

**VILLAGE OF MATTAWAN
REGULAR COUNCIL MEETING**

MAY 8, 2017

MINUTES

1. CALL TO ORDER @ 7:00 PM
2. PLEDGE OF ALLEGIANCE
3. ATTENDANCE *Beck, Cole, DeRuyscher, Emery, Libbrecht, Markle, Rossman*
4. WELCOME TO PUBLIC
5. ANNOUNCEMENT OF MEETING BEING RECORDED
5. OPEN PUBLIC HEARING ON 2017/2018 BUDGET
Motion by Beck, supported by Cole to open the Public Hearing. All members voted in favor. Motion carried.
6. PUBLIC COMMENT
Chris Ballingall has some concerns over the budget. There are 4 new Council Members that have no training and should not vote for something they do not understand. Raises should be withdrawn from the budget.

Margot Bemer also believes that the new Council does not have enough training to understand the budget.
7. CLOSE PUBLIC HEARING
Motion by Beck, supported by Rossman to close the Public hearing. All members voted in favor. Motion carried.
6. ADDITIONS TO AGENDA
President Markle added A. KATS, under Board and Committee Reports, and added a Closed Session after comments from visitors.
7. APPROVAL OF THE AGENDA
Motion by Beck, supported by DeRuyscher to approve the agenda as amended. All members voted in favor. Motion carried.
8. APPROVAL OF THE MINUTES OF APRIL 24, 2017, Budget Workshop May 1, 2017 and Budget Workshop May 3, 2017
Motion by Markle, supported by Beck to approve the minutes of April 24th as presented. All members voted in favor. Motion carried.

Motion by Beck, supported by Markle to approve the minutes of the Budget Workshop of May 1, 2017. Roll call vote taken. 6 members voted in favor. DeRuyscher abstained. Motion carried.

Motion by Beck, supported by Cole to approve the minutes of the Budget Workshop of May 3, 2017. Roll call vote taken. All members voted in favor. Motion carried.

9. BILLS TO BE APPROVED IN THE AMOUNT OF \$36,657.38

Motion by Cole, supported by DeRuyscher to approve the bills in the amount of 36,657.38. Roll call vote taken. All members voted in favor. Motion carried.

10. LIMITED PUBLIC COMMENT ON ANY AGENDA ITEM

11. BOARD AND COMMITTEE REPORTS

A. KATS- DeRuyscher reported that she recently attended a meeting and was wondering why the Village had not paid their amounts yet. Superintendent Anthony explained to her that our contribution is in-kind and that the Engineer needs to submit bills that will count towards the Village's contribution.

12. STAFF REPORTS

A. DEPARTMENT OF PUBLIC WORKS- Superintendent Anthony reminded everyone that Spring Clean Up is Saturday, May 20th. Hydrant flushing will take place May 22nd thru May 26th. Tom and Engineer Woodhams met with WDP to discuss their job creation and MDOT Economic Development application.

B. ATTORNEY'S REPORT- Attorney Graham reported that the water has been turned off in White Pine and he is working on getting final numbers for the settlement.

C. ENGINEER'S REPORT- No Report

13. *OLD BUSINESS*

NONE

14. *NEW BUSINESS*

A. SCHEDULE A PUBLIC HEARING ON AN APPLICATION FOR INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE RECEIVED FROM MOL-SON, LLC

Motion by Beck, supported by Emery to schedule the Public Hearing for June 22nd, 2017 @ 7:00. Roll call vote taken. All members voted in favor. Motion carried.

B. REQUEST BY ALAN WEGLER TO ADDRESS THE COUNCIL REGARDING THE STATUS OF HIS RIGHT TO ACT AS A CONTRACTOR ALLOWED TO MAKE CONNECTIONS TO THE VILLAGE WATER AND SEWER SYSTEM

Alan Wegler stated he received a message from one of his contractors stating that Allen was not allowed to do any work and would like to know why. When the sewer system was going in there was a meeting here where a conversation took place and it was done and over with. Tom inspected all of his work and things were good with the exception of his paperwork being behind. President Markle read a memo from Superintendent Anthony. The memo outlined issues that had occurred at Kucinich property, property on North Main Street that Alan did work for led to the collapse of the edge of the road. Most recently while clearing a lot on 60th he knocked the power out twice. He had performance problems with the contract he had with the school and no longer provides service to them. Alan stated that he no longer does the school because someone else came in with a lower bid. He is not aware of the Kucinich problem. Mr. Wegler asked if he is now done in the Village of Mattawan. Tom explained to Allen that he can do any work for any property owner he wants from the right-of-way in, but he cannot work on Village's utilities. Chris Ballingall stated that at the Kucinich home the roots caused a problem with a pipe and that's what caused the collapse. Attorney Graham stated that the area that is now in question lies outside the Village however, the lines are under exclusive control of the Village and is the responsibility of the Village. These lines are Tom's responsibility and if there is a problem, Tom is responsible, Tom offered his opinion, Mr. Wegler has the opportunity to give his opinion. The Council is free to override Tom's opinion. If the Council does not override Tom's opinion then Tom's opinion stands and we move on. Mr. Wegler asked why he was not contacted when there was a problem with his work. Had he been he would have taken care of the issues.

C. PURCHASE OF 2 CHLORINE PUMPS AND 2 REPAIR KITS

Motion by Beck, supported by Cole to approve the purchase of the pumps and repair kits for an amount not to exceed \$3,277.10. Roll call vote taken. All members voted in favor. Motion carried.

D. ADOPT RESOLUTION TO APPROVE THE TAX MILLAGE RATE OF 4.4473 MILLS ON REAL AND PERSONAL PROPERTY IN THE VILLAGE OF MATTAWAN AND 3 MILLS FOR SPECIAL ASSESSMENT FOR POLICE ON REAL PROPERTY ONLY SUBJECT TO PUBLIC ACT 33 OF 1951

Motion by Beck, supported by Rossman to approve the Resolution. Roll call vote taken. All members voted in favor. Motion carried.

E. DISCUSSION/ADOPTION OF 2017/2018 BUDGET

Motion by Markle, supported by Beck to adopt the budget as presented, excluding the 3% raise for the Police Department Bargaining Unit contingent upon Re-Notice of Public Hearing and adoption following a Public Hearing.

15. COMMUNICATIONS NONE

16. COMMENTS FROM VISITORS

Chris Ballingall asked if Mr. Wegler was notified that he could not work in the Village, and that the Village Website is missing minutes.

Attorney Graham explained that Mr. Wegler is not banned from doing work in the Village. He can do work for anyone he wants to. He is just not allowed to work on Village utilities.

17. COMMENTS FROM COUNCIL

John Beck would like to schedule a MML New Council Seminar for July.

Motion by Beck, supported by DeRuyscher to move to Closed Session All members voted in favor. Motion carried. 8:18 pm

Motion by Beck, supported by Rossman to move to Open Session. All members voted in favor. Motion carried. 8:44

18 ADJOURNMENT @ 8:44