



**CITY OF HART
407 S. STATE ST.
HART, MI 49420
COUNCIL PROCEEDINGS
AUG. 22, 2017, 7:30 P.M.**

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

ABSENT: None

OTHERS PRESENT: City Manager – Stan Rickard, City Attorney – Julie Springstead, Police Chief – Juan Salazar, BioPure Superintendent – Paul Cutter, Superintendent of DPW – Brad Whitney 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, he then opened with the Pledge of Allegiance.

A motion was made by Mr. La Fever to approve the 1st amended agenda and supported by Mr. Splane. The minutes from August 1, 2017, regular meeting were approved as printed, motioned by Mr. Wittman and supported by Mr. Frontiera. All ayes, motions carried.

PUBLIC COMMENTS, CORRESPONDENCE, EVENTS, PRESENTATIONS:

- Gail Zieger addressed the Council in regards to the area located behind her business downtown and the need to continue improvements in the area. She has turned the area into an "Italian Patio" setting with the use of furniture and paint. (Pictures were distributed) Nearby business owners have asked her to extend her paver painting into their areas as well. She would like the City to purchase the decrepit building that is located back there and demolish it so that more improvements can be made. Three of her tenants, Hannah Juhl, Nicole Kostal and James Garbo, also spoke on how they have a sense of "home/place" living here in Hart and would like to see more improvements made as well. Mayor LaPorte thanked Gail for making a positive impact on the downtown area and for having the gumption to pursue her plans.
- George Sadler asked about the LIEAF program as he was not aware that it had passed Council. Mr. Rickard gave an overview of the program.

DEPARTMENT REPORTS:

- BioPure Superintendent, Paul Cutter spoke about the email that he had sent to Council regarding updates that he will send out to keep the Council up to date. He stated that Indian Summer would continue to discharge to the City. They will look into getting permitted with the DEQ after they get their testing done. They will be using our facilities for 2017 and '18. He will keep everyone updated on how much the BioMizer could be saving the City in electrical costs. Gray & Co., is having difficulty meeting the testing requirements, but they are working on the issue.
- Police Chief, Juan Salazar: Part-time officer Joseph Ingalls, has been hired full-time effective August 5, 2017. Sergeant Skipski is now able to investigate cases more thoroughly in the role of detective and is now on the day shift. All officers are working on ordinance infractions.
- DPW Superintendent, Brad Whitney gave updates on the following items:
 - The lower parking lot is almost ready for use.
 - Jefferson Street project will be starting soon.
 - Water leaks at JGP are being addressed.
 - Sewer plug on Riverside drive is being corrected.
 - Prein&Newhof is inspecting/mapping the sewers as part of the SAW grant agreement.
 - The new siding on the Community Center is finished and looks very nice.
- Main Street Manager, Julie Kreilick: Absent

REPORTS OF BOARDS, COMMISSIONS, AND COMMITTEES:

None

BILLS, CLAIMS, PAYROLL:

Mr. Rickard discussed the following invoices in detail:

Abraham & Gaffney: \$4,000.00

Behrends, Hendricks, Stuit: \$71,261.00

Gracon: \$12,589.00

Joint Michigan Apprentice Program: \$4,000.00

Michigan Municipal League: \$19,343.00

Schweitzer Engineering Labs: \$18,910.00

Bills totaled: **\$456,104.90**

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

Ayes: 7 Nay: 0 Absent: 0

Discussion: Mr. Splane wants to know if the old computers are going to be re-purposed. Mr. Rickard told him that they could be. Mr. Splane also asked about the equipment for the Skate Park. Mr. Rickard explained that there were still some funds available from the original project, so additional pieces were purchased for the park. Mr. Whitney advised that the three new rails were received and installed already.

ACTION ITEMS:

City Manager, Stan Rickard presented the following:

RESOLUTION 17-66
City Council
City of Hart, Michigan

IRRIGATION EQUIPMENT
BioPure Treatment Facility

WHEREAS, the City of Hart owns, operates and maintains the BioPure Treatment Facility; and

WHEREAS, the Facility irrigates treated effluent to City-owned agricultural land; and the existing irrigation site has reached its capacity, and in 2017 the City purchased a 72-acre parcel suitable for irrigation which must be equipped with an irrigation system; and

WHEREAS BioPure Superintendent Cutter has extensively researched center-pivot irrigation equipment and in consultation with City Engineer Prein&Newhof secured two proposals as follows: Valley Irrigation (Valley, NE) \$51,157.12 and Spring Brook Supply (Holland, MI) \$48,129.31; 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 CITY COUNCIL:

Accepts and approves a Spring Brook Supply proposal in the amount of \$48,129.31 for an irrigation system at the 72-acre site.

Authorizes and directs the City Manager to implement the BioPure Irrigation project on behalf of the City of Hart.

Moved by Mr. Frontiera, supported by Mr. Wittman, and thereafter adopted by the Hart City Council at the regular council meeting held on Tuesday, August 22, 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 Rabe, City Clerk

Discussion:

Paul Cutter presented an overview of this project.

RESOLUTION 17-67
City Council
City of Hart, Michigan

DEMOLITION OF FORMER HART CHERRY PACKERS BUILDING
BID & AWARD PHASE

WHEREAS, the City of Hart owns numerous structures in the Hart Historic District; and

WHEREAS, the City retained architect Design Forum (Grand Rapids) to evaluate the former Hart Cherry Packers structure (big green building) who reported on March 24, 2016, that the building is in very poor condition and not salvageable without substantial reconstruction at great expense; and a qualified firm inspected the building and determined that asbestos is likely present; and

WHEREAS, the City does not have the resources to restore the building to a useful condition; 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 CITY COUNCIL:

Declares the former Hart Cherry Packers building to be dangerous and not salvageable; and orders asbestos removal and demolition of the structure.

Authorizes the bid and award phase of the former Hart Cherry Packers demolition project pursuant to specifications prepared by City Engineer Prein&Newhof.

Authorizes and directs the City Manager to receive bids for the demolition project and present to City Council at a future meeting for award of contract.

Moved by Mr. La Fever, supported by Mr. Frontiera, and thereafter adopted by the Hart City Council at the regular council meeting held on Tuesday, August 22, 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 Rabe, City Clerk

Discussion:

Mr. Splane asked if any State permits were needed, Mr. Rickard said only a demolition permit from the County is required.

RESOLUTION 17-68
City Council
City of Hart, Michigan
Oceana County

EAGLE SCOUT PROJECT
Disc Golf Project

WHEREAS, the City of Hart owns and operates a municipal electric power utility including a hydroelectric dam; and

WHEREAS, in 2003 the Federal Energy Regulatory Commission issued a license to the City to operate the dam; and

WHEREAS, the FERC issued several Orders in conjunction with the dam license including an Order to make and/or construct recreation improvements around the Hart Lake impoundment project area; and

WHEREAS, Eagle Scout candidate Zack VanDerZanden proposes to assist the City of Hart with the construction of the Hydro Disc Golf Course to fulfill his requirement for an Eagle Scout service project; 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:

Accepts, approves and authorizes the August 15, 2017, Zack VanDerZanden Eagle Scout project assisting the City of Hart to construct the Hydro Disc Golf Course.

Authorizes the Mayor to sign the application on behalf of the City of Hart.

Moved by Mr. La Fever, supported by Mr. Wittman, and thereafter adopted by the Hart City Council at a regularly scheduled council meeting held on Tuesday, August 22, 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 Rabe, City Clerk

Discussion:

Zack VanDerZanden gave a presentation of his project and the costs involved. He was asked to keep his purchases to local vendors

SPECIAL EVENTS PERMIT:

None

DISCUSSION ITEMS:

Mr. Rickard reported on:

- Michigan Public Power Agency – Pegasus Wind Power Project: the project is moving forward. Members will be asked to vote by December 15 on their participation in the project.

CITY MANAGER REPORT:

Mr. Rickard spoke on the Silver Lake Sewer project. Studies are being conducted at this time for building a sewer system for them. Prein&Newhof is working with Silver Lake on this project.

CITY ATTORNEY REPORT:

The Schlee property deal is not finished yet, but there are no issues.

COMMUNICATIONS FROM THE MAYOR AND COUNCIL:

- Mr. Frontiera brought up the problem of dog poop on the disc golf course; there need to be signs asking people to pick up after their dogs.
 - There needs to be a place to power hose off kayaks so that foreign bodies/invasive species are not transferred from one location to another. The DNR promotes this procedure.
- Mr. La Fever discussed increasing the amount that the council members make to \$200.00 per month and the Mayor to \$300.00 per month, with \$25.00 per each additional meeting that they are asked to attend. At the Mayor's request, Mr. Rickard will see what the budget allows. Joe Frontiera spoke in favor of the increase.
- Anne Hardy reminded the Council of the upcoming Mainstreet meeting on August 29th.
- Jack Wittman would like Mike Schiller to attend City Council meetings from now on as he will be the new Hydro superintendent when Bob Dodds retires in January.
- Steve Hegedus reported that Gary Jorisson would like to make some improvements at John Gurney Park to one of the softball fields.
- Gail Zieger pointed out that there is a need for additional seating and shade at the park.

ADJOURNMENT:

There being no further business to come before the Council, the meeting adjourned at 8:10 p.m., upon motion by Mr. Hegedus and supported by Mr. Splane. The next meeting is Aug. 1, 2017, at 7:30 p.m. and will be at the BioPure Treatment Facility.