

**COUNCIL PROCEEDINGS**  
**Regular Meeting**  
**June 10, 2019**

**CALL TO ORDER:** By Mayor Lewis on Monday, June 10, 2019 at 7:00 p.m.

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

The invocation was offered by Victor Williams, New Hope Community Church, followed by the Pledge of Allegiance.

**APPROVAL OF MINUTES FOR REGULAR MEETING OF May 28, 2019:** Council member Ridge moved, supported by Baler to approve the regular meeting minutes of May 28, 2019 as presented. Carried. 7 Yes. 0 No.

**ABSENT:** None.

**PUBLIC HEARINGS:**  
**PUBLIC HEARING: ORDINANCE NO. 2019-04 URINATING IN PUBLIC:**  
Opened: 7:04 P.M.

No comments.

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

**PUBLIC COMMENTS:**  
**Owen Whitkopf**, 308 Plymouth Dr., is concerned about code enforcement in the City. He feels that much more enforcement is needed to make sure things are being taken care of.

**Zachary Story**, 404 Warren, also concerned about code enforcement. Would like to see a full time code enforcement officer. He doesn't think codes are evenly enforced across the board.

**APPROVAL OF AGENDA:** Mayor Pro-Tem Baker moved, supported by Ridge to approve the agenda as presented. Carried. 7 Yes. 0 No.

**SPECIAL PRESENTATIONS:**  
**DISCUSSION ON UTILITY RATES:**

Amy Gilson, Director of Public Works, gave an overview of the proposed rate increase and how the rates were derived. She explained that if the rate increase was passed it would not go into effect until the month of October 2019. She stated that the proposed rate increase would equate to about \$10.00 a month on an average bill. There are many mandates by the State that are unfunded.

Discussion was held among council members on the amount of the increase and other options of phasing in increases.

City Manager Guetschow stated that we would be looking into the possibility of monthly billing or the option of monthly billing in the near future.

**EXPEDITED RESOLUTIONS AND ORDINANCES**  
**A. CONSIDER APPROVAL OF RESOLUTION NO. 2019-62 REGARDING PAYMENT OF CLAIMS & ACCOUNTS:**

**RESOLUTION NO. 2019-62**

**A RESOLUTION TO APPROVE EXPENDITURES OF THE CITY**  
**FOR JUNE 10, 2019**

**WHEREAS**, Section 7.7 (B) of the City Charter requires Council approval for the expenditure of city funds; and  
**WHEREAS**, the June 7, 2019 payroll totaled \$147,513.67;  
**WHEREAS**, the June 10, 2019 claims total \$121,305.39;  
**WHEREAS**, the June 3, 2019 insurance claims total \$1,423.59; and

**THEREFORE, BE IT RESOLVED** that the City Council approves claims and accounts for June 10, 2019 in the amount of \$270,242.65.

**APPROVAL OF CLAIMS AND ACCOUNTS BY ROLL CALL VOTE:** Council member Ridge moved, supported by Mitchell to approve Resolution 2019-62 regarding payment of claims & accounts as presented. Carried. 7 Yes. 0 No.

**ACTION ITEMS – RESOLUTIONS AND ORDINANCES:**

**A. CONSIDER APPROVAL OF ORDINANCE NO. 2019-04 URINATING IN PUBLIC:**

**ORDINANCE NO. 2019-04**

AN ORDINANCE TO AMEND ARTICLE V, OFFENSES AGAINST PUBLIC PEACE, OF CHAPTER 34 - OFFENSES - BY ADDING SECTION 34-197, URINATING OR DEFECATING IN PUBLIC.

THE CITY OF CHARLOTTE ORDAINS:

Section 34-197 shall be added to Article V, Chapter 34, as follows:

**§34-197: URINATING IN PUBLIC.** No person shall urinate or defecate on any street, sidewalk, alley, park, parkway, parking lot or structure, public carrier or upon any public building or place of public assemblage or upon any other public or private property of another open to public view, or upon any private property of another without the consent of the owner except where a sanitary facility is provided and used.

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

**Mayor Pro-Tem Baker moved, supported by Dyer to approve Ordinance No. 2019-04 Urinating in public as presented. Carried. 7 Yes. 0 No.**

**B. CONSIDER APPROVAL OF RESOLUTION NO. 2019-59 SUPPORTING SAFE ROUTES TO SCHOOL GRANT APPLICATION:**

**RESOLUTION NO. 2019 –59**

**RESOLUTION SUPPORTING A SAFE ROUTES TO SCHOOL GRANT APPLICATION**

**WHEREAS**, the Safe Routes to School program is a federally funded program administered in Michigan by the Michigan Department of Transportation (MDOT); and  
**WHEREAS**, the City of Charlotte, in partnership with Charlotte Public Schools, Hayes Green Beach Hospital, CanDo!, Barry Eaton Health Department and the Eaton County Road Commission, is applying for funds through MDOT from the Safe Routes to School program to construct certain infrastructure projects throughout the City, including sidewalks, crosswalks, and signage to enable and encourage children to safely walk and bike to school; and  
**WHEREAS**, MDOT requires a formal commitment from the public agency that will be receiving these funds and will be implementing and maintaining these infrastructure projects.  
**NOW, THEREFORE, BE IT RESOLVED**, that the City has authorized Amy Gilson, DPW Director and Act 51 Street Administrator, to act as agent on behalf of the City to request Safe Routes to School funding, to act as the applicant’s agent during the project development, and to sign a project agreement upon receipt of a funding award; and  
**BE IT FURTHER RESOLVED THAT**, the City attests to the existence of, and commits to, the funds necessary to carry out the project, including engineering design and construction, permit fees, administration costs, and cost overruns; and  
**BE IT FURTHER RESOLVED THAT**, the City commits to owning, operating, funding, and implementing a maintenance program over the design life of the facilities constructed with Safe Rotes to School funding.

Council member Ridge moved, supported by Christian to approval of Resolution No. 2019-59 supporting a safe route to school grant application as presented. Carried. 7 Yes. 0 No.

**C. CONSIDER APPROVAL OF RESOLUTION NO. 2019-61 NOISE REGULATION:**

**RESOLUTION NO. 2019 –61**

**A RESOLUTION AUTHORIZING CITY STAFF TO WORK WITH THE CITY ATTORNEY TO PREPARE AND PROPOSE AN UPDATE TO SECTION 52-27 OF THE CHARLOTTE CITY CODE**

**WHEREAS**, the City of Charlotte wishes to accommodate the installation of certain amplified public address systems that would be used for organized, public purposes such as ambient music and public announcements; and

**WHEREAS**, these systems are currently prohibited by Section 52-72 of the Charlotte City Code; and

**WHEREAS**, the City of Charlotte also wishes to ensure that this section of the Charlotte City Code will not unnecessarily constrain other public events and festivities if strictly enforced.

**THEREFORE, BE IT RESOLVED** that the City of Charlotte City Council hereby authorizes City staff to work with the City Attorney to prepare and propose an update to Section 52-72 of the Charlotte City Code intended to alleviate these issues

Council member Ridge moved, supported by Baker approval of Resolution No. 2019-61 authorizing city staff to work with the city attorney to prepare and propose an update to Section 52-27 of the Charlotte City Code as presented. Carried. 7 Yes. 0 No.

**D. CONSIDER APPROVAL OF RESOLUTION NO. 2019-60 TO APPROVE FY 19/20 BUDGET:**

**RESOLUTION NO. 2019-60**

**A RESOLUTION TO APPROVE THE BUDGET FOR THE FISCAL YEAR**

**THAT BEGINS JULY 1, 2019, TO SET RATES OF TAXATION**

**AND TO AUTHORIZE OTHER RELATED ACTIONS.**

**WHEREAS**, in accordance with the provisions of the City Charter, the City Manager submitted to Council a proposed budget for the fiscal year commencing July 1, 2019 and ending June 30, 2020; and

**WHEREAS**, Council members have reviewed the proposed budget and the Council has availed itself of opportunities to be informed about its contents, to discuss the spending plan for the City, to debate its implications and to offer amendments to the budget; and

**WHEREAS**, in accordance with legal requirements and after proper notice, a hearing was held on the proposed budget;

**NOW, THEREFORE, BE IT RESOLVED** that the estimated revenues for the fiscal year are hereby accepted by the City Council as follows:

101	General Fund		\$6,027,661
	Taxes	3,545,761	
	Licenses & Permits	41,970	
	Intergovernmental	1,011,900	
	Charges for Services	377,250	
	Fines & Forfeitures	20,500	
	Investment Income	30,000	
	Other Revenue	211,000	
	Interfund Transfers	414,280	
	Loan Proceeds	375,000	
202	Major Street Fund		1,062,500
203	Local Street Fund		382,300
230	Police Drug Enforcement Fund		50
240	Police Training Fund		18,000

243	Brownfield Redevelopment Fund		8,000
260	DDA Fund		47,035
261	LDFFA Fund		14,850
270	Industrial Park Fund		9,800
280	Airport Fund		577,400
290	Federal & State Grants Fund		237,000
330	2008 Facility Building & Site Fund		205,000
500	Recycling Fund		67,520
500	Water and Sewer Fund		4,022,700
	Water Revenue	1,645,200	
	Sewer Revenue	2,310,000	
	Other Revenue	67,500	
601	Motor Vehicle Pool Fund		516,200
666	Information Technology Pool Fund		284,700

**AND BE IT FURTHER RESOLVED**, that expenditures for the fiscal year are hereby authorized for the various funds in the following amounts:

101	General Fund		\$6,263,863
	General Government	\$1,262,830	
	Public Safety	3,372,248	
	Public Works	1,068,115	
	Community & Economic Dev.	212,640	
	Parks & Recreation	322,530	
	Operating Transfers	75,500	

202	Major Street Fund		910,030
203	Local Street Fund		481,665
230	Police Drug Enforcement Fund		2,000
240	Police Training Fund		18,200
243	Brownfield Redevelopment Fund		0
260	DDA Fund		38,380
261	LDFFA Fund		506,350
270	Industrial Park Fund		34,050
280	Airport Fund		576,130
290	Federal & State Grants Fund		236,000
330	2008 Facility Building & Site Fund		200,000
500	Recycling Fund		68,280
500	Water and Sewer Fund		4,968,350
601	Motor Vehicle Pool Fund		372,240
666	Information Technology Pool Fund		279,700

**AND BE IT FURTHER RESOLVED**, that 14.2913 mills be levied on the taxable valuation as equalized for general operating requirements of the City;

**AND BE IT FURTHER RESOLVED**, that .175 mills be levied on the taxable valuation as equalized for yard waste collection;

**AND BE IT FURTHER RESOLVED**, that .9400 mills be levied on the taxable valuation as equalized to cover the November 2018 and May 2019 principal and interest payments of the

General Obligation Unlimited Tax Refunding Bonds, Series 2017, which refunded the 2008 Building Facility & Site bonds approved by the electorate on November 6, 2007;

**AND BE IT FURTHER RESOLVED**, that ~~4.9879~~ 1.9789 mills be levied on the taxable valuation as equalized for parcels within the Downtown Development Authority (DDA) district, which taxes will be revenues of the DDA fund;

**AND BE IT FURTHER RESOLVED**, that all taxes and special assessments levied on the City tax roll shall be assessed a 1% property tax administration fee;

**AND BE IT FURTHER RESOLVED**, that the City Manager is hereby authorized to grant wage increases for non-union employees within authorized budget allowances;

**AND BE IT FURTHER RESOLVED**, that within the General Fund, \$200,000 is reserved and assigned for retiree health insurance and \$105,000 is reserved and non-spendable as prepaids and inventory;

**AND BE IT FURTHER RESOLVED**, that the City Manager is hereby authorized to make budgetary transfers within a fund or between funding centers within a fund, if such exist, and that all other transfers be approved only by further action of the Council pursuant to the provisions of the Michigan Uniform Budgeting and Accounting Act.

City Manager Guetschow stated that this resolution has been amended to include the amendment for public safety and training from the previous meeting. He also noted that the millage rate for DDA should be 1.9789.

Council member Russo discussed the two proposed assessments and how that would work to place on the ballot. He said that he was not in favor of the pocket park project. He asked about the funds for the recycling center operations and if that center could be cut.

Council member Mitchell agreed that he was in favor of police officers over the pocket park project.

Council member Dyer stated that the pocket park would be a one time expense. He feels it is important to invest in parks as that is quality of life.

Council member Ridge stated that the public had contributed to the pocket park as well as several grants had been obtained for that project. She feels that they need to be an advocate for investing in the community. She does not feel that the city has spent unwisely.

Council member Russo stated his concern with raising the water rates and then adding other millages to the taxpayers.

**Council member Dyer moved, supported by Mitchell to remove the purchase of two police patrol vehicles from the budget. Denied. 3 Yes (Dyer, Mitchell, Russo) 4 No. (Baker, Ridge, Christian, Lewis)**

**Council member Ridge moved, supported by Christian to approve Resolution No. 2019-60 to approve the budget for the fiscal year that begins July 1, 2019, to set rates of taxation and to authorize other related actions as amended changing the DDA rate to 1.9789. Carried. 5 Yes. (Baker, Dyer, Christian, Ridge, Lewis) 2 No. (Mitchell, Russo)**

#### **INTRODUCTION OF RESOLUTIONS AND ORDINANCES:**

#### **A. CONSIDER FIRST READING OF RESOLUTION NO. 2019-63 REGARDING UTILITY RATES:**

#### **RESOLUTION NO. 2019 –63**

#### **RESOLUTION TO SET WATER AND SEWER RATES**

**WHEREAS**, the City of Charlotte completed a Water and Sewer Utility Rate Study to develop a schedule of rates which equitably reflect the cost of service to each customer class and to recommend a rate adjustment necessary to fund operations, maintenance and improvements; and

**WHEREAS**, this Council has evaluated said report and concur that said rates are required; and

**NOW, THEREFORE, BE IT RESOLVED**, that the following schedule of water and sewer rates be adopted:

<b>Water Rates</b>		
<b>Quarterly</b>		
<u>Meter Size</u>	<u>Base Charge</u>	<u>Rate per 1,000 gal.</u>
5/8 x 3/4	\$ 42.72	\$ 2.97
1"	70.00	2.97
1.5"	140.00	2.97
2"	230.00	2.97
3"	430.00	2.97
4"	660.00	2.97
6"	1,420.00	2.97

<b>Sewer Rates</b>		
<b>Quarterly</b>		
<u>Meter Size</u>	<u>Base Charge</u>	<u>Rate per 1,000 gal.</u>
5/8 x 3/4	\$ 85.35	\$ 5.74
1"	140.00	5.74
1.5"	280.00	5.74
2"	450.00	5.74
3"	850.00	5.74
4"	1,320.00	5.74
6"	2,840.00	5.74

**BE IT FINALLY RESOLVED**, that these rates be effective July 1, 2019 for bills sent in October, 2019.

Discussion was held on utility rates and options for phasing in the rates. It was the consensus of council to gather more information from staff and bring back for discussion and first reading at the June 24<sup>th</sup> meeting.

**COMMUNICATIONS AND COMMITTEE REPORTS**

**CITY ATTORNEY REPORT:** City Attorney report included in the packet.

**CITY MANAGER REPORT:** City Manager Guetschow reported that himself and Clerk Terpstra are working on exploring health insurance and pension options. He stated that we are planning to start discussions on street plans at the next meeting. He noted that the back door to City Hall will be closed to the public for part of the day on Friday, June 21<sup>st</sup> for repair. He will be out of the office next week for

Girls State.

**COUNCILMEMBER COMMITTEE REPORTS:**

- Council member Ridge reported that the Planning Commission approved for a Culver’s Restaurant at the Davis Automart site on Lansing Rd. at their June 4<sup>th</sup> meeting. Drawings are available for viewing on the Planning Commission website. The restaurant plans to be open later this year. She stated that Vision 2025 will be rolling out in July. There is an online survey available. There will also be chalkboards throughout town for ideas to be put on. This will be for community members to get involved and put ideas on what they would like to see for Charlotte.
- Council member Dyer attended the MML Energy Environmental Committee meeting. Topics of discussion were PFAS legislation and looking for safer ways to use fire fighting foam which contains PFAS.

**PUBLIC COMMENT:** Owen Whitkopf, 308 Plymouth Dr., stated that he wanted to clarify that some codes are being taken care of, however, it is an image issue. He feels that codes need to be taken care of more quickly.

**Zachary Story**, 404 Warren, stated that he is pro public safety and thinks it is good to keep the police. He thanked the council members who voted against the police cruiser. He feels that council should think outside of the box. He expressed concern over raising the water rates. He would like to see the rates phased in or not raised at all. He stated he still wants roads.

**Ben Phlegar**, 425 Horatio, asked questions about the headlee amendment override and if it would be a continuation or a new rate. He stated that the water rates are not part of the general fund monies. He stated that the water/sewer rate issue is not new to the council. He enjoys the convenience of city water and sewer and not having a well or septic. He is opposed to pulling money from the pocket park project.

**MAYOR AND COUNCIL COMMENTS:**

- Council member Russo stated his concern with water/sewer rates is that a lot of people live pay check to pay check. He is looking to gradually increase the rates.
- Mayor Pro-Tem Baker stated while shopping it is interesting to see how many people buy water. He thinks city water is very good.
- Council member Mitchell no comment.
- Council member Dyer stated he has a new position with Volunteers of America. He stated that today is the 100<sup>th</sup> anniversary of women's right to vote. He announced that he is running for council again in November.
- Council member Ridge thanked everyone in the audience for attending and being engaged. She stated that she appreciates everyone's thoughts and opinions. Charlotte Rising has hired an Americorps person for a new position to help with Economic Development. Charlotte Rising is working on the budget. CanDo is working on the storytelling venue that will be held on June 26<sup>th</sup> at 5:30 p.m. at Windwalker. Cheerleading tryouts are Tuesday, June 11<sup>th</sup>.
- Council member Christian stated he is in favor of looking at options for water/sewer rates. He feels the quality of city water is good. He encouraged everyone to visit and enjoy Crandell Lake.
- City Clerk Terpstra announced that July 23<sup>rd</sup> is the last day to turn in petitions to be placed on the November 5<sup>th</sup> ballot. At least 50 and no more than 100 are required. You need to be a city resident for at least six months.
- Mayor Lewis announced that he gave a State of the City address at Rotary on Tuesday, June 4<sup>th</sup> and appreciated the invitation to do so.

**Mayor Pro-Tem Baker moved, seconded by Dyer to adjourn at 8:40 P.M. Carried. 7 Yes. 0 No.**

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Mayor Tim Lewis

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Ginger Terpstra, City Clerk, CMMC