

VILLAGE OF LAKE ODESSA

MINUTES  
REGULAR COUNCIL MEETING  
November 18, 2019  
PAGE MEMORIAL BUILDING

Meeting called to order at 7:00 pm by President Banks.

Pledge of Allegiance.

Council present: Karen Banks, Mike Brighton, Kay Hartzler, Charles Jaquays, Mel McCloud, Brandy Walkington, Mike Rudisill

Absent: None

Staff present: Patrick Reagan, Pearl Ward, Kendra Backing

Visitors present: Daryl Hartzler, Carolyn Mayhew, Carrie Johnson, Heidi Reed, Bonnie Mattson, Kim Aguirre, Steve Hicks, Jessica Courtright

Motion by McCloud, support by Walkington to approve the revised agenda as presented. Motion carried.

**PUBLIC COMMENT**

President Banks asked council members if it would be appropriate to table item A) Introduction and First Reading of Proposed Articles of Incorporation for the Lakewood Recreational Authority. Regan stated the attorney is currently reviewing the articles of incorporation for the authority.

Visitors Mattson, Reed and Hicks left the meeting at 7:05pm.

Carrie Johnson asked to bring to council's attention the Habitat for Humanity house located on 4<sup>th</sup> Avenue. Johnson stated that Habitat for Humanity is at risk for losing funding for the house if the house is not finished by the end of the year. Johnson stated volunteers are needed in all areas to complete the house.

Johnson and Mayhew left the meeting at 7:10pm.

**MINUTES**

Motion by McCloud, support by Jaquays to approve minutes of October 21, 2019. Motion carried.

**BILLS**

Motion by McCloud, support by Walkington to approve expenditures equal to or less than \$3,000.00 for the period 10/1/2019 thru 10/31/2019. Motion carried.

Motion by Brighton, support by Jaquays to approve payment of invoices in excess of \$3,000.00 items as follows:

1. Homeworks/ Tri-County Electric Cooperative – \$4,429.92 – Water Plant Electricity (Paid)
2. Gametime -- \$13,200.00 – Poured in Place for Swing in Village Park
3. M&M Outdoor Services – Tree Removals -- \$5,950.00 (Paid)
4. Pavement Maintenance Systems, LLC – Resurfacing of Jordan Lake Avenue, Bonanza, and Fourth Avenue -- \$136,045.18 (Paid)
5. PK Contracting – Pavement Markings -- \$7,176.10 (Paid)

Motion carried.

**CONSENT AGENDA**

Motion by Rudisill, support by Brighton to approve the consent agenda, as follows:

- a) Lake Odessa Arts Commission Board Meeting Minutes and Financials – October 2019
- b) Lake Odessa Arts Commission Meeting Schedule for 2020

- c) Village of Lake Odessa Downtown Development Authority Minutes and Financials – September 2019
- d) Village of Lake Odessa Downtown Development Authority Meeting Schedule for 2020
- e) Village of Lake Odessa 2020-2021 Budget Schedule

Motion carried.

#### DEPARTMENTAL REPORTS

Manager's Report: Reagan discussed New Business Items with council.

Police Report: Backing had nothing additional to report. Council Walkington was pleased to see the Central Public Safety Software worked with the Barry County Dispatch System as well the Ionia County Dispatch System.

DPW Report: There was nothing additional to report.

Finance: Ward had nothing additional to report.

#### COMMITTEE REPORTS:

Personnel/Finance Committee: There was no update.

Recreation/Special Projects Committee: There was no update.

#### PRESENTATIONS

There were no presentations.

#### DISCUSSION ITEMS

There were no discussion items.

#### NEW BUSINESS

Motion by McCloud, support by Walkington to open public hearing at 7:15pm for proposed Resolution 2019-37: Approving the Vacation of a Portion of Undeveloped Village Owned Right-of-Way Between Lots 35 and 36 on Jordan Lake Avenue, Between Clark Street and Bonanza Road in the Village of Lake Odessa.

There was no public comment.

Motion by Walkington, support by Jaquays to close public hearing at 7:16pm.

Motion by Walkington, support by Brighton to table new business A) Introduction and First Reading of Proposed Articles of Incorporation for the Lakewood Recreational Authority. Motion carried.

Motion by Walkington, support by Brighton to adopt Proposed Resolution 2019-37: Approving the Vacation of a Portion of Undeveloped Village Owned Right-of-Way Between Lots 35 and 36 on Jordan Lake Avenue, Between Clark Street and Bonanza Road in the Village of Lake Odessa.

Jaquays stated he was not in favor of the vacation and was concerned about the tax payer money being used for attorney fees regarding the matter.

Brighton inquired about how many similar lots were located in the village. Reagan stated very few lots if any were located in the village.

Rudisill stated that the Wastewater Authority was not in favor of vacating the property.

Walkington stated that this property was unique in the village.

Council discussed the potential of setting or not setting a precedent. Banks stated the property does not serve a public purpose and that if the alley was vacated the neighbor dispute would no longer be the village's concern.

Banks informed council of review of minutes from decades ago that showed vacation of properties that did not serve the public.

McCloud inquired about future requests based on partiality and preference.

Jaquays stated he was concerned with future legal fees with the potential of similar future requests.

Brighton suggested if the property owners were responsible for paying the legal fees would that help offset the attorney fees. Banks agreed that an administrative fee could be looked at for future vacating requests. Reagan agreed that an administrative fee would help offset costs to vacate.

Motion dismissed with the following roll call vote: Yes: Walkington, Banks; No: McCloud, Jaquays, Hartzler, Brighton, Rudisill.

Motion by Banks, support by Brighton to authorize the Village Manager to prepare a policy to impose an administrative fee for applications to vacate a street, alley or right-of-way. Motion carried with the following roll call vote: Yes: Brighton, Walkington, Banks, Hartzler; No: McCloud, Jaquays, Rudisill.

Motion by McCloud, support by Rudisill to adopt Proposed Resolution 2019-38: Approving, Authorizing, and Directing the Village Manager to Sign a Grant Agreement between the Village of Lake Odessa and the Michigan Council for Arts and Cultural Affairs. Motion carried with the following roll call vote: Yes: McCloud, Jaquays, Hartzler, Brighton, Rudisill, Walkington, Banks; No: None.

Motion by McCloud, support by Rudisill to adopt Proposed Resolution 2019-39: Approving the Purchase of Central Square Public Safety Software for the Village of Lake Odessa. Motion carried with the following roll call vote: Yes: McCloud, Jaquays, Hartzler, Brighton, Rudisill, Walkington, Banks; No: None.

Motion by Jaquays, support by Brighton to adopt Proposed Resolution 2019-40: Approving the Auctioning of a 2010 Chevrolet Impala. Motion carried with the following roll call vote: Yes: McCloud, Jaquays, Hartzler, Brighton, Rudisill, Walkington, Banks; No: None.

Motion by Brighton, support by Walkington to adopt Proposed Resolution 2019-41: Approving the Village President's Appointment List as Presented for Various Village Posts, Boards and Committees. Motion carried with the following roll call vote: Yes: McCloud, Jaquays, Hartzler, Brighton, Rudisill, Walkington, Banks; No: None.

Motion by McCloud, support by Brighton to go into closed session Pursuant to Section 8(c) of the Michigan Open Meetings Act (PA 267 of 1976), to Discuss Strategy for the Negotiating of a Collective Bargaining Agreement. Motion carried. Council entered closed session at 7:54pm.

Motion by McCloud, support by Jaquays to return to open session at 8:01pm. Motion carried.

#### MISCELLANEOUS CORRESPONDENCE

Council received correspondence from Jim Valentine, Director of Ionia County Central Dispatch – RE: Support for Central Square Public Safety Software Upgrade.

#### TRUSTEE COMMENTS

McCloud asked everyone to have a safe Thanksgiving.

Jaquays wished everyone a Happy Thanksgiving.

Hartzler had no comment.

Brighton inquired about budget preparations and forms.

Rudisill had no comment.

Walkington had no comment.

Banks reminded council of the garland program and stated work on the Christmas pots will be next Monday evening at the ambulance garage.

Reagan thanked Daryl Hartzler for delivering garland fliers downtown.

PUBLIC COMMENT

There was no public comment.

Meeting adjourned by President Banks at 8:06pm.

Respectfully submitted,

Pearl Ward  
Village Clerk / Treasurer