

COUNCIL PROCEEDINGS

**Regular Meeting
November 12, 2019**

CALL TO ORDER: By Mayor Ridge on Tuesday, November 12, 2019 at 7:30 p.m.

PRESENT: Councilmembers Dyer, Christian, Baker, Weissenborn, Mayor Pro-Tem Armitage, Mayor Ridge, City Clerk Terpstra and City Manager Guetschow.

The invocation was offered by City Manager Guetschow followed by the Pledge of Allegiance.

APPROVAL OF MINUTES FOR REGULAR MEETING OF October 28, 2019: Council member Baker moved, supported by Dyer to approve the regular meeting minutes of October 28, 2019 as presented. Carried. 6 Yes. 0 No. 0 Absent.

ABSENT: None.

PUBLIC HEARINGS:

PUBLIC HEARING ORDINANCE NO. 2019-08 TO AMEND CHAPTER 52-SECTION 52-73 OF ARTICLE II-NUISANCE ABATEMENT:

Public Hearing Opened: 7:31 p.m.

No comment

Public Hearing Closed: 7:31 p.m.

PUBLIC HEARING CHARLOTTE AREA RECREATION CO-OP FIVE YEAR PARKS AND RECREATION PLAN:

Dave Bankhead, representing Charlotte Area Recreation Co-op gave an overview of the process that the board has taken to review and put together the five year plan. He explained that this is needed in order to apply for grants in the future.

Public Hearing Opened: 7:36 p.m.

No comment

Public Hearing Closed: 7:36 p.m.

PUBLIC COMMENTS: None.

APPROVAL OF AGENDA: Council member Baker moved, supported by Dyer to approve the agenda as presented. Carried. 6 Yes. 0 No.

SPECIAL PRESENTATIONS: None.

EXPEDITED RESOLUTIONS AND ORDINANCES

A. CONSIDER APPROVAL OF RESOLUTION NO. 2019-109 TO RENEW ASSESSOR CONTRACT:

RESOLUTION NO. 2019-109

A RESOLUTION TO APPROVE A CONTRACT WITH RANDY JEWELL TO PROVIDE ASSESSING SERVICES

WHEREAS, the City must provide for the assessing for property tax purposes pursuant to state statute and the City's charter; and

WHEREAS, Randy Jewell has provided assessing services for the City as an independent contractor for many years; and

WHEREAS, the contract for assessing services between the City and Mr. Jewell expired on June 30, 2019; and

WHEREAS, the City and Mr. Jewell desire to renew the contract for a four-year period of time in accordance with the terms and conditions in the proposed renewal contract;

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council does hereby approve the contract for assessing services between the City and Randy Jewell and authorizes the Mayor and Clerk to execute the contract on behalf of the City.

Council member Dyer moved, supported by Baker to approve Resolution No. 2019-109 to renew Assessor contract as presented. Carried. 6 Yes. 0 No.

B. CONSIDER APPROVAL OF RESOLUTION NO. 2019-110 REGARDING PAYMENT OF CLAIMS & ACCOUNTS:

RESOLUTION NO. 2019-110

A RESOLUTION TO APPROVE EXPENDITURES OF THE CITY

FOR NOVEMBER 12, 2019

WHEREAS, Section 7.7 (B) of the City Charter requires Council approval for the expenditure of city funds; and

WHEREAS, the November 8, 2019 payroll totaled \$153,797.11;

WHEREAS, the November 12, 2019 claims total \$149,757.08;

WHEREAS, the October 28, 2019 insurance claims total \$3,341.41 and the November 4, 2019 insurance claims total \$375.01;

THEREFORE, BE IT RESOLVED that the City Council approves claims and accounts for November 12, 2019 in the amount of \$307,270.61.

APPROVAL OF CLAIMS AND ACCOUNTS BY ROLL CALL VOTE: Council member Baker moved, supported by Christian to approve Resolution 2019-110 regarding payment of claims & accounts as presented. Carried. 6 Yes. 0 No.

ACTION ITEMS – RESOLUTIONS AND ORDINANCES:

A. CONSIDER APPROVAL OF RESOLUTION NO. 2019-106 TO APPROVE CONSUMERS ENERGY STREET LIGHTING CONTRACTS:

RESOLUTION NO. 2019 –106

RESOLUTION FOR CHANGES TO CONSUMERS ENERGY STANDARD STREET LIGHTING CONTRACTS AND SIGNATORIES

WHEREAS, Consumers Energy has made changes to the lighting service as provided in the Standard Lighting Contract with the City of Charlotte; and

WHEREAS, this relates to Consumers Energy Standard Lighting Contract Number 100000171411 and;

THEREFORE, BE IT RESOLVED, the City of Charlotte hereby designates Amy E. Gilson, Director of Public Works, and Ginger L. Terpstra, City Clerk, to sign the contract on behalf of the City for these changes.

Mayor Pro-Tem Armitage moved, supported by Dyer to approve Resolution No. 2019-106 to approve Consumers Energy Street lighting contracts as presented. Carried. 6 Yes. 0 No.

B. CONSIDER APPROVAL OF ORDINANCE NO. 2019-08 TO AMEND CHAPTER 52 SECTION 52-73 OF ARTICLE II NUISANCE ABATEMENT:

CITY OF CHARLOTTE

ORDINANCE NO. 2019-08

AN ORDINANCE TO AMEND SECTION 52-73 OF ARTICLE II - NUISANCE ABATEMENT - OF CHAPTER 52 - PROPERTY MAINTENANCE & NUISANCE ABATEMENT OF THE CODE OF THE CITY OF CHARLOTTE BY ADDING AN EXCEPTION TO ALLOW LOUDSPEAKERS AND THE LIKE DURING AN EVENT APPROVED BY THE CITY.

THE CITY OF CHARLOTTE ORDAINS:

Section 52-73 of Article II - Exceptions - is hereby amended to read as follows:

§ 52-73 EXCEPTIONS.

None of the terms or prohibitions of this article shall apply to or be enforced against the following.

(A) *Emergency vehicles.* Any police or fire vehicle or any ambulance, while engaged upon emergency business.

City Council Minutes 11-12-2019

(B) *Highway maintenance and construction.* Excavations or repairs of bridges, streets, or highways by or on behalf of the city, county or the state, during the night, when the public safety, welfare and convenience renders it impossible to perform such work during the day.

(C) *Loudspeakers at an approved event.* Using, operating or permitting to be played, used or operated any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for the producing or reproduction of sound, which is cast upon the public streets during an event that has received prior approval from the City Manager or designee when the event is sponsored by the City or a non-profit organization.

Council member Baker moved, supported by Christian to approve Ordinance No. 2019-08 to amend Chapter 52 Section 52-73 of Article II-Nuisance Abatement as presented. Carried. 6 Yes. 0 No.

INTRODUCTION OF RESOLUTIONS AND ORDINANCES:

A. CONSIDER FIRST READING OF RESOLUTION NO. 2019-111 AGREEMENT WITH NEW HOPE COMMUNITY CHURCH FOR POLLING LOCATION DISTRICT 2 PRECINCT 1:

RESOLUTION NO. 2019-111

A RESOLUTION TO CHANGE THE POLLING PLACE LOCATION FOR DISTRICT 2 – PRECINCT 1

WHEREAS, the polling location for District 2, Precinct 1 has been located at the West Side Fire Station since 2009 and then was relocated to Discovery Fellowship Church at 757 Cherry Street, Charlotte, MI; and

WHEREAS, it has come to our attention that Discovery Fellowship Church will no longer be available for our use as a polling location for District 1, Precinct 2; and

WHEREAS, the City Clerk has sought another location for District 2 Precinct 1 at New Hope Community Church, 436 W. Harris, Charlotte, MI;

NOW, THEREFORE, BE IT RESOLVED that District 2, Precinct 1 be moved to New Hope Community Church, 436 W. Harris Street, Charlotte, MI;

AND BE IT FURTHER RESOLVED that this change will become effective with the March 10, 2019 Presidential Primary election.

Council member Dyer moved, supported by Weissenborn to approve first reading of Resolution No. 2019-111 agreement with New Hope Community Church for polling location District 2 Precinct 1 as presented. Carried. 6 Yes. 0 No.

B. CONSIDER FIRST READING OF RESOLUTION NO. 2020-01 CHARLOTTE AREA RECREATION CO-OP FIVE YEAR PARKS AND RECREATION PLAN:
RESOLUTION NO. 2020-01

A RESOLUTION TO ADOPT THE CHARLOTTE AREA FIVE-YEAR PARKS & RECREATION PLAN 2020-2024

WHEREAS, the City of Charlotte has undertaken a planning process to determine the recreation and natural resource conservation needs and desires of its residents during a five-year period covering the years 2020 through 2024; and

WHEREAS, the City of Charlotte has entered into this planning process in collaboration with the Township of Carmel and the Township of Eaton; and

WHEREAS, the combined area of the aforementioned local units of government constitutes the planning area; and

WHEREAS, the City of Charlotte is of the understanding that the governing bodies of the aforementioned local units of government intend to pass a similar resolution of adoption of the Charlotte Area Five-Year Parks & Recreation Plan 2020-2024; and

WHEREAS, the City of Charlotte, Township of Carmel and Township of Eaton began the process of developing a community recreation and natural resource conservation plan in accordance with the most recent guidelines developed by then Department of Natural Resources and made available to local communities; and

WHEREAS, residents of the planning area were provided with a well-advertised opportunity during the development of the draft plan to express opinions, ask questions, and discuss all aspects of the recreation and natural resource conservation plan; and

WHEREAS, the public was given a well-advertised opportunity and reasonable accommodations to review the final draft plan for a period of at least thirty days; and

WHEREAS, a public hearing was held on November 12, 2019 in the Charlotte City Hall Council Chambers to provide an opportunity for all residents of the planning area to express opinions, ask questions, and discuss all aspects of the Charlotte Area Five-Year Parks and Recreation Plan 2020-2024; and

WHEREAS, the City of Charlotte, Township of Carmel and Township of Eaton have developed the plan as a guideline for improving recreation and enhancing natural resource conservation for the Charlotte area;

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council does hereby adopt the Charlotte Area Five-Year Parks and Recreation Plan 2020-2024.

Council member Christian moved, supported by Baker to approve first reading of Ordinance No. 2020-01 Charlotte Area Recreation Co-op Five Year Parks and Recreation Plan. Carried. 6 Yes. 0 No.

COMMUNICATIONS AND COMMITTEE REPORTS

CITY ATTORNEY REPORT: City Attorney Hitch was present and

explained to the council the basics of the Open Meetings Act. He congratulated the new members of council and explained the process in which he works with council and the Mayor.

CITY MANAGER REPORT: City Manager Guetschow stated that he had included a written report to council which he includes in each council packet. He explained that council should not delete any emails that are sent or that they correspond to per City policy.

COUNCILMEMBER COMMITTEE REPORTS:

No committee reports.

PUBLIC COMMENT: None.

MAYOR AND COUNCIL COMMENTS:

- Council member Christian reported that the Capital Area Athletic League Swim Finals were held in Charlotte last weekend and it was a great competition.
- Council member Dyer stated that he is excited to serve another term on council. He will be attending the Michigan Environmental Quality Sustainability Meeting soon.
- Council member Baker congratulated all the new members of council and Mayor Ridge.
- Council member Weissenborn stated that she is excited and proud to be serving the community.
- Mayor Pro-Tem Armitage thanked the Boy Scouts for their project to get the trees downtown lit up. He also thanked the Department of Public Works for their help with this and stated that they look nice all working. He thanked the Department of Public Works for cleaning the streets and Police and Fire for their hard work with all of the accidents. He thanked everyone for voting him as Mayor Pro-Tem. He introduced his mother Joyce.

- Mayor Ridge thanked Clerk Terpstra and staff for the smooth running of the election. She stated that the Wine Walk was well attended with 79 participants and that it was a great event on a very cold night. Hats off to Charlotte Rising for organizing that event. She thanked Dave Bankhead, Deb Montgomery and Steve Willard for the work with the five year park plan. She thanked Heather, Liz and Carrie for heading up the competition cheer tryouts tonight so that she could attend the meeting.

Council member Baker moved, seconded by Dyer to adjourn at 8:06 P.M. Carried. 6 Yes. 0 No

Mayor Yvonne Ridge

Ginger Terpstra, City Clerk, CMMC