

Village of Pentwater

327 S Hancock St., PO Box 622 Pentwater, Michigan 49449
(231) 869-8301 Website: www.pentwatervillage.org

Regular Meeting of Village Council MEETING MINUTES April 10, 2017

Call to Order - President Jeff Hodges called the regular meeting of the Pentwater Village Council to order at 6:00 p.m. at Village Hall in the community room.

Roll Call - Present: Jared Griffis, Dan Nugent, Bill Maxwell, Don Palmer, Michelle Angell-Powell, Pam Burdick and Jeff Hodges.

Absent: None.

Staff present: Village Manager Rob Allard, Clerk/Treasurer Colleen Moser, Police Chief Laude Hartrum, Deputy Clerk Barb Siok, Fire Chief Terry Cluchey and Village Attorney Brian Monton.

Approval of the Agenda - *Motion* by Maxwell, supported by Palmer to approve the agenda. Voice vote. AYES: 7 NAYS: 0. Agenda approved.

Consent Agenda- Approval of village council public hearing and regular meeting minutes that was held on March 13, 2017. Regular Village bill approval of \$73,525.71. Fire Department bill approval of \$51,713.34.

Approval of the use of Village Property

- * Pentwater Sportfishing Assn. requests permission to display banners, at both entrances to the Village, from May 9-31, 2017 for the Annual Memorial Weekend Fishing Derby VFW.
- * VFW requests permission to collect donations for the Poppy Program which funds the Post Relief Fund, stand in the street and other locations around the Village, on May 27th from 8:00 a.m. to 1:00 p.m.
- * To hold the Veterans Day Parade on May 29th, 2017.

Use of the Village Green

- * The Historical society requests permission to place a table on the top of the Village Green for public information and memberships, see list of events.
- * The VFW, for their 2017 Memorial Day Program, May 29th, 2017, 10-Noon.
- * The VFW & the Marine Corps request permission to set up a table & chairs, on the sidewalk, at the top of the Village Green, to sell raffle tickets on various dates (undisclosed) throughout the 2017 Summer.
- * Centenary United Methodist Church requests use of the Village Green from July 2nd-Sept 3rd, 2017, on Sunday Mornings, 9-11 a.m.
- * Patricia Hansen requests use for a wedding to be held on May 19, 2017.

Motion by Griffis, second by Angell-Powell to approve the consent agenda items. Roll call vote. AYES: 7 NAYES: 0. ABSENT: 0. Consent agenda items approved.

VILLAGE DEPARTMENT REPORTS

Reports are in the meeting packet and posted on www.pentwatervillage.org.

Village Manager –See report.

Clerk/Treasurer - See report.

Police Chief –See report.

Fire Chief – See meeting minutes.

Zoning Administrator – See report.

COMMITTEE REPORTS

Committee meeting minutes are provided if received in time for the packet.

Building and Grounds Committee –Maxwell reported on the March 30th meeting. Maxwell plans to have estimates in getting the sea wall and dinghy dock repaired. Maxwell also stated that the SOS party will be held on the Village green rather than on Hancock street. See meeting minutes.

Finance Committee – No meeting, no report.

Ordinance Committee. – No meeting, no report.

Personnel Committee- Angell-Powell reported on a working group meeting held at 5 p.m. on April 10th. The committee is reviewing applicants and will be meeting April 20th at 2:00 p.m. to review the top candidates for the Village Manager position.

Promotions Committee – Burdick reported on the meeting held on April 6th, where it was discussed to have the cooking of hotdogs be made in a certified (health department approved) kitchen or the Village will have to apply for a food license. See meeting minutes.

Services Committee- Palmer reported on the April 10th meeting. Several items were decided in committee to be brought before the Village Council.

The Committee approved a \$567 refund to 382 Third St. for a water leak while the owner was in the hospital.

Motion by Palmer, second by Griffis to approve the \$567 credit for overages to the owner of 382 Third Street. Roll call vote. AYES: 7 NAYES: 0. Motion approved.

The Committee approved a \$10,000 refund to the Linwood Mobile home park. The owner had been overcharged because he had not reported to the Village the number of occupied units and felt he had been over charged for 5 units for several years. This matter was decided by Council in August 2016. Since that time, the owner has sought legal council it is believed to be in the interest of both parties to resolve the matter without legal fees. The committee voted 2-1 to issue a credit and have the Village attorney to draft a letter to the property owner to close the issue.

Village attorney stated that it is the owner's responsibility to have knowledge of the Village Ordinances which specifically address that it is the owner of the mobile home park to report to the Village the number of occupied units. Griffis stated that the Village uses a ready to serve charge and that the Village incurred no additional costs. The actual number of connections is 34 units.

Motion by Palmer, second by Griffis, that the owner of Linwood Mobile home park be credited \$10,000 over the next four billing quarters, and that the matter of overcharges, due to the owner's lack of reporting the proper number of units, is therefore resolved without further legal action by either party.

Roll call vote. AYES: 5- Palmer, Griffis, Nugent, Angell-Powell and Burdick. NAYES: 2- Maxwell and Hodges. Motion approved.

VILLAGE COMMISSION AND BOARD REPORTS

Planning Commission- Ron Christians reported that the March 15th commission meeting did not have a quorum.

ZBA- No meeting. No report.

DDA – Dr. Claudia Ressel-Hodan reported the next meeting would be held on April 12th and that there were several agenda items such as downtown beautification and other long term goals such as a sound system on the Village Green.

UNFINISHED BUSINESS

None.

NEW BUSINESS

Fleis & VandenBrink, Contract for Streets.

Motion by Palmer, second by Angell-Powell to tentatively approve the agreement for engineering services with Fleis & VandenBrink and that the village manager draft a letter that addresses engineering liability, errors and omissions. The village manager pointed out that the agreement for the street improvement project goes beyond the proposed agreement for engineering services. David Blume of Fleis & VandenBrink stated they need an agreement with the Village for engineering services to continue to work on the Village Street Improvement plan. Blume stated that the firm will be presenting a plan next month that would cover the scope of the projects, errors and omissions and detailed a street improvement plan.

Roll call vote. Yeas: 7 Nays: 0. Motion approved.

Street Improvement Update: David Blume stated that the engineers had already been working on the project. That they had mapped out most of the project elevation and rated the streets. They plan to present the Village with a specific plan in the next 30 days. When a project is approved the website for the project will also be updated. The website project is a link on the village home page <http://www.pentwatervillage.org/>

Garbage Rate Resolution. *Motion* by Palmer, second by Angell-Powell to approve the resolution to increase the garbage rate from \$29.10 to \$31.00 per quarter. Roll call vote. Yeas: 7 Nays: 0. Motion approved.

Pentwater Chamber – Wine Tasting. *Motion* by Burdick, second by Nugent to approve the Pentwater Chamber to allow wine tasting on the Village Green during the Farmers Market. The request for 2017 and future years. The Pentwater Chamber will be in following with the liquor control laws. Voice vote. Yeas: 7 Nays: 0. Motion approved.

Pentwater Chamber - Music Festival. *Motion* by Angell-Powell, second by Palmer to approve the Pentwater Chamber's Music Festival on June 3rd, 2017 on the Village Green. Voice vote. Yeas: 7 Nays: 0. Motion approved.

Amend agenda. Motion by Maxwell, second by Nugent to amend the agenda to add a ZBA member. Voice vote. Yeas: 7 Nays: 0. Motion approved.

Bill Bainton for ZBA, term expiring August 2018. Motion by President Hodges, second by Angell-Powell. Voice vote. Yeas: 7 Nays: 0. Motion approved.

Adjournment - Hodges asked for a motion to adjourn. *Motion* by Palmer, second by Angell-Powell. Voice vote. AYES: 7 NAYS: 0 Motion approved.

President Hodges adjourned the meeting at 7:09 p.m.

Respectfully submitted,

Colleen Moser, Clerk/Treasurer

Date