

COUNCIL PROCEEDINGS
Regular Meeting
January 22, 2018

CALL TO ORDER: By Mayor Lewis on Monday, January 22, 2018 at 7:00 p.m.

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

The invocation was offered by Pastor Ricky Hull, Crossroads United Brethren Church, followed by the Pledge of Allegiance.

APPROVAL OF MINUTES FOR REGULAR MEETING OF JANUARY 8, 2018: Mayor Pro-Tem Baker moved, supported by Ridge to approve the regular meeting minutes of January 8, 2018 as presented. Carried. 7 Yes 0 No

APPROVAL OF MINUTES FOR SPECIAL MEETING OF JANUARY 15, 2018: Council member Ridge moved, supported by Mitchell to approve the special meeting minutes of January 15, 2018 as presented. Carried. 7 Yes 0 No

ABSENT: None.

PUBLIC HEARINGS: None.

PUBLIC COMMENT: **Chuck Cascarilla**, Delta Township, announced his candidacy for 71st District House of Representative. He stated that the legislature needs to work together with municipalities.

Chris Stewart, Grand Ledge, announced his candidacy for 71st District House of Representatives. He is running his campaign on transparency, mental health and agriculture. He can be reached at cs1094502@gmail.com , or (267) 714-8837, or on Facebook – Friends of Chris Stewart.

Ned Dills, 220 Prairie, asked for some clarification on the RV Parking draft resolution.

Gordon Davis, 1111 S. Clinton, asked why he can't park his motor home on his own property.

Paul Zielinski, 607 S. Cochran, asked why a special meeting was held to discuss the RV Parking because he was unaware. He asked who enforces the lawn parking and snow removal on the sidewalks as he would like to see it enforced.

APPROVAL OF AGENDA: Mayor Pro-Tem Baker moved, supported by Johnston to approve the agenda as amended moving Item 11a to 13b. Carried. 7 Yes. 0 No.

SPECIAL PRESENTATIONS:

A. RV PARKING ORDINANCE REVISION DRAFT:

City Manager Guetschow explained that the special meeting was held by Council so that they could converse amongst themselves about the issue to be able to give staff direction. He explained that that meeting was also open to the public. He stated that this is for discussion only tonight and not a first reading of an ordinance.

Discussion was held on the highlights of the ordinance draft and that there will be plenty of opportunity for the public to weigh in on this discussion before a change takes place.

Council member Johnston thinks that this draft is a good start. He would also like to look into the height requirement for accessory buildings being changed.

Council member Bahmer agreed with Johnston regarding the height requirement. He likes the idea of the 15 ft. setback. Council member Bahmer feels that this is the proper time to also look at changing the ordinance relating to the height requirement on accessory buildings.

Mayor Pro-Tem Baker likes the proposal and would also like to look at the height requirements on accessory buildings.

Council member Ridge feels this is a good start. She asked for clarification on the 10 ft. from principle residence.

Council member Mitchell suggested language on clarification of improved surface.

Council members Ridge and Johnston look at the issue regarding the height of accessory buildings.

City Manager Guetschow stated that this issue would not be ready to go before the Planning Commission before March.

EXPEDITED RESOLUTIONS AND ORDINANCES

B. CONSIDER APPROVAL OF RESOLUTION NO. 2018-04 REGARDING PAYMENT OF CLAIMS & ACCOUNTS:

RESOLUTION NO. 2018-04

**A RESOLUTION TO APPROVE EXPENDITURES OF THE CITY
FOR JANUARY 22, 2018**

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

WHEREAS, the January 19, 2018 payroll totaled \$158,611.20; and

WHEREAS, the December 2018 Bank of America credit card charges totaled \$4,305.73; and

WHEREAS, the January 22, 2018 claims total \$175,623.67;

THEREFORE, BE IT RESOLVED that the City Council approves claims and accounts for January 22, 2018 in the amount of \$338,540.60.

Mayor Pro-Tem Baker moved, supported by Ridge to approve Resolution 2018-04 for expenditures of the City for January 8, 2018 as presented.

Council member Bahmer moved, supported by Mitchell to amend Resolution No. 2018-04 by adding the following language:

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Provided, the bidding requirements for the purchase of Ferric chloride from Haviland in the amount of \$5181.66 are hereby waived. Motion Carried. 7 Yes. 0 No.

RESOLUTION NO. 2018-04 (As Amended)
A RESOLUTION TO APPROVE EXPENDITURES OF THE CITY
FOR JANUARY 22, 2018

WHEREAS, Section 7.7 (B) of the City Charter requires Council approval for the expenditure of city funds; and
WHEREAS, the January 19, 2018 payroll totaled \$158,611.20; and
WHEREAS, the December 2018 Bank of America credit card charges totaled \$4,305.73; and
WHEREAS, the January 22, 2018 claims total \$175,623.67;
THEREFORE, BE IT RESOLVED that the City Council approves claims and accounts for January 22, 2018 in the amount of \$338,540.60; provided , the following bidding requirements for the purchase of Ferric Chloride from Haviland in the amount of \$5,181.66 are hereby waived.

MAYOR LEWIS CALLED FOR ROLL CALL VOTE ON 2018-04 AS AMENDED:
Carried. 7 Yes. 0 No.

ACTION ITEMS – RESOLUTIONS AND ORDINANCES:
A. CONSIDER APPROVAL OF RESOLUTION NO. 2018-02 AUTHORIZING EXECUTION OF AGREEMENT FOR AMBULANCE SERVICES WITH EATON AREA EMERGENCY MEDICAL SERVICES:

RESOLUTION NO. 2018-02
A RESOLUTION TO AUTHORIZE EXECUTION OF AN AGREEMENT FOR AMBULANCE SERVICES WITH EATON AREA EMERGENCY MEDICAL SERVICES
WHEREAS, the City has been party to an agreement with Eaton Area Emergency Medical Services for the provision of ambulance services within the City limits and throughout surrounding areas of Eaton County, which agreement is due to expire on March 31, 2018; and
WHEREAS, the parties to the agreement desire to renew the agreement for a three-year period commencing April 1, 2018;
WHEREAS, the provision of ambulance services for residents of the city is essential to the public health and welfare and is in the public interest;
NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby approve the agreement for with Eaton Area Emergency Medical Services and authorizes the Mayor to execute the agreement on behalf of the City.

Mayor Pro-Tem Baker moved, supported by Johnston to approve Resolution No. 2018-02 authorizing execution of an agreement for ambulance services with Eaton Area Emergency Medical Services as presented. Carried. 7 Yes. 0 No.

B. CONSIDER APPROVAL OF RESOLUTION NO. 2018-03 TO AUTHORIZE PURCHASE OF WATER METERS AND APPURTENANCES:
RESOLUTION NO. 2018-03

A RESOLUTION TO AUTHORIZE PURCHASE OF WATER METERS AND APPURTENANCES

WHEREAS, the City utilizes a single brand of water meters throughout the City to keep costs low and efficiencies high; and

WHEREAS, the DPW is continually replacing and upgrading old meters to maintain accuracy; and

WHEREAS, the FY 2017-2018 budget has approved \$54,000.00 for the purchase of meters wire, remote readers, meter transceivers as well as other related equipment; and

WHEREAS, DPW staff has received quotes in the amount of \$17,450.00 from ETNA Supply for material and equipment to meet the anticipated needs of the upcoming months; and

WHEREAS, ETNA Supply is the sole vendor for the lower peninsula of Michigan authorized to sell this brand of equipment in our region of the United States; and

WHEREAS, Section 2-186 of the City Ordinances allows for the waiver of sealed bids for purchases over the amount of \$5,000 and the required three quotes for purchases over \$2,500.

THEREFORE, BE IT RESOLVED That the city council authorizes the purchase of the meters and appurtenances from ETNA Supply in the amount of \$17,450.00 and agrees to waive the sealed bid process because the equipment is available only through a single vendor. There are no competitive quotes available.

Council member Ridge moved, supported by Johnston to approve Resolution No. 2018-03 authorizing purchase of water meters and appurtenances as presented. Carried. 7 Yes. 0 No.

INTRODUCTION OF RESOLUTIONS AND ORDINANCES:

A. CONSIDER FIRST READING OF RESOLUTION NO. 2018-06 AURHORIZING MICHIGAN NORDIC FIRE FESTIVAL ACTIVITIES FEBRUARY 23-25, 2018:

RESOLUTION NO. 2018 -06

A RESOLUTION AUTHORIZING MICHIGAN NORDIC FIRE FESTIVAL ACTIVITIES FEBRUARY 23-25, 2018

WHEREAS, the Michigan Nordic Fire Festival is a community-based, organized event that is to be held February 23 to 25, 2018; and,

WHEREAS, the Michigan Nordic Fire Festival organization is responsible for planning these events intended to contribute to community-wide fellowship, benevolence, and welfare; and

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

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

1. Authorization for the use of the city Sledding Hill area for festival activities on February 23, February 24 and February 25; these activities to include a historical Viking encampment, a community bonfire,

entertainment, food vendors, games and contests, historic demonstrations, and related activities.

2. Authorization for the closure of a portion of Seminary Street, on the evening of Saturday, February 24 in conjunction with an entertainment and refreshment event at the Masonic Temple located at 245 S. Cochran Avenue. This closure to be from the intersection of Seminary and Cochran, east approximately 85 feet to the Seminary Street entrance of CVS Pharmacy.
3. Authorization for the city to supply whatever closing signs and barricades it has available for the street closure.
4. Authorization for the city Department of Public Works to provide supporting services at the sledding hill area, including snow plowing and picnic table placement.
5. Authorization for the Charlotte Fire Department to provide public safety assistance as it deems necessary for the bonfire and encampment cooking fires at the sledding hill throughout the weekend.

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

NOW, THEREFORE, BE IT RESOLVED, that the use of public facilities and street closure is authorized as outlined above; and,

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

Council member Russo moved, supported by Mitchell to approve the first reading of Resolution No. 2018-006 authorizing Michigan Nordic Fire Festival Activities February 23-25, 2018 as presented. Carried. 7 Yes. 0 No.

B. CONSIDER APPROVAL OF FIRST READING OF RESOLUTION NO. 2018-05 ENCOURAGING WAIVER OF SPECIAL MEETING COMPENSATION;
RESOLUTION NO. 2018-05

A RESOLUTION TO ENCOURAGE COUNCIL MEMBERS TO WAIVE THEIR RIGHT TO PAYMENT FOR THE SPECIAL MEETING OF JANUARY 15, 2018

WHEREAS, pursuant to State statute, an Elected Officers Compensation Commission was established that sets the terms and conditions of compensation for members of the City Council; and

WHEREAS, State statute limits Council's authority concerning the decisions of the Elected Officers Compensation Commission such that Council may only reject such decision but may not otherwise modify the decision;

WHEREAS, the Elected Officers Compensation Commission has established a rate of \$50 for each Council meeting attended by a Council member; and

WHEREAS, it is established practice that Council members are compensated for meetings attended by them when they so indicate their attendance at such meetings on the pay request form processed by the City Clerk; and

WHEREAS, the Council wishes to encourage its members to waive compensation for the special meeting of January 15, 2018;

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby encourage its members to waive compensation for the special meeting of January 15, 2018, the decision of the Elected Officers Compensation Commission as it relates to Council member compensation notwithstanding, by not requesting compensation for the meeting on the pay request form.

Council member Russo explained that he felt the regular meeting prior to the special meeting was a short meeting and that the RV issue could have been discussed at that meeting so he thought council may wish to take action to waive the pay for the special meeting.

Council member Johnston stated that he feels that the special meetings are very productive and would not encourage not being compensated.

Council member Baker asked if approving to not be compensated would set a precedent.

Council member Russo stated that he feels the special meetings are good as well, however feels they could have stayed longer at the prior meeting.

Council member Ridge would not encourage not getting compensated.

Council member Bahmer stated that it was no secret how he feels on not being compensated, however he would be in full support either way. He fully supports the resolution.

Council member Bahmer moved, supported by Mitchell to approve first reading of Resolution No. 2018-05 encouraging waiver of Special meeting compensation as presented. Denied. 3 Yes. (Bahmer, Mitchell, Russo) 4 No.(Baker, Johnston, Ridge, Lewis)

COMMUNICATIONS AND COMMITTEE REPORTS

CITY ATTORNEY REPORT: None.

CITY MANAGER REPORT: City Manager Guetschow reported that he will be requesting a closed session meeting at the next Council meeting to discuss union negotiating strategies.

He reminded everyone that the “Tim Talks” series that the mayor started on Facebook Live is also viewable on the City’s website.

He announced the next CanDo! general meeting will be on Wednesday, January 24th at 7:00 a.m. at the Charlotte Library. The discussion will include Hayes Green Beach CEO, Matt Rush, regarding moving the community forward.

He stated that he will be out of the office the week of January 29th.

COUNCILMEMBER COMMITTEE REPORTS:

- Council member Mitchell reported on the January 15th meeting of the Airport Board. He stated that Community Development Director Myrkle stated the projected start date for the project awaits final grant permissions with a projected start date of April per Prein & Newhof. Discussion was held on a community user engagement program. Airport Manager Cotter reported that most hangars are full and there is a waiting list.
- Council member Bahmer reported on the January 9th Planning Commission meeting. He stated the election of officers ended in a tie vote due to some members being absent. Therefore, the election of officers will take place at the next meeting. The business for the meeting was for a site plan at 225 S. Washington for the senior apartment complex. A portion of the parking lot has been sold to the Liberty Church on the corner. The number of units has been downsized and they have moved from a flat roof to a pitched roof. They intend to start the project in March. It was approved unanimously. There will be a site plan for NAPA Auto Parts store coming in February.

PUBLIC COMMENT: **Gordon Davis**, 1111 S. Clinton, stated that he resents City Council telling him what he can and can't do on his own property. He stated that he had wires moved to be able to park his RV and feels that he is within the limits in the current ordinance.

Ned Dills, 220 Prairie, stated that he appreciates the work the Council has done on the RV draft ordinance and agrees with most of it. He suggested clarifying what the principle residence means and

the distance from the front lot line. He questioned if being placed on a gravel surface would work if it was not the right substance since he is in that business knowing there is a difference. He thanked the council for being able to address these issues.

Joe Pray, 316 W. Seminary, thanked the council, on behalf of Charlotte Rising, for their support. He reported that they are working on building facades, branding campaign, place making initiatives and the pocket park to name a few. He stated they will be having a meeting on January 31st at the Eaton Theatre from 5:15 to 6:15 p.m. and invited everyone to join. He stated that he hopes to see everyone at the Nordic Fire Festival. He stated that the Airport Advisory board is working on a Master Plan and lobby update.

Ben Phlegar, 425 Horatio, is concerned that this proposed change for RV's will result in more issues. He is particularly concerned about larger lots altering complete neighborhoods. He stated that he was glad to see them vote down to waive the council pay. He stated that the council does a lot of work and he believes they need to be compensated for their meetings.

MAYOR AND COUNCIL COMMENTS:

- Council member Johnston no comment.
- Council member Russo no comment.
- Council member Ridge thanked everyone who spoke regarding the RV issue for their input. She reminded everyone that nominations are still being sought for the Sports Hall of Fame thru March 15, 2018. She stated that the cheerleaders took their fourth 1st Place on Saturday in

Rockford. She announced that on Wednesday, January 24th they will be competing in their league meet here in Charlotte. She encouraged everyone to come out and watch the tremendous athletes that they are. She stated that Dillon Rush has monthly updates for Charlotte Rising which was included in the packet. She encouraged everyone to attend the meetings, volunteer and be a part of the movement.

- Mayor Pro-Tem Baker no comment.
- Council member Mitchell no comment.
- Council member Bahmer no comment.
- Mayor Lewis reminded everyone that all council documents are on line and available for viewing. He stated that he had left information for each member regarding the March meeting at the MML and encourages council members to attend. He stated that the event organizer for the Nordic Fire Festival will be on the next “Tim Talks” in February. He announced that he will be attending the “State of the State” address on Tuesday evening as a guest.

Council member Johnston moved, second by Baker to adjourn at 8:34 p.m. Carried. 7 Yes. 0 No

Mayor Tim Lewis

Ginger Terpstra, City Clerk, CMMC