

CITY COUNCIL PROCEEDINGS
TUESDAY, OCTOBER 9, 2018

Present: Mayor Ron LaPorte, Councilors: Karen Thomson, Jack Wittman, Steve Hegedus, Jason La Fever, and Joe Frontiera - Councilors absent: Rob Splane

Also Present: City Manager Lynne Ladner, City Attorney Julie Springstead, BioPure Superintendent Paul Cutter, DPW Superintendent Brad Whitney, Energy Dept. Superintendent Mike Schiller, Police Chief Juan Salazar, Clancy Aerts, Bill Volpp, Dirk Williams (Seneca Foods), Sgt. Kevin Skipski, Jim Evans and Gale Goldberg (Dep. Clerk)

Mayor LaPorte called the meeting to order at 7:30 p.m. Following roll call he opened with the Pledge of Allegiance. The agenda was approved as presented upon motion by J. La Fever and supported by J. Frontiera. Motion was approved as follows:

Ayes: 6 Nays: 0 Absent: 1

Upon motion by J. Frontiera and supported by J. La Fever the minutes of the September 25, 2018 meeting were approved as follows:

Ayes: 6 Nays: 0 Absent: 1

Public Comments, Correspondence, Events and Presentations

At this time Sgt. Skipski presented the John Edgar Hoover Memorial Gold Medal for Distinguished Public Service Award to Chief Salazar. This award is given in recognition of an outstanding act of valor or service that exemplifies the best traditions of character, honor and integrity.

Department Reports

BioPure/Supt. P. Cutter – reported that the Griswold pump repair is completed – Phase 2 of the Irrigation project is slow but will get done this fall – central pivot will not run until spring – Michigan Freeze Pack is doing celery and potatoes and then carrots – Frank is still off.

DPW/Supt. B. Whitney – reported fire damage in well house is repaired – will check out and test it and have it online possibly by Monday – sewer backup in the main on Church Street and found the manhole in bad condition and the pipe between the manhole and State Street has a break in it – Hallack's is getting ready to do the water main job at DPW.

Energy Dept./Supt. M. Schiller – reported that the last 2 sectional cabinets for the lake project are installed – completed the wiring to the Rossiter well – installed a new disconnect for an oil heater in the diesel plant – installed 8 LED lights in the diesel plant – completed MECA safety training and were able to get certified on confined space entry and fork lift operation – installed new primary line on Hilltop to fix low voltage problem.

Police Dept./Chief J. Salazar – reported the TEAM golf outing was held at Benona Shores with 23 teams and raised \$4,925 and received a ShopKo grant for \$1,000 through the efforts of Sgt. Skipski – September 27th completed fall qualifications and all officers qualified – Saturday, October 6th was the first Family Night at John Gurney Park with approximately 30 people in attendance.

Bills, Claims, Payroll

City Manager L. Ladner noted the city's share of the Ag-Ren Drain was \$3,524.58; a hand check

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To Empire Contractors for \$5,983.50 was the deposit for the roof on the Energy Dept. building and work is scheduled to start November 5th; and a John Deere Gator was purchased for the BioPure facility – it is used and in good shape and cost is \$2,500. Upon motion by K. Thomson and supported by J. Wittman the Bills, Claims and Payroll totaling \$359,417.25 were approved as follows:

Ayes: 6 Nays: 0 Absent: 1

Action Items

City Manager L. Ladner presented the following resolution with recommendation for approval:

RESOLUTION 18-80
City of Hart, Michigan

HALLOWEEN HOURS

WHEREAS, the City of Hart deems it is in the best interests of the City to set hours for Halloween,

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL

Sets Halloween hours for Wednesday, October 31, 2018 between the hours of 6PM and 8PM.

Moved by _____, supported by _____, and thereafter adopted at the regular City of Hart City Council meeting on October 9, 2018.

Ayes: Nays: Absent:

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.

Gale Goldberg, Deputy City Clerk

Upon motion by K. Thomson and supported by J. Frontiera Resolution 18-80 was approved as follows:

Ayes: 6 Nays: 0 Absent: 1

City Manager L. Ladner presented the following resolution which is a joint resolution for the annexation of property from Hart Township to the City of Hart for the Seneca Foods expansion. She noted that La Mexicana agrees to the annexation and an interpreter was used. Hart Township is in favor of this joint agreement and she will attend the township meeting. It was noted that the property is on the west side of Oceana Drive. City Manager L. Ladner recommends passage of the following:

RESOLUTION 18-81
CITY OF HART, MICHIGAN

Joint Resolution for the Annexation of property from
Hart Township to the City of Hart for the
Seneca Foods Expansion

WHEREAS, Seneca Foods is expanding their operations in the City of Hart and own lots that are located in both the City of Hart and Hart Township for this expansion including parcels 007-020-200-11,12,14,15 and 28 and parcels 007-661-011-50,70 and parcels 007-661-008-00,007-661-009-00, 007-661-010; and

WHEREAS, the expansion plans include construction that will encompass multiple parcels which share territorial jurisdiction and boundary lines that cross jurisdictions between the City of Hart and Hart Township, all of which wholly owned by Seneca Foods; and

WHEREAS , the owners of La Mexican Store and Restaurant, parcel 007-020-200-13 agree and desire annexation into the City of Hart which eliminates the creation of an orphan parcel in Hart Township that would be surrounded by property in the City of Hart, and

WHEREAS Seneca Foods agrees and desire annexation into the City of Hart, and

WHEREAS, the parcels in question are currently being served by City water and sewer services; and

WHEREAS, the property owners seek to consolidate and simplify the jurisdictional issues

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Adopts this joint resolution with Hart Township for annexation of the following parcels located in Oceana County, Hart Township, MI into the corporate boundaries of the City of Hart:

007-020-200-11	007-020-200-12	007-020-200-13	007-020-200-14
007-020-200-15	007-020-200-28	007-661-011-50	007-661-011-70
007-661-008-00	007-661-009-00	007-661-010-00	

Moved by _____, supported by _____, and thereafter adopted at the regular City of Hart City Council meeting on October 9, 2018.

Ayes: Nays: Absent:

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.

Gale Goldberg, Deputy City Clerk

NOW THEREFORE BE IT RESOLVED THAT HART TOWNSHIP BOARD:

Adopts this joint resolution with the City of Hart for annexation of the following parcels located in Oceana County, Hart Township, MI into the corporate boundaries of the City of Hart:

007-020-200-11	007-020-200-12	007-020-200-13	007-020-200-14
007-020-200-15	007-020-200-28	007-661-011-50	007-661-011-70
007-661-008-00	007-661-009-00	007-661-010-00	

Moved by _____, supported by _____, and thereafter adopted at the regular Hart Township Board meeting on October _____, 2018.

Ayes: Nays: Absent:

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

Jay McGhan, Township Supervisor

Upon motion by K. Thomson and supported by J. Frontiera, Resolution 18-81 was approved as follows:

Ayes: 6 Nays: 0 Absent: 1

C. Manager L. Ladner presented the following resolution regarding the purchase of a circulation heater for the Energy Dept. and is asking city council to waive the bid process and authorize the purchase of an Indeeco Circulation Heater with a cost of \$6,550, with the following resolution:

RESOLUTION 18-82
City of Hart, Michigan

Indeeco Circulation Heater Replacement

WHEREAS, the circulation heater which heats the up to two hundred gallons of oil for diesel generator 1 is in need of repair or replacement, and

WHEREAS, the existing non-working generator is obsolete for which parts for repair are not available and

WHEREAS, the Power Board at their meeting on October 1st directed the Energy Superintendent to take the necessary steps to ensure that back-up power generation from the diesel generators is available going into the cold weather season, and

WHEREAS, the lead time for the proposed replacement heater is forty-two days, and

WHEREAS, replacement of the circulation heater with a brand that is other than what was originally installed which would necessitate that the structure housing the generators undergo re-piping and other potential structural changes

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL

Waives the bidding process for the Circulation Heater Replacement, and

Authorizes the purchase of the replacement Circulation Heater from Indeeco in the amount of \$6,550

Moved by _____, supported by _____, and thereafter adopted at the regular City of Hart City Council meeting on October 9, 2018.

Ayes: Nays: Absent:

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.

Gale Goldberg, Deputy City Clerk

After a few questions from council, motion was made by J. Frontiera and supported by K.Thomson to approve Resolution 18-82 and it was approved as follows:

Ayes: 6 Nays: 0 Absent: 1

Audit

City Manager L. Ladner noted that the auditors usually make their presentation at the second council meeting in December. This year that would fall on December 25th. It was agreed by council to move the meeting to Tuesday, December 18th.

Discussion Items

Local Rural Task Force Program – (includes Hart, Pentwater and Shelby) – City Manager L. Ladner is requesting the city's approval for a letter of support to appoint Chris Brown (Pentwater) to fill the two-year term. All council members agreed.

Search Process for Openings – City Manager L. Ladner will start advertising approximately mid November for a part-time code enforcement officer. And in planning a replacement for Gale Goldberg will start advertising in November, hopefully hire in December and start in January.

County accessing is going well.

City Manager Report

Power Board and Planning Commission met recently but BioPure did not due to no quorum – Vets Park grant application has been submitted – the Oceana County Economic Alliance Board has been formed and is a 15 member board – will be in Lansing tomorrow for MPPA – finalizing items with auditors – TIFA meets tomorrow at 4 p.m.

Communications from Mayor & council

It was inquired as to how many Energy Department employees will need a 2nd certification and Supt. M. Schiller explained that only one employee presently can run the generators but his plan is to have everyone certified.

The time frame on receiving grant approval for Vets Park was questioned – should learn the results in November.

Discussion regarding the stone building in front of DPW barn and questioned demolishing it vs. moving it or making repairs at its present location. DPW Supt. B. Whitney felt it best to first find out what situation they have under State Street and then they can assess the findings.

The meeting adjourned at 8:05 p.m. upon motion by J. Frontiera and supported by K. Thomson and approved as follows:

Ayes: 6 Nays: 0 Absent:1