

# Village of Pentwater

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

## Regular Meeting of Village Council MEETING MINUTES JULY 08, 2018 (Corrected)

### CALL TO ORDER

President Jeff Hodges called the regular meeting of the Pentwater Village Council to order at 6:00 pm. in the Community Room at Village Hall.

### ROLL CALL

Present: Michelle Angell-Powell, Pam Burdick, Jared Griffis, Dan Nugent, Don Palmer, Claudia Ressel-Hodan, Jeff Hodges.

Absent: None

Also, present: Village Manager Chris Brown, Clerk/Treasurer Rande Listerman, Police Chief Laude Hartrum, & Zoning Administrator Keith Edwards.

### PUBLIC COMMENTS – On the agenda

*Dean Jessup, Pentwater Sportsfishing Association - 420 Chester Street:*

The President of the Association, Dean Jessup presented Council President Hodges a check for \$1000.00 from the 2019 Memorial Fishing Tournament. Jessup stated the association appreciates what the Village and the Marina Staff do to support the fish cleaning station.

*Ted Cuchna – 529 Clymer Street:* Who is the responsible party for how the clean-up is handled regarding the tree removal by Consumers Energy's contractor?

### APPROVAL OF THE AGENDA

President Hodges requested an approval of the agenda. *Motion* by Palmer, supported by Ressel-Hodan to approve the agenda with two changes, move New Business Item #2 to the top of the agenda before the consent agenda so that Tammy Kerr may attend the meeting in the Village of Shelby. Add under New Business, Item #2, Dock on Manchester.

Voice vote. AYES: 7 NAYS: 0 ABSENT: 0. Agenda approved.

### PROCLAMATION FOR THE COMMUNITY FOUNDATION

President Hodges presented to Tammy Carey the Proclamation welcoming the Community Foundation to the Village of Pentwater.

### CONSENT AGENDA

- *Approval of Minutes:* June 10, 2019. *Special Joint Meeting:* June 5, 2019
- *Disbursements Village:* Accounts Payable - \$509,018.00; Payroll - \$78,331.34.
- *Disbursements from Township:* Fire Department – \$3,719.83.
- *Commission & Board Reports:* Planning Commission, Zoning Board of Appeals & DDA.
- *Requests for Village Property use:*
  1. Village Green – Wedding on August 24, 2019 @ 4 P.M. – Samantha Pfennings
  2. Top of the Village Green – Historical Society Fund Raiser Saturday, July 13th

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

## **ANNOUNCEMENTS**

### **1. Street Improvement Plan**

See report from Fleis & VandenBrink.

## **VILLAGE DEPARTMENT REPORTS**

*Reports are in the meeting packet and posted on [www.pentwatervillage.org](http://www.pentwatervillage.org).*

**Village Manager** - Report submitted in writing.

**Clerk/Treasurer** - Report submitted in writing.

*Motion* by Ressel-Hodan, second by Palmer to approve the financials as presented.

Roll call vote. AYES: Angell-Powell, Burdick, Griffis, Nugent, Palmer, Ressel-Hodan & Hodges.  
NAYS: 0 ABSENT: 0. Motion approved.

**Police Chief** – Report submitted in writing.

**Fire Chief** – No report.

**Zoning Administrator** – Report submitted in writing.

**Parks & Rec Director** – Report submitted in writing.

## **COMMITTEE REPORTS**

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

**Building and Grounds Committee** - Report submitted in writing.

**Finance Committee** - No meeting, No Report.

**Ordinance Committee** - No meeting, No Report.

**Personnel Committee** - No meeting, No Report.

**Planning** - No meeting, No report.

**Services Committee** - No meeting, No Report.

## **UNFINISHED BUSINESS**

None

**NEW BUSINESS**

**1. Hallack 2019 Street Improvement – Payment #3**

*Motion* by Palmer, second by Burdick to approve the 2019 Street Improvement payment #3 to Hallack Construction in the amount of \$381,040.85.

Roll call vote. AYES: Angell-Powell, Burdick, Griffis, Nugent, Palmer, Ressel-Hodan & Hodges. NAYS: 0 ABSENT: 0. Motion approved.

**2. Dock on Manchester**

*Motion* by Ressel-Hodan, second by Angell-Powell to approve a one-year agreement with Josh Adams from Adams Marine to provide dock installation and removal at Manchester Launch ramp for the Water Taxi pick up and drop off and gravel at the Village Launch Ramp on Lake Street. Josh Adams from Adams Marine will receive the use of the Village Launch Ramp and the dockage of the barge along the seawall at no charge.

Roll call vote. AYES: Angell-Powell, Burdick, Griffis, Nugent, Palmer, Ressel-Hodan & Hodges. NAYS: 0 ABSENT: 0. Motion approved.

**3. Resolution #2019 – 07 – 19 Ed Bigelow Day**

*Motion* by Palmer, second by Ressel-Hodan to approve Resolution #2019-07-19 Ed Bigelow Day.

Voice vote. AYES: 7 NAYS: 0 ABSENT: 0. Motion approved.

**4. 1<sup>st</sup> Quarter Budget Amendments Resolution #2019 – 07 -20**

*Motion* by Griffis, second by Burdick to approve the 1<sup>st</sup> Quarter Budget Amendments as presented:

Acct. No.	Fund	Debit	Credit
101	General	\$1,201,850	\$1,205,600
496	Unlimited St. Improve	\$1,282,000	\$1,419,000
497	Limited St. Improve	\$1,735,115	\$1,688,000
580	Marina	\$ 107,300	\$ 110,300

Roll call vote. AYES: Angell-Powell, Burdick, Griffis, Nugent, Palmer, Ressel-Hodan & Hodges. NAYS: 0 ABSENT: 0. Motion approved.

**5. Proposed Lot Split – Mark Mullen – Hanover and Morris Street**

*Motion* by Palmer, second by Griffis to approve the request for a Lot Split by Mark Mullen at Hanover and Morris Street with the 3 conditions recommended by the Planning Commission as follows:

1. The property shall not be further subdivided in accordance with Sections 150.35 and 150.37 of the Code of Ordinances for the Village of Pentwater;
2. Each of the three resulting lots shall have a minimum width of 80 feet and a minimum area of 9,600 sq. ft.; and,
3. A certified survey and legal description of the resulting lots must be prepared, recorded with the Oceana County Register of Deeds and returned to the Village Clerk.

Roll Call vote. AYES: Angell-Powell, Burdick, Griffis, Nugent, Palmer, Ressel-Hodan, Hodges.  
NAYS: 0 ABSENT: 0. Motion approved.

#### **6. Proposed Lot Split – Dave Mack – NE Corner of Hancock & Third Street**

*Motion* by Ressel-Hodan, second by Palmer to approve the Lot Split requested by Dave Mack at the NE Corner of Hancock & Third Street subject to the certified survey being recorded at the Register of Deeds and a copy being returned to the Village Clerk.

Roll Call vote. AYES: Angell-Powell, Burdick, Griffis, Palmer, Ressel-Hodan, Hodges.  
NAYS: 0 ABSTAIN: Nugent ABSENT: 0. Motion approved.

#### **PUBLIC COMMENTS**

*Lee Price 615 Birch Lane* - The Pentwater Schooner Program met with the Building and Grounds committee and the question was asked by the committee what would the cost be for adding electric to the dock? Consumers Energy met with Lee Price the power is available and there and there should not be any additional cost just if they had to beef it up to 100 amp. service. Mike from Blackmere gave an estimate of \$4430. Lee Price ask if possible, can the Village Council say something in the minutes or in a letter that they will provide a dock valued at about \$6,000 to move the non-profit application along.

*President Jeff Hodges* - referred to Village Manager Chris Brown regarding the dock availability.

*Manager Chris Brown* – The village does not want to incur a major expense. Which dock and the location we can't commit to yet.

*Trustee Jared Griffis* – Does the business plan have provision to pay for dock rental or is your plan based on a free dock?

*Lee Price* – We put into the budget \$6,000 for dock rental. However, it is a non profit so anything we spend needs to be brought in somewhere. If possible, it would be great to have the dock space donated by the village.

*President Jeff Hodges* – If the dock is available to us we could agree to consider the dock space. However, the village does not know if the dock space is available.

*Clerk/Treasurer Rande Listerman* - It is not an agenda item, this is Public Comment time so no decision can be made by Council tonight.

*Dean Gustofson* – County Commission meets next Thursday. As a resident of the Village commend you on the shuttle. What about dockage on this side. As a resident we don't even have a means to unload people that we bring over do to the Longbridge closure.

*Amy LaBarge 605th Street* – Can you give us an update on the Longbridge closure?

*President Jeff Hodges* – It is not a village road, so we have no jurisdiction. The township does have some input we all live in the township, so we need to continue to communicate with Township Supervisor Dave Spittler.

*Rich Studley 389 Spinnaker* – I am here with my wife Lori. We love Pentwater she has vacationed here since she was a little girl. We have been property owners for over 25 years. I can tell you as a former city manager and city council member it's great to see a well-run local unit of government conduct a fine meeting. First, I wanted to compliment your village manager he took a meeting last week with two representatives of the Spinnaker Condo Association to answer questions we have concerning the Water Taxi and especially the Schooner. We did share information with your village manager. The copy of the agreement that we found between the village and the association was not signed. But, I would point out it was done many years ago when local government and property owners tended to operate on a handshake rather than

formal legal agreements. I would also point out the association has honored that commitment weather the agreement was signed or unsigned. Our understanding was governmental use, was very traditional. We have maintained the dock we have made it available over the years for law enforcement weather it is a Sheriffs boat or the natural resources. I think there are some real serious questions here about the impact on Spinnaker Condo's which is residential. We already have a problem with trespassing people think that along the lakeshore people can walk in and sit on the benches. There has been discussion one or both of these, 2 vessels having sunset cruises. Parking is severally limited. If people are waiting to go on the sunset cruise or a wedding, we have no restrooms facilities. I assume they will use your facilities at nearby commercial establishments. I am not sure that you want that. We want to work with the village and try to resolve this question. Another document that the board members provided your village manager was a survey done by the natural resources which it appears that half of the dock would not be available to the village. Again, it's our desire to resolves these questions and work with you in the spirit of team work and cooperation. But I would point out that even at the high-water levels, today the idea that a much larger schooner would dock their and load and unload passengers it seems to us to be very problematic in terms of the safety of the people getting on and off. We love Pentwater and we want to see the community successful, but I think either the water taxi or especially the larger schooner would be more appropriately to be docked at the Municipal Marina or some larger site where there is more parking available where it is not near residential use. I would also share with you that I am a CEO of a state wide non-profit and I would never recommend to any individual or a group that they make a donation to a group in hopes that they will be come a non-profit later. Thank you for the opportunity to speak tonight. The association appreciates your willingness to work with us.  
*Dean Jessup 420 Chester Street* – I am four houses down from the new dock on Manchester for the water taxi. The access down to the dock has broken concrete and he has a concern regarding safety for the passengers to walk down to the dock area.

**7. Closed Session: 7:19 P.M.**

**Roll Call:**

Present: Michelle Angell-Powell, Pam Burdick, Jared Griffis, Dan Nugent, Don Palmer, Claudia Ressel-Hodan, Jeff Hodges.

Absent: None

Also, present: Village Manager Chris Brown, Clerk/Treasurer Rande Listerman.

**Return from Closed Session: 8:29 P.M.**

**ADJOURNMENT**

Hodges asked for a motion to adjourn.

*Motion* by Palmer second by Griffis to adjourn.

Voice vote. AYES: 7 NAYS: 0.

President Hodges adjourned the meeting at 8:30 P.M.

Respectfully submitted,

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Rande Listerman, MiCPT, CPFA, CPFIM  
Clerk/Treasurer

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Date