

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 MAY 11, 2020 VIA ELECTRONIC ZOOM

I. 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.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Present: Pam Burdick, Jared Griffis (6:10 PM.), Dan Nugent (6:07 PM.), Don Palmer, Claudia Ressel-Hodan, Jeff Hodges.

Absent: Michelle Angell-Powell

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

IV. PUBLIC COMMENTS – On the agenda

Dean Gustafson – Would like to make a comment at the end of the meeting.

V. APPROVAL OF THE AGENDA

President Hodges requested an approval of the agenda. *Motion* by Ressel-Hodan, supported by Palmer to approve the agenda.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.

NAYS: 0. ABSENT: Angell-Powell, Griffis (6:10 PM) & Nugent (6:07 PM.). Motion approved.

VI. CONSENT AGENDA

- A. Approval of Minutes: April 11, 2019.
- B. Disbursements Village: Accounts Payable - \$99,910.52 Payroll - \$73,572.02.
- C. Disbursements from Township Fire Department – \$17,661.93.
- D. Commission & Board Reports: Planning Commission, Zoning Board of Appeals & DDA.
- E. Requests for Village Green Property use:
 1. Village Green - Centenary UMC – Sundays, June 28th - Sept 6th, 8 am – Noon
 2. Village Green - Kellie Oosterink - Wedding Ceremony - July 18, 12 to 4 P.M.

Trustee Don Palmer wanted to recognize the DDA for a wonderful job on the banners for the 2020 Graduating High School Seniors.

Motion by Palmer second by Burdick to approve the consent agenda items as presented.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.

NAYS: 0. ABSENT: Angell-Powell. Consent agenda items approved.

VII. ANNOUNCEMENTS

President Jeff Hodges appreciates the DDA and the Pentwater Schools for acknowledging the Senior Graduation Class along with their parents. I know these are unrepresented times and the community acknowledges all your years of hard work. We also want to acknowledge all the College Graduates as well.

VIII. VILLAGE DEPARTMENT REPORTS

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

- A. Village Manager - Report submitted in writing.

- B. Clerk/Treasurer - Report submitted in writing.
Motion by Ressel-Hodan, second by Nugent to approve the financials as presented.
ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.
NAYS: 0. ABSENT: Angell-Powell. Motion approved.

- C. Police Chief – Report submitted in writing.

- D. Fire Chief – Report submitted in writing.

- E. Zoning Administrator – Report submitted in writing.

- F. Parks & Rec Director – Report submitted in writing.

IX. PUBLIC HEARING

None.

X. COMMITTEE REPORTS

- A. Building & Grounds – No meeting, no report.

- B. Finances - No meeting, no report.

- C. Ordinances - No meeting, no report.

- D. Personnel – No Meeting, no report.

- E. Planning/Economic Development – No meeting, no report.

- F. Services – No meeting, no report.

XI. UNFINISHED BUSINESS

None.

XII. NEW BUSINESS

- A. Agreement with Pentwater Fire Department for Hydrant Flushing.
Motion by Griffis, second by Nugent to approve the annual charge of \$3400 for the yearly maintenance of the Hydrants from the Pentwater Fire Department. Since the Fire

Department is handling the Hydrant Flushing for the Village, we will give a credit of \$1700 a year making the total amount owing \$1700.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.

NAYS: 0. ABSENT: Angell-Powell. Motion approved.

B. Resolution No. 2020-05-07 Return of Delinquent Taxes.

Motion by Palmer second by Ressel-Hodan to approve Resolution No. 2020-05-07 Return of Delinquent Taxes.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.

NAYS: 0. ABSENT: Angell-Powell. Motion approved.

C. Resolution No. 2020-05-08 MDOT Transportation Economic Development Category B Funding.

Motion by Palmer second by Ressel-Hodan to approve Resolution No. 2020-05-08 MDOT Transportation Economic Development Category B Funding.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.

NAYS: 0. ABSENT: Angell-Powell. Motion approved.

D. Resolution No. 2020-05-09 Park Street Improvement.

Motion by Ressel-Hodan second by Burdick to approve Resolution No. 2020-05-09 Park Street Improvement Project.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.

NAYS: 0. ABSENT: Angell-Powell. Motion approved.

E. Planning Commission Appointments.

Motion by Palmer, second by Griffis to approve the appointment of Paul Anderson to the Planning Commission with a term expiration date of December 2022.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.

NAYS: 0. ABSENT: Angell-Powell. Motion approved.

F. Police Department - Golf Cart Purchase.

Motion by Ressel-Hodan second by Nugent to approve the purchase of a Club Car from Point North RV in the amount of \$12,402.00 for the Police Department.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, and Hodges.

NAYS: Palmer ABSENT: Angell-Powell. Motion approved 5-1-1.

G. Republic Waste Recycling Rate Increase.

Motion by Palmer second by Ressel-Hodan to approve the recycling portion of the contract amendment for Republic Waste with the increase in the rate of \$1.07 per quarter to the resident which will include a large receptacle with lid. The recycling will be picked up once a month.

ROLL CALL VOTE: AYES: Burdick, Griffis, Nugent, Ressel-Hodan, Palmer and Hodges.

NAYS: 0. ABSENT: Angell-Powell. Motion approved.

H. Moratorium of the Marihuana Establishments Ordinance.

Discussion was held with the Village Attorney Brian Monton regarding the current Ordinance. Mr. Monton stated the term moratorium is a bit misleading. The Ordinance had a ban with a sunset clause to give the Ordinance Committee time to investigate the matter. I would suggest to council that I can prepare an amendment to this Ordinance which gives the council time to consider the options. Even, if the Council were to decide that they wanted to "Opt. In" it will take a couple of months to develop the regulatory framework for the Ordinance. This will give me time to work with the Ordinance Committee and the Planning Commission to decide what kind of Facilities we would want and where we would want them. All this will take time to accomplish. We will need to have meetings and I do not see this being completed by next month. What I would suggest you do is amend this Ordinance and prevent it from sunseting.

Motion by Palmer, support by Burdick to direct our village attorney to draft legislation language to "Opt. in" allowing Marihuana.

Discussion was held with the Council.

Trustee Palmer rescinded his motion.

Motion by Palmer second by Burdick to direct the Village Attorney to draft an Ordinance for Marihuana Establishments to "Opt. in" for Village Council's consideration to be presented no later than November 2020 Council Meeting.

ROLL CALL VOTE. AYES: Burdick, Nugent, Palmer, Ressel-Hodan and Hodges.

NAYS: Griffis. ABSENT: Angell-Powell. Motion approved 5 - 1 - 1.

XIII. PUBLIC COMMENTS:

President Jeff Hodges - The Chamber is hosting a Zoom Meeting on Thursday @ 2 P.M. for our business leaders.

Mary Schumaker, 549 S. Clymer St. - The DDA initiated the meeting on Thursday was so we would be united as a community. That was a big portion of the Vision Team Survey.

President Jeff Hodges - Keep checking the Village website for the official updates.

Chris Conroy, 560 S Hancock, St 21 - When will the public bathrooms be open?

Village Manager Chris Brown - The Hancock Bathrooms will always be open. We will open the Civic building now. Parks Bathroom will be no later than June 22nd.

Chris Conroy, 560 S. Hancock, St. 21 - 1. Wanted to thank the DDA for taking the webinars from Right Place. 2. I appreciate the Council allowing time for the Ordinance Committee to properly vet the communities, response to the Marihuana Establishments. 3. I would hope that committee meetings be held via zoom. I am hoping that we can all get back to work.

Village Manager Chris Brown - The VFW did cancel the Memorial Day events. We did put a letter out that the VFW funding comes from the volunteer fundraisers. So, we encourage you to make a donation to those associations.

Mike Earnest, 381 S. Carroll St. - Question about the Short-Term Rentals

Village Manager Chris Brown - At this point we are under the Governor orders that Short Term Rentals are on hold until May 28th.

Mike Earnest, 381 S. Carroll St. - Are we going to start thinking about the how to move forward when we open up?

President Jeff Hodges - That is what the Chamber of Commerce meeting on Thursday @ 2 P.M. would like to address.

XIV. CLOSED SESSION:

None

XV. ADJOURNMENT

Hodges adjourn the meeting 8:17 PM.

Respectfully submitted,

Rande Listerman, MiCPT, CPFA, CPFIM
Clerk/Treasurer

Date