



**CITY OF HART
407 S. STATE ST.
HART, MI 49420
COUNCIL PROCEEDINGS
AUGUST 13, 2019, 7:30 P.M.
MINUTES - APPROVED**

PRESENT: Mayor Ron LaPorte, Councilors: Patrice Martin, Vicki Platt, Rob Splane, Joe Frontiera, Jason La Fever, and Steve Hegedus.

ABSENT: None

OTHERS PRESENT: City Manager – Lynne Ladner, Police Officer – Brian Hintz, DPW Superintendent – Brad Whitney, Energy Department Superintendent – Mike Schiller, and Deputy City Clerk - Cheri Eisenlohr. See attached list for others in attendance.

Mayor LaPorte called the meeting to order at 7:30 p.m., following the roll call, the Mayor lead the Council in the pledge of allegiance.

A motion was made by Mr. La Fever to approve the amended agenda and to remove item 10A from the action items and supported by Mr. Hegedus. The minutes from July 23, 2019, regular meeting, were approved motioned by Mr. Splane and supported by Ms. Platt. All ayes, both motions were carried.

PUBLIC COMMENTS, CORRESPONDENCE, EVENTS, PRESENTATIONS:

- Public Hearing – Sale of Easement Options to Hart Solar Partners, LLC
 - Ms. Ladner reported that the easement document had been re-written and will provide for the City to receive a payment of \$40,000.00 for the easements.
 - Mayor LaPorte opened the meeting at 7:36 pm.
 - Mr. Tim Tariske asked for a map that shows the land that is involved.
 - Mayor LaPorte closed the meeting at 7:42
- No other public comments

DEPARTMENT REPORTS:

- BioPure Superintendent, Paul Cutter: Absent
- Police Chief, Juan Salazar: Officer Hintz said that the Police Chief was currently working on a “runaway” case and that the Department was gearing up for the fair next week.
 - Mayor LaPorte mentioned a report that he read on the internet about the crime rate in the City being high – Officer Hintz stated that he and the Chief were aware of that report.
- DPW Superintendent, Brad Whitney:
 - 21 Miss Digs in 3 weeks
 - Meter Reading
 - Mowing 4 days a week
 - Regular work
 - Learning AMI/Digital system, 9 water meters installed so far
 - Access to residences will be needed

- Items discovered during the SAW grant filming of the sewer lines are being worked on – 52 spot problems were found with 16 of them that the City employees can address.
 - The Mayor asked Mr. Whitney about the Hanson Street closure for MFP traffic – Mr. Whitney stated that the road access had not been closed. A notice will be placed stating that the road is closed to through traffic. Ms. Ladner said that there are no funds budgeting for improvements this year but will be in the 2021 budget.
- Energy Superintendent, Mike Schiller:
 - Training with the AMI & Eaton
 - 360 Meters have been installed to date
 - Knocking on doors and placing notices
 - Staking out a new line on Tyler behind the houses
 - DuBois is still doing tree work across the City
 - Street lights are being upgraded to LED
 - Work at the Fairgrounds
 - The new small bucket truck was just delivered
 - Ms. Platt asked about the trees downtown.
 - The Mayor stated that an arborist is needed to assess them
 - Ms. Ladner will contact the Conservation District
- Mainstreet Manager, Julie Kreilick: Absent

Ms. Ladner was asked if a sign or cameras had been placed near the City dumpster to deter people from putting their garbage into the City's dumpster.

- Ms. Ladner stated that she would be acquiring signs and cameras to use at all City dumpsters.

REPORTS OF BOARDS, COMMISSIONS, AND COMMITTEES:

- None

BILLS, CLAIMS, PAYROLL:

Bills totaled: \$520,927.59 Payroll totaled: \$62,292.72 Grand Total: \$583,220.31

A motion was made by Mr. Splane and supported by Mr. La Fever to approve bills, claims, and payroll in the amount stated.

Ayes: 7 Nay: 0 Absent: 0

ACTION ITEMS:

City Manager, Lynne Ladner presented the following:

Memo

To: Mayor and City Council

From: Lynne Ladner

Date: 8/8/19

Re: Res 19-47 Authorizing the sale of easement options on City-Owned property to Hart Solar Partners LLC

In 2018 the City of Hart entered into agreements with Hart Solar Partners LLC (HSP) to permit the sale of easement options on several City owner properties allowing the placement of above and below ground

for collection lines and utility pads in order to connect the proposed solar energy collection project in Hart Township.

Hart Solar Partners approached the City this summer asking for an amendment to the previous easement options and for an additional easement for this project. The City Attorney has worked with HSP to combine the previous options into a single easement option agreement, added the requested additional easement areas and renegotiated the terms of the option to better favor the City.

As the easement options constitute the sale of City Property a public hearing was published in the Oceana Herald on August 1st and the hearing is scheduled to take place during the August 13th Council meeting. It is my recommendation that the Council adopts Resolution 19-47 Authorizing the sale of easement options on City-Owned property as described in Exhibit A of the Amended and Restated Easement Option and Purchase Agreement.

Lynne

RESOLUTION 19-47
City Council
City of Hart, Michigan
County of Oceana

AUTHORIZATION TO
SELL CITY-OWNED PROPERTY EASEMENT OPTIONS
DESCRIBED AS 007-022-100-05, 007-022-100-06, 007-022-200-01, 007-022-200-02, 007-022-200-03, and 007-015-400-07 as depicted in Exhibit A of the Amended and Restated Easement Purchase Option Agreement

WHEREAS, the City of Hart owns parcel identification numbers 007-022-100-05, 007-022-100-06, 007-022-200-01, 007-022-200-02, 007-022-200-03, and 007-015-400-07 as depicted in Exhibit A of the Amended and Restated Easement Purchase Option Agreement, according to the recorded documents thereof, Oceana County Records, Hart City, Oceana County Michigan, and

WHEREAS, the City Charter Section 4.10 (k) grants the City Council authority to sell the property after a required public hearing, and

WHEREAS, the City Council published a notice for a public hearing on August1, 2019, and conducted a public hearing on August 13, 2019, at their regular meeting, and

WHEREAS, Hart Solar Partners, LLC has made a good faith offer for the purchase of easement options on the property for Collection Line and Utility Pad Easements on these parcels to support a solar energy collection and transmission of energy generated from the proposed Hart Solar Partners, LLC project; and

WHEREAS, The easements language and price have been negotiated and agreed to by Hart Solar Partners, LLC

WHEREAS, having received public comment regarding the sale of City-owned property the City Council declares that it is in the best interest of the City of Hart to sell the property described as 007-022-100-05, 007-022-100-06, 007-022-200-01, 007-022-200-02, 007-022-200-03, and 007-015-400-07, in Exhibit A as depicted in Exhibit A of the Amended and

Restated Easement Purchase Option Agreement, according to the recorded plat thereof, Oceana County Records, Hart City, Oceana County Michigan. and

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

1. *Accepts the negotiated Amended and Restated Easement Purchase Agreement,*
2. *Authorizes the sale of the property easement options located at 007-022-100-05, 007-022-100-06, 007-022-200-01, 007-022-200-02, 007-022-200-03, and 007-015-400-07, in Exhibit A as depicted in Exhibit A of the Amended and Restated Easement Purchase Option Agreement.*
3. *Authorizes and directs the City Manager to sign all necessary documents for the transaction.*

Moved by Ms. Martin, supported by Ms. Platt, and thereafter adopted by the Hart City Council at a regular council meeting held on August 13, 2019.

Ayes: 7 Nays: 0 Absent: 0

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.



Cheri Eisenlohr, Deputy City Clerk

Memo

To: Mayor and City Council

From: Lynne Ladner

Date: 8/8/19

Re: Resolution 19-48 Authorize renewal of Assessing Agreement with Oceana County

In the Fall of 2018, the City began contraction with Oceana County to provide assessing service the City following the retirement of Jim Pease. This agreement has enabled the City to maintain required assessing services for the City with a reduction in the short term and long-term costs. The agreement is deemed by the Council to be in the best interest of the City is due to be renewed for the 2019-2020 year. The renewal contract amount is \$32,640 annually to be paid in quarterly installments beginning on September 1, 2019.

It is my recommendation that the Council adopts Resolution 19-48 authorizing the renewal Assessing Agreement with Oceana County.

Lynne

**RESOLUTION 19-48
Hart City Council**

City of Hart, Michigan

AUTHORIZING THE RENEWAL AGREEMENT FOR ASSESSING SERVICES WITH OCEANA COUNTY

WHEREAS, the City of Hart is responsible for the evaluation and assessment of property parcels for the valuation and determination of the equalized valuation; and

WHEREAS, the City entered into an agreement with Oceana County to provide Assessing Services for the City of Hart in 2018; and

WHEREAS, both the City and Oceana County are interested in renewing the agreement for 2019-2020; and

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Acknowledges that contracting with Oceana County Equalization been a positive and cost-effective way to provide equalization and assessing services, and

Agrees to the renewal agreement providing services to the City for an annual amount of \$32,640 to be paid quarterly beginning September 1, 2019; and

Authorizes and directs the Mayor and City Clerk to sign the agreed-upon contract with Oceana County Equalization.

Moved by Ms. Martin supported by Mr. Splane and thereafter adopted by the Hart City Council at a regular council meeting held on August 13, 2019.

Ayes: 7 Nays: 0 Absent: 0

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.



Cheri Eisenlohr, Dep. City Clerk

Memo

To: Mayor and City Council
From: Lynne Ladner
Date: 8/8/19
Re: Resolution 19-49 Accepting Bids and Award Contract for the Lincoln St project

With the assistance of Prein and Newhof, the City has successfully bid the construction project for water, sewer and street improvement project on Lincoln St. The City received and opened for bids from Contractors ranging from \$656,116.25 to \$1,082,707.30.

The bid tabulations and recommendation letter from the P & N are attached. The lowest qu bidder for the project is Hallack Contracting at \$656,116.25. This is below the estimated cost project and is a project that is included in the FY 2020 budget.

It is my recommendation that the Council adopts Resolution 19-49 accepting the bids and aw the contract for the Lincoln St. project to Hallack Contracting in the amount of \$656,116.25
Lynne

RESOLUTION 19-49
City Council
City of Hart, Michigan

LINCOLN STREET CONSTRUCTION PROJECT

WHEREAS, the City of Hart owns, operates and maintains a municipal water supply and distribution system, municipal wastewater collection system and local public street system; and

WHEREAS, the City collects a property tax levy for the improvement of our local street system, and allocates funds from the water and wastewater system revenues for improvement projects; and

WHEREAS City Engineer Prein&Newhof has prepared plans and specifications for construction of new water main, a new wastewater main, improvements to the portion of Lincoln Street from Dryden to Union and the construction of paved street surface from Union to Griswold and the City invited well-qualified construction contractors to submit bids; and

WHEREAS, on August 6, 2019, the City received four (4) bid for the aforementioned project; and City Engineer Prein&Newhof reviewed the bid and recommends project award to; and

WHEREAS, to secure the benefits of efficient self-government and to promote and protect our common interests and welfare, the City Council hereby declares:

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Approves and accepts the bid from Hallock Contracting in the amount of \$656,116.25.

Authorizes and directs the City Manager to sign all contract documents for the Lincoln Street Construction Project

Moved by Ms. Platt, supported by Mr. Splane, and thereafter adopted by the Hart City Council at a regularly scheduled council meeting held on Tuesday, August 13, 2019.

Ayes 7 Nays 0 Absent 0

I hereby certify this to be a true and correct copy of

the document on file with the office of the



Cheri Eisenlohr, Deputy City Clerk

Memo

To: Mayor and City Council

From: Lynne Ladner

Date: 8/8/19

Re: Resolution 19-50 Award contract for the purchase of fleet vehicles for DPW and BioPure

As budgeted for in the FY 20 budget the DPW and BioPure have solicited bids for the purchase of replacement fleet vehicles. Three bids were received from Betton Baker Ford (Ludington) in the amount of \$29,710.00 each, Meyers Chevrolet (New Era) in the amount of \$30,680.00 each, Lakeside Chrysler (Montague) in the amount of \$37,241.00 each. The low bidder for the two vehicles is Betton Baker Ford in the amount of \$29,710.00 each. It is my recommendation that the Council adopts Resolution 19-50 Awarding the contract for the purchase of one (1) new fleet vehicle each for the Public Works Department and the BioPure Department.
Lynne

**RESOLUTION 19-50
Amended
City Council
City of Hart, Michigan
County of Oceana**

AWARD CONTRACT FOR PURCHASE OF FLEET VEHICLES FOR DPW AND BIOPURE DEPARTMENTS

WHEREAS, the City of Hart has determined a need to purchase new fleet vehicles for the Public Works and BioPure departments; and

WHEREAS, they solicited bids from manufacturers and received bids from three companies; and

WHEREAS, the City received bids for these vehicles from Betton Baker Ford (Ludington) in the amount of \$29,710.00 each, Meyers Chevrolet (New Era) in the amount of \$30,680.00 each, and Lakeside Chrysler (Montague) in the amount of \$37,241.00 each;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Approves and accepts the bid from Meyers Chevrolet (New Era) for the purchase of two new fleet vehicles for DPW and BioPure at the cost of \$30,680.00 each, and

Authorizes and directs the City Manager to sign all contract documents on behalf of the City of Hart.

Moved by Mr. Splane, with the stipulation that the City purchase locally from Meyer Chevrolet in New Era, supported by Mr. Frontiera, and thereafter adopted by the Hart City Council at a regular council meeting held on August 34, 2019.

Ayes: 7 Nays: 0 Absent: 0

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.



Cheri Eisenlohr, Deputy City Clerk

RESOLUTION 19-51
City Council
City of Hart, Michigan
Oceana County

PROPERTY ACQUISITION – 227 E MAIN

WHEREAS, the City of Hart (CITY) through the TIFA, Hart Main Street and Redevelopment Ready Communities works to support businesses and economic development projects within the City; and

WHEREAS, the CITY and the TIFA Board and the Main Street Board have all agreed that the property located at 227 E. Main Street is a priority for redevelopment; and

WHEREAS, the Owner of the property is interested in selling the property which has been vacant for a significant period of time;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Approves the purchase of 227 E Main Street, Hart, MI from Gene Moorman at a cost of \$60,000 plus all property taxes currently owed (\$826.04); and

Authorizes and directs the City Manager and City Attorney to draft and to sign the Purchase Agreement and other closing documents on behalf of the CITY.

Moved by Mrs. Martin, supported by Mrs. Platt, and thereafter adopted by the Hart City Council at a regular meeting held on Tuesday, August 13, 2019.

Ayes 6 Nays 1 (Frontiera) Absent 0

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.



Cheri Eisenlohr, Deputy City Clerk

Memo

To: Mayor and City Council
From: Lynne Ladner
Date: 8/8/19
Re: Ord. 19-02 Fair Housing

The City has been awarded a CDBG grant from the MEDC for the construction of the Downtown Pocket One of the requirements for the City in order to receive the funds is the City must have adopted a Fair Housing Ordinance. The boilerplate language from the City was presented at the last meeting for discussion and upon the feedback of the Council; it has been used to develop Ordinance 19-02 Fair Housing. This is a first reading of the ordinance which allows the Council and public an opportunity to provide feedback or make changes prior to adoption. If there are no changes to the ordinance as written, it will be brought to the Council for the second and final reading at the August 27th meeting.
Lynne

**ORDINANCE
NO. 19-02**

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF HART PART FOURTEEN BY ADDING A NEW TITLE SECTION AND NEW CHAPTER WHICH NEW CHAPTER SHALL BE DESIGNATED AS TITLE 6 CHAPTER 1460 FAIR HOUSING OF SAID CODE

FAIR HOUSING ORDINANCE

AN ORDINANCE PROHIBITING AND MAKING UNLAWFUL DISCRIMINATION IN HOUSING AND/OR REAL PROPERTY BECAUSE OF RACE, COLOR, RELIGION, CREED, NATIONAL ORIGIN, ANCESTRY, SEX, OR DISABILITY IN THE VILLAGE/CITY OF _____

WHEREAS, the City of Hart, Michigan desires to endorse and encourage the equal opportunity to all residents regardless of race, color, religion, creed, national origin or ancestry, sex, or disability, to live in decent, sanitary, and healthful living quarters; and,

WHEREAS, the 1963 Constitution of the State of Michigan provides as follows in Article I (Section 2) "...no person shall be denied the equal protection of the laws; nor shall any person be denied the enjoyment of his civil or political rights or be discriminated against in the exercise thereof because of religion, race, color or national origin..." (Section 4) "...The civil and political rights, privileges and capacities of no person shall be diminished or enlarged on account of his religious belief..." (Section 9) "...Neither slavery, nor involuntary servitude unless for the punishment of crime, shall ever be tolerated in this state..." and,

WHEREAS, the Congress of the United States has provided that "it is the policy of the United States to provide, within constitutional limitations, for fair housing throughout the United States" and has established by law the following provisions:

"... it shall be unlawful:

- a. To refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make available or deny, a dwelling to any person because of race, color, religion, sex, or national origin.
- b. To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith because of race, color, religion, sex, or national origin ..."

NOW, THEREFORE, BE IT ORDAINED BY THE
CITY COUNCIL OF THE CITY OF HART, MICHIGAN, AS FOLLOWS:

CHAPTER 1460

SECTION 1460.01. DECLARATION OF POLICY:

- a. In furthering the policy of the State of Michigan as expressed in its Constitution and other Laws; in order that the safety and general welfare, peace and health of all the inhabitants of the Village/City may be ensured, it is hereby declared the policy of the Village/City of _____, Michigan, to endorse and encourage equal opportunity to all residents, regardless of race, color, religion, national origin or ancestry, sex, creed, or physical disability to live in decent, sanitary, healthful, standard living quarters.
- b. It is the policy of the Village/City of _____ that no owner, lessee, sub-lessee, assignee, managing agent, or other person, firm or corporation having the right to sell, rent, lease (or otherwise control) any housing accommodation and/or real property within the Village/City, or any agent of these shall refuse to sell, rent, lease, or otherwise deny to or withhold from any person or group of persons such housing accommodations and/or real property because of race, color, religion, national origin or ancestry, sex, creed, or disability of such person or persons or discriminate against any person or

persons because of race, color, religion, national origin or ancestry, sex, creed or disability in the conditions, terms, privileges of the sale, rental or lease of any housing accommodation and/or real property or in the furnishing of facilities and/or services in connection therewith.

- c. Relocation shall be carried out in a manner that will promote maximum choice within the community's total housing supply; lessen racial, ethnic, and economic concentrations; and facilitate desegregation and racially inclusive patterns of occupancy and use of public and private facilities.

SECTION 1460.02. DEFINITIONS:

Unless a different meaning clearly appears from the context, the following terms shall have the meaning as described in this SECTION and as used in this Ordinance.

- a. **DISCRIMINATE** - The terms "discriminate" or "discrimination" mean any difference expressed in any way toward a person or persons in the terms of the sale, exchange, lease, rental or financing for housing accommodation and/or real property in regard to such sale, exchange, rental, lease or finance because of race, color, religion, national origin or ancestry, sex, creed, or disability of such person.
- b. **HOUSING ACCOMMODATION** - The term "housing accommodation" includes any building, structure, or portion thereof which is used or occupied, maintained, arranged or designed to be used or occupied as a home, residence or sleeping place of one or more human beings, or any real estate so used, designed or intended for such use.
- c. **REAL PROPERTY** - The term "real property" means any real estate, vacant land, building, structure, or housing accommodations within the corporate limits of the City of Hart, Michigan.
- d. **REAL ESTATE BROKER** - The term "real estate broker" means any person, partnership, association, corporation and/or agent thereof, who for a fee or other valuable consideration offers, sells, purchases, exchanges or rents, or negotiates for the sale, purchase, exchange or rental of a housing accommodation and/or real property of another, or collects rental for the use of housing accommodation and/or real property of another.
- e. **FINANCIAL INSTITUTION** - The term "financial institution" means any person, institution or business entity of any kind which loans money to persons and receives as security for said loans a secured interest of any kind in the real property of the borrower.
- f. **OWNER** - An "owner" means any person/persons who hold legal or equitable title to, or own any beneficial interest in any real property or who hold legal or equitable title to shares of, or hold any beneficial interest in any real estate cooperative which owns any real property and/or housing accommodations.

- g. DECENT, SANITARY, HEALTHFUL STANDARD LIVING QUARTERS - "Decent, sanitary, healthful standard living quarters" is housing which is in sound, clean, and weather tight condition in conformance with applicable local, state, and national codes.

SECTION 1460.03. PROHIBITED ACTS:

It shall be unlawful for any owner of real estate, lessee, sub-lessee, real estate broker or salesman, financial institution or employee of the financial institution, advertiser, or agent of any or all of the foregoing, to discriminate against any person or persons because of their race, color, religion, national origin or ancestry, sex, creed, or disability with regard to the sale, exchange or rental, or any dealing concerning any housing accommodation and/or real property.

In addition to the foregoing, it shall also be unlawful for any real estate broker or employee thereof, owner or other person, or financial institution dealing with housing or real property in the City of Hart, Michigan:

- a. To discriminate against any person in the availability of or the price, terms, conditions, or privileges of any kind relating to the sale, rental, lease, or occupancy of any housing accommodation or real property in the Village/City or in the furnishing of any facilities or services in connection therewith.
- b. To publish or circulate, or cause to be published or circulated, any notice, statement or advertisement, or to announce a policy, or to use any form of application, for the purchase, lease, rental or financing of real property, or to make any record of inquiry in connection with the prospective purchase, rental or lease of such real estate, which expresses directly or indirectly any discrimination as to race, color, religion, national origin or ancestry, sex, creed or disability of any person.
- c. To discriminate in connection with lending money, guaranteeing loans, accepting mortgages or otherwise obtaining or making available funds for the purchase, acquisition, construction, rehabilitation, repair or maintenance of any housing accommodation and/or real property.
- d. To solicit for sale, lease, or listing for the sale or lease, of any housing accommodation and/or real property on the grounds of loss of value because of the present or prospective entry into any neighborhood of any person or persons of any particular race, color, religion, national origin or ancestry, sex, creed, or disability.
- e. To distribute or cause to be distributed, written material or statements designed to induce any owner or any housing accommodation and/or real property to sell or lease his or her property because of any present or prospective change in the race, color, religion, national origin or ancestry, sex, creed, or disability of persons in the neighborhood.

f. To make any misrepresentations concerning the listing for sale or the anticipated listing for sale or the sale of any housing accommodation and/or real property for the purpose of inducing or attempting to induce the sale or listing for sale of any housing accommodation and/or real property by representing that the presence or anticipated presence of persons of any particular race, color, religion, national origin or ancestry, sex, creed, or disability in the area will or may result in the lowering of property values in the block, neighborhood or area in which the property is located.

g. For an owner to solicit any real estate broker to sell, rent or otherwise deal with such owner’s housing accommodations and/or real property with any limitation on its sale based on race, color, religion, national origin or ancestry, sex, creed, or disability.

h. For an owner to refuse to sell, rent, or otherwise deal with any housing accommodation and/or real property because of race, color, religion, national origin or ancestry, sex, creed, or disability of the proposed buyer or tenant.

SECTION 1460.04. PENALTY:

Any person convicted of violating any of the provisions of this Ordinance shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than fifteen hundred dollars (\$1,500.00). Each day a violation continues shall constitute a separate violation. This Section shall in no way abrogate or impair the right of the City of Hart, Michigan, to specifically enforce, by any legal means, any of the provisions of this Ordinance.

SECTION 1460.05:

That all Ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 1460.06:

That it is the intention of the City Council of the City of Hart, Michigan that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 1460.07:

That this Ordinance shall be known as Ordinance No. 19-02_ of the City of Hart, Michigan, and shall be in full force and effect from and after its passage, approval, recording, and publication in pamphlet form in accordance with the law.

PASSED AND ADOPTED this _____ day of _____, _____ (year).

APPROVED BY ME this _____ day of _____, _____ (year).

Ron LaPorte, Mayor

ATTEST:

 Cheri

Eisenlohr, Deputy City Clerk

Mr. Splane made a motion to approve on first reading, supported by Ms. Platt

Ayes: 7, Nays: 0, Absent: 0

SPECIAL EVENTS PERMIT:

- Hart Recreation, Intersection Donation Drive, August 17, 2019 – Gary Jorissen
 - Ms. Martin made a motion to conditionally approve upon receipt of proof of insurance, supported by Ms. Platt, all ayes; the motion was approved.

DISCUSSION ITEMS:

- Discussion regarding pay for service as an elected member to the City of Hart Board of Review

| City | Appointed or Elected | Number of Members | Paid? | Pay rate |
|-------------------|----------------------|--------------------|-------|--|
| Marshal | Appoint | 3 | yes | \$100/year |
| Charlevoix | Appoint | 3 public 2 council | yes | \$50/day |
| Grosse Point City | Appoint | 3 | yes | \$300/year |
| Richland Twp. | Appoint | 5 | yes | \$35/meeting |
| Owosso | Appoint | 5 | yes | \$50/meeting |
| Grand Haven Twp. | Appoint | 3 | yes | \$30/hour 2hour min |
| Rockford | Appoint | 5 | NO | |
| Kalamazoo Twp. | Appoint | 3 | yes | \$45/day |
| Zilwaukee | Appoint | 3 | yes | \$9.45/hour 1-hour min |
| Fremont | Appoint | 3 | yes | \$90/day |
| Grandville | Appoint | 3 | yes | \$300/year |
| DeWitt | Appoint | 3 | yes | \$300/year |
| Traverse City | Appoint | 7 | NO | |
| Port Huron | Appoint | 3 | yes | \$599/year |
| Jonesvile | Appoint | 3 | yes | \$175/ year - \$100 March BOR, \$37.50 each July and Dec |
| Evert | Appoint | 3 | yes | \$75/day |
| Leslie | Appoint | 3 | yes | \$10/hour minimum 1 hour |
| Trenton | Appoint | 3 | yes | \$55/ meeting |
| Stanton | Appoint | 3 | yes | \$35/day |
| Fraser | Appoint | 3 | yes | \$15/hour |

- Per the City Charter, the Compensation Committee must decide the rate of pay. This will be discussed more in-depth at the Personnel/Finance committee to be held on August 27, 2019.

- Discussion regarding improvements to the Oceana County Fairgrounds – Paul Erickson
 - Fair board President, Paul Erickson gave a report to the Council about the improvements that have been made at the Fairgrounds the last couple of years and the goals that they would like to achieve.
 - The main goal is to eliminate entering the Fairgrounds from State Street and place the main entrance on Polk Road, where there is only an exit from the grounds. Work has also been done to make the grounds/parking more ADA compliant.
 - Mr. Erickson will meet with Ms. Ladner after the Fair in September to further discuss the entrance options.

CITY MANAGER REPORT:

- None

CITY ATTORNEY'S REPORT:

- None

COMMUNICATIONS FROM THE MAYOR AND COUNCIL:

- Mayor LaPorte wanted confirmation that food vendors were obtaining the proper permits to sell food near the fairgrounds – he was advised that they had applied and received a permit.
- Ms. Martin asked about the “traffic light sign” posted near the intersection of Polk and 72nd Ave., regarding a stoplight being needed in the area. She was advised that there have been traffic studies done in the past (usually in the late fall) and it was determined that there was not enough traffic to warrant a stoplight. The OCRC needs to initiate the request to the state for a new study to be done. Ms. Ladner will contact Senator Bumstead and Representative VanSingel to discuss the need for a stoplight at that intersection.
- Mr. Splane asked that an appraisal be done on the land that Mr. Forner would like the City to buy, Ms. Ladner advised that it is in the works.
- Ms. Platt asked about the old Shopko building if the new business has been announced yet, Ms. Ladner said nothing can be disclosed at this time, but soon. There is also interest in the Gales IGA store; more information will be forthcoming.

Closed Session:

Entered into at 8:57 pm by motion made by Mr. Splane and supported by Ms. Martin, all ayes, the motion carried, to discuss MCL 15.268 Sec. 8 (a) To consider the dismissal, suspension, or disciplining of, or to hear complaints or charges brought against, or to consider a periodic personnel evaluation of, a public officer, employee, staff member, or individual agent, if named person requests a closed hearing.

Open session resumed at 9:12 pm.

Ms. Martin made a motion to formally approve Ms. Ladner’s request for a three-week vacation in the fall, supported by Ms. Platt, all ayes, the motion was approved.

There being no further business to come before the Council, the meeting adjourned at 9:13 p.m., upon motion by Mr. Frontiera and supported by Ms. Martin. The next regular meeting is August 27, 2019, at 7:30 p.m.

Respectfully Submitted

Cheri Eisenhardt

Deputy City Clerk