

**Bellaire Village Council
Meeting Minutes
January 2, 2013**

1. **Call to Order:** President Schulz called the meeting to order at 7:00 PM.
2. **Roll Call Attendance:**
 - Present:** Officers Dave Schulz, Laura Sexton, Butch Dewey, Dan Bennett, Brent Nelson & Helen Schuckel.
 - Absent:** Trish Drollinger
 - Staff Present:** Cathy Odom, Treasurer, Ken Stead, DPW Supervisor & Brad Rowe, Chief of Police.
 - Also Present:** Colette Stanish & Patti Savant.
3. **Approval of Agenda:** The agenda was approved.

Motion by Schuckel, seconded by Sexton, to approve the agenda with the addition of new business item j, Meeting Stipends. Motion carried by unanimous voice vote.
4. **Conflict of Interest:** None presented.
5. **Consent Agenda:** The consent agenda was approved.

Motion by Bennett, seconded by Schuckel, to approve the consent agenda as presented. Motion carried by unanimous voice vote.
6. **Public Comment on Agenda Items:** None presented.
7. **Old Business:**
 - a) **Recreation Plan:** President Schulz noted the public hearing was held prior to this meeting for the 2013-2017 Recreation Plan. The Planning Commission adopted a resolution recommending the plan be approved.

Motion by Dewey, seconded by Sexton, to adopt Resolution of #01 of 2013, approving the 2013-2017 Recreation Plan. Motion carried by unanimous roll call vote.
 - b) **Notice of Pending Judicial Foreclosure:** An email correspondence with the attorney was presented pertaining to the easement granted to the Stone Waters Inn for a small piece of property for them to place a dumpster. We are identified as a holder of the property and because of a pending foreclosure, we received notices. According to our attorney, no action is needed by the Village.
 - c) **Open Container Ordinance:** At the last meeting Chief Rowe brought up a discussion about an open container ordinance and would like to know if this is something Council would like to pursue. A copy of Mt. Pleasant's ordinance was presented for review. There was discussion of the possible Short's Brewery events that might be affected by this ordinance. President Schulz stated it would not be affected because it will take place in a confined area. Trustee Nelson and Trustee Dewey would like to see one in place and recommended this issue be sent to the Public Safety Committee.

Motion by Dewey, seconded by Nelson, to have the Public Safety Committee address the open container ordinance. Motion carried by unanimous voice vote.
8. **New Business**
 - a) **DHS 2-1-1:** Community Access Line of the Lakeshore has filed an application with the Public Service Commission requesting telephone digits 2-1-1 for a call center that will allow people to access health & human services information. They would like a letter of support from the

Village. President Schulz asked what type of service they would be offering and it was noted that information was not available at this meeting.

Motion by Schulz, seconded by Sexton, to draft a letter of support similar to the one provided by them and authorize the Village President to sign it contingent upon the gathering of further acceptable information approved by the President. Motion carried by unanimous voice vote.

- b) **Old Fire Extinguishers:** There are five (5) fire extinguishers based on the regulations included in packet that are expired and must be replaced. These extinguishers are still functional and Council should decide what to do with them. Due to their age, Council recommends just to give them away.

Motion by Dewey, seconded by Nelson, to replace the five extinguishers and give away the ones the expired. Motion carried by unanimous voice vote.

- c) **Chamber Schedule:** Patti Savant from the Chamber of Commerce presented the 2013 summer schedule and noted some changes to it. She discussed traffic issues brought up after the 2012 Rubber Ducky Parade which have showed the need for some minor changes to the route. These changes were discussed at a previous meeting with Police Department and Chamber officials.

Motion by Bennett, seconded by Schuckel, to accept & support the new 2013 schedule. Motion carried by unanimous voice vote.

- d) **Chamber Request-Tree:** The Chamber has decorated the tree by the kiosk and it has become too big to keep adding more lights to it. The Chamber would like the Village to consider allowing them to replace the current tree with a smaller one. Patti Savant said the Chamber's goal is to replant the current tree so it doesn't have to be cut down and they are currently working on a remove and replace plan. Trustee Dewey stated that the Chamber could use one of the trees off of his land on M-88. President Schulz stated they could call Meadowbrook to see if they would like the current tree as part of their new landscaping projects.

Motion by Bennett, seconded by Nelson, to allow the Chamber to replace current tree with a smaller one. Motion carried by unanimous voice vote.

- e) **EVIP #2-Consolidation of Services:** A history of last year's EVIP and what will be included in this year's was presented. The new plans deals with the possibility of a kayak station at Richardi Park and we would have to work with the County on some land they own at the park where the station may be placed.

Motion by Sexton, seconded by Schuckel, to approve this as our response to the State's request for consolidation for services for the 2013 EVIP. Motion carried by unanimous voice vote.

- f) **Grave Opening Agreement-Mortensen Funeral Homes:** The contract for grave openings with Mortensen Funeral Home needs to be renewed. The only change is the date of the agreement.

Motion by Sexton, seconded by Schuckel, to approve the 2013 agreement for grave openings with Mortensen Funeral Home and to authorize the Village President to sign it. Motion carried by unanimous voice vote.

- g) **DTE Energy Tree Grant:** DTE is offering a \$3,000 tree grant if Council is interested in applying for it.

Motion by Dewey, seconded by Bennett, to authorize the Village Clerk to process the necessary paperwork to apply for the tree grant. Motion carried by unanimous voice vote.

- h) **Notice of Intent-Little League Fields Lease:** The renewal of the lease for the little league fields that are on County property is due in six months. According to the lease, a notice of intent to renew must be sent within six months of the renewal.

Motion by Dewey, seconded by Bennett, to authorize a notice of intent of our desire to renew the little league fields lease. Motion carried by unanimous voice vote.

- i) **Notice of Intent-Walking Path Easement:** A notice of intent to renew the walking path easement is also required within six months of its renewal. This portion of the walking path is located on County land by the little league fields.

Motion by Bennett, seconded by Schulz, authorizing notice of intent for the renewal of the walking path easement. Motion carried by unanimous voice vote.

- j) **Meeting Stipend:** We are usually paid a per diem for each meeting we attend. Due to the public hearing and the regular meetings being on the same night, one right after the other, is it Council's wish to count these as only one meeting and to be paid accordingly.

Motion by Sexton, seconded by Bennett, to count the public hearing and the regular meeting as one and to pay Council and staff for one meeting. Motion carried by unanimous voice vote.

9. Discussion Items:

- a) **Nuisance Ordinance:** Chief Rowe stated Section R of the ordinance deals with rental inspection. This section deals with dangerous buildings and was written into the ordinance because we had intended to have some rental inspection guidelines. The guidelines were never developed and the section in the ordinance was not changed to reflect this. He explained that he had an owner come to him and wanted him to enforce that section of the nuisance ordinance, but that he was not qualified to inspect. The Building Department or the Health Department doesn't address the conditions of buildings so this is the only way to deal with buildings that are uninhabitable. Chief Rowe understands the reason to have this in the ordinance but the way it is currently written, he is not qualified to perform the inspections. It should either be removed or written more generally for enforcement or we will have to hire someone who is qualified based on current specifications. This was sent to the Public Safety for further review.

10. Department/Committee Reports

a) *Committee Reports:*

- **Administration Committee:** President Schulz explained the status of health care and possible changes to employee coverage. At the next meeting we will also address a more local agent of record.

b) *Clerk/Planner:* The 2012 zoning report was presented.

c) *Deputy Clerk/Treasurer:* has been reviewing the personal property legislation and unless a plan for reimbursement is put in place, we could lose approximately \$10,000 in revenue.

d) *Department of Public Works:* None presented.

e) *Police Department:* A written report of incidents was presented. The list includes other incidents besides just Village incidents. Of these incidents, none involve chickens.

f) *Planning Commission:* None presented.

11. Closing Member/Public Comment:

- *David Schulz:* stated that a guest told him that the sign at the triangle made him feel very welcome. The guest stated that he could tell that residents really like living here.
- *Dan Bennett:* commented on not being at the Christmas party and would like to see some recognition from the Village for students that have graduated from Bellaire and have become successful in their careers.

12. Adjourn: Meeting adjourned at 7:47 P.M.

Compiled by Cathy Odom
Minutes are subject to approval.

Approved: _____

Date: _____