

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 FEBRAURY 12, 2018

President Hodges opened the meeting with a moment of silence for Steve Lamb in honor of his service to the Village.

President Hodges led with the Pledge of Allegiance.

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

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

Also, present: Village Manager Chris Brown, Clerk/Treasurer Rande Listerman, Fire Chief Terry Cluchey, and Village Attorney Brian Monton.

Public Comments – None

Approval of the Agenda - Peter Dunlap requested an amendment to the agenda to add the opinion letter from Brian Monton regarding the Medical Marijuana Facilities and the Resolution Prohibiting Medical Marijuana Facilities Authorized by PA 281 of 2016. The agenda was amended and added as New Business, Item 3(a). *Motion* by Dunlap, supported by Griffis to approve the agenda as amended. Voice vote.

Roll call vote. AYES: 6 NAYS: 0. Absent: Dan Nugent.

Consent Agenda - Approval, of village council regular meeting minutes, from January 8, 2018. Approve the total of the regular Village Disbursements of \$167,769.12 and the Fire Department Disbursements of \$14,301.34.

Requests for Village Property use - None

Motion by Griffis, second by Palmer to approve the consent agenda items.

Roll call vote. AYES: 6 NAYS: 0. Consent agenda items approved.

Correspondence – From Don Holley was submitted in writing to the Village Council regarding the 2018 Street Program.

Announcements -

- 1. Street Improvement Plan** - Mike Mattzela from Fleis & VandenBrink was not in attendance until 7 P.M. The report was submitted in writing and the Q & A occurred during New Business; Item 10; Street Improvement Project.

VILLAGE DEPARTMENT REPORTS

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

Village Manager – Report Submitted in writing.

Clerk/Treasurer - Report Submitted in writing.

Police Chief – Report Submitted in writing.

Marina Manager – No Report Submitted.

Fire Chief – Report Submitted in writing

Zoning Administrator – Report Submitted in writing

COMMITTEE REPORTS

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

Building and Grounds Committee – Minutes submitted in writing.

Finance Committee – Minutes submitted in writing. Finance Committee set a committee meeting to review the draft of the proposed 2018/2019 Budget on February 22, 2018 at 8 A.M.

Ordinance Committee – Minutes submitted in writing.

Personnel Committee - Minutes submitted in writing.

Promotions Committee – Minutes submitted in writing.

Services Committee - Minutes submitted in writing. Motion by Palmer supported by Griffis to amend the already amended agenda to add the bid review and approval for Phase 2 the Street Improvement Project as New Business Item 10.

AYES: 6 NAYS: 0. Absent: Dan Nugent.

VILLAGE COMMISSION AND BOARD REPORTS

Planning Commission- Minutes submitted in writing.

ZBA - No meeting, no report.

DDA – Report submitted in writing. Dr. Claudia Ressel-Hodan stated the DDA met on January 19, 2018 to discuss the proposed 2018/2019 Budget which will include funds for the showcase block, marketing, WiFi, increase Christmas decorations, the Bike Share Program and Historical Flower pots upkeep. Next meeting February 14, 2018.

UNFINISHED BUSINESS

1. None

NEW BUSINESS

1. **Set the Public Hearing for 2018/2019 Budget** - *Motion* by Palmer, second by Angell-Powell to set the Public Hearing for the 2018/2019 Proposed Budget on March 19, 2019 @ 6 P.M.
Voice vote. AYES: 6 NAYS: 0. Motion approved.
2. **Zoning Ordinance Amendment to Separate the Village of Pentwater from the Community Zoning Ordinance** - *Motion* by Palmer, second by Angell-Powell to approve the amendment to separate the Village of Pentwater from the Community Zoning Ordinance.
Voice vote. AYES: 6 NAYS: 0. Motion approved.
3. **Zoning Ordinance Amendment to Prohibit Medical Marijuana Facilities**
Discussion was held on the difference between the Zoning Ordinance Amendment and the proposed Resolution Prohibiting Medical Marijuana Facilities. Councilman Palmer asked the village attorney who directed him to provide this memorandum and if he communicated findings with anyone in the Village administration? *Motion* by Griffis, second by Palmer to approve tabling the Zoning Ordinance Amendment to Prohibit Medical Marijuana Facilities and the Resolution Prohibiting Medical Marijuana Facilities.
Roll call vote. AYES: 5, NAYS: 1 (Dunlap). Motion approved.
4. **Pentwater Yacht Club – DEQ Permit**
Motion by Griffis, second by Dunlap to approve sending a letter of recommendation to the DEQ regarding the Permit application by the Pentwater Yacht Club.
Roll call vote. AYES: 3 (Dunlap, Griffis, Hodges) NAYS: 3 (Angell-Powell, Burdick, Palmer). Motion defeated.
5. **Fire Department – Kidde Fire Trailer Transfer Fee**
Motion by Griffis, second by Angell-Powell to approve the transfer of the Kidde Fire Trailer title to Oceana Training Center so they may insure the equipment.
Voice vote. AYES: 6 NAYS: 0. Motion approved.
6. **Fire Department – 2018/2019 Budget**
Motion by Griffis, second by Palmer to approve the proposed 2018/2019 Pentwater Fire Department Budget.
Voice vote. AYES: 6 NAYS: 0. Motion approved.
7. **Fire Department Election of Officers** – Chief Cluchey shared the results of the 2018 election of officers to begin serving on April 1, 2018. New Chief, Paul Smith; Treasurer, Terry Cluchey; Secretary, Johnson Hubhart.

Motion by Palmer, supported Griffis that we approve the election of officers for the Fire Department for 2018 and to thank Chief Cluchey for his many years of service to Pentwater.

Voice vote. AYES: 6 NAYS: 0. Motion approved.

- 8. 2018 Water/Sewer Rate** - *Motion* by Angell-Powell, second by Griffis to approve the recommendation by the Service Committee to increase the Water/Sewer Rates 3% beginning April 1st, 2018.

Roll call vote. AYES: 6 NAYS: 0.

- 9. CASA of Oceana Banner** - *Motion* by Palmer, second by Angell-Powell to approve the placement of the banners at the Water Tower Park for CASA of Oceana for during the month of April.

Voice vote. AYES: 6 NAYS: 0. Motion approved.

- 10. 2018 Road Project Phase 2 Bids** – Mike Mattzela from Fleis and Vandenbrink gave Council the total amounts of the 3 bids opened on February 8, 2018. 1. Hallack Contracting \$1,999,999.00, Jackson-Merkey Contractors \$2,054,397.75. 3. Kamminga & Roodvoets \$2,325,857.05. Fleis and Vandenbrink is recommending Hallack Contracting be awarded the 2018 Phase 2 bid. Discussion was held regarding the timeline and communications with the property owner. Mike said there will be an inspector on site at all times during construction. The breakdown of the estimated 2018 Project costs are Road and Storm - \$1,302,012.28, Water - \$410,295.91 and Sanitary Sewer - \$286,691.92. *Motion* by Palmer second by Angell-Powell to approve awarding the bid to Hallack Contracting for phase 2 of the 2018 Road Project in the amount of \$1,999,999.

Roll call vote. AYES: 6 NAYS: 0.

Adjournment - Hodges asked for a motion to adjourn. *Motion* by Palmer, second by Griffis to adjourn the meeting at 8:25 P.M.

Voice vote. AYES: 6 NAYS: 0.

Respectfully submitted,

Rande Listerman, MiCPT, CPFA, CPFIM
Clerk/Treasurer

Date