law upon conviction of a crime. An individual may obtain only 1 discharge or dismissal under this section as to an individual or any corresponding provision of the state law or local ordinance. In accordance with the corresponding provisions of state law, the court shall maintain a nonpublic record of the matter while proceedings are deferred and the individual is on probation under this section. The court shall provide the secretary of state with a record of the plea and discharge under this section to allow the secretary of state to retain and disseminate a nonpublic record of a plea and of the discharge and dismissal under the procedures established for the corresponding state law provision.

- (5) A misdemeanor violation of sec. 6-10(a) successfully deferred, discharged and dismissed under sec. 6-10(h)(4) is considered a prior judgment for the purposes of sec. 6-10(h)(3).
- (6) As used in this section, prior judgment means a conviction, juvenile adjudication, finding of responsibility, or admission of responsibility for any of the following, whether under a law of this state, a local ordinance substantially corresponding to a law of this state, a law of the United States substantially corresponding to a law of this state, or a law of another state substantially corresponding to a law of this state:

(i) MCL 436.701, MCL

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436.703 or MCL 436.707.

(ii) MCL 257.624a, MCL 257.624b or MCL 257.625.

(iii) MCL 324.80176, MCL 324.81134 or MCL 324.82127.

(iv) MCL 750.167a and MCL 750.237.

2. Section 6-12 of Article I of Chapter 6 of the Code of the City of Charlotte is hereby repealed in its entirety from the Code of the City of Charlotte and is void and no longer in full force and effect.

This ordinance shall become effective 20 days after adoption and that the above ordinance be passed to a second reading.

**Council member Ridge moved, supported by Mitchell to approve the first reading of Ordinance regarding Minor in Possession of Alcohol Civil Infraction as presented. Carried. 7 Yes. 0 No.**

**C. CONSIDER FIRST READING OF RESOLUTION NO. 2017-104 CERTIFIED GRANT ADMINISTRATOR CONTRACT WITH REVITALIZE, LLC:**  
**RESOLUTION NO. 2017-104**

**A RESOLUTION TO APPROVE AN AGREEMENT WITH REVITALIZE, LLC FOR ADMINISTRATIVE SERVICES**

**ASSOCIATED WITH THE BEACH MARKET COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT**

**WHEREAS**, the City of Charlotte will need the services of a Certified Grant Administrator for its Beach Market Community Development Block Grant Project; and

**WHEREAS**, Revitalize, LLC was selected to be that administrator through a competitive selection process as required; and

**WHEREAS**, an appropriate contract between Revitalize, LLC and the City of Charlotte is necessary; and

**WHEREAS**, the proposed contract meets the requirements of the Community Development Block Grant program;

**THEREFORE, BE IT RESOLVED** that the proposed contract between Revitalize, LLC and the City of Charlotte is hereby authorized.

**Mayor Pro-Tem Sanders moved, supported by Russo to approve the first reading of Resolution No. 2017-104 certified grant administrator contract with Revitalize, LLC as presented. Carried. 7 Yes. 0 No.**

**COMMUNICATIONS AND COMMITTEE REPORTS**

**CITY ATTORNEY REPORT:** None.

**CITY MANAGER REPORT:** City Manager Guetschow reported that a section has been created on the City's website entitled Election 2017. This will be used to educate voters regarding the City's proposal on the ballot along with other notices relating to the election. He reported that staff has discovered an error in the zoning ordinance regarding Access Management Standards and will be

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working with the City Attorney to correct those in the near future. He stated that himself, Bryan Myrkle and Airport Manager Todd Cotter met with officials from the Department of Transportation last week. This meeting was to review the airport projects. He thanked Council member Sanders and Joey Pray for all of their involvement with the airport as well. He stated that he has met with the Lansing area Realtors to give a presentation about the Charlotte area along with other area government leaders. He invited everyone to attend the next general meeting of CanDo! on Wednesday, September 27<sup>th</sup> at 7:00 A.M. featuring a panel of Charlotte High School students.

**COUNCILMEMBER COMMITTEE REPORTS:**

- Council member Bahmer gave an overview of the Special Planning Commission held on Thursday, September 21, 2017. The purpose of the meeting was to gather information on both sides of the 407/415 Dairy Queen site plan and conditional use issues. Formal action will be taken at the regularly scheduled Planning Commission meeting on Tuesday, October 3, 2017.

**PUBLIC COMMENT:** None.

**MAYOR AND COUNCIL COMMENTS:**

- Council member Russo asked the City Manager for clarification on the City Attorney's report regarding vacating of public streets.
- Council member Ridge thanked everyone for coming. She invited everyone to the CANDO! meeting on Wednesday morning featuring Charlotte High School students at the

library. She announced that the homecoming will be on September 29, 2017 along with a parade at 5 PM.

- Mayor Pro-Tem Sanders no comment.
- Council member Mitchell no comment.
- Council member Bahmer no comment.
- City Clerk Terpstra announced that the absentee ballots for the November 7<sup>th</sup> election have been mailed to everyone in which an application has been received. She encouraged anyone needing an absentee ballot to contact the Clerk's office to obtain a ballot.
- Mayor Lewis thanked Charlotte Rising for the wonderful job that has been done to date.

**Council member Johnston moved, second by Mitchell to adjourn at 8:24 p.m. Carried. 7 Yes. 0 No**

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Mayor Tim Lewis

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Ginger Terpstra, City Clerk, CMMC