



**CITY OF HART
407 S. STATE ST.
HART, MI 49420
COUNCIL PROCEEDINGS
MAY 23, 2017, 7:30 P.M.**

PRESENT: Mayor Ron LaPorte, Councilors: Fred Rybarz, Robert Splane, Jason La Fever, Jack Wittman (7:40 pm arrival), Joe Frontiera and Karen Thomson.

ABSENT: None

OTHERS PRESENT: City Manager – Stan Rickard, City Attorney - Julie Springstead-Waltz, Chief of Police – Juan Salazar, BioPure Superintendent – Paul Cutter, Main Street Manager – Julie Kreilick and Deputy Clerk - Cheri Eisenlohr. See attached attendance list for others present.

Mayor LaPorte called the meeting to order at 7:30 p.m., following roll call, the Mayor then opened with the Pledge of Allegiance.

A motion was made by Mr. La Fever to approve the agenda and supported by Mr. Splane. The minutes from the May 9, 2017, regular meeting were approved as printed, motioned by Mr. Hegedus and supported by Mr. La Fever. All ayes, motions carried.

PUBLIC COMMENTS, CORRESPONDENCE, EVENTS, PRESENTATIONS:

Mr. Rickard spoke on the following:

- Household Hazardous Waste Collection – August 19, 2017 at Public Works Department
- Application for appointment or reappointment to City boards and commissions are available at City Hall. The Mayor stated that the City needs to develop a pool of candidates. Mr. Splane wanted to know if this could be a downloadable PDF on the City website.

DEPARTMENT REPORTS:

- Mainstreet Manager – Julie Kreilick: Julie advised the board that she had been to the National Mainstreet Conference in Pittsburgh recently. She was happy to have experienced it and likes the direction of the program.
 - Hart Mainstreet has acquired a title sponsor, Mercy Health Partners, they are very attracted to the concept of the Downtown Farmer's Market.
 - Music on the Commons is planned and Mainstreet is still looking for sponsors.
 - Hart Sparks is set to go – there will be a contest for best patriotic costume, the newsletter is almost set to print.
 - They will be opening a "Market Place" in the downtown area which will feature six local vendors to start with.
 - On August 29th, Michigan Mainstreet and National Mainstreet will be in Hart for two days – she would like the Council to attend, the meeting will be held in the Community Center.
 - They are accepting applications for the two current board openings, they are due by June 9th.
- BioPure Superintendent – Paul Cutter reported that asparagus has started at MFP. They are also doing an over-haul of the membranes at the plant. Bio-solid hauling will be starting soon.
- Police Chief – Chief Salazar reported that on Friday, May 19, the spring weapons qualifications was conducted – everyone passed. Saturday, May 20, annual training was held at West Shore Community College. Skid card, simulated shoot scenario, defensive tactics, CPR and taser training.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES:

None

BILLS, CLAIMS, PAYROLL:

Mr. Rickard brought the following bills to the attention of the Council:

GRP - \$10,000.00 Engineering Fee for 88th Ave. Sub-Station

Kostal, Luke - \$79.88 Energy Efficiency Incentive Payment

Playworld Midstates – \$48,373.00 Down Payment on the new JGP Playground

The Bank of New York Mellon - \$64,997.50 Hart Bldg. Auth. Golt 2003 – (Library Bonds)

Bills totaled: **\$342,985.69**

A motion was made by Mr. Splane and supported by Ms. Thomson to approve the payables and payroll in the amount stated.

Ayes: 6 Nay: 0 Absent: 1

Discussion: None

ACTION ITEMS:

City Manager, Stan Rickard presented the following:

**Resolution 17-39
City of Hart - City Council - Hart, Michigan
BUDGET AMENDMENTS**

WHEREAS the City Council may amend the initial budget to reflect changes in purchasing patterns or revised objectives; and
WHEREAS the City Council desires to secure the benefits of efficient self-government and to promote and protect the common interests and welfare;
NOW THEREFORE BE IT RESOLVED THAT THE HART CITY COUNCIL desires the FY2017 A-2017 Budget to follow:

FLUND	DEPARTMENT	LINE ITEM	ADDED BUDGET	AMENDED BUDGET	JUSTIFICATION
1	General	City Hall	\$1,000	\$5,500	City Hall improvements
2	General	Wages	\$80	\$400	City Hall improvements
3	General	MICA	\$2,000	\$8,000	City Hall improvements
4	General	Repair/maintenance	\$8,000	\$8,000	City Hall improvements
5	General	Operating supplies	\$8,000	\$8,000	City Hall improvements
6	General	Wages	\$3,000	\$4,300	General election 2018
7	General	Professional Services	\$400	\$1,000	Voting machine assistance
8	General	Professional Services	\$2,000	\$2,000	Professional tax preparal activity
9	General	Overtime	\$23,000	\$23,000	More shifts filled by full-time officers
10	General	Police	\$25,000	\$20,000	Less shifts filled by part-time officers
11	General	Police	\$35,000	\$7,500	Computer & radio expenses
12	General	Police	\$35,000	\$108,000	Increase in regular duties
13	General	Police	\$47,000	\$36,000	Decrease in equipment/expense duties
14	General	Police	\$10,000	\$21,000	Decrease in part-time duties
15	General	Police	\$20,000	\$16,000	Moderate winter
16	General	Police	\$3,200	\$3,500	New employees
17	General	Police	\$50,000	\$75,000	Moderate winter
18	General	Police	\$33,000	\$29,000	Moderate winter
19	General	Police	\$40,000	\$35,000	Moderate winter
20	General	Police	\$30,000	\$0	Responed equipment; replacement
21	General	Police	\$8,000	\$0	Utility costs allocated to departments
22	General	Police	\$450	\$2,300	Repairs to City Manager's car
		Bank Fee Charges	\$3,000	\$1,000	Change - bank fees
			ADOPTED	AMENDED	
			\$315,440	\$379,500	
				\$38,940	

Net budget reduction

Moved by Ms. Franzen and supported by Mr. Wilman and the usual for approved by Hart City Council at a regular meeting on May 23, 2017

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, Michigan
Cheryl Abson, City Clerk

Discussion: None

RESOLUTION 17-40

**City Council
City of Hart, Michigan
Oceana County**

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 the Oceana County Sheriff's Department; and

WHEREAS, the Oceana County Sheriff's Department has proposed an amended inter-governmental agreement for the purpose of formalizing mutual aid responses 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 Attorney 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.*

Moved by Ms. Thomson, supported by Mr. Wittman, and thereafter adopted at the regular City of Hart City Council meeting on May 23, 2017.

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.

Cheryl Abson, City Clerk

Discussion: None

**RESOLUTION 17-41
City Council
City of Hart, Michigan
Oceana County**

PART-TIME POLICE OFFICER WAGE

WHEREAS, the City of Hart maintains a municipal police department; and

WHEREAS, the Hart Police Department retains part-time police officers to fill work shifts when full-time

officers are not available due to scheduled time off, training, court appearances or unscheduled circumstances; and

WHEREAS, other area police agencies also recruit from a limited pool of part-time officers; and

WHEREAS, Chief Salazar recommended that part-time officer hourly wages be competitive with other agencies and on May 16, 2017 the City Council Police Committee concurred; 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. *Accepts the Police Committee recommendation to increase part-time officer wages to \$15.00 per hour.*
2. *Authorizes and directs the City Manager to implement the aforementioned wage rate effective upon adoption of this resolution.*

Moved by Mr. La Fever, supported by Ms. Thomson, and thereafter adopted at the regular City of Hart City Council meeting on May 23, 2017.

Ayes: 7 Nays: 0 Absent: 0

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Cheryl Abson, City Clerk

Discussion: None

RESOLUTION 17-42
City Council
City of Hart, Michigan

FY2018 ELECTRIC, WATER, SEWER & TRASH RATES

WHEREAS, the City of Hart owns and operates electric, water, sewer, and wastewater treatment facilities; and contracts for trash hauling services ("services"); and

WHEREAS, these services are funded through user rates and should self-fund their operations, maintenance, equipment replacement, and debt service; and

WHEREAS, the FY2018 Annual Budget was developed assuming the following electric, water, sewer and trash rates; and

WHEREAS, in order 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 HART CITY COUNCIL:

Adopts the rates and charges as identified below for FY2018 effective for all bills for services mailed on or about July 1, 2017:

A	<u>ELECTRIC—RESIDENTIAL</u>	<u>RATES FY2018</u>
	Single phase monthly base rate	\$7.00
	Three phase monthly base rate	\$19.00
	kWh charge	\$0.0765
B	<u>ELECTRIC-- COMMERCIAL</u>	<u>RATES FY2018</u>
	Single phase monthly base rate	\$16.50
	Three phase monthly base rate	\$19.00
	kWh charge	\$0.0910
C	<u>ELECTRIC--DEMAND CUSTOMER</u>	<u>RATES FY2018</u>
	Monthly base rate	\$60.00
	Demand charge per KW	\$8.00
	kWh charge	\$0.0564
D	<u>ELECTRIC—INDUSTRIAL CUSTOMER EXCEDING 2,000,000 KWH ANNUALLY</u>	<u>RATES FY2018</u>
	Monthly base rate	\$60.00
	Demand charge per KW	\$7.00
	kWh charge	\$0.0530
E	<u>FUEL COST ADJUSTMENT FACTOR (12-MONTH ROLLING AVERAGE)</u>	Varies
F	<u>ENERGY OPTIMIZATION</u>	<u>RATES FY2018</u>
	Residential per kWh	\$0.0013
	Commercial per meter	\$4.43
	Industrial per meter (6)	\$215.24

<u>G</u>	<u>WATER</u>	<u>RATES FY2018</u>
	Base rate per month including up to 3,000 gallons per month with 5/8 inch meter	\$6.85
	1 inch meter	\$8.30
	1.5-inch meter	\$10.50
	2-inch meter	\$13.00
	3-inch meter	\$14.50
	4-inch meter	\$16.25
	Rate per 1000 gallons (3001-13,000 gallons per month)	\$1.16
	Rate per 1000 gallons (over 13,000 per month)	\$1.02

<u>H</u>	<u>WASTEWATER</u>	<u>RATES FY2018</u>
	Base rate per month including up to 3,000 gallons per month	\$29.78
	Volume rate per 1000 gallons per month over 3,000 gallons	\$3.31
	Volume rate per 1000 gallons per month over 3,000 gallons (contracts)	\$3.31
	BOD Surcharge per pound	\$0.191
	TSS Surcharge per pound	\$0.140
<u>I</u>	<u>CUSTOMER CHARGE</u>	
	Gray & Company	\$2,769.60/month
	Michigan Freeze Pack	\$900.00/month
	Indian Summer	\$900.00/month

<u>J</u>	MONTHLY RESIDENTIAL TRASH COLLECTION FEE	\$21.90
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Moved by Mr. Splane, supported by Mr. Hegedus, and thereafter adopted at the regular City of Hart City Council meeting on May 23, 2017.

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 Clerk.

Cheryl Abson, City Clerk

Discussion: None

**RESOLUTION 17-43
City Council
City of Hart, Michigan
Oceana County**

ADOPTION OF 2017 MILLAGE RATES & LEVY

WHEREAS, the City of Hart has established a general millage for operating purposes and voted millage for cemetery and street improvements in 2002 and 2015, respectively; and

WHEREAS, a "Truth in Taxation" hearing is not required since the proposed tax rates do not exceed the maximum rates allowed by "Headlee" rules (MCL 211.34d);

NOW THEREFORE BE IT RESOLVED THAT THE HART CITY COUNCIL:

Adopts and levies the following tax rates for 2017 as follows (same millage rates as 2016):

<u>PURPOSE</u>	<u>2017 MILLAGE RATE (Same as 2016)</u>
Operating	12.6808
Streets (Voted November, 2014)	2.0000
Cemetery (Voted November, 2002)	0.4998
TOTAL	15.1806

Moved by Mr. La Fever and supported by Ms. Thomson, and thereafter adopted by the City of Hart, Michigan City Council at a regularly scheduled meeting held on Tuesday, May 23, 2017.

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.

Cheryl Abson, City Clerk

Discussion: None

RESOLUTION 17-44
City Council
City of Hart, Michigan

BID & AWARD PHASE
COURTLAND – JEFFERSON INFRASTRUCTURE IMPROVEMENTS

WHEREAS, the City of Hart owns, operates and maintains water supply, sewer collection and transportation systems; and

WHEREAS, the 500 block of Courtland Street is served by sub-standard sewer collection laterals that cross multiple private properties that are subject to sewage backups and service failures; and the 2016 Water System Reliability Study (Prein&Newhof) identified the 500 block of Courtland Street and the 10 block of Jefferson Street as the preferred route for a 12-inch diameter water main that would complete, when fully constructed, a circular water transmission loop around and through the City; and the street and sidewalk systems in the 500 block of Courtland Street and 10 & 100 blocks of Jefferson Street are in poor condition and should be completely reconstructed; and the water distribution and sewer collection systems in the 400 block of Jefferson are substandard; and the street and sidewalk systems are in very poor condition; and the entire 400 block should be reconstructed; and the lower City Hall-Library parking lot is in very poor condition, drains poorly and has insufficient parking capacity for larger events at the Community Center; and

WHEREAS, City Engineer Prein&Newhof have completed final engineering plans and specifications for the aforementioned infrastructure improvements; and the City has sufficient cash reserves and contributions to complete the aforementioned water, sewer, street, parking lot and sidewalk projects at an estimated cost of \$725,000; 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 HART CITY COUNCIL:

Approves and authorizes the bid and award phase of the 2017 Courtland-Jefferson Infrastructure Improvement project.

Authorizes and directs the City Manager to implement the bid and award phase for the aforementioned project and present contractor bids to City Council on June 27, 2017 for selection and award.

Moved by Ms. Thomson, supported by Mr. Hegedus, and thereafter adopted by the Hart City Council at a regular meeting held on Tuesday, May 23, 2017.

Ayes: 7 Nays: 0 Absent: 0

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Cheryl Abson, City Clerk

Discussion: None

SPECIAL EVENTS PERMIT:

- Oceana Shakespeare Festival, 4-days, July 13-16, 8-9 pm @ the Hart Commons.

Motion made by Ms. Thomson to approve the permit, supported by Mr. Wittman – all ayes.

- Gales IGA 75th Anniversary, July 9.

Motion made by Ms. Thomson to approve the permit, supported by Mr. Wittman – all ayes.

DISCUSSION ITEMS:

Mr. Rickard reported on:

- 2nd Draft FY2018 Annual budget & Six-Year Capital Improvement Plan: Mr. Rickard went over the highlights of the budget –
 - No new taxes or raised rates, no new debt.
 - Two new employee positions – Police Dept., full-time police officer and a new lineman in the event of a retirement for the Hydro Department.
 - Max fines from the DEQ for water temp infractions.
 - Health Care Premiums – 6.9% increase.
 - Courtland Jefferson Project, spread out over various funds.
 - Funding strategies – maintain assessments to Hydro, Water and Sewer for Economic Development purposes, the Library will be contributing to the cost of the new lower parking lot.
 - Cash reserves – \$1.6 million will be used for funding purposes.
 - SAW Grant will be on-going thru the year.
 - Bargaining agreements will expire next June.
 - GF - slow but stable growth
 - Assessor wage increase to \$45,000.00 annually
 - New Police Officer cost vs reduction in overtime of part time officers.
 - Hydro Fund – final cost estimate for the 88th Ave. Sub Station.
 - DEQ Fines
 - 5 year special assessment for Hart Lake has expired, but there are cash reserves and will self-fund this year and into 2018.
 - \$35,000.00 diesel plant investigation – disposition of the plant
 - Apprentice position.
 - BioPure – activity due to the SAW Grant.
 - Electric and BioSolids are more than half of their annual budget.
 - Wages were re-allocated.
 - Debt Retirement.
 - Façade Program may yet be done as the one participant has three store fronts and meets the requirements.
 - New Police Officer position. Chief Salazar has included a report for this request.

Discussion: Mr. Wittman asked how Mr. Dodds position would be filled in the event of his retirement. The City is required to advertise internally for the position first before offering it to the public.

