VILLAGE COUNCIL REGULAR MEETING AGENDA

Agenda to be presented before the Village Council at the regular meeting to be held on November 9, 2015 at Village Hall at 6:00 PM.

1. Call to Order.
2. Council Roll Call.
3. Public Comments.
4. Approval of the Agenda.
5. Public Comments on Agenda Items.
6. Approval of Consent Agenda Items.

All matters listed under Item 6. Consent Agenda are considered routine by the Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion of an item is required, it will be removed from the Consent Agenda and considered separately.

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.

DEPARTMENT REPORTS

1. Village Manager – Rob Allard
2. Police Chief – Laude Hartrum
3. Fire Chief - Terry Cluchey
4. Marina Manager - Closed
5. Zoning Administrator – Sara Bizon

COMMITTEE and BOARD REPORTS

1. Finance Committee - Jared Griffis
2. Ordinance Committee – April Watkins
   a. Water Ordinance re: Tax Liens
3. Buildings & Grounds Committee – Dan Hoekstra
4. Personnel Committee – Bill Maxwell
5. Services Committee - Norm Shotwell
6. Promotions Committee – Don Palmer
7. Harbor Research Ad Hoc Committee – Dave Roseman

VILLAGE COMMISSION and BOARD REPORTS

1. Planning Commission – Ron Christians
2. DDA – Claudia Ressel-Hodan
3. Zoning Board of Appeals – Mike Castor

UNFINISHED BUSINESS

1. License agreement to allow an adjacent landowner the use of a portion of Medford Street.

NEW BUSINESS

1. Proposed Resolution for way finder signs.

ADJOURNMENT

PUBLIC COMMENTS

1. Will be made ONLY when the Village President opens the meeting for public comments, this is not a Public Hearing.
2. It is asked that you state your name & address to Council.
3. All comments will be addressed to the Village President.
4. All comments are limited to 3 minutes.

Thank you for your cooperation.
Regular Meeting COUNCIL MINUTES  
October 12, 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, Norm Shotwell, Bill Maxwell, Don Palmer, April Watkins and Juanita Pierman. 
Absent: Dan Hoekstra.

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 Watkins to approve the agenda. Voice vote. Aye: All Agenda approved.

Approval of the use of Village Property: Pentwater Jr. Women’s club requested permission to use the Village Green on July 9th 2016 for their Art Fair non-profit fundraiser. Motion by Maxwell, second by Shotwell to approve the consent agenda items. Roll call vote. Aye 6, Nay 0, Absent 1-Hoekstra. Motion passed.

Oceana County Hazard Mitigation Plan, presented by Tom Osborn
Osborn stated that the purpose of the Oceana County Hazard Mitigation plan was to protect the health safety and economic interests of residents by reducing the impacts of natural and technological hazards. The plan aids in getting swift federal assistance and grants in the event of a declared major disaster. The plan is required to be updated every five years and adopted by local agencies. Village Council approved the plan on September 14, 2015.

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

Village Manager – See meeting packet.
Police Chief – See meeting packet. VPAC (Village Police Advisory Committee) will meet Friday, October 16th at 7:00 PM at Pentwater Village Hall.

Fire Chief - Fire Chief Cluchey reported on the disposal of Fire equipment under new business and the water usage during the fire at Dockside Deli on Sept. 28th. During the fire,
the Village DPW monitored water levels of the water tower and let the fire department know when they would have to stop pumping from the water tower. The timing allowed the fire department time to continue flow of water on the fire, while changing the water source to the lake. The Village did not run out of water, maintained the DEQ required level of water and did not exceed the minimum of approx. 19 feet of water.

Marina Manager – See meeting packet.
Zoning Administrator - See meeting packet.

COMMITTEE REPORTS
Committee meeting minutes are provided in meeting packet.

Finance Committee – No meeting, no report.
Ordinance Committee – No meeting, no report.
Building and Grounds Committee - No meeting, no report.
Personnel Committee- No meeting, no report.
Services Committee- See meeting minutes from October 5th.
Promotions Committee – No meeting, no report.
Harbor Research Committee Ad Hoc. No meeting, no report.

VILLAGE COMMISSION AND BOARD REPORTS

Planning Commission- See meeting minutes from September 16th.
DDA – No meeting. Next meeting to be held on October 14th.
ZBA- No meeting, no report.

UNFINISHED BUSINESS

Pentwater Township Library - Tom Osborn reported on the results of a feasibility study stating that the public would not be in favor of moving the library further away from Pentwater School. The board had decided to table the construction of a new library.

NEW BUSINESS

Appoint Roxanne Tabor to the DDA - removed from the agenda, as President Pierman could not confirm with Tabor.

Sell bottles of wine during the Farmers Market - Pentwater Chamber request for approval to have wineries participate at the 2016 Pentwater Farmers Market. The request is the same as last year whereby approval was to sell sealed bottles of wine during the farmers market, small samples are allowed for wine tasting and limited to no more than 3 wine distributors.
Motion by Maxwell, second by Shotwell to approve the selling of wine at the Farmers Market. Voice vote. Aye 6, Nay 0. Motion passed.
Medford Street License Agreement – to allow an adjacent landowner, the Cucci’s to use a portion of Medford Street. Village Attorney, Nicholson stated that he had learned that the Cucci’s had verbally agreed to the land use license agreement however, did not have a signed agreement to present to the council.

Fire Department request to dispose of Property - A 1986, 26-ft. Bayliner Boat and 1993 Dive gear with associated dive equipment. Fire Chief reported that the boat had been donated to the fire department a couple years ago and that the boat would be listed for sale to the highest bidder. The dive gear and equipment had been given to the Fire Department from the Village Police Department a couple years ago. Chief Cluchey reported that the Coast Guard and Sheriff departments handle water emergencies. Motion by Palmer, second by Griffis to approve the disposal of the Fire Department equipment. Voice vote. Aye 6, Nay 0. Motion passed.

Trick-or-Treat Would be on October 31st from 5 pm - 8 pm. Motion by Palmer, second by Maxwell to approve. Voice vote. Aye 6, Nay 0. Motion passed.

Adjournment – Motion was made by Palmer to adjourn. Voice vote. Aye: All. President Pierman adjourned the meeting at 6:37 pm.

Respectfully submitted,

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<td>42123</td>
<td>AP</td>
<td>Fleis &amp; Vandenbrink</td>
<td>3rd Ave. Storm Sewer Improv</td>
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<td>42124</td>
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<td>Gillison's Variety Fabrication, Inc</td>
<td>mowing machine rpr./mtc.</td>
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<tr>
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<td>AP</td>
<td>Great Lakes Energy</td>
<td>twsngp.so. utilities</td>
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</tr>
<tr>
<td>10/23/2015</td>
<td>42126</td>
<td>AP</td>
<td>Great Lakes FORD</td>
<td>PD motor pool</td>
<td>808.20</td>
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<tr>
<td>10/23/2015</td>
<td>42127</td>
<td>AP</td>
<td>Klotz Auto Parts</td>
<td>parks/leaf vac parts</td>
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<tr>
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<td>42128</td>
<td>AP</td>
<td>Lambright, Herman</td>
<td>pump fish cleaning station</td>
<td>500.00</td>
</tr>
<tr>
<td>10/23/2015</td>
<td>42129</td>
<td>AP</td>
<td>McGhan's Towing, Inc.</td>
<td>dump trk. rpr.</td>
<td>190.00</td>
</tr>
<tr>
<td>Check Date</td>
<td>Check</td>
<td>App</td>
<td>Vendor Name</td>
<td>Description</td>
<td>Amount</td>
</tr>
<tr>
<td>------------</td>
<td>-------</td>
<td>-----</td>
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<td>------------------------</td>
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<tr>
<td>10/23/2015</td>
<td>42130</td>
<td>AP</td>
<td>Mears Service Center</td>
<td>2002 IHC rpr/parts</td>
<td>3,988.09</td>
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<tr>
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<td>AP</td>
<td>Neofunds by Neopost</td>
<td>postage</td>
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<td>42132</td>
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<td>Rutledge &amp; 2nd sidewalk repla</td>
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<td>AP</td>
<td>Tire It Wholesale</td>
<td>leaf vac rpr./mtc.</td>
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<td>PR</td>
<td>Priority Health Insurance</td>
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<td>10/30/2015</td>
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<td>Net Payroll Check</td>
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<td>void</td>
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<td>10/30/2015</td>
<td>42143</td>
<td>PR</td>
<td>void</td>
<td>void</td>
<td>0.00</td>
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<tr>
<td>10/31/2015</td>
<td>42144</td>
<td>PR</td>
<td>POLICE OFFICERS ASSOCIATION</td>
<td>dues</td>
<td>100.00</td>
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<tr>
<td>10/31/2015</td>
<td>42145</td>
<td>PR</td>
<td>TECH, PROF &amp; OFFICE ASSOC OF MI</td>
<td>dues</td>
<td>75.00</td>
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<tr>
<td>10/31/2015</td>
<td>42146</td>
<td>PR</td>
<td>UNITED WAY OF THE LAKESHORE</td>
<td>united way</td>
<td>69.00</td>
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Total $153,419.15
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<thead>
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<th>Amount</th>
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<tr>
<td>11/12/2015</td>
<td>2156</td>
<td>Wayne A. Schlee</td>
<td>$ (13.90)</td>
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<tr>
<td>11/12/2015</td>
<td>2157</td>
<td>Northern Fire &amp; Safety</td>
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<td>11/12/2015</td>
<td>2158</td>
<td>Larson &amp; Son Ace Hardware</td>
<td>$ (39.43)</td>
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<td>2159</td>
<td>Brass Anchor</td>
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<td>11/12/2015</td>
<td>2160</td>
<td>Nick’s Radio &amp; Electronics</td>
<td>$ (35.95)</td>
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<tr>
<td>11/12/2015</td>
<td>2161</td>
<td>Village of Pentwater</td>
<td>$ (420.00)</td>
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<tr>
<td>11/12/2015</td>
<td>2162</td>
<td>Charter Communications</td>
<td>$ (256.63)</td>
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<td>11/12/2015</td>
<td>2163</td>
<td>Pentwater Post Office</td>
<td>$ (72.00)</td>
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<td>11/12/2015</td>
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<td>Terry Cluchey</td>
<td>$ (41.86)</td>
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<td>2165</td>
<td>DTE Energy</td>
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<td>11/12/2015</td>
<td>2166</td>
<td>Republic Services #240</td>
<td>$ (286.58)</td>
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<td>11/12/2015</td>
<td>2167</td>
<td>Consumers Energy</td>
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<td>11/12/2015</td>
<td>2168</td>
<td>Verizon Wireless</td>
<td>$ (76.02)</td>
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</table>

Nov 12, 15

| TOTAL     |      |                               | $ (2,212.26) |
MANAGERS REPORT

October 12, 2015

ROAD MAINTENANCE
DPW Crew is preparing for the winter plowing season. DPW staff will continue to patch potholes, time and weather permitting.

TREE TRIMMING
Tree trimming continues

CLEAN WATER PLANT
Flows at the plant continue to be seasonally low.

WATER TREATMENT PLANT AND DISTRIBUTION SYSTEM
Hydrants and water mains were flushed the week of October 25th.

The heater at the water plant was replaced the week of October 26th.

LEAF PICKUP
Leaf pickup is going well. The weather has been somewhat cooperative. Wind and rain makes the job more difficult. Much of the trees in the village have not yet dropped their leaves.

PENTWATER MUNICIPAL MARINA
As reported in the October Managers Report, the actions of the fire departments responding to the Dockside Restaurant fire resulted in the seawall along the north end of the marina to fail. The Village’s insurance carrier has verbally rejected coverage for the wall without details. At the time of writing this report, the Village has not received a written response from the company detailing the reason.

Request for engineering services proposals for the sea wall has been made. The proposals will be taken to the Finance Committee as soon as a meeting is scheduled.
Pentwater Police Department  
Activity Report  
October 2015

Synopsis

October was a very busy month in the Village. We received 50 calls for service.

Activity Highlight

On 10-8-2015 Officers investigated a report of Malicious Destruction of Property when residents reported that the intersection of Rush Street / Hanover Street and Morris Street between Hanover Street and Sands Street. After investigation three Oceana subjects were arrested for MDOP and one Oceana County juvenile subject was petitioned into Juvenile Court.

On 10-14-2015 Officers responded to a report of a gas leak in the 200 block of South Hancock. Investigation lead to the discovery of a leaking gas line in the kitchen. While turning off the gas line at the outside meter a fire broke out in the kitchen. Pentwater Fire Department put the fire out with only minor damage.

10-23-2015 one Oceana Co. subject was arrested for Possession of Marijuana. A warrant was later sought for a second Oceana County subject. A small quantity of suspected marijuana was recovered at the scene.

Ongoing Efforts

The Pentwater Village Police Advisory Committee meet on Oct. 16th. The meeting was well attended. After hearing a report of the summer highlights Chief Hartrum addressed the group about projects and upgrades that had taken place since the last meeting. The Department transitioned to a new electronic records management system called SRMS.

SRMS is a state-wide system made available through the Michigan Criminal Justice Information Center. The Department previously used a system called TIMS. This cut the annual cost of the records management by 50% and improved data sharing with other agencies in Oceana County.

The Department also upgraded it connectivity to the State of Michigan which allows it to issue gun permits. Several gun permits and pistol sales records have already been processed.

Most recently the Department took possession of a new patrol car. This 2015 Police Interceptor Sedan replaced a 2009 Ford Crown Victoria. During the public comment portion of the meeting citizen brought issues ranging from; the use of
skateboards, posting the monthly activity report on the Department’s Facebook page, bike safety, and review of specific traffic control orders

The Department is accepting Property Check Requests. Forms are available at the Village Hall.

Respectfully submitted,
Chief Laude Harrum

Pentwater Police Department – Activity Detail

<table>
<thead>
<tr>
<th>Complaints</th>
<th>Totals</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alarms</td>
<td>3</td>
</tr>
<tr>
<td>Assists</td>
<td>6</td>
</tr>
<tr>
<td>Car Deer Accidents</td>
<td>1</td>
</tr>
<tr>
<td>Controlled Substances</td>
<td>1</td>
</tr>
<tr>
<td>City Ordinance</td>
<td>1</td>
</tr>
<tr>
<td>Disturbances</td>
<td>1</td>
</tr>
<tr>
<td>Follow up Investigation</td>
<td>4</td>
</tr>
<tr>
<td>Found Property</td>
<td>1</td>
</tr>
<tr>
<td>Hit and Run PDA</td>
<td>1</td>
</tr>
<tr>
<td>Malicious Destruction of Property</td>
<td>1</td>
</tr>
<tr>
<td>Marine Patrol</td>
<td>1</td>
</tr>
<tr>
<td>Medical Calls</td>
<td>3</td>
</tr>
<tr>
<td>Misc.</td>
<td>3</td>
</tr>
<tr>
<td>Property Check</td>
<td>2</td>
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<td>OWI</td>
<td>0</td>
</tr>
<tr>
<td>Property Damage Accidents</td>
<td>1</td>
</tr>
<tr>
<td>Suspicious situation</td>
<td>1</td>
</tr>
<tr>
<td>Traffic Stops</td>
<td>15</td>
</tr>
<tr>
<td>Traffic Hazards</td>
<td>1</td>
</tr>
<tr>
<td>Well Being Check</td>
<td>3</td>
</tr>
</tbody>
</table>

Total                                                                 50

Tickets

No tickets were issued in the month of October.
Meeting Date: Wednesday, October 7, 2015

Time: 7:00 P.M.

Location: Pentwater Fire Department

Call to order at 1900

Pledge Allegiance

I. Reading and approval of minutes from 9/2/15
II. Reports of Officers:
   a. Treasurer Everet Horton: Balance
III. Old Business
   a. Pictures
   b. 
   c. 
IV. New Business
   a. Pay
   b. CPR
   c. No fire academy this year
V. Training
   a. Fire prevention
   b. 
VI. Discussion on last month’s calls
   a. There were 5 fire calls for the month of September
   b. There were 21 medical calls for the month of September
VII. Adjourn at 2000. Motion to adjourn by Paul and seconded by Aaron
Zoning Permits issued:

- Accessory Bldg.: 0
- Deck: 0
- New Residence: 0
- Residential Addition: 1
- Fence: 0
- Residential Remodel: 1
- Sign: 0
- Home Occupation: 0
- Demolition: 0
- Commercial: 0
- Driveway: 0
- Other: 0

Total: 2

- Responded to requests for information

Detail of Zoning Permits Issued:

<table>
<thead>
<tr>
<th>Permit Number</th>
<th>Date Issued</th>
<th>Address</th>
<th>Parcel Number</th>
<th>Property Owner</th>
<th>Project</th>
</tr>
</thead>
<tbody>
<tr>
<td>ZP 28-15</td>
<td>10/21/15</td>
<td>97 N. Plymouth St.</td>
<td>425-001-00</td>
<td>Mahoney</td>
<td>Addition and covered porch</td>
</tr>
<tr>
<td>ZP 29-15</td>
<td>10/29/15</td>
<td>62 S. Wythe</td>
<td>700-003-00</td>
<td>Zagon</td>
<td>Remodel and Raise second for to full 8' high ceiling</td>
</tr>
</tbody>
</table>
Chair April Watkins called the meeting to order at 11:04 AM

Members Present: April Watkins and Dan Hoekstra
Absent: Don Palmer

Also Present: Village President Juanita Pierman, Police Chief Laude Hartrum, Clerk/Treasurer Colleen Moser, and Deputy Clerk Treasurer Barbara Siok.

Conflict between Codified Ordinance Section 150.2 and other rules:
Chairperson Watkins opened the first item on agenda for discussion.
After reading Ordinance 150.2, Dan Hoekstra said that it does not have to be changed. He suggested the Planning Commission change their By-Laws to the codified ordinance.

Utility Billing Tax Liens:
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 ..."
Clark/Treasurer Moser read a fax that the Pentwater Township had written to County Equalization refusing to put Village delinquent utility bills on the 2014 winter tax bill.
Village Manager Rob Allard had written a letter to the Township Supervisor regarding this issue and asked for the Township to write a written response. Chuck Smith would only respond to Rob Allard verbally. Moser suggested that the date of November 1 be removed from the ordinance because of the townships refusal to put delinquent utility bills of the Village on winter tax bills. After considerable discussion a motion was made proposing an amendment to the ordinance for wording to be changed.
Motion by Dan Hoekstra to amend Ordinance 50.049 (A): that the date "November 1" be eliminated; replace the words "six months" to "60 days" and replace "Township Assessor" to "Tax Assessor," second by Watkins. Voice vote. Unanimous. Motion passed. The committee will recommend to Council the three changes to amend Ordinance 50.049 (A).

Golf Carts:
Chair Watkins and committee discussed golf carts and skate boards. Chief Hartrum said that an ordinance would have more validity. The committee agreed to further fact finding and research was necessary for further discussion.

Ethics:
The Ordinance Committee discussed a proposal for an Ethics Ordinance.

Being no further business before the Committee, Watkins adjourned meeting at 11:59 AM.

Respectfully submitted by,

Barbara Siok, Clerk/Treasurer
Village of Pentwater
at least the minimum quarterly rate as established by
the village. One service turn-off and turn-on per
year will be allowed. Additional turn-on and turn-
off service will be done by village personnel on a
time and materials basis and charged to the
customer.
(Prior Code, § 1040.22) (Ord. 2007-4, passed 1-8-
2007)

§ 50.049 REMEDY FOR NONPAYMENT OF
CHARGES; DEPOSITS.

(A) The village is hereby authorized to enforce
the payment of charges for water services to any
premises by discontinuing the water service to the
premises, and/or a court action may be instituted by
the village against the owner of the premises,
irrespective of who occupies the premises. The
charges for water services, which, under the
provisions of General Village Statute Law and the
provisions of Public Act 94 of 1933, being
M.C.L.A. §§ 141.101 et seq., are made a lien on
the premises to which furnished, are hereby
recognized to constitute such a lien and the Village
Treasurer shall, [ashe] on May 1 [and-November-1,]
certify all unpaid charges for services furnished to
any premises which have remained unpaid for a
period of six months after such date, the Tax
[Township] Assessor or other responsible official,
who shall place the same on the next tax roll. The
charges so assessed shall be collected in the same
manner as general village taxes. Where the water
service to any premises is turned off to enforce
the payment of water service charges, the water service
shall not be resumed until all delinquent charges
have been paid, along with water turn-on charge
equal to the actual cost to the village, as determined
by the Village Manager, but not less than $50.

(B) (1) It is the policy of the village to
discontinue utility service to customers by reason of
nonpayment of bills only after notice and a
meaningful opportunity to be heard on disputed bills.
The village's form for application for utility service
and all bills shall contain, in addition to the title,
address,
room number, and telephone number of the official
in charge of billing, clearly visible and easily
readable provisions to the effect:

(a) That all bills are due and payable
on or before the date set forth on the bill; and

(b) That if any bill is not paid by or
before that date, a second bill will be mailed
containing a cutoff notice that if the bill is not paid
within ten days of the mailing of the second bill,
service will be discontinued for nonpayment; and

(c) That any customer disputing the
correctness of his or her bill shall have a right to a
hearing at which time he or she may be represented
in person and by counsel or any other person of his
or her choosing and may present orally or in writing
his or her complaint and contentions to the village
official in charge of utility billing. This official
shall be authorized to order that the customer's
service not be discontinued and shall have the
authority to make a final determination of the
customer's complaint.

(2) Requests for delays or waiver of
payment will not be entertained; only questions
of proper and correct billing will be considered. In the
absence of payment of the bill rendered or resort to
the hearing procedure provided herein, service will
be discontinued at the time specified, but in no event
until the charges have been due and unpaid for at
least 30 days.

(3) When it becomes necessary for the
village to discontinue utility service to a customer
for nonpayment of bills, service will be reinstated
only after all bills for service then due have been
paid, along with a turn-on charge in the sum of $50.
(Prior Code, § 1040.23) (Ord. 2003-4, passed 12-8-
2003)
Oceana County Equalization
County Building, 100 State Street
PO Box 191
Hart, MI 49420
Phone: (231) 873-4609 • Fax: (231) 873-0074

To: Colleen Moser
Fax: 231-869-5120

From: Vickie Warner,
Date: 11/11/2014

Equalization

Re: Delinquent Village

Utilities on Township Tax Bills

CC:

□ □ For Review □ Please □ Please □ Please
Urgent Comment Reply Recycle

Comments:

Colleen,

This is the message I received from Jan regarding your delinquent utilities to be placed on the Township Winter Tax Bills.

I suggest you talk to Jan if you have a problem with this, I just prepare the data and coordinate the printing of the tax bills.
<table>
<thead>
<tr>
<th>CUSTOMER NAME</th>
<th>PARCEL NUMBER</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>BAAS, STEVE &amp; SCHNUCK, LILLI</td>
<td>084-683-001-10</td>
<td>485.04</td>
</tr>
<tr>
<td>CLUCHEY, GEORGE</td>
<td>084-656-001-00</td>
<td>485.04</td>
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<tr>
<td>COXLEY, DANIEL</td>
<td>084-702-001-00</td>
<td>264.57</td>
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<tr>
<td>COXLEY, DANIEL</td>
<td>084-681-001-00</td>
<td>64.02</td>
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<tr>
<td>FORTEZ, LINDA</td>
<td>084-700-001-00</td>
<td>485.04</td>
</tr>
<tr>
<td>HELENS, CHARLEY</td>
<td>084-132-001-10</td>
<td>28.44</td>
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<tr>
<td>HILBERT, CHARLES &amp; BETTY</td>
<td>084-760-001-00</td>
<td>215.82</td>
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<td>LEGULAR L.C.</td>
<td>084-610-001-00</td>
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<td>084-675-001-00</td>
<td>485.04</td>
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<td>MCKEEL, RICHARD</td>
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<td>KEEG, ROBERT</td>
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<td>435.04</td>
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<td>VAN ENGE, DIANE</td>
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<tr>
<td>WASSER, RANDALL &amp; LINDA</td>
<td>084-709-001-00</td>
<td>485.04</td>
</tr>
</tbody>
</table>

$5,507.90 TOTAL

VICKI - PLEASE HAVE THE VILLAGE PUT THESE ON THEIR SUMMER BILL
Mr. Chuck Smith  
Pentwater Township Supervisor  
Hancock Street  
Pentwater MI, 49449  

RE: Utility Billing Tax Liens  

Dear Chuck:  

On Tuesday, November 11, 2014, the Village received a fax from the Oceana County Equalization that Pentwater Township is refusing to put the Villages UB tax liens on the winter tax bill of village residents. Additionally, our conversations Wednesday, November 12, 2014, reiterated that Pentwater Township will not place the Village’s utility tax liens on the Pentwater Township winter tax bills.  

I am requesting further clarification as to whether this policy change is for this year, or future years as well.  

This matter at face value may not seem significant to the Township but will have real consequences to the Village. Our Ordinance 50.049 Remedy For Non Payment of Charges, requires us to certify all unpaid charges unpaid for a period of six months after such date, to the Township Assessor. Specifically, November 1st and May 1st. Only on the winter tax bill has the Village requested this service, as the Village does not have a winter tax bill.  

Based on your decision the Village will be required to formally amend our ordinance to reflect your policy. Compounding this problem, the Village may need to seek approval from USRDA, the bonding agent who approved the Village ordinance before issuing the bonds.  

If the Township will not rescind this decision the Village will proceed with the process of amending our ordinance to reflect the new policy of the Township.  

Sincerely,  

Rob Allard, Village Manager  

PC Juanita Pierman, Village President  
Sara VanTassal, Ordinance Committee Chair  

The Village of Pentwater is an equal opportunity employer and provider.
141.121 Rates for services; sufficiency; fixing and revising; pledge for payment of bonds; charges for services as lien on premises; certification of delinquent charges; notice of tenants' responsibility for payment of charges; cash deposit; discontinuance of service to enforce payment of charges; validation of enforcement methods included in ordinance.

Sec. 21. (1) Rates for services furnished by a public improvement shall be fixed before the issuance of the bonds. The rates shall be sufficient to provide for all the following:
(a) The payment of the expenses of administration and operation of the public improvement as may be necessary to preserve the public improvement in good repair and working order.
(b) The payment of the interest on and the principal of bonds payable from the public improvements when the bonds become due and payable.
(c) The creation of any reserve for the bonds as required in the ordinance.
(d) Other expenditures and funds for the public improvement as the ordinance may require.
(2) The rates shall be fixed and revised by the governing body of the borrower so as to produce the amount described in subsection (1). The borrower shall covenant and agree in the ordinance authorizing the issuance of the bonds and on the face of each bond to maintain at all times the rates for services furnished by the public improvement sufficient to provide for the amount described in subsection (1). Rates pledged for the payment of bonds that are fixed and established pursuant to a contract or lease shall not be subject to revision or change, except in the manner provided in the lease or contract.

Charges for services furnished to a premises may be a lien on the premises, and those charges delinquent for 6 months or more may be certified annually to the proper tax assessing officer or agency who shall enter the lien on the next tax roll against the premises to which the charges shall have been rendered, and the charges shall be collected and the lien shall be enforced in the same manner as provided for the collection of taxes assessed upon the roll and the enforcement of the lien for the taxes. The time and manner of certification and other details in respect to the collection of the charges and the enforcement of the lien shall be prescribed by the ordinance adopted by the governing body of the public corporation. However, in a case when a tenant is responsible for the payment of the charges and the governing body is so notified in writing, the notice to include a copy of the lease of the affected premises, if there is one, then the charges shall not become a lien against the premises after the date of the notice. In the event of filing of the notice, the public corporation shall render no further service to the premises until a cash deposit in a sum fixed in the ordinance authorizing the issuance of bonds under this act is made as security for the payment of the charges. In addition to any other lawful enforcement methods, the payment of charges for water service to any premises may be enforced by discontinuing the water service to the premises and the payment of charges for sewage disposal service or storm water disposal service to a premises may be enforced by discontinuing the water service, the sewage disposal service, or the storm water disposal service to the premises, or any combination of the services. The inclusion of these methods of enforcing the payment of charges in an ordinance adopted before February 26, 1974, is validated.


141.122 Accounting of revenues; order of priority; disposition of surplus.

Sec. 22. (1) In the authorizing ordinance the governing body of the borrower shall provide that the revenues of the public improvement be accounted for separately from the other funds and accounts of the borrower in the following order of recorded priority:
(a) After provision for the payment of the next succeeding period of all current expenses of administration and operation and the current expenses for that period for maintenance as may be necessary to preserve the public improvement in good repair and working order.
(b) There shall be next set aside a sum sufficient to provide for the payment of the principal of and the interest upon all bonds payable from those revenues, as and when the bonds become due and payable. This account shall be designated "bond and interest redemption account". In the event that the revenues of any operating year over and above those necessary for the operation and maintenance expenses shall be insufficient to pay the principal of and interest on the bonds maturing in any operating year, then an additional amount sufficient to pay the principal and interest shall be set aside out of the revenues of the next succeeding operating year, after provision for the expenses of operation and maintenance. In respect to the allocation and use of money in the bond and interest redemption account, due recognition shall be given as to priority rights,

Rendered Monday, November 10, 2014

© Legislative Council, State of Michigan

Michigan Compiled Laws Complete Through PA 355 of 2014

Courtesy of www.legislature.mi.gov
Chair Hoekstra called the meeting to order at 1:06 PM.

Present: Chair, Dan Hoekstra, Norm Shotwell and April Watkins

Also Present: Juanita Pierman Village President; Tom Osborn, Ron Beeber and Deputy Clerk/Treasurer Barbara Siok.

**Tennis Court/Pickle Ball:**
Hoekstra led the discussion of resurfacing and painting the east tennis court. After significant discussion including dual striping of both tennis courts for pickle ball a motion was made. 
*Motion* by Shotwell to request the Village Manager include repair and painting of the tennis courts in his 2016-2017 budgets, second by Watkins. Voice vote unanimous. Motion passed.

**Public Comment:**
Doug Osborn commented on dual use of tennis courts as pickle ball courts.
Ron Beeber commented on indoor venues accessible for people in the winter.

**Faux Ice Rink:**
Hoekstra led a discussion regarding an outdoor ice rink created from synthetic material. More information is needed and research will continue.

**Skateboard Park:**
The Committee discussed the possible locations for a skateboard park and agreed that due to interest, more research must be done regarding location, cost, and other information.

**3rd Street Park:**
The last item discussed was a sign posted, (“Please don’t block my slip.”) off 3rd Street. The committee will revisit the matter as needed.

Meeting was adjourned at 1:33 PM

Respectfully Submitted,

Barbara Siok
Deputy Clerk/Treasurer
VILLAGE OF PENTWATER
Planning Commission
ON PENTWATER LAKE AND LAKE MICHIGAN
327 South Hancock Street – P.O. Box 622
Pentwater, Michigan 49449
(231) 869-8301 – FAX (231) 869-5120

Regular Meeting Minutes – October 21, 2015

Chairperson Christians called the regular meeting of the Pentwater Village Planning Commission Meeting to order at 7:00 P.M. with the Pledge of Allegiance.

A moment of silence was held for Mr. Damon Crumb who passed away recently. Mr. Crumb served on the Village ZBA and Planning Commission for several years preceding his death.

ROLL CALL
Present: Kirstin McDonough, Bruce Koormdyk, Dan Hoekstra, Ron Christians, Elke Garrett, Mark Benner
Absent: Paul Anderson
Others Present: Sara Bizon, Zoning Administrator

APPROVAL OF AGENDA
Motion by Hoekstra second by Benner to approve the agenda as presented.
Voice Vote: Aye: 6 Nay: 0 Absent: 1 Motion carried.

APPROVAL OF REGULAR MINUTES
Motion by Hoekstra second by Koormdyk to approve the September 16, 2015 regular meeting minutes with corrections.
Voice Vote: Aye: 6 Nay: 0 Absent: 1 Motion carried.

PUBLIC COMMENTS ON AGENDA ITEMS
None

COMMITTEE/DEPARTMENT REPORTS
A. Zoning Administrator
Bizon provided the Commission with her September 2015 Monthly Report. She reported that she issued 5 permits in September.

B. Zoning Board of Appeals
No meeting. No report.

OLD BUSINESS
A. Update - Animal Ordinance
It was reported that the committee did not meet and will be disbanded as a result of a new ad hoc committee being created between the Township and the Village to review/update the Pentwater Community Zoning Ordinance.
B. Update / Presentation of Proposed By-Law Changes
Hoekstra, speaking as the Village Council representative, informed the Commission that the by-laws conflict with the Village Codified Ordinance in some places. He will work on resolving these conflict through a Village Ordinance Committee within the next 30 days.

Motion by Hoekstra second by Koordy to table the bylaws discussion until the next meeting. Voice Vote: Aye: 6 Nay: 0 Absent: 1 Motion carried.

NEW BUSINESS
A. Joint Review of Pentwater Community Zoning Ordinance – Discussion/Committee Appointments
Christians stated that an ad hoc committee with representatives from both the Village and Township will be created to review/amend the Zoning Ordinance. He asked for volunteers to serve on the committee. Mr. Hoekstra and Mr. Koordy volunteered.

COMMUNICATIONS FROM PLANNING COMMISSION MEMBERS
Benner apologized for not being at the September meeting.

ADJOURNMENT
Christians adjourned the meeting at 7:30 p.m.

Respectfully Submitted,

Sara S. Bizon  Date
Zoning Administrator
Village of Pentwater - Downtown Development Authority
Regular Meeting Minutes – Wednesday, October 14, 2015

Call to Order: Chair Claudia Ressel-Hodan called the meeting to order at 8:30 AM followed
by the Pledge of Allegiance to the flag.

Attendance Roll Call: Matt Warner, Terry Valenzano, Teri Lambrix, Chris Dunn,
Jilly Barnes, Juanita Pierman, Jack Witt, Claudia Ressel-Hodan and John Nagel.
Absent: Doug Osborn.

Also present: Village Manager Rob Allard and Deputy Clerk/Treasurer Barbara Siok.

Public Comments: None

Agenda:
Motion to approve agenda by Juanita Pierman, seconded by Terry Valenzano. Voice vote.
All Ayes. Opposed: None. Motion carried.

Minutes:
Motion to approve the Meeting Minutes August 12, 2015 by Terry Valenzano, seconded by
Chris Dunn. Voice vote. All Ayes. Opposed: None. Motion carried.

COMMITTEE REPORTS

Treasurer’s Report: Jack Witt summarized financial activity and analysis. See report.
Chair Ressel-Hodan stated if ever there are expenses over and above the budget a special
meeting may be called to approve the bills.
Motion by Jilly Barnes to approve the Treasurer’s Report as submitted, seconded by John
Nagel. Voice vote. All Ayes. Opposed: None. Motion carried.

Chamber of Commerce: Eva Gregwer stated the Chamber is working on the 2016 Visitor
Guide and will be sponsoring the Spooktacular Parade on Halloween.

Pentwater Arts Council (PAC): Claudia Ressel-Hodan said the PAC proposed a
partnership to support a unique bike stand contest for the Village Bike Program.
Motion by Jilly Barnes, second by John Nagel to approve up to $1000.00 for materials for
approved bike rack design and to in production. Roll call vote. All Ayes. Motion passed.

Christmas Decorations: Jilly Barnes reported swag material for the light poles was sold
out in May; fresh garland will be purchased and purchase snowflakes on each end of
Village. Jack Witt said he would speak with the Village Marina Manager and decorate the
south gazebo for Christmas. Rob Allard said the picnic tables need to be under cover and
put back before the marina opens April 15. Jilly Barnes said that she would decorate the
little house by the fish cleaning station across from her gallery.
Motion to approve up to $500.00 to purchase holiday decorations for the south gazebo,
large tree and fish cleaning station by Juanita Pierman. Seconded by Matt Warner. Roll call
vote. All Ayes. Motion passed.
Wi-Fi Zone Committee: Terry Valenzano reported that a number of DDA communities installed Wi Fi networks and services primarily designed for tourism but not without limitations. Eva Gregwer said she had several discussions regarding outside networks in Escanaba and exploring other options. Jilly Barnes, Jack Witt and Chris Dunn commented on several service issues. Valenzano will continue pursuing information about Wi Fi service providers to report at the next meeting.

Bike Committee: Claudia Ressel-Hodan will use the remaining balance for maintenance.

Water Tower Spot: Juanita reported the benches and cement planter was delivered. Benches will be installed in spring and flowers will be planted.

Signage Committee: Juanita Pierman is going forward with the list of signage that has been approved by MDOT. Jilly Barnes suggested directional signs promoting downtown Pentwater be placed with permission on private property outside of DDA boundaries. Pierman said the cost for signage will be less than the previous approved budget and will continue working with Northwood Signs and getting permits from MDOT.

Marketing Committee: The next brainstorming session will continue in November. Any ideas are asked to be emailed to the Marketing Committee Members: Claudia Ressel-Hodan, Juanita Pierman, Terry Lambrix, Terry Valenzano, and John Nagel. Eva Gregwer requested a copy of the marketing report be sent to the chamber to prevent possible overlapping of projects.

NEW BUSINESS

2 open memberships: Juanita Pierman will send a letter of appreciation to recognize Dean Gustafson for his many years of service and asked that member recommendations be emailed to either her email or to Claudia Ressel-Hodan.

Adjournment: Motion to adjourn by Jilly Barnes. Seconded by Terry Valenzano. Meeting adjourned at 9:47 AM.

The next scheduled DDA Meeting is December 9, 2015, at 8:30 AM in the Community Room.

Respectfully submitted,

__________________________  __________________________
Barbara Siok                      Date
Deputy Clerk/Treasurer
REVOCABLE LICENSE AGREEMENT

This License Agreement is entered into on October 13, 2015 by and between the VILLAGE OF PENTWATER, a Michigan municipal corporation, whose address is P.O. Box 622, Pentwater, Michigan 49449, and hereafter, referred to as "Grantor," and JOHN CUCCI and BRENDA CUCCI, husband and wife, whose address is 935 Huckleberry Lane, Glenview, Illinois 60025 hereafter referred to as "Grantees."

RECITALS:

Grantor has under its jurisdiction that certain platted street known as Medford Street, located in the Plat of Middlesex, Village of Pentwater, as recorded in the Oceana County records; and

Said street as platted is maintained and used as access to the dwellings that front on Medford Street, and for a lift station and underground water and sewer lines, and other utility installations; and

Grantees own real property described as:

The West ½ of the West ½ of Lot 4, Block 23 of the Plat of Middlesex, Village of Pentwater, Oceana County, Michigan, commonly known as 444 Lowell Street, Pentwater, Michigan 49449

lying immediately east of and adjacent to platted Medford Street; and

Grantees are desirous of maintaining a landscaped yard area on Medford Street which abuts Grantees' described parcel, and abuts the ten foot (10') encroachment easement granted to Grantees' predecessor in title, dated September 6, 1996 and recorded April 22, 1997 as document number 976412, as shown on the Hepworth survey dated February 5, 1996 and attached as Exhibit A.

Grantor is willing to allow Grantees to utilize a portion of Medford Street as a yard area, subject to the terms and conditions of this License Agreement;
NOW, THEREFORE, in consideration of the mutual covenants hereafter set forth, Grantor and Grantees hereby enter into this License Agreement and mutually agree as follows:

1. Grantor hereby grants to Grantees a revocable license to construct, utilize, and maintain landscaping, plantings, and similar temporary improvements on lands consisting of and described as that portion of Medford Street, Plat of Middlesex, Village of Pentwater, Oceana County, Michigan, as located and lying west of Grantees' lot and west of Grantees' covered porch located on property subject to an Encroachment Agreement dated September 6, 1996, between the Village of Pentwater and the then-landowners, the Stonemans, et al.

2. Also included in this revocable license is the property located immediately south of Grantees' covered porch and south of the area covered by the September 6, 1996 Encroachment Agreement, which property remains part of Medford Street and which property Grantees have cemented over.

3. The revocable license also includes a portion of Medford Street lying north of Grantees' covered porch and west of Grantees' property as described above, lying west of the east line of Medford Street.

4. The above described portions of Medford Street shall be known herein as "the Licensed Parcel."

5. Grantees agree that they will use the Licensed Parcel solely for landscaping and planting of seasonal vegetation, and will not build any structure of any type, whether permanent or temporary, thereon and will not cement over or otherwise hard-surface any additional portions of the Licensed Parcel.

6. Grantees further acknowledge and agree that they will not dig or place anything into or below the surface of the ground as it existed prior to their original landscaping improvements.

7. Grantees, for themselves and their respective heirs, successors and assigns, hereby release, waive, and relinquish any and all claims, if any, which Grantees may now have, and any claim they may have or may make in the future against Grantor by way of prescription, adverse possession, acquiescence, claim of abandonment, or otherwise as to the past, current or future use or nonuse of Medford Street as public grounds, a road, a street, or a sidewalk or other walkway arising out of the installation of any of Grantee's improvements upon the Licensed Parcel.
8. Grantees, their respective heirs, successors and assigns agree to indemnify and hold harmless Grantor, its successors and/or assigns, from and against any and all claims, liability, damages, causes of action, legal costs or expenses, including attorney fees, for any injury to persons, including death, or damage to any property (including the Licensed Parcel) arising from or in any way caused by the use of the Licensed Parcel by the Grantees, their heirs, successors or assigns, or by any of their servants, agents, employees, guests, social invitees, or business invitees or any other persons whatever.

9. Except as to the extent of rights granted herein to the Grantees, Grantor reserves all of its right, title and interest in and to the Licensed Parcel covered by this License Agreement. Grantees acknowledge that the Grantor has upon this property a lift station, underground pipes and lines as part of its sanitary sewer system and has or may have underground water lines or other utility installations in the Licensed Parcel which, from time to time, it may need to improve, dig up, replace, repair, maintain; which activities may or will cause damage to the Grantees' improvements now existing on the property or which may exist in the future.

10. Grantor hereby reserves the full and absolute right to revoke the license provided herein to Grantees and to use and retake full possession of the Licensed Parcel immediately and without notice in case of an emergency; otherwise, at any time upon thirty (30) days' advance written notice to the Grantees. Unless otherwise advised, Grantee may reinstall any landscaping or seasonal vegetation, but in no greater scale or scope than it previously existed. Notwithstanding the foregoing, Grantor reserves the right to retake full possession of the Licensed Parcel and demand removal of all landscaping, improvements and seasonable vegetation, for any reason, for any period of time, or on a permanent basis.

11. During the term of this License, Grantees or their successors or assigns shall be responsible for the care, maintenance, and if deemed necessary by the Grantor, the removal of any landscaping, vegetation or trees that the Grantees have installed.

12. This License Agreement constitutes the entire agreement between the parties and there are no prior or contemporaneous written or oral agreements between them not set forth herein. This Agreement may be further amended only by another written instrument entered into by the parties hereto.

13. This License shall be interpreted, constructed, governed and enforced in accordance with the laws of the State of Michigan.
14. This License Agreement, although fully revocable by Grantor at any time, shall constitute a covenant running with the land and shall constitute an appurtenance to the property of the Grantees as described above. However, the rights granted by Grantor to Grantees under this License Agreement shall never be utilized or exercised by Grantees or by their successors, heirs or assigns separately from their ownership of the property described above to which this License Agreement shall be appurtenant. Grantees, for themselves and their successors and assigns, specifically acknowledge and agree that if this license is revoked or partially revoked by the Grantor, it will or may damage or destroy any improvements made by the Grantees and may prevent the Grantees from making similar improvements in the future. Grantees, for their heirs, successors, and/or assigns, waive and release any claim whatsoever for damages against the Village or any of the Village's officers, agents, employees, contractors, or successors and/or assigns for any such damage that may be caused to Grantees' improvements or the loss of use of the Licensed Parcel or the installation of structures upon the Licensed Parcel which may interfere with Grantees' view, access to or other use of their property.

15. Attached hereto as Exhibit A and incorporated as part of this License Agreement is a corrected Grant of Easement to Allow Encroachment and Improvements, dated September 6, 1996, with attached Hepworth survey recorded April 22, 1997 as document number 976412-976413; and the J. Visser "Main Floor" drawing dated 11-4-2010, showing the location on the 1996 encroachment of the Grantees' new building and covered porch/deck area on its west side as referred to herein.

16. Following the execution of this Revocable License Agreement, Grantor and Grantee shall execute a stipulation and order for the dismissal without prejudice, and without costs, of Village of Pentwater v. Cucci, Case No. 14-10493-CH, 27th Circuit Court, County of Oceana, State of Michigan.

GRANTOR
The Village of Pentwater

Dated: _________________, 2015
By: ________________________
Juanita Pierman, Village President

Dated: _________________, 2015
By: ________________________
Colleen Moser, Village Clerk - Treasurer
STATE OF MICHIGAN )
COUNTY OF OCEANA )

The foregoing instrument was acknowledged before me this ______ day of ______________________, 2015 by Juanita Pierman, as President and Collen Moser, as Clerk/Treasurer of the Village of Pentwater, a Michigan municipal corporation, on behalf of said corporation.

_________________________________, Notary Public
State of Michigan, County of
My Commission expires

GRANTEES

Dated: October 13, 2015

John Cucci

Dated: October 13, 2015

Brenda Cucci

STATE OF Illinois )
COUNTY OF Cook )

The foregoing instrument was acknowledged before me this ______ day of ______________________, 2015 by John Cucci and Brenda Cucci.

_________________________________, Notary Public
State of Illinois, County of Cook
My Commission expires 2-11-19

PREPARED BY AND WHEN RECORDED, RETURN TO: Gary L. Nicholson (P18288), Nicholson & Krusniak, 201 S. James St., Ludington, MI 49431 (231)845-0385

415305_3
CORRECTED GRANT OF EASEMENT

TO ALLOW ENCROACHMENT AND IMPROVEMENTS

In consideration of the sum of ONE ($1.00) DOLLAR and other good and valuable consideration, the receipt of which is hereby acknowledged, the Village of Pentwater, a Municipal corporation of 327 Hancock Street, P.O. Box 622, Pentwater, Michigan 49449,

DOES HEREBY Grant and convey to Ronald J. Stoneman, a married man, Mary J. (Stoneman) McKeel, Thomas S. Stoneman, a single man, Richard E. Stoneman, Sr., a single man, Emily Kate Stoneman, a single woman and Martha Penrod as Conservator for Benjamin Daniel Stoneman, a minor, and Matthew Elliot Stoneman, a minor, of 938 Four Mile, Apartment 3A, Grand Rapids, Michigan 49544, an easement allowing them to encroach upon, maintain, improve, rebuild and use, without interference from the Grantor or the public, that portion of unimproved Medford Street located immediately West of (and as illustrated on the attached survey dated February 5, 1996, Exhibit A) the Grantee's property described as:

The South 44 feet of the West 56 feet of Lot 2 of Block 23 of the PLAT OF MIDDLESEX, Village of Pentwater, Oceana County, Michigan: AND ALSO, the West half of the West half of Lot 3 and Lot 4 of Block 23 of the PLAT OF MIDDLESEX, Village of Pentwater, Oceana County, Michigan, commonly known as 444 West Lowell Street, Pentwater, Michigan.

The encroachments are described and illustrated on the attached Exhibit A and this Grant of Easement shall be permanent, appurtenant and shall run with the land.

This permanent easement is approved by action of the Pentwater Village Council by a motion acted on and unanimously passed June 10, 1996, as set forth in the council minutes.

This document is re-recorded to correct an error in description.

Dated: Sept. 6, 1996

WITNESSES:

Mary Acker
Leo Haldys

STATE OF MICHIGAN

COUNTY OF OCEANA

Subscribed and sworn to before me a Notary Public in and for said County this 4th day of March, 1997.

Marsha A. Polsen, Notary Public

DRAFTED BY:
Gary L. Nicholson
NICHOLSON & KRUSNIK
201 S. James Street
Ludington, MI 49431

VILLAGE OF PENTWATER

By: Sharon Harvey, Village Clerk

STATE OF MICH

RECEIVED FOR

97 APR 22 12:31
A RESOLUTION DECLARING THE VILLAGE OF PENTWATER, A GOVERNMENTAL UNIT, TO SUBMIT A SIGN APPLICATION TO THE MICHIGAN DEPARTMENT OF TRANSPORTATION TO PLACE WAYFINDING SIGNS ALONG BUSINESS ROUTE 31, IN THE VILLAGE OF PENTWATER, MICHIGAN.

Whereas, the Village of Pentwater, Michigan, agrees to follow the permit requirements as issued from Michigan Department of Transportation; and

Whereas, the Village of Pentwater, Michigan will be responsible for all associated work and all costs associated with sign fabrication, sign supports, installation and all future maintenance; and

Whereas, the Governing Body of Village of Pentwater, Michigan has authorized the Village President to sign and submit an application to the Michigan Department of transportation for the purpose of placing Wayfinding signs along Business Route 31; and

Whereas, the Village of Pentwater will indemnify and save harmless the State of Michigan and the State Highway Department from all claims of every kind arising out of the installation of signs along Business Route 31 in the Village of Pentwater.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE VILLAGE OF PENTWATER, MICHIGAN:

SECTION 1. Assures to follow the permit requirements as issued from Michigan Department of Transportation.

SECTION 2. Hereby assures the Michigan Department of Transportation that that they shall be responsible for all costs associated with fabrication, sign supports, installation and all future maintenance of the Wayfinding Signs.

SECTION 3. Authorizes the Village President to sign and submit an application to the Michigan Department of transportation for the purpose of placing Wayfinding signs along Business Route 31.

SECTION 4. Indemnify and save harmless the State of Michigan and the State Highway Department from all claims of every kind arising out of the installation of Wayfinding signs along Business Route 31 in the Village of Pentwater, Michigan.

Motion by second by to adopt this resolution.

Yeas:

Nays:

Absent:

I hereby certify that the above is a true and correct copy of the Resolution with regard to the Wayfinding signs, was ADOPTED AND PASSED by the Governing Body of the Village of Pentwater, Michigan, at a regular meeting held on ________ of _________. 2015.

______________________________________________ Village Clerk

ATTEST: <Seal>