

**St. Charles Village Council
Minutes of Regular Meeting
April 10, 2019**

Meeting called to order at 7:00 PM with the Pledge of Allegiance by President Hoerner.

Members present: Kutz, Neumann, Hoerner, Dennis, McPhail and L. Theile.

Members absent: S. Theile

Others present: Matthew Lane, Jennifer Rosser-Nesbit, John Meehleder, Don Ackerman, Ken Kutz, Luanne McNally, Jean Fowler, Susie Tanney, Jeanne Marcello, John Olson, Karl Primdahl, Ron Hasse, Jason Yovich and others.

No adjustments were made to the agenda.

During public comment resident Jason Yovich inquired about the Village putting up Slow Children at Play signs on W. Water Street. The cars that pass down that road are not adhering to the speed limit and is it dangerous for the children to play. Lane and Council agreed to put some Slow Children at Play signs down that road.

Motion by L. Theile, second by Dennis to approve the March 13, 2019 Village Council Minutes as presented. Motion carried.

Motion by Neumann, second by Kutz to approve the March 25, 2019 Village Council Minutes as presented. Motion carried.

Accepted and filed communication from Saginaw County Parks & Recreation Commission- Play in the Parks Spring 2019.

Motion by Dennis, second by Neumann to approve the payment of claims in the amount of \$89,257.52. Motion carried.

Lane advised council that there is a free program available with the Department of Insurance and Financial Services with the State of Michigan that allows for municipalities to withhold money from a fire insurance claim to ensure that the repairs to the home are done in a timely manner and are up to code. Due to the size of our municipality with a population of less than 50,000 located in a county with a population less than 425,000 we can withhold up to 25% with a max of \$6725 of the insurance claim in an escrow account. If the repairs are completed with the proper building permits and plans turned into the Village through their contractor and insurance company the homeowner would get all the funds back, if the house is not repaired the Village would then be able use the funds towards the demolition of the home which typically runs about \$10,000. To put ourselves on this list costs the Village nothing and has a 30-day waiting period for it to be come effective. This is only good for those homes that are affected by fire and those who have insurance.

Motion by Neumann, second by Dennis to adopt Resolution #19-9 Village of St. Charles Fire Insurance Withholding Program. Motion carried.

Karl Primdahl from AKT Peerless presented to council the findings of the environmental study and updated them on the timeline of the work that will be done in the upcoming months. The delay was with the MDEQ which has been experiencing a lot of personnel changes, but it has now been approved and we are at the point where AKT Peerless is ready to start putting out bids for the soil removal. These bids will be for the dig and haul activities to get the source of the soil contamination out of the ground and taken to the landfill.

Resident Ron Hasse addressed Primdahl asking if his property was contaminated. From what the report is showing Primdahl believes that none of the neighbors were contaminated and if they found contaminated soil on the neighbors' property once they started the excavation it would be cleaned up and any disturbances to the property would be fixed.

Primdahl stated with the cleanup they will be digging until they reach clean soil on all sides. He estimates that the excavation will be about 6-foot-deep with approximately 12,000 cubic yards of soil being removed. The report estimates about 1,470 tons of soil and 100 tons of asphalt were impacted by the contamination. Primdahl is hoping to have an onsite visit with the bidders by the end of April, have an approved bid by the 1st of May and digging to then start within 10 days. To save the Village money they will not be bidding out the paving of the parking lot. They will make sure it is graded to level and once that is completed Lane then advised the council that the Village will work on the drainage issues around the building and then have the entire parking lot replaced.

Motion by Neumann, second by Kutz to approve AKT Peerless to begin the bidding process for the contamination removal at the Village Office. Motion carried.

Commission and Committee members up for reappointment this year:

Zoning Board of Appeals: Tim Louchart.

Planning Commission: Phyllis Hoseit, Bill Wood, Steve Powlus, Adrian A.A. Cervini III.

Park Committee: Richard Kushion, Jay Gardner, Adrian A.A. Cervini III.

Motion by Neumann, second by Kutz to reappoint all Commission and Committee members whose terms are up this year. Motion carried.

Neumann requested that the zoning ordinance be looked at again in regards to the ordinance concerning accessory buildings. Neumann with support from the other council members does not want there to be anymore loopholes in the ordinance that could potentially allow for an accessory building to be put on a property without a home on it first. Kutz agreed this needs to go back to the Planning Commission so they can review this provision.

Motion by Neumann, second by McPhail to have the Planning Commission review and propose adjustments to the accessory building provision of the zoning ordinance. Motion carried.

Lane advised Council that another round of junk vehicle letters will be going out next week for those who haven't complied with the last round of 32 that were sent out last month.

Department reports from DPW, Spicer Engineering, Police, Building Inspector and Code Enforcement were accepted and filed.

During public comment Ken Kutz spoke about the sidewalk down W. Walnut again and Susie Tanney asked about the scam involving the Village telephone number being cloned and the scammer impersonating the St. Charles Police Department. There was some discussion on how the scammers work and how it is increasing especially with today's technology. Lane advised council that he is waiting for word back from St. Charles Community Schools in regards to the Safe Routes for Schools program. Lane said he would check in with Superintendent Michael Decker to see if he has heard anything.

Motion by Dennis, second by Neumann to adjourn meeting at 8:07 PM. Motion carried.

Respectfully submitted,

Jennifer L. Rosser-Nesbit, Village Clerk