



**CITY OF HART
407 S. STATE ST.
HART, MI 49420
COUNCIL PROCEEDINGS
November 22nd 2022
MINUTES – APPROVED**

PRESENT: Mayor Vicki Platt, Councilors: Catalina Burillo, Jim Evans, Dean Hodges, Amanda Klotz, Fred Rybarz, and Kris Trygstad

ABSENT: NONE

OTHERS PRESENT: City Manager – Rob Splane, City Clerk – Karla Swihart, DPW Superintendent – Brad Whitney, Sharon Hallack, Chris Klotz, Tom Brian, Arron Fletcher.

Swear-In-Ceremony, City Clerk Karla Swihart

- Council-Elect; Catalina Burillo, Amanda Klotz, and Kris Trygstad
- Mayor Vicki Platt

Mayor Platt called the meeting to order; following the roll call, the mayor led the Council in the pledge of allegiance.

Special Presentation to thank Fred Rybarz for outstanding number of years serving on Hart City Council.

Fred was first elected to City Council in May 2011 and served until 2018 took a few years off then was appointed to fill Councilor Vicki Platt seat when she was elected to Mayor and served until November 2021.

APPROVAL OF AGENDA:

- C. Burillo motioned to approve the agenda and was supported by J. Evans
 - Ayes: 6 Nays: 0 Absent: 0

PUBLIC COMMENTS:

- Economic Development Director Nichole Kleiner, wanted to give a big shoutout to all involved for donations, decorating, and making downtown looking beautiful with fresh decorations. Lots of compliments so big thanks to all.

CORRESPONDENCE, EVENTS, PRESENTATIONS:

- 2022 Audit Presentation – Jordan Smith, Maner Costerisan
Independent Auditor’s Report
Report on the Audit of the Financial Statements

Opinions

We have audited the accompanying financial statements of the governmental activities, the business-type activities, the discretely presented component unit, each major fund, and the aggregate remaining fund information of City of Hart, as of and for the year ended June 30th, 2022 and the related notes to the financial statements, which collectively comprise City of Hart’s basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, the discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Hart, as of June 30th, 2022 and the respective changes in financial position, and where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinions

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the City of Hart and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Change in Accounting Principle

As discussed in Note 10 to the financial statements, the City adopted new accounting guidance, GASB Statement No 87, Leases, during the year ended June 30, 2022. Our opinions are not modified with respect to this matter.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about City of Hart's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards and *Government Auditing Standards* will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards and *Government Auditing Standards*, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of financial statements, whether due to the fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of City of Hart's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.

- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about City of Hart’s ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management’s discussion and analysis and other required supplementary information, as identified in the table of contents, be presented to supplement the basic financial statements. Such information is the responsibility of management and, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management’s responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Supplementary Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise City of Hart’s basic financial statements. The accompanying other supplementary information, as identified in the table of contents, is presented for purposes of additional analysis and is not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, other supplementary information, as identified in the table of contents, is fairly stated, in all material respects, in relation to the basic financial statements as a whole.

Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated November 14 2022, on our consideration of the City of Hart’s internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of City of Hart’s internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering City of Hart’s internal control over financial reporting or on compliance.

Maner Costerisan PC

November 14 2022

CONSENT AGENDA:

- Approval of minutes from November 2nd, 2022.
- Bills, Claims, Payroll
- Reports of Boards, Commissions, and Committees
- Department Reports – Police/BioPure/Public Works/Energy/C&E Dvlp
 - C. Burillo motioned to approve Consent Agenda and supported by J. Evans
 - Ayes: 6 Nays: 0 Absent: 0

ACTION ITEMS:

- Resolution 2022-53 Police Mutual Aid Agreement
 WHEREAS, the City of Hart maintains a municipal police department; and
 WHEREAS, the Hart Police Department cooperates with other law enforcement agencies in Oceana County from time-to-time including Hesperia, New Era, Pentwater, Rothbury, Walkerville, Shelby, and Oceana County Sheriff's Department; and
 WHEREAS, the Oceana County Sheriff's Department has proposed an amended intergovernmental agreement for the purpose of formalizing mutual aid response between the various agencies; and
 WHEREAS, Hart Police Chief Salazar recommends adoption of the amended Oceana County Law Enforcement Mutual Aid Agreement and the City Manager has reviewed the agreement; and
 WHEREAS, the City Council desires to secure the benefits of efficient self-government and to promote and protect our common interests and welfare;
 NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:
 1. *Approves the amended Oceana County Law Enforcement Mutual Aid Agreement*
 2. *Authorizes and directs the Police Chief, City Clerk and Mayor to sign the agreement on behalf of the City of Hart*
 - A. Klotz motioned to approve Resolution 2022-53 and supported by K. Trygstad
 - Ayes: 6 Nays: 0 Absent: 0

DISCUSSION ITEMS:

- Appointment of open City Council Seat
- City Council Retreat – Confirm January 28, 2023

CITY MANAGER'S REPORT:**UPDATES:**

- Hart Police Department interview room nearing completion
- Event Planning now looking to winter-fest, asparagus Festival, and summer events
- National Certified Public Manager Program completed – Graduation in January
- Oceana Rec meeting held Monday November 21st about 25 people in attendance from Pentwater, Shelby, Hart, and surrounding areas – discussion will continue in January
- Holiday Decoration are coming along. Lots of thanks to:
 - Hart DPW Department for hanging banners, garland, and bows
 - Hart Energy for handing lighting downtown
 - Donors for assistance in purchasing decorations
 - Oceana County Jail Trustees and Hart PD for lighting assembly work
 - Chamber of Commerce for supplying garland and wreaths
 - Hart Historic District for prepping the 1935 Hart Fire Truck
- Looking for fire truck decorating volunteers – Wednesday evening
- Looking for parade participants Friday night.

Legacy Topics:

- Working to have communities review intergovernmental operational agreement for property code enforcement department – Adoption of that agreement is pending – New planning consultant agency to help with the adoption of International Property Maintenance Code standards.
- Grant Funded 227 East Main property demolition pending. Site reconstruction to take place in the spring.
- The Charter review committee has a timeline established for the review process and will present to council

Upcoming Topics:

- Adoption of 2022-2026 Park and Rec Master Plan

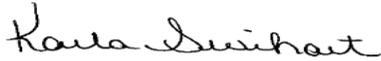
COMMUNICATIONS FROM THE MAYOR AND COUNCIL:

- C. Burillo, J. Evans, D. Hodges have met twice regarding updates to City Charter, focusing on pronouns and changing the time of the meetings. Should have part one completed for review.
- Mayor Platt commented on how well the City is looking. Been getting lots of complements from residents.

ADJOURN:

- There being no further business to come before the Council, the meeting adjourned at upon a motion by C. Burillo and supported by K. Trygstad. The next regularly scheduled meeting will be on December 13th, 2022, at 7:30 pm.

Respectfully Submitted



Karla Swihart, City Clerk