

VILLAGE OF LAKE ODESSA

MINUTES
REGULAR COUNCIL MEETING
December 14, 2015
PAGE MEMORIAL BUILDING

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

Pledge of Allegiance.

Council present: Mike Brighton, Karen Banks, Janet Thomas, Mel McCloud

Absent: Mike Rudisill, Charles Jaquays, Patti Caudill

Staff present: Mark Bender, Pearl Goodemoot

Visitors present: None

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

PUBLIC COMMENT

There was no public comment.

MINUTES

Motion by Banks, support by Brighton to approve minutes of the November 9, 2015 regular meeting. Motion carried.

BILLS

Motion by McCloud, support by Thomas to approve expenditures equal to or less than \$1,500.00 for the period 11/01/2015 thru 11/30/2015. Motion carried.

Motion by Thomas, support by McCloud to approve payment of invoices in excess of \$1,500.00 items as follows:

- a) Homeworks - \$3,332.00 – Iron Removal Plant (*paid*)
- b) Fuelman - \$2,014.09 – Fuel (*paid*)
- c) Consumers - \$1,846.83 – Streetlights (*paid*)
- d) Consumers - \$1,852.85 – Streetlights (*paid*)
- e) Compass Minerals - \$3,042.33 – Road Salt (*paid*)
- f) Fishbeck - \$2,232.00 – Water Main
- g) MI Rural Water Association - \$6,150.00 – Wellhead Protection Plan
- h) Williams & Works - \$4,031.82 – Well No. 7
- i) Wolverine Engineers & Surveyors - \$6,000.00 – Water Reliability Study
- j) Ionia County Drain Commissioner - \$6,841.43 – Drain Assessment

Motion carried.

CONSENT AGENDA

Motion by McCloud support by Thomas to approve the consent agenda, as follows:

- a) Lake Odessa Zoning Report for November 2015
- b) Arts Commission November 16, 2015 minutes
- c) Lakewood Wastewater Authority November 11, 2015 minutes

Motion carried.

MANAGER'S REPORT

Police Report: Bender reported that everything was routine.

DPW Report: Bender reported that he was looking at a possible truck at Sundance to replace the F-150 because of it's age and it was unsafe to drive.

Finance Report: Bender reported everything was routine.

COMMITTEE REPORTS:

Personnel/Finance Committee: There was no update.

Recreation/Special Projects Committee: There was no update.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

Motion by Brighton, support by Thomas to ratify President Banks' DDA appointment of Rev. Karen Sorden for a term to expire October 2019.

Motion by McCloud, support by Brighton to adopt Resolution #2015-12 PA 152 of 2011 Compliance.
Motion carried with the following roll call vote: Yes: McCloud, Thomas, Brighton, Banks; No: None;
Absent: Rudisill, Caudill, Jaquays. The resolution is as follows:

WHEREAS, on September 27, 2011 the Publicly Funded Health Insurance Contribution Act, Act No. 152 of the Public Acts of Michigan of 2011 ("Act 152"), became effective in the State of Michigan; and

WHEREAS, Act 152 establishes standards and a process with respect to medical benefit plans offered by public employers; and

WHEREAS, the Village of Lake Odessa has historically recognized, in its role as steward for the public funds entrusted to it, that it must efficiently manage those limited resources; and

WHEREAS, the Village of Lake Odessa constantly engages in a review of expenditures in order to maximize the value it receives for goods and services; and

WHEREAS, the Village Council of the Village of Lake Odessa believes that, as the elected representatives for the City and answerable directly to the City's voters, it is best positioned to determine what benefits (including medical benefits) ought to be offered in order to attract and retain the best qualified City employees at the lowest overall costs; and

WHEREAS, the Village Council of the Village of Lake Odessa further believes that compensation determinations for Village employees are most properly the responsibility of the Village's elected representatives, and not the State of Michigan or its officials; and

WHEREAS, to express its support for home rule government and to recognize that it is the Village Council's duty to manage City affairs in order to be most responsive to Village voters, taxpayers and residents.

NOW, THEREFORE, IT IS RESOLVED that Pursuant to Section 8 of Act 152, the Village of Lake Odessa hereby exempts itself from the requirements of Act 152 for the next succeeding year.

BE IT FURTHER RESOLVED that all resolutions and parts of resolutions in conflict herewith are, to the extent of such conflict, repealed.

RESOLUTION DECLARED ADOPTED.

Motion by Thomas, support by Brighton to adopt the 2016 Council Meeting Schedule as presented.
Motion carried.

Bender explained the street bonding resolution would be for the upcoming projects including the water main reconstruction on Tupper Lake Street, Washington Boulevard, Lakeview Drive, Second Street and the Well #7 pump hook-up to the iron removal plant.

Motion by McCloud, support by Brighton to adopt the Resolution #2015-13 Street Bonding Resolution.
Motion carried with the following roll call vote: Yes: Brighton, Banks, Thomas, McCloud; No: None;
Absent: Rudisill, Caudill, Jaquays. The resolution is as follows:

WHEREAS, the Village Council deems it to be in the best interests of the Village of Lake Odessa (the "Village") to design, purchase, acquire and construct certain improvements to the Village's Water Supply System, including, but not limited to the replacement of water mains and the construction of new water mains, the restoration of streets, rights-of-way and easements affected by the improvements and related facilities, as well as all work necessary or

incidental to these improvements (the "Improvements"), and to finance the Improvements by the issuance of bonds pursuant to Act 94, Public Acts of Michigan, 1933, as amended ("Act 94"); and

WHEREAS, pursuant to Section 33 of Act 94, it is necessary to publish a Notice of Intent to Issue Bonds for the Improvements; and

WHEREAS, the Village may proceed with the Improvements prior to the issuance of the bonds; and

WHEREAS, the Village may incur substantial capital expenditures for the Improvements prior to the issuance of the bonds, and desires to be reimbursed for such expenditures from the proceeds of the bonds.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Village Council determines to design, purchase, acquire, and construct the Improvements and to pay the cost through the issuance of one or more series of revenue bonds pursuant to Act 94 for the Improvements in an amount not to exceed \$6.0 million dollars (the "Bonds").

2. A Notice of Intent to issue the Bonds be published in accordance with Section 33 of Act 94, and the Village Clerk is authorized and directed to publish the Notice of Intent to Issue Bonds in the *Lakewood News*, a newspaper of general circulation in the Village, determined to be the newspaper reaching the largest number of persons to whom such Notice is directed, which Notice shall be substantially in the form on the attached Exhibit A, with such changes as may be approved by the Manager of the Village.

3. The Village may proceed to acquire and construct the Improvements using available funds of the Village from the Water Fund, which is a fund for the Water Supply System of the Village, and other funds of the Village.

4. At such time as the Village issues the Bonds for the long-term financing of the Improvements, the Village shall be reimbursed for its expenditures for the Improvements out of the proceeds of the Bonds.

5. The maximum amount of capital expenditures for which the Village will seek reimbursement is \$ 6.0 million dollars.

6. This resolution and the expression of intent to seek reimbursement from future proceeds of the Bonds is intended to satisfy the requirements of Section 150 of the Internal Revenue Code of 1986, as amended.

7. The firm of Dickinson Wright PLLC is hereby employed as bond counsel to the Village to prepare the documents for the issuance of the Bonds for financing acquisition of the Improvements.

8. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are rescinded.

RESOLUTION DECLARED ADOPTED.

MISCELLANEOUS CORRESPONDENCE
There was no miscellaneous correspondence.

TRUSTEE COMMENTS
McCloud wished everyone a Merry Christmas and safe travel.

Thomas wished everyone a Merry Christmas.

Brighton wished everyone a Merry Christmas.

PUBLIC COMMENT
There was no public comment.

Motion by McCloud, support by Banks to excuse the absences of Mike Rudisill, Patti Caudill, Charles Jaquays.
Motion carried.

Motion by McCloud, support by Banks to adjourn. Motion carried; meeting adjourned at 7:33 p.m.

Respectfully submitted,

Pearl Goodemoot
Village Clerk / Treasurer