

**VERMONTVILLE
VILLAGE COUNCIL MEETING
MINUTES
MAY 3, 2007**

1. Call to order- 6pm

2. Roll call- Garry Patrick, Jim Samann, Jason Sheridan, Tom Williams, Beverly Sue Villanueva and Doug Kelsey-President. Kay Marsh, Treasurer and Clerk Shirley Harmon were also present. Also, attorney Scott Dwyer.
Mark Jorgensen entered at 6:05pm

3. Pledge to flag

Motion by Tom Williams supported by Jason Sheridan, to meet in a closed session pursuant to Section 8(h) of the Open Meetings Act to consider material which is exempt from disclosure under Section 13(1)(g) of Michigan's Freedom of Information Act, being MCLA 15.243(1)(h).
ROLL CALL VOTE REQUIRED. MOTION MUST BE ADOPTED BY 2/3 VOTE OF ALL MEMBERS APPOINTED OR ELECTED TO THE PUBLIC BODY. Vote ayes- Mark Jorgensen, Garry Patrick, Jim Samann, Jason Sheridan, Tom Williams, Beverly Sue Villanueva and Doug Kelsey-President, nays-zero.

Tom Williams moved to open regular meeting, seconded by Jim Samann.
Vote ayes- Mark Jorgensen, Garry Patrick, Jim Samann, Jason Sheridan, Tom Williams, Beverly Sue Villanueva and Doug Kelsey-President, nays-zero.

Regular meeting opened at 7:07pm.

Audience-Don and Lisa Mulvaney, Beteena and Samantha Maloney, Steve Warner, Deputy Brian Peacock and Monte O'Dell.

4. Public Comment

Don Mulvaney presented a letter to council about his concerns on his parking his trailer on Main Street for more than the allotted time of 2 hours. He stated that it takes at least 8 minutes to unload his trailer of musical instruments and he didn't want to double park on Friday afternoons unless council said to. After much discussion Doug Kelsey charged the Ordinance Committee to look into the situation and decide.

Steve Warner asked if he could burn his enormous pile of brush from him cutting and clearing the woods next to his house. A possible variance was discussed and then this topic was moved to New Business for a decision.

Beteena Maloney expressed her problems with renters that live across from her home. The problem mainly is the noise at all hours, including the use of 2 ways at top volume. She would like to see a change in the noise ordinance.

Brian Peacock presented the Summer Patrol/Code Enforcement contract to the council. Williams moved to suspend the agenda to deal with the contract now, seconded by Jorgensen, all ayes.

Williams moved to approve signing the contract as presented, Villanueva seconded, all ayes. Doug brought up that plans are in place that beginning July 1st the Eaton County Sheriff Department will have a police sub station based at the village garage, for coverage of the west side of the county.

5. Consent Agenda Items

All matters listed under item 5, Consent Agenda, are considered to be routine by the Village Council and will be enacted by one motion in the form listed below. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the

Consent Agenda and will be considered separately.

- A. Minutes – Regular mtg. 4-5-07
- B. Treasurer's report for March and April
- C. Bills for approval 4-6-07 thru 5-3-07

Motion to approve consent agenda items as presented by Patrick
Seconded by Williams vote 7 ayes 0 nays.

6. Reports from Council Committees

Building & Grounds

Opera House still at attorneys & joint building-next meeting 6-26th at 7pm

Streets & Drains & Sidewalks

Elm Street-no prices yet

Insurance

Recommendation to approve new disability insurance, short and long term plus life insurance thru MERS with savings of \$20.00 per month. Motion to approve changing short/long term disability and Life insurance to MERS from SBAM Plan made by Jorgensen, seconded Samann. vote 7 ayes 0 nays

Technology Committee-

IT Tech agreement and Millennium Digital franchise agreement

IT Technique is suppose to return contract with revisions for council approval, plus have tower repairs within 2 weeks.

Millennium Digital franchise agreement received, Attorney Mark Vanallsburg has looked over and approves. He does suggest zero fees for the PEG channel but 1 to 5% for franchise fees.

Motion to approve 5 % franchise fee and zero PEG channel fees by Williams, seconded Sheridan, vote ayes 7 nays 0

Motion to approve signing the Franchise agreement with Millennium Digital -by Jorgensen, second Villanueva, vote – ayes 7 nays 0

7. DPW Report

Syrup Festival report-everything went well

Street Project-end date will be the end of June

Need a Streets, Drains and Sidewalks committee meeting to meet with Vermontville Bible Church to decide on landscaping project proposed by the church for the rear of their property abutting Walnut Street. Set for May 11th at 10am.

Monte presented to council that there is enough money left from Grant 2007 project to replace water main from Forest Street up South Main to about 650 S Main. It would be cheaper to finish up to Fifth Street now instead of doing it at a later time. Could the council find the money to do it now. The Budget committee to meet on 5-7th at 10am and then a Council of the Whole meeting on 5-17th at 7pm.

8. Report from Planning and Zoning Boards

Master Plan done being reviewed will present to Council soon.

9. Ordinance Enforcement Officer/Zoning Administrator

Reports for Zoning and Ordinances for 2007

Zoning Administrator position-continue as is

Resolution-Ordinance Enforcement authorization (Resolution 07-04)

Motion to approve Resolution 07-04 made by Williams, seconded by Sheridan. Vote 7 ayes 0 nays

10. Unfinished Business

Mayor Exchange-tentative count

Lagoon Annexation- should be in front of the Board of Commissioners on June 20th. Tim Vandermark from Eaton County Equalization called 5-3-07 to say that if they brought the lagoons into the village then that would leave an island of property to the west in the Township. After some discussion the Council asked Clerk to call and point out to the county that the lagoons are attached to the village boundaries on the north side.

11. New Business

Mail- thank you from the Marsh family, letter from Les's on lack of holiday pickup service in village, and letter from MV News that deadline has been moved up because they will be printing the paper on Saturday mornings starting May 26th.

Burning variance for Steve Warner at 490 W Main - after much discussion Villanueva moved to grant a special permit to burn with stipulations (must be controlled, in a 10ft by 15ft pit, in winter with snow on ground and give Fire Dept. 24 hour notice). Seconded by Jorgensen, all ayes.

Patrick moved for village attorney to compose letter to individual on comments made to village employee. Seconded by Jorgensen, 6 ayes and 1 nay (Sheridan).

Villanueva reported that the Township had appointed a new Fire Chief – Monte O'Dell.

12. Public Comment

13. Adjournment

Sheridan moved to adjourn, seconded by Williams, all ayes.
Adjourned at 9:10pm

Shirley Harmon
Village Clerk