

Village of Pentwater

ON PENTWATER LAKE AND LAKE MICHIGAN
327 South Hancock Street P.O. Box 622 Pentwater, Michigan 49449
(231) 869-8301 Website: www.pentwatervillage.org

Regular Meeting COUNCIL MINUTES

November 9, 2015

Call to Order - President Juanita Pierman called the regular meeting of the Pentwater Village Council to order at 6:00 pm in the Pentwater Community Hall meeting room.

Pledge of Allegiance.

Roll Call - Present: Jared Griffis, Dan Hoekstra, Norm Shotwell, Bill Maxwell, Don Palmer, and Juanita Pierman.

Absent: April Watkins.

Also present: Village Manager, Rob Allard; Clerk/Treasurer, Colleen Moser; Deputy Clerk/Treasurer, Barb Siok; Marina Manager, Dick Hutchings; Fire Chief, Terry Cluchey and Village Attorney, Gary Nicholson.

Approval of the Agenda - *Motion* by Shotwell, supported by Maxwell to approve the agenda. Voice vote. Aye: All Agenda approved.

Approval of Consent Agenda - Approval of Village Council Regular meeting minutes held on October 12, 2015. Regular Village bill approval of \$153,419.15. Fire Department bill approval of \$2,221.26.

Approval of the use of Village Property: Garden Club requests use of Bell Park to hold annual plant sale on May 28, 2016. Village Green wedding of Christine Felts to be held on Sept 18, 2016. Village Green wedding of Courtney Copus to be held on June 11, 2016.

Motion by Palmer, second by Palmer, second by Hoekstra to approve the consent agenda items. Roll call vote. Aye 6, Nay 0, Absent 1-Watkins. Motion passed.

VILLAGE DEPARTMENT REPORTS

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

Village Manager - See meeting packet.

Police Chief - See meeting packet.

Fire Chief - See meeting packet.

Marina Manager - Closed.

Zoning Administrator - See meeting packet.

COMMITTEE REPORTS

Committee meeting minutes are provided in meeting packet.

Finance Committee - No meeting, no report.

Ordinance Committee:

Water Ordinance re: Tax Liens. Hoekstra reported that Village Water Ordinance 50.049 (A) authorizes the village " to enforce payment of charges for water services and make a lien on the premises each May 1 and November 1 for unpaid charges for a period of six months after such date, to the Township Assessor ..." Pentwater Township Treasurer had refused to put utility billing liens on the township winter tax bill. The Village manager wrote letters to the Township looking for cooperation so that delinquent utility bills could be collected. Township Supervisor, Chuck Smith responded there was nothing he could do. *Motion by* Shotwell, second by Hoekstra to amend Ordinance 50.049 (A): that the date "November 1" be eliminated and that "Township Assessor" to replace "Tax Assessor," Roll call vote. Aye 6. Nay 0. Absent 1-Watkins. Motion passed.

Building and Grounds Committee – See meeting minutes from October 28th.

Personnel Committee- No meeting, no report.

Services Committee- Shotwell stated that a CIP group would meet on November 13 at 1:30 pm at Village Hall.

Promotions Committee – Palmer reported that there had not been a meeting. Also, Palmer stated that he ~~had spoken with Mary Stiphany and~~ [spoken with Rob, who had spoken with Mary Stiphany regarding] the Christmas decorations for Hancock Street are on schedule to be up on time for the chamber's Festival of Lights event.

Harbor Research Committee Ad Hoc. No meeting, no report.

VILLAGE COMMISSION AND BOARD REPORTS

Planning Commission- Ron Christians reported on the October 21st meeting. See minutes.

DDA – Ressel-Hodan reported on the DDA meeting from October 14th. The DDA approved up to \$1,000 for materials and production of a bike stand and up to \$500 to purchase holiday decorations for the Marina's pavilion, large tree and fish cleaning station.

ZBA- No meeting, no report.

UNFINISHED BUSINESS

Medford Street revocable license agreement. John & Brenda Cucci, owners of 444 Lowell Street have been encroaching on public right-of-way on Medford Street. The Village uses Medford Street to access to a lift station and the public utilities underground, as do the homeowners of Medford Street. Village Attorney Gary Nicholson reported that over a year ago the Cucci's declined to sign a revocable license agreement with the Village. A lawsuit was filed, just before trial the Cucci's agreed to sign the revocable license agreement. The Village spent over \$20,000 in legal fees.

Motion by Shotwell, second by Maxwell to approve the Revocable License Agreement dated October 13, 2015 with the owners of 444 Lowell Street, John & Brenda Cucci. Roll call vote. Aye 4. Nay 2- Palmer & Griffis. Absent 1-Watkins. Motion passed.

NEW BUSINESS

Proposed Resolution for way finder signs. The DDA had several way finder signs they had wanted to place downtown on BR-31. MDOT agreed to 4 of the 'Wayfinder Signs' and required a resolution that states the Village responsibility and any costs associated to the signs.

Motion by Shotwell, second by Maxwell to approve the Wayfinder sign resolution Voice vote. Aye 6, Nay 0. Absent 1-Watkins. Motion passed.

Adjournment – Motion was made by *Palmer* to adjourn.

Voice vote. Aye: All. President Pierman adjourned the meeting at 6:55 pm.

Respectfully submitted,

Colleen Moser, Clerk/Treasurer

Date