

**VILLAGE OF KENT CITY
REGULAR COUNCIL MEETING
March 12, 2009
83 Spring Street, Kent City MI**

2009-36 CALLED TO ORDER AND ROLL CALL

The meeting was called to order at 7:00 p.m. by President Petruska.

Council present: Merry Barron, Steve Buckner, Jill Krikke, John Petruska, Tom Pieper, Bert Rose, and Sandy Wylie.

Council absent: None.

Officers present: Mary Portell, Clerk and Darrell Rotier, Treasurer.

Others present: Advance Newspaper, Andrew Bostwick and Kathy Ignasiak (DDA Members).

2009-37 APPROVAL OF MINUTES

Motion by Buckner, 2nd by Rose to approve the February 12, 2009 minutes as presented.
Vote: 7 Ayes; 0 Nays. Motion CARRIED

Motion by Buckner, 2nd by Barron to approve the February 26, 2009 minutes as presented.
Vote: 7 Ayes; 0 Nays. Motion CARRIED

2009-38 PUBLIC TIME – No comment.

2009-39 CORRESPONDENCE

- A. West Michigan Regional Planning Commission – Regional Clearinghouse for the Governor. Notice of three projects (1) U.S. Dept. of Education to Expand Mental Health Services (2) City of Cedar Springs to construct parking and restroom facilities for the Frederick Meijer White Pine Trail and (3) Network 180 reapplying for a Program for the Youth to Reduce Substance Use and Abuse.
- B. Letter to Mobil Station requesting signage for Emergency Protocol for the automated car wash.
- C. MML – Region 3 Spring Lake April 24, 2009

2009-40 APPROVAL OF AGENDA

Motion by Buckner, 2nd by Rose to approve the agenda adding the February invoice from the attorney to the list of bills and deleting SEMS Technologies under the Sewer Report.
Vote: 7 Ayes; 0 Nays. Motion CARRIED

2009-41 PUBLIC COMMENT ON AGENDA ITEMS

Kathy Ignasiak and Andrew Bostwick (DDA Chair and Secretary) will be included with the discussion under the President's Report.

2009-42 REPORTS

Health & Safety – *Jill Krikke & Merry Barron*

The safety inspection will be scheduled this month. A hearing test is required every two years if there are no health issues. Employees are required to have their card in their possession.

Sewer Administrator & Storm – *Mary Portell*

The Sewer Committee Meeting Minutes from March 4, 2009 were included in the packets.

The meeting held March 11, 2009 was an information meeting about storm water issues in Wynwood Estates. There are high readings at the lift station during rainfall / snowmelt.

Eight properties were represented out of 33. A lot of water flows down the hill from S. 2nd Street across 86 Wyndsong. One property owner (121 Wyndsong) has two sump pumps connected to the sewer. A directional bore will be invested. The property owner at 91 Wyndsong reported that the storm manhole that was installed near his driveway may be connected to the sanitary sewer. The DPW department confirmed today that it is connected to the storm sewer and not the sanitary sewer.

...Mr. & Mrs. Funk have applied for a sewer disconnection at 35 W. Muskegon Street.

...Storm Sewer Ordinance, Section 3.07 Sump Pump Discharge – This section was brought to the council members attention for future developers and builders.

...SEMS – Tabled until the April meeting.

Street Report – *Tom Pieper*

Feb. 25th Mr. Pieper met with representatives from the RR concerning the crossing at S. Main Street. The RR will replace some of the boards. The village has permission to patch around the boards. The RR will try to make improvements to the crossing during the streetscape project.

President's Report – *John Petruska*

...DDA Meeting March 9, 2009

John met w/ Consumers Power this morning. He walked S. Main Street with Tom Pieper and Steve Evink on Saturday. Tom recommends doing the project in one phase. The street will be ground down and relaid. The projected cost is \$450,000- balance on hand is \$275,000. Kathy Ignasiak and Andrew Bostwick (DDA Members) discussed applying for the TEA grant and Rural Development funding, and the TEA schedule was distributed. Some of the DDA members have met with Sparta Village and the City of Newaygo.

...Andrew will find out if the grant applications require plans or just estimates. The consensus of the council was to proceed with the project (1) prepare a bid package for engineering, (2) obtain easements for 12 properties and (3) get a cost from Elizabeth Gorski, Sparta's grant writer, to assist Andrew with the grant writing. A special meeting will be scheduled if necessary.

...W. Muskegon Street CDBG Sidewalk Project. The time schedule was reviewed and easement issues discussed. The new property owner of 33 W. Muskegon (Funk's) called the engineer requesting the driveway be widened as part of this project. The project could be included in the MDOT permit with design and construction paid for by the owner. The bid will be awarded at the May 14th council meeting.

...Leaver Park CDBG Fence Project. The fence is being installed; some areas of the fence were lowered.

Other Reports:

The following written reports were included in the agenda packets.

- Clerk's 3/5/09 report.
- Treasurer's 3/12/09 report. Renewed a CD. BSNA software – their operating system and software is being changed and available May 2009. The township assessor is purchasing for the 2009 summer taxes. The village estimated cost is \$800 + training. President approved the purchase.
- Zoning Administrator's 3/4/09 report.
- Planning Commission Minutes for March 5th were distributed. The Planning Commission recommended an amendment to the sign ordinance at their March 5, 2009 Public Hearing & meeting.

2009-43

APPOINTMENTS / RESIGNATION

Motion by Buckner, 2nd by Rose to appoint Merry Barron as the liaison member to help the Memorial Committee with the plan for Ball Creek Park.

Vote: 7 Ayes; 0 Nays.

Motion CARRIED

2009-44

FINANCE

Motion by Buckner, 2nd by Pieper to approve payment of the bills in the amount of Thirteen thousand, Nine hundred eleven and 68/100 (\$13,911.68) dollars.

Roll call Vote:

Ayes: Buckner, Krikke, Pieper, Rose, Wylie, Barron and Petruska.

Nays: None.

Motion CARRIED

Motion by Pieper, 2nd by Buckner to adopt Resolution No. 2009-5 to Authorize Payment of Principal & Interest for Sewer Bonds.

Roll call Vote:

Ayes: Buckner, Krikke, Pieper, Rose, Wylie, Barron and Petruka.

Nays: None.

Motion CARRIED

Motion by Buckner, 2nd by Rose to authorize the village clerk to execute Proposal #18550 Aqua-Aerobic Systems, Inc. for the amount of Eight thousand, Two hundred Forty and 15/100 (\$8,240.15) dollars to purchase an aerator.

Roll call Vote:

Ayes: Krikke, Pieper, Rose, Wylie, Barron, Buckner and Petruska.

Nays: None.

(Our electrician will connect the aerator due to warranty issues, and the aerator is to be checked before it comes off the truck.)

2009-45 OLD BUSINESS- None

2009-46 NEW BUSINESS

A. **Motion** by Pieper, 2nd by Wylie to adopt Ordinance No. 2009-03.01 Amending the Zoning Ordinance – Establishing a Commercial Sign Overlay District.

Vote: 7 Ayes; 0 Nays.

Motion CARRIED

B. Page 1 of the Employee Injury / Incident Procedure, first bullet, Village Office changed to Village President. Page 2 Restricted Duty: Health & Safety Committee changed to the Human Resource Committee.

Motion by Buckner, 2nd by Pieper to adopt the Employee Injury / Incident Procedure and the forms for the Safety and Health Resource Manual with the changes.

Vote: 7 Ayes; 0 Nays.

Motion CARRIED

C. Paramount Tool & Die / Welch Tile – Building on Leased Land Darrell Rotier, Village Treasurer, reviewed the letter from Mr. Cliff Turner, Assessor concerning the Tool & Die Renaissance Zone for Paramount Tool & Die. The IFT's (tax exemptions) for Paramount Tool & Die expired 12/31/07. The parcel numbers also expired. The Tool & Die Renaissance Zone (a different tax exemption) was approved in 2004 for 15 years. The assessor has asked the question: What was the intent of the council when Resolution No. 2004-14 was approved for the Tool & Die Renaissance Zone? Four current council members voted when the resolution was approved. After discussion by the four trustees, it was determined by the members that the council's intent was to exempt the building on leased land from all taxes (1/3 of the building).

2009-47 ADJOURNMENT

Motion by Buckner, 2nd by Rose to adjourn the meeting at 9:25 p.m.

Respectfully submitted,

Mary Portell, Village Clerk