

**Village of Pinckney
Regular Council Meeting
November 13, 2017**

The President called the meeting to order in the Village Council Chambers at 220 S. Howell, Pinckney at 7:03 pm on November 13, 2017.

ROLL CALL:

Present: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey

Absent: Kausrud

Also Present: M. Brunner (Treasurer), K. Lim (Accountant), G. Love (Attorney), S. Mills (DPW), A. Salowitz (Clerk)

PLEDGE OF ALLEGIANCE

PUBLIC FORUM:

Lavey opened at 7:04pm

No one wished to speak. Closed at 7:04pm

AMENDED AGENDA:

#7 Zoning Administrator appointment needs to be added to agenda.

Motion by Vedder to accept amended consent agenda; Seconded by Dombrowski

Yeas: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey

Nays: None

Absent: Kausrud

Motion carried in a roll call vote.

PRESIDENT'S REPORT:

- As Council just approved appointment, Lavey noted she was very happy to see T. Kinczkowski back working with the village on Planning Commission.
- Chief Newton is doing well. Should be back to work on Monday 11/20.
- M. Brunner has agreed to become our Treasurer/Zoning Administrator and the village has posted the Secretary position. This secretarial position will be 16-24 hours/week.
- If you missed cemetery clean up on 11/11 you have another chance on 11/18. Clean up will run 9a-12 noon.
- Capital Improvement meeting last week. Lim is updating document based on rankings. Council should see the document in January 2018.
- Police Oversight Committee met recently. Minutes were in packet.
- Joint Parks & Recreation Master Plan steering committee meets again tomorrow at 7pm at village hall.
- Streets & Sidewalk committee meets tomorrow to discuss Mann St. Also, tomorrow at 7pm.
- Light Up the Park is being held on Saturday, December 2nd from 5-7pm
- Township meeting moved this month to Tuesday, November 21st.
- Wreaths Across America will be December 16th. Last opportunity to sponsor a wreath is November 29th.
- Next month Council will discuss the possibility of reactivating the Brownfield Board. Please think about if you would like to be a part of this board or other residents that might be interested.
- Met with the DNR on easements and some other topics. Meeting went well.

- Met with DTE last week about ongoing outages, “yellow” lights, parts of repairs, etc. Overall, a good meeting. Will be watching to see how long it takes to get Main Street streetlights up and running.

UNFINISHED BUSINESS:

1. **Historic District Study Committee**
 - a. No Update
2. **Dam Feasibility study**
 - a. No Update

AGENDA:

1. Public Hearing: Land Division

Lavey opened the Public Hearing at 7:13pm. No public wished to speak. Salowitz indicated that the process has finally been organized. For reference, Attorney has requested that anytime the village plans for a land division, in the future, with development on the property a site plan must be required. Public Hearing Closed.

Motion by Vedder to approve the site plan with conditions as recommended by the Planning Commission; Seconded by Foster
 Yeas: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey
 Nays: None
 Absent: Kausrud
 Motion carried in a roll call vote.

Motion by Foster to approve the land division as recommended in the resolution:
RESOLUTION OF THE VILLAGE OF PINCKNEY VILLAGE COUNCIL APPROVING A LOT DIVISION UNDER PINCKNEY CODE §§ 150.01-150.03 AND MCL 560.263

WHEREAS, pursuant to MCL 560.263 and Pinckney Code §§ 150.01-150.03, the Village Council may approve certain divisions of platted lots; and

WHEREAS, David E. Massey, Resident Agent of Community Squares, L.L.C., of 127 Pearl Street, P.O. Box 91, Pinckney, MI 48169, Property Owners of the Lot at 420 Pearl Street, Pinckney, MI 48169, have applied for approval of the lot division of that Lot, currently being Taxation Parcel Number 4714-23-304-079, and as legally described in Attachment 1, being the drawings and legal descriptions dated 07/07/17 prepared by Destine Inc., Civil Engineers/Land Surveyors; and

WHEREAS, the minimum sizes of both new parcels shall conform to the Village of Pinckney zoning requirements, and the Village of Pinckney Planning Commission at its October 16, 2017 meeting has recommended approval of the lot division.

NOW, THEREFORE, BE IT RESOLVED BY the Village of Pinckney Council that:

1. The Village Council finds and determines that the lot division of 420 Pearl Street, Pinckney, MI 48169, being Taxation Parcel Number 4714-23-304-079, is consistent with Pinckney Code Section §§ 150.01-150.03 and MCL 560.263.
2. The application of Community Squares, L.L.C. for a lot division is hereby granted so the property (Taxation Parcel Number 4714-23-304-079) may be divided into two (2) lots, as reflected in the attached drawings and legal descriptions (Attachment 1), dated 07/07/17, and prepared by the Owner’s Civil Engineers/Land Surveyors, Destine

Inc., and as submitted with the Owner's Application. One of the new Lots shall consist of the property legally described in Attachment 1 and labeled "B1" which shall become Taxation Parcel Number 4714-23-304-081; and the second new Lot shall consist of the property legally described in Attachment 1 and labeled "B2" which shall become Taxation Parcel Number 4714-23-304-082.

BE IT FURTHER RESOLVED, that the Village President, the Village Clerk, and the Township Assessor are hereby authorized to execute any and all documents necessary to fully implement this resolution.

Seconded by Pais

Yeas: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey

Nays: None

Absent: Kauserud

Motion carried in a roll call vote.

2. Public Hearing: Sidewalk Roll

Salowitz indicated that she had mentioned to Council that the numbers were not adding up and she had requested the contractor to stop by. He has not done so.

Tonight we will have the public hearing but there will be no vote on the expense.

Lavey opened the Public Hearing at 7:18pm

P. Carney from Putnam Township indicated that he and the supervisor walked the park sidewalk and see some sinking but no cracking. They would like to get a bid for raising the sidewalk instead of replacing. He asked if the village looked at that option. Mills indicated that they had concerns with trying to raise and the longevity of that solution.

Township will get an estimate on raising sidewalk while they await the cost for replacement.

Lavey closed public hearing at 7:25pm

3. Audit Presentation

Pat Hanniford, the village's auditor, presented the audit report for year ending June 30, 2017. The auditors gave the village an Unqualified Opinion. An unqualified opinion is an independent auditor's judgment that a company's financial records and statements are fairly and appropriately presented, and in accordance with Generally Accepted Accounting Principles (GAAP).

Hanniford walked Council through the slides highlighting General Fund revenue and expenditures, fund balance comparisons, and revenue comparisons.

Vedder questioned the comment "deficiency in internal controls" in the documentation. Hanniford indicated that a majority of their clients get the same comment. Part of the review process requires the auditors to identify these items but most small municipalities cannot afford to have the duty split as the state would like to see it. The auditors identify it and explain it, as required, but do not feel that the village is doing something inappropriate based on the circumstances.

Motion by Foster to accept the audit for year ending June 30, 2017 as presented;

Seconded by Tibus.

Yeas: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey

Nays: None

Absent: Kauserud

Motion carried in a roll call vote.

4. 2018 Health Insurance Plan

Lavey indicated that she and staff have reviewed the plans and options. She is recommending the plan under the heading "RENEWAL" SB PPO H.S.A. Silver with a \$2700/\$5400 deductible – 20% coinsurance.

Motion by Vedder to accept Lavey's recommendation for 2018 Health Insurance coverage; Seconded by Foster

Yeas: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey

Nays: None

Absent: Kauserud

Motion carried in a roll call vote.

5. **2018 Meeting Schedule**

Motion by Foster to accept meeting dates as presented for 2018 regularly scheduled Village Council meetings Seconded by Dombrowski

Yeas: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey

Nays: None

Absent: Kauserud

Motion carried.

6. **Authorization to enter into encroachment license**

Lavey indicated that every time we do a project we tend to find these odd items. While working on the Portage Street project it was identified that this parcel has their home built in the Webster Street ROW which is owned by the village.

Vedder indicated that there are several of these issues in the village and Council previously just identified them and took no action. Salowitz indicated that this document is based on a similar issue on Portage Street. Having the document confirms that everyone knows and that the registered document shows up in a title search so a potential buyer is aware of the limitations on changing the existing buildings.

Motion by Vedder to accept the encroachment license as presented authorizing Lavey to sign on behalf of the village; Seconded by Pais.

Yeas: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey

Nays: None

Absent: Kauserud

Motion carried in a roll call vote.

7. **Appointment of Zoning Administrator**

Lavey recommended that Michelle Brunner be appointed Village Zoning Administrator to fill the open position. Brunner will continue to act as Village Treasurer. There is no conflict between the two positions.

Motion by Foster to accept the recommendation to appoint Michelle Brunner to the position of Zoning Administrator; Seconded by Dombrowski.

Yeas: Dombrowski, Foster, Pais, Tibus, Vedder and Lavey

Nays: None

Absent: Kauserud

Motion carried in a roll call vote.

Brunner was sworn into position by Salowitz

TRUSTEE FORUM

Opened at 7:43pm

Foster indicated that she has attended the Economic Development Annual Meeting and the Legislative Power lunch in the last few weeks on behalf of the village. She noted that Joe Hune was surprised to hear the hoops being required by Rural Development for the

loan. The village is to let him know if we continue to have issues with easement acquisition.

Foster will attend the County Board of Commissioners meeting as they will be discussing Economic Development and the county's financial commitment to Spark. Foster asked if the village has had any contact with Mr. Bezotte since he was elected the County Commission for our area. No one has had any contact with him.

Lavey wanted to let everyone know that the village received correspondence from MDEQ that ET Rover would be pulling approximately 6 million gallons of water from the mill pond to test their lines. Apparently, on the state level, one department monitors pulling the water and another departments monitors where it goes when they are done with it. Concerns about what is in the disturbed sediment at the bottom of the mill pond and what can be dumped back in if the water is returned. Lavey will keep Council informed if she hears more.

Salowitz indicated that she shared a meeting announcement with Council regarding an Iron Belle meeting on November 28th at 10am in Chelsea. The group is trying to lock down the route and keep the plan moving forward. Gov. Snyder is supportive of the venture but they don't know if the next governor will be so engaged. Neither Salowitz nor Foster can attend this meeting.

Vedder requested an update on the sewer easement acquisitions. Salowitz indicated that we have one property owner that we have always assumed would be a hold out, two property owners working with an Attorney, one property owner that is coming in next Monday to sign and one we haven't heard from. The village will follow up with him.

Vedder questioned whether Mr. Amburgey would be getting a response to his letter that was in correspondence. Lavey indicated that indeed he would get a written response and that they have spoken several times already. Salowitz to follow up with local churches to see if each one can adopt one household for the winter. Vedder will check with his church too.

Forum Closed at 8:04pm

PUBLIC FORUM

Opened 8:04pm. No one wished to speak. Closed at 8:04pm

Meeting Adjourned at 8:04pm

Approval Date _____

Respectfully Submitted,

Amy Salowitz, CMMC
Village Clerk

Linda E. Lavey
Village President