

**ST. CHARLES VILLAGE COUNCIL  
MINUTES OF REGULAR MEETING  
JANUARY 9, 2019**

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

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

Members absent: None

Others present: Matthew Lane, Jennifer Rosser-Nesbit, John Meehleder, Don Ackerman, John Olsen, Jean Fowler, Luann McNally, Susie Tanney, Jeanne Marcello, Gary Campbell, Chuck Bussinger, Chris Savage.

No adjustments were made to the agenda.

Motion by Neumann, second by Kutz to approve the December 12, 2018 Village Council Minutes as presented. Motion carried.

Matthew Lane updated council on his and DPW Superintendent Don Ackerman's meeting with the Little League/Softball Group. They now have a small committee put together that will work together with Matthew and Don to strategize and prioritize maintenance projects in the park and maintain the area. They will also keep us up to date as to the schedules of the games and any information that we should be aware of.

Parks & Recreation Committee minutes from December 19, 2018, Planning Commission from December 20, 2018 and Personnel Committee minutes were accepted and filed.

Saginaw County Parks Winter Schedule, Thank You Letters from the Beautification Day Committee and Cindy White were accepted and filed.

Motion by Dennis, second by L. Theile to approve the payment of claims in the amount of \$69,811.64. Motion carried.

Motion by Kutz, second by Dennis to appoint Christine Neumann as President Pro-tem. Motion carried.

Matthew Lane updated council on the new accounting procedure that is being required by the Governmental Accounting Standards Board (GASB) for our Other Post Employment Benefit (OPEB) system, our retiree healthcare. He has reached out to other firms besides Watkins Ross who has done our actuarials in the past and has not heard back from any other firm other than Watkins Ross. Matthew is recommending that council approve him to move forward with Watkins Ross to conduct the actuarial as they know our system and have been excellent to work with. Our auditor also recommends this firm as they are one of the top firms in the state.

Motion by McPhail, second by Neumann to approve the proposal submitted by Watkins Ross in the amount of \$5,200 and allow Matthew Lane to execute the service agreement and get started on the GASB 75 OPEB Actuarial Valuation for the fiscal year-end. Motion carried.

Matthew Lane updated council that with the new law passed allowing the recreational use of marijuana that local government can longer control possession of marijuana, except for minors. That now local governments must take some sort of action before the state finishes its rule-making process or recreational marijuana facilities will be allowed by default. There are three options that the Village has now to decide what they would like to do. 1. Do nothing and allow marijuana establishments by default after the state makes rules, 2. Opt-In to allow marijuana establishments and regulate them through licensing and zoning restrictions or 3. Prohibit marijuana establishments altogether in the Village. We do need to decide what we would like to do because we cannot allow them and then prohibit them down the road. Many communities are choosing prohibition with the intent of reevaluating. Matthew has had a draft prepared for an ordinance prohibiting marijuana establishments in the Village if that is what council would like to pursue. A public hearing will need to be set to hear public comment on the adoption of the ordinance.

Motion by Kutz, second by L. Theile to set a public hearing for the Prohibition of Marijuana Establishments ordinance at the February 13, 2019 Village Council Meeting. Motion carried.

Motion by Neumann, second by Dennis to agree to partner with the Saginaw County Parks and Recreation Commission and participate in Project Recreation by allowing the program to operate in Lumberjack Park. Motion carried.

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

Motion by Neumann, second by Hoerner to enter into closed session pursuant to MCL 15.268 (a) to discuss the Village Manager performance review at 8:10 PM. Roll call vote: S. Theile, yes; Kutz, yes; Neumann, yes; Hoerner, yes; Dennis, yes; McPhail, yes; L. Theile, yes. Motion carried.

Motion by Neumann, second by Dennis to exit closed session and enter into open session at 9:46 PM pursuant to MCL 15.268 (a) to discuss the Village Manager performance review at 8:10 PM. Roll call vote: S. Theile, yes; Kutz, yes; Neumann, yes; Hoerner, yes; Dennis, yes; McPhail, yes; L. Theile, yes. Motion carried.

Gary Campbell, the attorney for the Village of St. Charles was in attendance to go over the proposed Village Manager contract presented to council. The contract was examined line by line and negotiations led to an amended contract with Gary Campbell's assistance.

Motion by Neumann, second by S. Theile to approve the Village Manager contract as amended. Motion carried.

Motion by Neumann, second by McPhail to adjourn at 11:01 PM. Motion carried.

Respectfully submitted,

Jennifer L. Rosser-Nesbit, Village Clerk