

St. Charles Village Council
Minutes of Regular Meeting
August 14, 2019

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

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

Members absent: None.

Others present: Dennis Collison, Jennifer Rosser-Nesbit, John Meehleder, Don Ackerman, John Olson, Luanne McNally, Jean Fowler, Susie Tanney, Zach Theile, Jeanne Marcello, Chuck Bussinger, Marie Roe, Brian Wendling, Ken Berthiaume, Julie LaFrance, Ken Kutz, Dave Adams.

There were no adjustments made to the agenda.

During public comment resident Julie LaFrance spoke to the Council about the ongoing flooding issues she has had at her home at 602 Hosmer. She was promised over two years ago that a catch basin would be installed that she could tie into and wants to know when this is going to happen. Don Ackerman told her it would be taken care of by the end of fall.

Brian Wendling the Saginaw County Drain Commissioner spoke with council about the status of the mile-long St. Charles tile drain on Chesaning Street and the process that it would take to have it replaced since it is beyond its useful life and beyond repair. The first step would be to have a petition started by the residents of the drain district or the Village Council. The petition would then go through some hearings and then as an agent of the County Drain Commission Wendling would access the needs. There are no county or state funds that would pay for the drain project only the office is funded, all projects are assessed out through taxes; therefore, it would fall on the taxes of those within the drainage district that would benefit from the drain. The drainage district would need to be reassessed as a lot has changed since 1930 when the drain was put in and the drainage district drawn up. The whole process would take about 2 years from the time the petition was filed to when the drain would be installed. The one point that Wendling brought up is a Village owned pump station lies on one end of the drain, yet the drain is owned by a whole separate entity. Neumann did ask if the county would want our pump station and Wendling did say that this does happen and is a way a lot of communities are heading.

John Olson updated Council on the status of the projects Spicer has been working with Council and the Village staff to complete. Olson will have John Kaczor come to the September 2019 meeting to review with Council the proposed water and sewer rate scenarios he proposed to help them with the water and sewer rate adjustments they plan to make at the September 2019 meeting. Olson also brought forward a proposed water project for Council's approval to begin in the Fulton/Flint Street area where the water breaks keep happening.

Motion by Neumann, second by S. Theile to approve the proposed water main improvement project presented by Spicer Group with the exception of the road repairs which are to be done at a later date. Motion carried.

Ken Berthiaume reviewed the Fiscal Year 2018-19 Audit with Council going over the key points and changes from 2017-18 to 2018-19. Berthiaume stated that the audit went smooth with no difficulties.

Motion by Neumann, second by Dennis to accept and file the Fiscal Year 2018-19 Audit as presented. Motion carried.

Motion by Neumann, second by L. Theile to approve the July 10, 2019 Village Council Minutes as presented. Motion carried.

Motion by Neumann, second by Kutz to accept and file the July 11, 2019 and August 2, 2019 D.D.A. minutes. Motion carried.

Motion by Dennis, second by Neumann to approve the payment of claims in the amount of \$89,283.64. Motion carried.

This year the water tank is due for an inspection and there were two bids received for this inspection Nelson Tank Engineering & Consulting and Dixon Engineering. Both were companies that were used in the past, but Nelson was

the lower of the two bids and their bid did include the use of robots which means the tank will not have to be shut down during the inspection.

Motion by Neumann, second by S. Theile to approve the proposal and contract agreement from Nelson Tank Engineering & Consulting, Inc. to inspect the water tower on Chesaning St. in the amount of \$2,900. Motion carried.

Both bids for the removal and replacement of the large pavilion roof at Coal Miners' Park were more than the \$35,000 the Village had budgeted for. Collison proposed using the \$8,500 that was going to be used for Waterfowl Park and do an amendment to the budget to use those funds towards the roof replacement. It would be almost enough to cover to the roof replacement if Council decided to not redo the dugout roofs at this time.

Motion by McPhail, second by Kutz to approve the bid from Banning Construction Inc. to remove and replace only the large pavilion roof at Coal Miners' Park in the amount of \$44,725. Motion carried.

Village Clerk Jennifer Rosser-Nesbit spoke to the Council with permission from Collison about the difficulties they were experiencing with the current website. It was redone in 2018 however, the editing software the technician decided to use is not working properly making the website not a user-friendly site for both the public or the office staff. The office staff is also not receiving the level of service they need to make the site work efficiently and therefore were referred to Peak Performance PC Services who works with other local townships for an estimate.

Motion by Dennis, second by Kutz to approve the estimate from Peak Performance PC Services LLC to place the existing Village website with a more user-friendly website with better tech support in the amount of \$1,440. Motion carried.

Interim Manager Dennis Collison updated council on the Old Fashion Christmas Parade meeting. There was a good turnout with support from our own council, DDA, DPW and many other organizations in town. All of which are willing to participate including the DDA, DPW, Lion's Club, Tri Township Fire Department and the St. Charles Community Schools. Collison is going to ask Spicer to be a sponsor. Another meeting will be held next month on September 10, 2019 at 6 PM.

Motion by Neumann, second by McPhail to adopt Resolution #19-12 to Designate Interim Village Manager, Dennis Collison, as Street Administrator for the Village of St. Charles. Roll call vote: L. Theile-yes; Kutz- yes; Neumann-yes; Hoerner-yes; McPhail-yes; Dennis-yes; S. Theile-yes. Motion carried.

Collison updated Council that the environmental cleanup will be starting on Monday, August 19, 2019. Once the cleanup is complete then they will be able to better determine the extent of the parking lot and drainage repairs they will be able to make to the Village Hall parking lot. McPhail did request pictures be taken before, during and after the cleanup.

Collison updated Council on the progress he has made in the search for a new Village Manager and is ready to have Council look over the 5 applicants he believes are the most qualified. He also has obtained Village Manager ordinances from other communities from the MML as requested and has supplied Council with these in addition to the existing Village Manager ordinance of the Village of St. Charles and the last few Village Manager contracts.

Special Meeting set for August 28, 2019 at 5 PM for Council to review the existing Manager Ordinance and Manager Contract to make any changes needed prior to interviewing applicants for the Village Manager opening.

Motion by Neumann, second by S. Theile to remove Matthew Lane, former Village Manager, from all bank accounts. Motion carried.

While reviewing department reports Council did state they need a letter of resignation from Ashley Yeager for her full-time status as a Police Officer here at the Village of St. Charles as she did move down to part-time back in June 2019.

Accepted and Filed Department Reports from DPW, Police, Building Inspector. There were no Code Enforcement reports.

During public comment resident Marie Roe advised the false building front next to Tony's was put up instead of making it a small park was due to the falling bricks from the Tony's building. It would be unsafe to make it a park. She also inquired if we would be getting a new full-time officer to replace the resignation of one of our former full-

time officers. Council advised that not at this time as they are waiting for the new Village Manager to make that decision.

Motion by Neumann, second by S. Theile to close public meeting to enter into closed session to discuss pending litigation pursuant to MCL 15.268 (e) at 8:47 PM. Roll call vote: L. Theile-yes; Kutz- yes; Neumann-yes; Hoerner-yes; McPhail-yes; Dennis-yes; S. Theile-yes. Motion carried.

Motion by Neumann, second by S. Theile to enter into closed session to discuss pending litigation pursuant to MCL 15.268 (e) at 8:47 PM. Roll call vote: L. Theile-yes; Kutz- yes; Neumann-yes; Hoerner-yes; McPhail-yes; Dennis-yes; S. Theile-yes. Motion carried.

Motion by Neumann, second by Kutz to exit closed session to discuss pending litigation pursuant to MCL 15.268 (e) at 9:03 PM. Roll call vote: L. Theile-yes; Kutz- yes; Neumann-yes; Hoerner-yes; McPhail-yes; Dennis-yes; S. Theile-yes. Motion carried.

Motion by Neumann, second by L. Theile to reopen public meeting at 9:04 PM. Roll call vote: L. Theile-yes; Kutz-yes; Neumann-yes; Hoerner-yes; McPhail-yes; Dennis-yes; S. Theile-yes. Motion carried.

Motion by Neumann, second by Dennis to adjourn at 9:04 PM. Motion carried.

Respectfully submitted,

Jennifer L. Rosser-Nesbit, Village Clerk