

OFFICIAL MINUTES OF VILLAGE COUNCIL MEETING  
May 17, 2011

The Village Council of Mayville, Michigan held a Regular Meeting at the fire hall on May 17, 2011. The meeting was called to order at 7:00 p.m. by Clare Fryers, Village President, with the following officers and trustees present: Ray Whitaker, Cecilia Kapcia, Sam Reece, Anthony Windham, Cheryl Piche', Brian Stout and James Welke.

Absent- None

Employees Present –Roger Sweet, Adam Green, Donald Beavers, Judy Hartzell

Guests Present – 21

Meeting Open to the Public- Marge Sugden addresses the council concerning a blight situation that is located on Fox Street.

Approval of Minutes- Moved by Whitaker, supported by Reece to approve the minutes of the April 19, 2011, Regular Meeting as printed. Yes 7 No 0

Approval of Bills- Moved by Whitaker, supported by Kapcia to approve the payment of the bills as presented. Yes 7 No 0

Fire Department Report –The written report from the Fire Department for May, 2011 was reviewed by the council.

Police Department Report – The Police report for April, 2011 was reviewed by Interim Police Chief Adam Green.

Parade- Moved by Reece, supported by Whitaker to approve a parade permit for the American Legion on May 30, 2011 at 9:00 am.

Police Investigation- Ohmer Park- Moved by Kapcia, supported by Reece to allow Mayville Police Department to request criminal charges through the prosecutor's office for damages done to Ohmer Park. Yes 7 No 0

Police Investigation- Village Property- Moved by Reece, supported by Kapcia, to allow Mayville Police Department to have the authority to contact the Prosecutors Office to proceed with any issues involving Village Property without having to come to the Village Council for permission. Yes 7 No 0

DPW Report- The monthly written DPW Report from DPW Superintendent Roger Sweet was reviewed by the council.

D3 Exam- The Village Manager read a memo to the council concerning the D-3 exam testing for Roger Sweet and Andy Hecht.

Zoning Administration Report- The Zoning Administration Report was given by Clare Fryers. The council and community members were encouraged to attend the next Planning Commission meeting June 7, 2011 when they will be discussing the Medical Marijuana Dispensary Issue. Zoning Permits were issued to Rebecca Rodgers, 32 North Street and two permits to Clare Roller, 326 Roller Way.

Village Manager Report- The Village Manager written report was reviewed by Village Manager Don Beavers.

Payment in Lieu of Health Insurance- Moved by Kapcia, supported by Stout to approve the following Resolution. Yes 7 No 0

RESOLUTION  
PAYMENT IN LEIU OF HEALTH INSURANCE  
FOR VILLAGE EMPLOYEES

Whereas, the Village of Mayville provides health insurance coverage for employees, and

Whereas, the Village is desirous of containing health insurance by various methods, and

Whereas, one method of containing health insurance is to offer to employees who have health insurance from other sources as a spouse, to receive a payment from the Village for not taking health insurance, and

Whereas, employees have voiced a desire to take advantage of such a program, now

Therefore Be It Resolved that the Village of Mayville offers to employees eligible for health insurance through fulltime status or by contractual arrangement the opportunity to receive payment for not taking health insurance, and

Further Be It Resolved any employee electing to receive payment instead of health insurance must sign a waiver stating that they have elected to not received health insurance, and

Further Be It Resolved the payment for not taking health insurance shall be based on what eligible insurance the employee presently has or would be eligible for, and

Further Be It Resolved the following criteria shall be used for payment to employees for not taking health insurance:

Single Coverage	\$100 Per Month
Two Person and One Regular with One Additional	\$125 Per Month
Family	\$150 Per Month

Change of Health Insurance Plan for Village Employees- Moved by Reece, supported by Kapcia to approve the following resolution, Yes 7 No 0

RESOLUTION  
CHANGE OF HEALTH INSURANCE PLAN FOR  
VILLAGE EMPLOYEES

Whereas, the Village of Mayville provides health insurance coverage to eligible participants, and

Whereas, the Village wishes to continue to provide health insurance coverage to help the workforce sustain good health, productivity, and a benefit for being employed by the Village, and

Whereas, the Village is seeking ways to reduce operating costs, and

Whereas, the employees who received health insurance benefits from the Village have had introduced to them a new coverage policy that modified their participation in the payment of co-pays and deductibles, and

Whereas, the employees are receptive the proposed modifications to the insurance coverage, and

Whereas, the change in policy will save the Village 6.9% in premium dollars, now

Therefore Be It Resolved the Village Council authorizes the change in policy for health insurance to employees from the Blue Cross Blue Shield Community Blue PPO4 to Blue Cross Blue Shield Community Blue PPO4A.

Chief of Police- Moved by Kaptcia, supported by Stout to approve the Employment Agreement between David M Forystek and the Village of Mayville. Roll Call vote requested. Yes- Reece, Piche', Kaptcia, Stout, Whitaker, Windham, Fryers. No- None. Motion Carried

COPS Grant- Moved by Reece, supported by Kaptcia to approve the following resolution. Yes 7 No 0  
RESOLUTION FOR APPLICATION FOR  
COMMUNITY ORIENTED POLICING  
GRANT

Whereas, the Village of Mayville has a two full time equivalent police department it wishes to continue funding, and

Whereas, the Village is aware of the potential of elimination of a police officer budget restraints in fiscal year 2011-2012 caused by decreasing property values and reduction in state revenue sharing, and

Whereas, the Village has in it 2012-2013 Draft Budget eliminated the position of patrol officer, and

Whereas, the Village participation in the COPS grant program will help maintain police protection for the community, and

Whereas, the Village Council is aware of the funding of police officer shall be for three years through the COPS program with a fourth year funding by the Village, now

Therefore Be It Resolved the Village of Mayville hereby authorizes its Chief of Police to submit to the appropriate agencies an application for one patrol officer through the Community Oriented Policing Grant, further

Be It Resolved that the Village of Mayville will commit to funding a full time officer for one year after the COPS grant will have expired, further

Be It Resolved that the Village shall set aside at least 5% of the annual total employee cost paid through the COPS grant into reserve, to be used towards payment of the fourth year employee costs.

Housing-Moved by Reece, supported by Whitaker to request an Architectural Contract from Spicer Engineering for Scheme B. After discussion the motion was withdrawn by the maker of the motion and the person who supported the motion. Moved by Whitaker, supported by Stout that the building site be at the current DPW Building site on Fox Street. Roll Call vote requested. Yes-Piche', Kaptcia, Stout, Whitaker No-Windham, Reece, Fryers. Motion Carried. Moved by Kaptcia, supported by Stout to seek a contract with Spicer Engineering and bring it back to the council for approval. After discussion the motion was withdrawn by the maker of the motion and the person who supported the motion. Moved by Whitaker, supported by Reece to request a professional agreement from Spicer Engineering for Scheme B, Phase I Roll Call vote requested. Yes-Kaptcia, Stout, Whitaker, Reece, Piche' No-Windham, Fryers. Motion Carried

Moved by Kaptcia, supported by Stout that the proposed contract from Spicer Engineering be brought back to the Council for approval. Roll Call vote requested. Yes- Stout, Whitaker, Piche', Kaptcia, Fryers No-Windham, Reece. Motion Carried.

Tractor- Moved by Kaptcia, supported by Piche', to authorize purchase of a Kubota B3200HSD tractor with brush hog and sweeper for \$17,955.00. Roll Call vote requested. Yes-Whitaker, Reece, Piche', Kaptcia, Stout, Fryers No- Windham. Motion Carried

State of Michigan Report- Village Manager discussed with the council the report on the Fiscal Condition Report that appeared on the State of Michigan Website.

Water Variance Request- Moved by Windham, supported by Stout to deny the request from Kurt Lawicki, 236 W Main St for a Water Connection Variance. Roll Call vote requested . Yes-Windham, Stout, Fryers No- Reece, Piche', Kaptcia, Whitaker

Moved by Piche', supported by Whitaker to approve the request from Kurt Lawicki, 236 W Main St for a Water Connection Variance. Roll Call Vote requested. Yes- Piche', No-Reece, Kaptcia, Stout, Whitaker, Windham, Fryers. Motion Defeated

Fire Contract- The Village of Manager informed the council that he had sent a letter to Dayton Township regarding their fire contract with the Village of Mayville.

Village Election- It was announced that petitions are due June 21, 2011 for the Village Election which will be held September 13, 2011.

Sunflower Festival- Moved by Windham, supported by Piche' to approve the following activities for the 21<sup>st</sup> Annual Michigan's Mayville Sunflower Festival:

1)Permission to hang a Festival banner across M-24 and a temporary drive off M-24 for access to Ohmer Park.

2) Permission to hold Village wide garage sales on July 28, 29 and 30 in which Village residents would not need a permit.

3) Permission to use Ohmer Park on July 29 and 30 for a variety of events including a highball softball tournament, volleyball tournament, food vendors, merchandise vendors, bump and run derby, and garden tractor pulls. A multipurpose tent will be placed on the property along with appropriate bathroom facilities. Trash containers will be provided by Universal Recycling of Mayville.

4) Permission to use Bodeis Park on Saturday, July 30 from 9:00 a.m. to 4:00 p.m. for children's inflatable bounce houses, a petting zoo, mechanical bull and pony rides. These companies provide their own insurance policies. A multipurpose tent will also be placed on the property along with appropriate bathroom facilities. Trash containers will be provided by Universal Recycling of Mayville. We would request that First Street be blocked off from the corner of Turner Street to the end of Bodeis Park.

5) Permission for a Grand Parade on Friday, July 29, at 5:00 p.m. A copy of the Parade Permit Application is attached. Opening ceremonies will take place just prior to parade at 4:30 p.m. in front of Mayville State Bank and therefore we would request that Fulton Street (between Turner and Main) be blocked off prior to that time.

6) Permission to work with the Mayville Fire Department to host a Garden Tractor Pocket Pull on Friday, July 23, 2010 at Ohmer Park.

7) Permission to have Schramke Fireworks, an insured fireworks company whom we have used in the past, to provide a fireworks display on Friday, July 29, at 10:00 p.m. at the Mayville High School (pending Board of Education approval).

8) Permission to have a beverage tent at Ohmer Park with entertainment and a mechanical bull. The Festival will get proper licensing from the Michigan Liquor Control Commission and a proper bond. The beverage tent will open on Friday and Saturday nights from 5:00 p.m. to 1:00 a.m. Security will be provided. Alcoholic Beverages will only be available in the beverage tent.

9) Permission to hold a car cruise on Saturday, July 30, from 10:00 am to dusk. This event will not require street closures and participants will be encouraged to take part in other festival activities and frequent businesses . There will be a host tent at the High School parking lot (pending Board of Education approval).

10) Permission to work with the Mayville Area Chamber of Commerce to host a Bump and Run Derby on Saturday, July 30. Insurance will be provided for and paid by the Mayville Area Chamber of Commerce.

11) Permission to use Bodies Park on Sunday, July 31, for a potluck picnic (tribute to emergency response personnel), Fireman's Waterball Tournament, and a memorial balloon lunch.

Roll Call vote request. Yes-Piche', Kaptcia, Stout, Whitaker, Windham, Reece, Fryers No- None. Motion Carried

Public Hearing- A Public Hearing was held to take comments regarding the proposed taxes to be assessed for 2011. Questions were answered from the public. Moved by Reece, supported by Stout to adjourn the Public Hearing. Yes 7 No 0

2011 Tax Rate- Moved by Whitaker, supported by Stout to approve the 2011 Property Taxes as follows:

Operating 10.5055  
Streets 2.2257

Yes 7 No 0

Special Assessments- Moved by Whitaker, supported by Windham to approve the special assessments list to be placed on 2011 Property Taxes. Yes 7 No 0

Spring Clean-up- Trustee Whitaker announced that the Spring Clean-up Day will be May 21<sup>st</sup>.

Ordinance- Moved by Piche', supported by Whitaker to send the ordinance to approve inside entertainment and outside entertainment to the attorney for review and for that ordinance to come back to the council for approval. Roll Call Vote Requested. Yes- Kaptcia, Stout, Whitaker, Windham, Reece, Piche', Fryers No-None. Motion Carried

Adjournment – Moved by Stout, supported by Whitaker to adjourn 10:05 pm. Yes 7 No 0.

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James M. Welke  
Village Clerk

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Clare Fryers  
Village President