

**COUNCIL PROCEEDINGS**  
**Regular Meeting**  
**March 12, 2018**

**CALL TO ORDER:** By Mayor Lewis on Monday, March 12, 2018 at 7:00 p.m.

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

The invocation was offered by Pastor Gary Wales,, Lawrence Avenue United Methodist Church followed by the Pledge of Allegiance.

**APPROVAL OF MINUTES FOR REGULAR MEETING OF FEBRUARY 26, 2018:** Mayor Pro-Tem Baker moved, supported by Russo to approve the regular meeting minutes of February 26, 2018 as presented. Carried. 5 Yes. 0 No. 2 Absent (Bahmer, Ridge)

**ABSENT:** Council member Bahmer and Council member Ridge.

**Clerk Terpstra read a resignation letter for Council member Bahmer that was received earlier in the day.**

**Mayor Lewis stated that the council has 30 days to fill this position. Mr. Bahmer was a Council member at large. Therefore, anyone living in the city that meets the qualifications**

**can submit a letter of interest to the City Clerk by March 23<sup>rd</sup>. They will then come before council on Monday, March 26<sup>th</sup>.**

**Council member Russo moved, supported by Johnston to excuse Council member Ridge as she is out of town with family. Carried. 5 Yes. 0 No.**

**PUBLIC HEARINGS:** None.

**PUBLIC COMMENT:** Fred Wieting, 221 High, read a letter to council stating his opposition to the proposed changes to the RV Ordinance. He is concerned with the restriction for parking his RV and boat and utility trailers.

**Mike Loveland, 413 W. Harris, signed a petition presented by Fred Wieting, in opposition to the RV parking ordinance.**

**Kelly Rossman-McKinney, introduced herself as a candidate for 24<sup>th</sup> State Senate District.**

**Mike Ranville, 722 Tree Top Trail, he read a letter stating his support of City Manager Guetschow and urged council to support the renewal of his contract.**

**Chris Laverty, 403 S. Cochran, questioned if the resignation of Council member Bahmer needed to be approved on record by council. He stated his appreciation of Cody from Department of Public Works who came to clean out his drain recently after he had already spent a considerable amount of money with a plumber. He**

did not know the City provided that service and was appreciative of it. He read a letter stating his support of the extension of City Manager Guetschow's contract extension.

**Justin Brummette**, 340 High, stated that he feels that the RV Parking Ordinance needs to be looked at more to see what other concerns need addressing.

**Correspondence received by City Clerk:**

**Lee Howser**, 210 E. Henry, sent an email expressing his support of City Manager Gregg Guetschow's job performance since coming to the City of Charlotte.

**Ron Maggard**, 118 E. Shaw, called to voice his opposition with the changes proposed to the RV Parking Ordinance.

**APPROVAL OF AGENDA:** Council member **Russo** moved, supported by **Mitchell** to approve the agenda with the removal of **12b**. Carried. 5 Yes. 0 No.

**SPECIAL PRESENTATIONS:** None.

**EXPEDITED RESOLUTIONS AND ORDINANCES**

**A. CONSIDER APPROVAL OF RESOLUTION NO. 2018-19 FOR REPAIR OF LANSING LIFT STATION PUMP:**

**RESOLUTION NO. 2018-19**

**A RESOLUTION TO AUTHORIZE THE REPAIR OF A PUMP FOR THE LANSING LIFT STATION**

**WHEREAS**, the Lansing Lift Station is the second largest sewage pump station in the City; and

**WHEREAS**, the pump was initially installed approximately ten years ago; and

**WHEREAS**, there are two pumps in the lift station with one backup pump; and

**WHEREAS**, the pump was removed due to a failure and taken to Jett Pump & Valve, LLC for evaluation and a cost estimate to fix; and

**WHEREAS**, once partially disassembled, Jett Pump & Valve estimated the cost to fix the pump is \$6,283.21; and

**WHEREAS**, once fully disassembled, Jett Pump & Valve will seek approval of the Director of Public Works prior to incurring any additional costs; and

**WHEREAS**, the only the cost of a new Homa pumps is approximately \$19,000.00; and

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

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

**THEREFORE, BE IT RESOLVED** That the City Council approve the rebuilding of the Lansing Lift Station pump by Jett Pump & Valve, LLC and agrees to waive the sealed bid process.

**Mayor Pro-Tem Baker** moved, supported by **Russo** to approve **Resolution No. 2018-19 for repair of Lansing Lift Station Pump** as presented. Carried. 5 Yes. 0 No.

**B. CONSIDER APPROVAL OF RESOLUTION NO. 2018-18 REGARDING PAYMENT OF CLAIMS & ACCOUNTS:**

**RESOLUTION NO. 2018-18**

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

**FOR MARCH 12, 2018**

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

**WHEREAS**, the March 2, 2018 payroll totaled \$156,869.02; and

**WHEREAS**, the March 12, 2018 claims total \$268,430.86;

**THEREFORE, BE IT RESOLVED** that the City Council approves claims and accounts for March 12, 2018 in the amount of \$425,299.88.

**APPROVAL OF CLAIMS AND ACCOUNTS BY ROLL CALL VOTE:** Council member Johnston moved, supported by Mitchell to approve Resolution 2018-18 for expenditures of the City for March 12, 2018 as presented. Carried. 5 Yes. 0 No.

**ACTION ITEMS – RESOLUTIONS AND ORDINANCES:**

**A. CONSIDER APPROVAL OF RESOLUTION NO. 2018-13 TO ADOPT CHANGE TO MERS HEALTH CARE SAVINGS PROGRAM PARTICIPATION AGREEMENTS:**

**RESOLUTION NO. 2018-13**

**A RESOLUTION TO CHANGE MANDATORY LEAVE**

**CONVERSION OPTIONS ON HEALTH CARE SAVINGS PLANS**

**WHEREAS**, the City of Charlotte entered into several different Health Care Savings Plans for different groups of employees; and

**WHEREAS**, it has come to our attention that each group was set up differently for the Mandatory Leave Conversion Contribution options; and

**WHEREAS**, the City of Charlotte would like to change these four plans to remove all mandatory leave conversion contributions; and

**WHEREAS**, this will bring all plans into compliance with the IRS rules; and

**WHEREAS**, this will affect plan #300135, plan #300684, plan #300685 and plan #300686; and

**WHEREAS**, the City Council of the City of Charlotte is required to take official action for the change to these plans; and

**THEREFORE, BE IT RESOLVED**, that the four plans listed above will be changed to reflect the removal of the mandatory leave conversion contributions.

Mayor Pro-Tem Baker moved, supported by Johnston to approve Resolution No. 2018-13 to adopt change to MERS Care Savings Program Participation agreement as presented. Carried. 5 Yes. 0 No.

**B. CONSIDER APPROVAL OF RESOLUTION NO. 2018-14 TO AWARD AIRPORT LOBBY RENOVATION PROJECT:**

Removed from agenda

**C. CONSIDER APPROVAL OF RESOLUTION NO. 2018-16 TO AWARD CONTRACT TO FTCH FOR LOCAL LIMIT REVIEW AND ORDINANCE UPDATES:**

**RESOLUTION NO. 2018-16**

**A RESOLUTION TO AUTHORIZE A CONTRACT WITH FISHBECK, THOMPSON, CARR & HUBER FOR ENGINEERING SERVICES RELATED TO SEWER LOCAL LIMITS AND SEWER USE ORDINANCE UPDATES**

**WHEREAS**, the Michigan Department of Environmental Quality (MDEQ) requires permit holders to review their local limits and make any necessary modifications to their ordinances to meet current regulations; and

**WHEREAS**, Fishbeck, Thompson, Carr & Huber (FTCH) has provided these same services for the City and is familiar with our wastewater plant and ordinances; and

**WHEREAS**, FTCH has submitted a proposal to complete the necessary work for a lump sum amount of \$9,500.00, and

**WHEREAS**, funding for the professional services related to review of local limits and ordinance updates will be charged to the Water and Sewer Fund.

**THEREFORE, BE IT RESOLVED** that the City Council enter into a contract with FTCH 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 Russo moved, supported by Mitchell to approve Resolution No. 2018-16 to award contract to FTCH for local limit review and ordinance updates as presented. Carried. 5 Yes. 0 No.**

**D. CONSIDER APPROVAL OF RESOLUTION NO. 2018-17 FOR THE PURCHASE OF A COMBINED SEWER CLEANING TRUCK:**

**RESOLUTION NO. 2018-17**

**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 DPW staff has been researching, demoing and gathering quotes for various truck mounted combination sewer cleaner models that were consistent with the needs of the Department; and

**WHEREAS**, the Public Works staff has determined that the fan blower configuration is the best model for our application; and

**WHEREAS**, quotes were taken and reviewed based on price, features, reliability, long term maintenance costs, parts availability, dealer location and other various factors; and

**WHEREAS**, a quote of \$375,841.00 was received for a 2016 Vactor Model 2100 PLUS from Jack Doheny Companies; and

**WHEREAS**, a quote was received from Jack Doheny Companies for trade-in value on the trailer mounted jetter in the amount of \$32,000.00; and

**WHEREAS**, the DPW staff is requesting the purchase of the 2016 Vactor Model 2100 PLUS truck mounted combination sewer cleaner at a cost of \$375,841.00; and

**WHEREAS**, the DPW staff is requesting additional options on the truck at a cost of \$2,975.00 making the total purchase price \$378,816.00; 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 2016 Vactor Model 2100 PLUS Truck Mounted Combination Sewer Cleaner from Jack Doheny Companies with additional options in amount of \$378,816.00 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.

**Mayor Pro Tem Baker moved, supported by Johnston to approve Resolution No. 2018-17 for the purchase of a combined sewer cleaning truck as presented. Carried. 5 Yes. 0 No.**

**E. CONSIDER SECOND READING AND APPROVAL OF ORDINANCE 2018-01 TO AMEND SECTION 82-454 OF CHAPTER 82 ACCESSORY STRUCTURES:**  
**CITY OF CHARLOTTE**

**ORDINANCE NO. 2018-01**

AN ORDINANCE TO AMEND SECTION 82-454 OF CHAPTER 82 - ZONING - OF THE CODE OF THE CITY OF CHARLOTTE TO PROVIDE NEW REGULATIONS FOR DETACHED ACCESSORY STRUCTURES IN CERTAIN ZONES, AND TO REGULATE THE STORAGE OF RECREATIONAL EQUIPMENT OWNED BY RESIDENTS WITHIN THE CITY OF CHARLOTTE.

THE CITY OF CHARLOTTE ORDAINS:

Section 82-454 of Chapter 82 - Zoning - of the Code of the City of Charlotte is hereby amended to read as follows:

**§ 82-454 ACCESSORY BUILDINGS AND USES.**

Accessory buildings, structures and uses, except as otherwise permitted in this chapter, shall be subject to the following regulations.

(A) Where the accessory building is structurally attached to a main building, it shall be subject to, and must conform to, all yard regulations of this chapter applicable to main buildings.

(B) Accessory buildings shall not be erected in any minimum side or front yard setback.

(C) A building accessory to a residential building may occupy not more than 25% of required rear yard, provided that in no instance shall the accessory building exceed 100% of the ground floor area of the main building. On a corner lot all of the land to the rear of the

house may be utilized in the computation of percent of lot coverage for accessory buildings.

(D) A detached building accessory to a residential building shall not be located closer than ten feet to any main building nor shall it be located closer than three feet to any side or rear lot line. In those instances where the rear lot line is coterminous with an alley right-of-way, the accessory building shall be no closer than one foot to such rear lot line. In no instance shall an accessory structure be located within a dedicated easement right-of-way.

(E) Detached accessory structures in the R-1, R-2, RT, RM-1, RM-2, MH, OS-1, B-1 and P-1 Districts shall be subject to the following height restrictions:

(1) When the primary residential structure on the parcel is a two-story structure, the total height of an accessory building permitted under this section shall not exceed the total height of the principal building, or 20 feet, whichever is less.

(2) When the primary residential structure on the parcel is a one-story structure, the total height of an accessory building permitted under this section shall not exceed 1.5 times the total height of the principal building, or 18 feet, whichever is less.

(3) Accessory structures taller than 14 feet shall have a rear and side yard setback equal or greater to the height of the building.

(4) When the detached accessory building is located in a rear yard with a ground elevation lower than that surrounding the primary residential structure, the height of the accessory building may be measured from a plane parallel to the first floor of the primary residential structure.

(5) In no case shall a residential accessory structure have a flat roof.

(6) Accessory structures in all other districts may be constructed to equal the permitted maximum height of structures in such districts.

(F) When a building accessory to a residential building is located on a corner lot, the side lot line of which is substantially a continuation of the front lot line of the lot to its rear, such building shall not project beyond the front yard line required on the lot in the rear of such corner lot. When an accessory building is located on a corner lot, the side lot line of which is substantially a continuation of the side lot line of the lot to its rear, such building shall not project beyond the side yard line of the lot in the rear of such corner lot. In no instance shall a building accessory to a residential building be located nearer than ten feet to a street right-of-way line.

(G) Accessory buildings and structures shall be designed and constructed to be compatible with the design and construction of the principal building on the site. Design elements that should be considered in determining compatibility include: exterior building material (which need not be identical to the principal building but compatible in appearance), roof style and pitch, architectural style, and color.

(H) The provisions concerning the size and height in this section shall not apply to accessory buildings on a farm (such as barns and silos).

(I) Satellite dish antennas are subject to the following.

(1) Satellite dish antennas in all residential districts:

(a) Roof-mounted antennas shall be located only on the rear one-half

of the roof (that portion of the roof furthest from the street upon which the residential building abuts) so that it will be screened from the street side;

(b) Roof-mounted antenna shall not project upward beyond the height in feet allowed for the main building within the district in which the satellite dish antenna is being placed;

(c) Ground-mounted antennas shall only be located in the rear yard and shall not extend into any rear extension of required side yards;

(d) Ground-mounted antennas shall not project upward more than eight feet.

(2) Satellite dish antennas in all other districts:

(a) No ground-mounted antennas shall be permitted;

(b) A roof-mounted antenna shall not project upward beyond ten feet measured from the roof upon which it is mounted. The combined height of the building and antenna shall not exceed the maximum allowable height for a building designated for that particular district in which the antenna is to be mounted.

(c) Building permits will be required before any satellite dish antenna with a diameter exceeding 24 inches may be installed and the installation of the antenna must conform to all requirements of the city code.

(J) Wireless transmission antennas and towers are subject to the following the requirements of § 82-459.

(1) A maximum height limit of 60 feet for towers and antennas is permitted in residential districts.

(2) No maximum height limit is required in nonresidential districts.

(3) In all districts a tower or antenna shall be located on the parcel or lot in such manner that the base of the tower or antenna is set back from all property lines not less than the height of the tower or antenna.

(K) Recreational equipment owned by residents of the City may be stored on their individual lots in accordance with the provisions of this section.

(1) All recreational equipment parked or stored shall not be connected to sanitary facilities; and shall not be occupied, except as provided in subsection (a) of this section.

(a) In any residential district it shall be lawful for only nonpaying guests at a residence to occupy a single recreational vehicle for a period not exceeding 72 hours. The total number of days during which recreational vehicles may be occupied under this subsection shall not exceed 10 in any calendar year on the premises of a dwelling unit.

(2) Recreational equipment shall be maintained in a clean, well-kept state so as not to detract from the appearance of the surrounding area. A suitable covering shall be placed on all boats whenever stored outside. In lieu of a cover, canoes and rowboats shall be stored such that they do not collect rainwater. Snowmobiles, ATVs, personal water craft and similar vehicles shall be stored under a suitable covering, or stored within an enclosed trailer.

(3) Recreational equipment shall be operable and shall have a current license or registration when applicable.

(4) Recreational equipment stored on residential lots may be parked in the following manner:

(a) Inside any enclosed structure.

(b) Outside in the rear yard on an improved surface, no closer than 5 feet to any side or rear lot line, and no closer than 10 feet to the primary residential structure.

(c) Outside in the side yard on an improved surface, no closer than 5 feet to any side or rear lot line, and no closer than 10 feet to the primary residential structure, and provided such parking shall be behind the front of the primary residential structure.

(d) Outside on the front driveway or improved surface directly adjacent to the front driveway, provided that the vehicle is no closer than 15 feet to the front lot line.

(e) Notwithstanding the provisions of this section, a recreational vehicle may be parked anywhere on the premises, or within a public right-of-way area where street parking is permitted, during active loading or unloading.

(f) The combined area covered by the dwelling, accessory structures, and the area covered by the outside storage of such units shall not exceed 40% of the net lot area.

(5) The provisions of this section shall not apply to recreational equipment officially designated for barrier-free use in accordance with state law, and used as the regular means of transportation by or for a handicapped person.

(L) The parking of a trailer coach, travel trailer or camper trailer when in use or occupied for periods exceeding 24 hours on lands not

approved for such use shall be expressly prohibited, except that the Building Official may extend temporary permits allowing the parking of such trailer coach, travel trailer or camper trailer in a rear yard on private property, not to exceed a period of two weeks. All trailer coaches, travel trailers or camper trailers parked or stored shall not be connected to sanitary facilities.

(M) A resident of a dwelling unit may have not more than one motorized vehicle for sale on the site of such dwelling unit at any time and in no instance shall vacant residential lots or parcels be utilized for the sale of vehicles. A resident may conduct minor automobile repairs of vehicles of the resident such as oil changes and tune ups between the hours from sunrise to sunset on the property of the resident's dwelling unit; however, in no instance shall a resident repair the vehicle of other than a resident of the dwelling unit on such property. The sale of vehicles from a residential property shall not exceed two vehicles in any one year for a period not to exceed two weeks in any one year.

(N) Freestanding solar panels shall be considered an accessory building and shall be subject to the requirements for such, together with all other applicable building codes and ordinances.

(O) Wind generators may be permitted in rear yards when the following conditions are met.

(1) The highest point of any portion of the generator shall not exceed 35 feet above the average grade of the lot.

(2) The generator device shall be placed no closer to any side or rear lot line than the total distance between the grade of the lot at the base of the tower and the highest point of any portion of the generator.



(3) The maximum diameter formed by a circle encompassing the outermost portions of the blades or other wind activated surfaces shall not exceed 30% of the distance between the ground and the highest point of any portion of the wind generator. The generator shall be so located that no portion of the structure would penetrate the vertical plane of any adjacent property line if it were to topple over in its normally assembled configuration.

(4) The construction of the tower, blades, base structure, accessory building and wiring shall meet all applicable local building codes and ordinances.

(P) In all office, service and business districts, rooftop equipment and apparatus shall be screened from ground level by being housed in a penthouse or structure constructed of the same type of building materials used in the principal structure or by building design.

(Q) Temporary carport and storage structures shall be under the jurisdiction of the Zoning Board of Appeals.

**Mayor Pro-Tem Baker moved, supported by Johnston to approve an Ordinance to amend Chapter 82-454 of Chapter 82 Accessory Structures as presented.**

**Council member Russo moved, supported by Mitchell to table this action. Carried. 5 Yes. 0 No.**

**INTRODUCTION OF RESOLUTIONS AND ORDINANCES:**

**A. CONSIDER FIRST READING OF RESOLUTION NO. 2018-20 TO AUTHORIZE AWARD OF PROPERTY AND LIABILITY INSURANCE POLICY TO MICHIGAN MUNICIPAL LEAGUE FOR THE**

**POLICY PERIOD 4/24/2018-4/24/2019:**

**RESOLUTION NO. 2018-20**

**A RESOLUTION TO AWARD PROPERTY AND LIABILITY INSURANCE**

**FOR THE CITY OF CHARLOTTE 4/24/2018 - 4/24/2019**

**WHEREAS**, the City of Charlotte requested proposals for Property and Liability Insurance Coverage for 4/24/2018 – 4/24/2019; and

**WHEREAS**, five proposals were received from MMRMA, Meadowbrook, Inc./MML, Arthur Gallagher RMS, Inc., Charlotte Insurance Agency, Inc. and Lyman & Sheets Insurance Company; and

**WHEREAS**, each proposal was reviewed and compared for coverage, liability limits, deductibles and exclusions; and

**WHEREAS**, after careful review and consideration of the differences in coverage between the policies and assessing the risk involved for the differences in coverages it was concluded that for the net difference in cost of \$1,461.30, after dividend reimbursement; and

**THEREFORE, BE IT RESOLVED**, that the city council authorize the renewal to Michigan Municipal League for the period of 4/24/2018 – 4/24/2019 as proposed in the amount of \$115,633.00.

**BE IT FURTHER RESOLVED**, although the policy period covers one year from 4/24/2018 – 4/24/2019, it would not be the intent to solicit proposals each year, but rather at the time

there is reason to believe that the premium is out of line or for fiduciary responsibility.

Council member Johnston moved, supported by Mitchell to approve first reading of Resolution No. 2018-20 to authorize award of property and liability insurance to Michigan Municipal League for the Policy period 4/24/2018-4/24/2019 as presented. Carried. 4 Yes. 0 No. 1 Abstain (Baker)

**B. CONSIDER APPROVAL OF FIRST READING OF RESOLUTION NO. 2018-21 TO AUTHORIZE FULLERTON FIRE SERVICES CONTRACT AMENDMENT:**

**RESOLUTION NO. 2018-21**

**A RESOLUTION TO AUTHORIZE THE EXECUTION OF AN AMENDMENT TO THE CONTRACT WITH FULLERTON FIRE SERVICES, LLC**

**FOR MANAGEMENT SERVICES**

**WHEREAS**, the City wishes to extend its contract with Fullerton Fire Services for management services for the Charlotte Fire Department pursuant to the terms of the First Amendment to Contract for Management Services prepared by the City Attorney;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council does hereby authorize and direct the Mayor and City Clerk to execute the First Amendment to Contract for Management Services on behalf of the City.

Council member Johnston moved, supported by Baker to approve first reading of Resolution No. 2018-21 to authorize Fullerton Fire Services Contract Amendment as presented. Carried. 5 Yes. 0 No

**C. CONSIDER FIRST READING OF RESOLUTION NO. 2018-22 TO AUTHORIZE CITY MANAGER EMPLOYMENT CONTRACT AMENDMENT:**

**RESOLUTION NO. 2018-22**

**A RESOLUTION TO AUTHORIZE THE EXECUTION OF AN AMENDMENT TO THE EMPLOYMENT CONTRACT WITH GREGG GUETSCHOW**

**WHEREAS**, the City wishes to extend its employment contract with Gregg Guetschow pursuant to the terms of the First Amendment to the Second Restated Employment Contract between Gregg Guetschow and City Council of the City of Charlotte;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council does hereby authorize and direct the Mayor and City Clerk to execute the First Amendment to the Second Restated Employment Contract between Gregg Guetschow and City Council of the City of Charlotte on behalf of the City Council.

Mayor Pro-Tem Baker moved, supported by Johnston to approve first reading of Resolution No. 2018-22 to authorize City Manager Employment Contract as presented. Carried. 4 Yes. (Johnston, Mitchell, Baker, Lewis) 1 No. (Russo)

**D. CONSIDER FIRST READING OF RESOLUTION NO. 2018-23 TO AUTHORIZE CONTRACT WITH ERIC ROGERS, LLC FOR LAWN CARE:**

**RESOLUTION NO. 2018-23**

**A RESOLUTION TO AUTHORIZE A CONTRACT WITH ERIC ROGERS, LLC FOR LAWN CARE**

**WHEREAS**, the City owns various properties and right-of-ways that require mowing at regular intervals; and  
**WHEREAS**, sealed bids were received on Tuesday, March 6, 2018 for the mowing of the aforementioned properties; and  
**WHEREAS**, Eric Rogers, LLC submitted the lowest valid price for the weekly mowing listed in Contract A; and  
**WHEREAS**, Eric Rogers, LLC submitted the lowest price for the monthly and three times per year mowing listed in Contract B; and  
**WHEREAS**, the contract is for one year with the option of 2- one year renewals based on performance for a total a three year contract; and  
**WHEREAS**, Eric Rogers, LLC was awarded the last City contract for lawn care, and their work was satisfactory; and  
**THEREFORE, BE IT RESOLVED** that the City enter into a contract with Eric Rogers, LLC for the weekly mowing listed in Contract A at the stated bid prices.  
**BE IT FURTHER RESOLVED** that the City enter into a contract with Eric Rogers, LLC for the monthly and three times a year mowing listed in Contract B at the stated bid prices.

Council member Johnston moved, supported by Mitchell to approve Resolution No. 2018-23 to authorize contract with Eric Rogers, LLC for lawn care as presented. Carried. 5 Yes. 0 No.

**E. CONSIDER FIRST READING OF RESOLUTION NO. 2018-24 TO AUTHORIZE THE REPLACEMENT OF ELECTRICAL EQUIPMENT AT THE WASTEWATER TREATMENT PLANT:**

**RESOLUTION NO. 2018-24**

**A RESOLUTION TO AUTHORIZE THE REPLACEMENT OF ELECTRICAL EQUIPMENT AT THE WASTERWATER TREATMENT PLANT**

**WHEREAS**, the electrical equipment at the Wastewater Treatment Plant (WWTP) has been damaged by exposure to the ferric chloride housed in the same area; and  
**WHEREAS**, the project to relocate the ferric chloride is almost complete; and  
**WHEREAS**, the FY 2017-2018 budget has approved \$40,500.00 for the replacement of the damaged electrical equipment; and  
**WHEREAS**, Windemuller has provided electrical and SCADA services for the WWTP and is familiar with the plant and its operational needs; and  
**WHEREAS**, Windemuller has submitted a proposal to complete the necessary work on a time and material basis estimated to be \$15,000.00, and  
**WHEREAS**, Windemuller has secured three bids for the actual electrical equipment that they will be installing, and

**WHEREAS**, funding for the professional services related to review of local limits and ordinance updates will be charged to the Water and Sewer Fund.

**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 Windemuller to perform the necessary electrical work at the WWTP estimated to be \$15,000.00 and agrees to waive the sealed bid process.

**BE IT FURTHER RESOLVED** that the City directs Windemuller to purchase the electrical switch gear from the lowest bidder, Eaton Gear in the amount of \$26,199.04.

**Council member Johnston moved, supported by Baker to approve Resolution No. 2018-24 to authorize the replacement of electrical equipment at the Wastewater Treatment Plant as presented. Carried. 5 Yes. 0 No.**

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

**CITY ATTORNEY REPORT:** None.

**CITY MANAGER REPORT:** City Manager Guetschow reported that a majority of time has been spent reviewing the insurance proposals. He stated that the closed session relating to negotiating strategy will not be until next meeting at earliest. He reported on the Lincoln & State Street project that bids will be going out soon. He announced the fund raiser for Charlotte Rotary Club that will be taking place this weekend at the Senior Center and invited everyone

to come. He thanked everyone who spoke in support of his contract renewal.

**COUNCILMEMBER COMMITTEE REPORTS:** None.

**PUBLIC COMMENT:** **Ned Dills**, 220 Prairie, stated that he has been involved with the RV Ordinance from the beginning. He stated that it caught fire over the weekend on social media and he feels that not everyone understands the changes and is appreciative of the council tabling the issue.

**Fred Wieting**, 221 High, suggested to council that they hold an open informal meeting on this issue and they may get a lot more comments.

**Justin Brummette**, 340 High, offered his support of the renewal of City Manager Guetschow's contract. He stated that he feels that the vacancy on the council created by Mr. Bahmer is a sad loss with a lot of resources lost. He thanked the council for tabling the issue on the RV parking ordinance as he too seen the social media posts and people were very confused on the issue. He thanked council for their time and consideration.

City Manager Guetschow clarified that it is not necessary in the City Charter to act on a resignation from council. It states that the resignation is effective upon delivery.

**MAYOR AND COUNCIL COMMENTS:**

- Council member Johnston thanked everyone for coming. He thanked Mr. Bahmer for his service and diligence and stated that he will certainly be missed.
- Council member Russo no comment.
- Mayor Pro-Tem Baker echo Council member Johnstons comments and stated he would like to see a resolution for Council member Bahmer.
- Council member Mitchell stated that it is with sadness that Council member Bahmer decided to resign from Council. He stated that he appreciates everyone who spoke about reservations on the RV parking. He stated council is trying to make it better and wants to have time to get it that way for most people. He thanked everyone for coming out and being part of the process.
- Mayor Lewis thanked everyone for coming out tonight. He appreciates the input from the public on issues. He thanked DPW Director Gilson for attending. He thanked Cody, Department of Public Works, for helping Mr. Lavery with his drainage issues. He thanked City Manager Guetschow and Clerk Terpstra for their work on the insurance proposals. He thanked Mr. Bahmer for his service to the community. He attended the Youth Appreciation ceremony at CPAC, along with Senator Jones. He commended the students, parents and teachers. He stated that the RV parking ordinance was very restrictive and that over the years things have changed and it is the goal to get it changed for the better. He stated that they need everyone's input for this to happen. He encouraged writing or emailing council with concerns.

**Council member Johnston moved, second by Mitchell to adjourn at 7:52 p.m. Carried. 5 Yes. 0 No**

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Mayor Tim Lewis

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Ginger Terpstra, City Clerk, CMMC