

COUNCIL PROCEEDINGS
Regular Meeting
November 13, 2017

CALL TO ORDER: By Mayor Lewis on Monday, November 13, 2017, at 7:00 p.m.

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

The invocation was offered by Pastor Randy Royston, New Hope Community Church followed by the Pledge of Allegiance.

APPROVAL OF MINUTES FOR REGULAR MEETING OF OCTOBER 23, 2017: Council member Ridge moved, supported by Johnston to approve the regular meeting minutes of October 23, 2017 as presented. 7 Yes 0 No

ABSENT: None.

PUBLIC HEARINGS: None.

PUBLIC COMMENT: Barbara Fulton, Senior Leadership for Charlotte Rising Board, congratulated the City as a whole on the recent graduation from Rising Tide. She stated that Governor Snyder's recent visit to the City was very positive and he recognized lots of breath in the leadership. She stated that the governor was very specific in his praise to the Charlotte community and Charlotte Rising is proud of the support that the council has given. Well done Charlotte!

Mary Jean Baker, 406 E. Third, thanked Clerk Terpstra and staff for the hard work on the election. She reported on EATRAN as a representative for the board. She announced that the ridership is up by 2,400 over last year. She stated that the connector route to Delta

Township since 2015 runs all day long. She thanked Donna Webb for helping to keep EATRAN running with a limited budget.

APPROVAL OF AGENDA:

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

SPECIAL PRESENTATIONS:

PRESENTATION BY PLANTE & MORAN OF FY 2016/2017 AUDIT:

William Brickey, CPA and Marie Stiegel, CPA with Plante Moran gave a presentation of the FY 2016/2017 Audit.

They reported that the City received an unmodified opinion on the audit which is the highest rating possible and shows that the City is in compliance and their financial reporting is above and beyond. They noted that the City has been awarded the GFOA award for the 21st year in a row. They reported that City is in a sound financial position. The city invested over 2 million dollars in infrastructure over the past fiscal year without any new debt. While also being able to pay down existing debt.

Marie Stiegel noted that next year GASB 75 will come into effect which will require some extra reporting. She reported on General Fund assets, liabilities, revenues and expenditures.

Mayor Lewis asked what three things they would take away from the audit process.

Mr. Brickey stated 1) the City has sound practices that go above and beyond which is substantiated by the City receiving the GFOA award for the past 21 years. 2) That staff is doing a great job as they had no adjusting journal entries to make. 3) The city is doing a great job keeping under budget. All spending is in compliance of the budget as well as maintaining a healthy fund balance.

Mayor Pro Tem Baker asked about the financial state of the water and sewer fund in the coming years.

Mr. Brickey stated that the fund is in a good position at this time. It will depend on what new improvements are needed in the future to determine what will be needed going forward.

EXPEDITED RESOLUTIONS AND ORDINANCES

A. CONSIDER APPROVAL OF RESOLUTION NO. 2017-112 TO DECLINE OPTION TO ACQUIRE PROPERTY LOCATED AT 200 N. COCHRAN AVE. PURSUANT TO A RIGHT OF FIRST REFUSAL:

RESOLUTION NO. 2017-112

A RESOLUTION TO DECLINE THE OPTION TO ACQUIRE PROPERTY LOCATED AT 200 NORTH COCHRAN AVENUE PURSUANT TO A RIGHT OF FIRST REFUSAL

WHEREAS, in 1994, the City sold the property located at 200 North Cochran Avenue that had been the site of the public library; and

WHEREAS, the deed for the sale of the property included a covenant granting the City the right of first refusal whenever the property is be re-sold; and

WHEREAS, the City has received the required written notification of a pending sale from the current owner of the property; and

WHEREAS, the City has determined that it is not in the public interest to acquire the property;

THEREFORE, BE IT RESOLVED that the City declines to exercise its option to acquire the property at 200 North Cochran Avenue pursuant to the right of first refusal covenant; and

BE IT FURTHER RESOLVED that Mayor Tim Lewis and City Clerk Ginger Terpstra are hereby authorized and directed to execute any and all documents required as a condition of the closing on the aforementioned pending sale attesting to this action of the City Council.

Council member Johnston moved, supported by Mitchell to approve Resolution No. 2017-112 to decline option to acquire property located at 200 N. Cochran Ave. pursuant to a right of first refusal as presented. Carried. 7 Yes. 0 No.

B. CONSIDER APPROVAL OF RESOLUTION NO. 2017-113 TO VACATE A PART OF HARRIS STREET AT THE WESTERNMOST DRIVEWAY TO HAYES GREEN BEACH HOSPITAL AND SET PUBLIC HEARING FOR DECEMBER 11, 2017:

RESOLUTION 2017-113

CITY OF CHARLOTTE

EATON COUNTY, MICHIGAN

A RESOLUTION DEEMING IT ADVISABLE AND NECESSARY TO VACATE THAT PART OF HARRIS STREET AT THE WESTERNMOST DRIVEWAY TO HAYES GREEN BEACH HOSPITAL AS DESCRIBED IN THE ORIGINAL PLAT OF CHARLOTTE, AND TO PROVIDE FOR A PUBLIC HEARING AND NOTICE THEREOF.

WHEREAS, the City Council of the City of Charlotte determines that it is advisable and necessary for the health, welfare, comfort and safety of the people of the City of Charlotte to discontinue and vacate that portion of Harris Street at the westernmost driveway to Hayes Green Beach Hospital as legally described as follows:

A parcel of land platted as Harris Street, Original Plat of Charlotte, Eaton County, Michigan, as recorded in Liber 1 of Plats, Page 67 of Eaton County Records, the surveyed boundary of said parcel described as: Commencing at the Northeast corner of Section 18, T2N, R4W; thence S89°11'25"E along the North line of said Section 18 a distance of 991.95 feet; thence S00°48'35"W perpendicular to said North line 991.45 feet to the Southwest corner of Lot 3, Robinson's Addition, City of Charlotte, Eaton County, Michigan, as

recorded in Liber 1 of Plats, Page 75 of Eaton County Records; thence N00°04'30"W along the West line of said Lot 3 a distance of 13.81 feet to the point of beginning of this description; thence Northwesterly 10.45 feet along a curve to the right, said curve having a radius of 122.08 feet, a delta angle of 4°54'11", and a chord of 10.44 feet bearing N53°56'30"W; thence S89°43'42"W parallel with the South line of Block 8, of said Original Plat of Charlotte 61.57 feet; thence N00°04'30"W parallel with said West line 20.00 feet to said South line; thence N89°43'42"E along said South line 70.00 feet to said West line; thence S00°04'30"E along said West line 26.19 feet to the point of beginning; said parcel containing 1,426 square feet, more or less; said parcel subject to all easements and restrictions if any.

and;

WHEREAS, the City of Charlotte deems it advisable to reserve an easement in the above-described premises for the maintenance and repair of the sidewalk and the right-of-way and for utility purposes, including an easement over the entire vacated area for installation of cable and telecommunication systems operating under franchise or permit issued by the City and any and all existing public and quasi-public utility easements thereover or thereunder; and

WHEREAS, the City determines that there shall be a public hearing on the proposed vacation of the above-described premises and that due notice, by publication and first class mail to all abutting landowners shall be provided;

NOW, THEREFORE, BE IT RESOLVED:

1. That the City Council of the City of Charlotte deems it advisable and necessary for the health, welfare, comfort and safety of the people of the City of Charlotte to discontinue and vacate that portion of Harris Street at the westernmost driveway to Hayes Green Beach Hospital, legally described as set forth above; and

2. That a public hearing on the proposed vacation of the above-described premises shall be scheduled for December 11, 2017, in the City Council Chambers at Charlotte City Hall, 111 E. Lawrence Avenue, Charlotte, Michigan, at 7:00 p.m.; and

3. That said notice by first class mail shall be mailed to all abutting landowners and the notice of public hearing shall be published in a legal newspaper not less than ten days in a newspaper so authorized to publish said public notice.

Council member Russo moved, supported by Ridge to approve Resolution No. 2017-113 to vacate a part of Harris Street at the westernmost driveway to Hayes Green Beach Hospital and set a public hearing for December 11, 2017 as presented. Carried. 7 Yes. 0 No.

C. CONSIDER APPROVAL OF RESOLUTION NO. 2017-111 REGARDING PAYMENT OF CLAIMS & ACCOUNTS:

RESOLUTION NO. 2017-111

A RESOLUTION TO APPROVE EXPENDITURES OF THE CITY

FOR NOVEMBER 13, 2017

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

WHEREAS, the October 27, 2017 payroll totaled \$156,194.68; and

WHEREAS, the November 10, 2017 payroll totaled \$148,407.64; and

WHEREAS, the November 13, 2017 claims total \$293,928.59;

THEREFORE, BE IT RESOLVED that the City Council approves claims and accounts for November 13, 2017 in the amount of \$598,530.91.

APPROVAL OF CLAIMS AND ACCOUNTS BY ROLL CALL

VOTE: Mayor Pro Tem Baker moved, supported by Russo to approve Resolution 2017-111 for expenditures of the City for November 13, 2017 as presented. Carried. 7 Yes. 0 No. .

ACTION ITEMS – RESOLUTIONS AND ORDINANCES:

None.

INTRODUCTION OF RESOLUTIONS AND ORDINANCES:

None.

COMMUNICATIONS AND COMMITTEE REPORTS

CITY ATTORNEY REPORT: None.

CITY MANAGER REPORT: City Manager Guetschow reported that the demolition of the Pocket Park will begin in the near future. He stated that Clerk Terpstra has indicated that the election went well with the results being reported to the county in record time. He noted the small margin in which the Charter amendment passed. He stated that staff will be meeting this week with Austin Benefits regarding health care rates. He announced that the Department of Public Works will be adding another leaf collection later this month due to the amount of leaves that are still on the trees.

COUNCILMEMBER COMMITTEE REPORTS: None.

PUBLIC COMMENT: None.

MAYOR AND COUNCIL COMMENTS:

- Council member Johnston recognized the City staff for the work on the election and audit.
- Council member Russo no comment.
- Council member Ridge thanked the voters for electing her to another term. She congratulated her fellow council members Johnston and Baker and Mayor Lewis on their elections. She thanked Barbara Fulton for reporting on the Charlotte Rising and Mary Jean Baker for her report on EATRAN. She thanked city staff for their work on the audit. She thanked Clerk Terpstra for the great job on the election.

- Mayor Pro Tem Baker thanked the voters who elected him and the council for having the confidence in him to serve as Mayor Pro Tem. He hopes to do his very best and stated that he loves this community.
- Council member Mitchell no comment.
- Council member Bahmer thanked the auditors. He congratulated all those elected to the council. He thanked the voters for passing the Charter amendment. He feels that this will have a positive impact on the City. He wished everyone a safe and successful deer season.
- Mayor Lewis stated that him and Nancy attended the Veterans ceremony at Charlotte Performing Arts and that it was a very moving ceremony. He thanked Barbara Fulton for reporting on Governor Snyder’s visit to our city. He stated that the enthusiasm and mood at the event was dynamic. He thanked Clerk Terpstra and staff for the work on the election. He thanked Finance Director Mossner for all of the work put in to the audit and for a job well done. He stated that he looks forward to working with the council in the next two years and for the support of Charlotte Rising.

Council member Johnston moved, second by Ridge to adjourn at 7:55 p.m. Carried. 7 Yes. 0 No

Mayor Tim Lewis

Ginger Terpstra, City Clerk, CMMC