



Village Of New Haven

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Council Meeting Minutes June 13, 2017

I. Call to Order/Pledge of Allegiance to the Flag of the United States of America /Roll Call:

The Public Hearing was opened at 6:40 p.m. by President Dilbert. Regular Council Meeting was opened at 7:08 p.m. President Dilbert led the pledge of allegiance. Council Members in attendance:

Trustees:

Mario Pruccoli
Ann Pridemore
Daniel VanDeKerkhove
Mark Hasiak
Brian Meissen

Absent: Kevin Chandler

Attorney: Al Addis

Also Attending:

President Chris Dilbert
Clerk Corinna Guerrero
Treasurer Rachel Whitsett

Public Hearing: President Dilbert opened the public hearing at 6:40pm to discuss the millage rate, general and fire. General 9.48750, Highway 3.85000, Cemetery 0.41250, Fire 3.0000. Total 16.75000.

Motion: Trustee VanDeKerkhove

I make a motion to accept the Millage as presented

Second: Trustee Meissen

Vote: All ayes, motion carried

II. Approval of Agenda;

Motion: Trustee Pridemore

I make a motion to approve the agenda as amended , add under President items A2 Rhinesmith contract, remove d. under unfinished business Rhinesmith contract and replace d. Vehicle storage ordinance. Under unfinished business add g. adopt resolution Lenox-New Haven Historical Society. Under new business- add a2 Medical Marijuana Grow/Cultivation and remove from new business.

Second: Trustee Meissen

Vote: all ayes, motion carried .

III. Public comments on Agenda item:

- a. Kyle Kapa- medical marijuana
- b. AndrewR- medical marijuana
- c. Wendie Collier- medical marijuana
- d. George Drake- medical marijuana
- e. Karen Hea - medical marijuana
- f. Kevin Smith - medical marijuana
- g. Robert Pannell- medical marijuana
- h. Andrew Osterholm- medical marijuana
- i. Alex C. - medical marijuana
- j. Patti Thomas- medical marijuana
- k. Ariana Welch- medical marijuana
- l. Tracie Bonkowski- medical marijuana
- m. Sheila Manning- medical marijuana
- n. Genevieve Rodzik- medical marijuana
- o. Frank Malone- medical marijuana
- p. Steven Rhode- medical marijuana
- q. Dawn Estes- medical marijuana
- r. Gina Walker- medical marijuana

IV. Approval of Minutes

- a.) May 9, 2017 Council Meeting Minutes

Motion: Trustee Pridemore

I make a motion to approve the May, 9, 2017 Council Meeting Minutes

Second: Trustee Meissen

Vote: all ayes, motion carried.

Motion: Trustee Pruccoli

b.) May 25, 2017 Special Council Meeting Minutes

Motion: Trustee Pridemore

I make a motion to approve May 25, , 2017 Special council meeting minutes as presented

Second: Trustee Meissen

Vote: all ayes, motion carried

V. Consent Agenda - action (Motion to accept consent agenda as presented)

- a. Fire Department Report
- b. DPW Monthly Report
- c. Building Department Report
- d. Planning Commission
- e. Water Report
- f. Health & Nuisance Report
- g. Clerk's Report

May Check Register Totals \$234,798.62 President's approval \$135,261.90
Payroll & Expenses \$35,838.91+\$9,488.72 Grand Total -\$180,589.53

Motion: Trustee Pruccoli

I make a motion that we approve the consent agenda as presented.

Second: Trustee Pridemore

Vote: roll call, all ayes, motion carried.

VI. President's Items:

- a. Set millage rate, general and fire

Motion: Trustee Pridemore

I make a motion to accept the millage rate for general 9.48750, cemetery 0.4125 ,
highway 3.85000 total 13.75

Second: Trustee Meissen

Vote: roll call, all ayes, motion carried

Motion: Trustee Pridemore

I make a motion to accept the fire millage rate at 3.0000

Second: Trustee Meissen

Vote: roll call, all ayes, motion carried

A2) Rhinesmith Contract

Motion: President Dilbert

I make a motion to extend Mr. Rhinesmith contract through another month not to
exceed \$10,000

Second: Trustee Meissen

Vote: roll call , 3 ayes, 3 naves- Trustee Pruccoli, Trustee VanDeKerkhove, Trustee
Pridemore, motion failed

b) SMART contract FY18

Discussion of Transfer Community credits, Municipal credits,

Mr. Fred B and Mr. Jeff spoke on behalf of SMART, SMART transported 4,000 rides to the Village of New Haven residents , discussed the transfer of municipal and community credits that come from ACT 51. Village of New Haven has some unused funds that would like to be transferred credits to continued to be used for transportation for Village of New Haven residents.

c) SMART transfer old funds

Motion: Trustee VanDeKerkhove

I make a motion to transfer Village of New Haven Municipal Credits FY16 \$4,560, FY17 \$4,560, Community Credits FY15 \$2057, FY16 \$6,653, FY17 \$6,653 to Richmond/Lenox EMS Ambulance Transit Service

Second: Trustee Pridemore

Vote: roll call, all ayes, motion carried

d) GLWA water rates

President Dilbert discussed water rates GLWA, have been unchanged are able to keep current water rates .Effective July 2017 current water rate will go unchanged. Sewer rates went down a little bit, the water flow has decreased by 24%

e) Engineer service

Motion: Trustee Pridemore

I make a motion to terminate our services with Fazhal Kahn engineering

Second: Trustee Hasiak

Vote: roll call, all ayes, motion carried

Motion: Trustee Pridemore

I make a motion to post for RFP engineering services

Second: Trustee Pruccoli

Vote: roll call, all ayes, motion carried

f.) Sidewalk replacement

President Dilbert discussed options for the residents to fix damaged sidewalks in front of residents homes.

g) Clark Street paving (Tabled)

h.) Permit bonds

President Dilbert discussed bonds and suggesting that stop collecting bonds on building permits, State of Michigan are highly suggesting that municipalities stop collecting them. Trustee Pridemore ask to verify Ordinance on Bonds and bring amendment back if needed.

VII. Attorney Items:
none

VIII. Approval of Payment of Bills

Motion: Trustee Pridemore

I make a motion to approve the total payment of bills \$213,661.58

Second: Trustee Meissen

Vote: roll call, all ayes, motion carried.

IX. Clerk's Items:

- a) Agenda Items for July 11 2017 meeting date due by July 5, 2017

X. Treasurers Report:

- a) Treasurers Report

Treasurer Whitsett reported the village currently has \$2,633,984.12 at the end of May 2017

Motion: Trustee VanDeKerkhove

I make a motion to accept and file the Treasurer's report as presented.

Second: Trustee Meissen

Vote: all ayes, motion carried.

XI. Unfinished Business

- a. Unsafe structure demolitions-Trustee VanDeKerkhove

Motion: Trustee VanDeKerkhove

I make a motion to begin and pursue the process, take action against the old funeral home through circuit court

Second: Trustee Pridemore

Vote: roll call, all ayes, motion carried

a2. Medical marijuana row/cultivation -Trustee VanDeKerkhove

Mr. Cress representing Nor Properties LLC discussed a commercial grow operation on Rossell in the Village of New Haven , asking to put it on the ballot for the residents to decide.

Motion: Trustee VanDeKerkhove

I make a motion to extend the meeting until 11:00pm

Second: Trustee Pruccoli

Vote: all ayes, motion carried

b. Marijuana facilities-Trustee VanDeKerkhove

Motion: Trustee VanDeKerkhove

I make the motion that the Village of New Haven place the following Yes or No Ballot Measure on the November 7 Election Ballot

(1) Shall the Village of New Haven permit-with-regulation the establishment of and operation of a limited quantity of medical marihuana Grower/s within the village limits, pursuant to Michigan Public Act 281 of 2016

Second: Trustee Hasiak

Vote: roll call, 2 ayes, 4 nays- Trustee Pruccoli, Trustee Meissen, Trustee Pridemore, President Dilbert, motion failed.

Motion: Trustee VanDeKerkhove

I make the motion that the Village of New Haven place the following Yes or No Ballot Measure on the November 7 Election Ballot

(5)Shall the Village of New Haven permit-with-regulation the establishment of and operation of a limited quantity of Medical Marihuana Provisioning Center/s within the village limits, pursuant to Michigan Public Act 281 of 2016

Second: Trustee Hasiak

Vote: roll call, 2 ayes, 4 nays- Trustee Pruccoli, Trustee Meissen, Trustee Pridemore, President Dilbert, motion failed.

Motion: Trustee VanDeKerkhove

I make a motion to establish an exploratory committee of council (3 council members) and Village of New Haven residents (4 residents) to investigate and share publicly the pros and cons permitting with regulation medical marijuana facilities within the Village and to examine and discuss existing and potential language that would permit with regulation medical marijuana in municipalities, pursuant to Public Act 281 of 2016

Second: Trustee Hasiak

Vote: roll call, all ayes, motion carried

Motion: Trustee Pridemore

I make a motion to rescind the 3 initiatives that were passed at the May Meeting.

Second: President Dilbert

Vote: roll call, 5 ayes, 1 nay- Trustee VanDeKerkhove, motion carried

c. STE construction- Trustee VanDeKerkhove

Trustee VanDeKerkhove discussed construction, should we pursue court action on projects not being completed, residents have voiced concerns

d. Vehicle storage- Trustee VanDeKerkhove (Tabled)

e. Marijuana referendum- Trustee Chandler (Absent)

f. Firework ordinance- Trustee Meissen

Motion: Trustee Pridemore

I make a motion to repeal Ordinance 258-4 Section E regarding fireworks in the Village of New Haven

Second: Trustee Meissen

Vote: roll call, 6 ayes, 1 nay- Trustee VanDeKerkhove, motion passed

g. Adopt Lenox-New Haven Historical Society

Motion: Trustee VanDeKerkhove

I make a motion to except the resolution 17-005 Lenox-New Haven Historical Society

Second: Trustee Meissen

Vote: roll call, all ayes, motion carried

XII. New Business

a. Legal Representation -Trustee VanDeKerkhove

APA Law Firm , a new attorney from the law firm will be present for the Village of New Haven Council meetings

b. Medical marijuana grow/cultivation (moved to unfinished business a2)

c. Vacant property-Jessica Balanger

Ms. Balanger discussed Clearview Homes , Village of New Haven will come back with appraisal on properties

XIII. Call from the Floor

- a. Robert Pannel
- b. Rick Dufraine
- c. Alex S
- d. Kyle Kapa
- e. George Drake
- f. Resident
- g. Sheila Manning

Motion: Trustee VanDeKerkhove

I make a motion to extend the meeting , 20 minutes

Second: Trustee Meissen

Vote: roll call, 5 ayes, 1 nay- Trustee Pridemore

XIV. Call from the Table

- a. Trustee VanDeKerkhove estimated that according to the figures presented by Mr. Cress has a taxable value on 3 acres, 1 facility would equate to \$150,000/year in property tax revenue for the Village.
- b. President Dilbert asked for two volunteers for Medical marijuana Committee from Council. The two are: Trustee Pridemore, Trustee VanDeKerkhove and President Dilbert ; Chair will be Trustee Pridemore. First meeting will be as soon as possible. President Dilbert discussed River Days clean up and will try for 2 X s a year, looking at a Fall clean up as well.
- c. Trustee Pridemore asked the Ways and Means committee to schedule a date in July to try to figure out ways to reduce the water bills in the Village

XV. Adjournment

Motion: Trustee Pridemore

I make a motion to adjourn at 11:18 p.m.

Second: Trustee Pruccoli

Vote: all ayes, motion carried

Respectfully Submitted

Corinna Guerrero, Clerk
Village Of New Haven
6/25/2017 11:51:06 AM