

MINUTES OF THE REGULAR MEETING OF THE VILLAGE OF BENZONIA
1276 MICHIGAN AVENUE
BENZONIA, MI 49616
MONDAY, January 7, 2019

PRESENT:

PRESIDENT: Flynn
COUNCIL: Heyn, Bair, French, Scholten
CLERK: Nye
TREASURER: Flynn
SUPERINTENDENT: Boman
ASST SUPERINTENDENT: Marshall
ZONING ADMIN: Excused
VISITORS: Ken Mlcek, Fleis & VandenBrink
ABSENT: Trustee Misner, Trustee Rankin, Zoning
Administrator Carland

CALL TO ORDER: The regular meeting of the Benzonia Village Council was called to order at 6:00 p.m. by President Flynn.

ATTENDENCE TAKEN BY CLERK

VISITORS: Ken Mlcek, Fleis & VandenBrink, presents two proposals for consideration:

Proposal for Design and Construction Engineering for the Academy Park Improvements Project. THE VILLAGE HAS BEEN AWARDED A MDNR RECREATION PASSPORT GRANT FOR IMPROVEMENTS TO ACADEMY PARK IN THE AMOUNT OF \$150,000.00!! The Village has committed to matching funds in the amount of \$65,000.00. The Fleis & VandenBrink proposal for this project is \$28,000.00. Discussion. **French move, supported by Heyn, to accept the Proposal for Design and Construction Engineering for the Academy Park Improvements Project in the amount of \$28,000.00 as presented, to be paid out of the \$65,000.00 matching fund commitment. Ayes – Heyn, French, Bair, Scholten, Flynn. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.**

Proposal for Professional Services Related to North Street Watermain Dispute. Mediation with the Village of Beulah is scheduled for January 8, 2019 at 1:00 pm. The professional services proposed for this legal action are on an hourly rates and charges basis. Discussion. **Heyn moves, supported by Scholten, to accept the Proposal for Professional Services Related to North Street Watermain Dispute as presented. Ayes – Heyn, French, Bair, Scholten, Flynn. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.**

MINUTES:

Regular Meeting Minutes December 2018. **French moves, supported by Heyn, to approve the December 2018 Regular Meeting Minutes as presented. Ayes – All. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.**

USDA/Blake Smith Meeting Minutes 12.06.18. **French moves, supported by Heyn, to approve the USDA/Blake Smith Meeting Minutes 12.06.18 as presented. Ayes – All. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.**

CLERK'S CORRESPONDENCE:

- Email received from C. Herrera. Discussion. Village will proceed with enforcement of the Blight Ordinance and Municipal Civil Infraction Ordinance as written. **French moves, supported by Scholten, that the penalty for non-compliance (i.e. no functional utilities for longer than 12 months) shall be set at \$10.00/day until proof of functioning utilities is provided. Citation to be delivered via certified mail. Ayes – Heyn, French, Bair, Scholten, Flynn. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.**
- Benzie County Sheriff's Office – No Snowmobile Program

FINANCIAL REPORTS:

BILLS LIST:

Heyn moves, supported by French, to approve payment of bills for the month of January in the amount of \$20,953.31. Ayes – Heyn, French, Bair, Scholten, Flynn. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.

TREASURER'S REPORT:

Scholten moves, supported by French, to accept the Treasurer's Report through January 7, 2019, as presented. Ayes – All. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.

SUPERINTENDENT REPORT:

- Plowed snow
- Cleaning shop
- Got sander fixed on 2005 truck
- New chrome barrel in Well #3
- Blew sidewalks
- New tractor first on March

ASSISTANT SUPERINTENDENT'S REPORT:

- Passed Water Test!!
- Painted bathroom
- Organized water documents

UNFINISHED BUSINESS: Discussed.

NEW BUSINESS:

- Motor Vehicle Fund \$10,000.00 CD can be cashed in without penalty. Discussion. **French moves, supported by Scholten, to cash in the Motor Vehicle Fund \$10,000.00 CD held at the State Savings Bank. Ayes – Heyn, French, Bair, Scholten, Flynn. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.**
- Planning Commission Marijuana Recommendation. Clerk reads recommendation from December 20, 2018 Draft Minutes as follows, ‘Motion made by Lonero to recommend to the Benzonia Village Council from the Village of Benzonia Planning Commission to opt out of recreational marijuana facilities, to revisit the item when the rules are defined by the State of Michigan.’ Discussion. **French moves, supported by Heyn, to accept the recommendation of the Village of Benzonia Planning Commission and opt out of marijuana facilities within the Village at this time. Ayes – All. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.**

COMMITTEE REPORTS:

FINANCE: No report.

STREETS: Absent.

PARKS: Discussed.

WATER: Complaint received from the trailer park regarding water quality. Superintendent shares that the village has no control over the water lines within the trailer park; our connection is intact and water in the line supplying the trailer park is tested monthly per State of Michigan requirements.

EQUIPMENT: Need to move forward on a new truck.

PLANNING COMMISSION & ZONING: Zoning Administrator Carland Excused.

- Trustee Bair - PC Liaison reports:
 - five items were removed from the Planning Commission agenda to focus on the Village Master Plan and any other items that become important.
 - ZA Carland recommends we become members of the Michigan Association of Planning Commissions.
 - ZA Carland suggests we hire out the creation of a Master Plan. Discussion. Our option is to develop/purchase our own Master Plan or become a part of the County Master Plan thereby relinquishing planning control. **TABLED TO FEBRUARY MEETING.**
 - Planning Commission meeting reminders notices are emailed and calendars have been marked as meeting reminders as well.

OTHER BUSINESS: Trustee French shares that he was asked if the Village would have any interest in purchasing the Township Building if the Township offices were to move. Office space seems excessive and garage space too small for village needs.

French moves, supported by Scholten, to adjourn meeting at 7:18 p.m. Ayes –All. Nays – None. Motion Carried. Misner – Excused, Rankin – Absent.

Respectfully Submitted,

Rhonda Nye
Village Clerk

Minutes Drafted: January 11, 2019 Minutes Approved: February 4, 2019