



Village Of New Haven

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Council Meeting Minutes November 12, 2013

I. Call to Order/Pledge/ Prayer/Roll Call:

The meeting was called to order at 7:00p.m and President Kincaid led the pledge of allegiance, Prayer by President Kincaid, Council Members in Attendance:

Trustees:

Debra Hill
Jennifer Podgurski
Brett Harris
Jaremy Davis
Terry Tidwell
Daniel Stier

Absent: No Attorney Available

Also Attending:

President Jammie Kincaid
Clerk Deborah Mack
Treasurer Passeno

II. Approval of Agenda;

Motion: Trustee Podgurski

I make a motion to adopt the October 8, 2013 agenda as amended.

ADD- SAW Grant Resolution after Consent agenda, Attorney Items-#A (add)
PNC Bank

Second: Trustee Tidwell

Vote: All ayes- motion carried

- III. Public comments on Agenda items: George Drake- embarrassed by PNC Bank cancelling the accounts held by the Village of New Haven.
- IV. Public Hearing -None
- V. Approval of Minutes

- a. September 10, 2013, Council Meeting Minutes

- a) Motion: Trustee Podgurski

- I make a motion to approve the September 10, 2013 council minutes.

- Second: Trustee Harris

- Vote: All ayes, motion carried.

- b. October 08, 2013 Council Meeting Minutes

- a) Motion: Trustee Podgurski

- I make a motion to approve the October 08, 2013 council minutes.

- Second: Trustee Harris

- Vote: All ayes, motion carried.

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

- a. Police Report submitted
Police Committee
- b. Fire Report submitted
Fire Committee
- c. DPW Report submitted
Sewer & Water Committee
- d. Planning - no report
- e. Parks & Recreation - no report
- f. Ways & Means - no report
- g. Employee Relations-no report
- h. Cemetery-no report
- i. Smart-no report
- J. Treasurer-no report
- k. Building Department
- l. Committee on Streets-no report
- m. Committee on Health & Nuisance
no report
- n. Senior Citizen's Group-no report
- o. Food Bank-no report
- p. EMS Report - no report
- q. Clerk's Report

Check Register total for the Month of October, 2013 \$235,437.13, Presidents approval for the month of October, 2013, \$119,158.19 Payroll for the month of October, 2013 \$52,294.77 and Cost from Payroll, \$11,657.70. Total for the month of October, 2013 \$183,110.66.

Motion: Trustee Tidwell

I make a motion to accept the consent agenda removing the Water and Sewer and the Ways and Means reports.

Second: Trustee Harris

Vote: Roll Call 6 ayes, Harris, Stier, Davis, Kincaid, Tidwell and Hill, 1 nay- Podgurski motion carried.

(Add) SAW Grant Resolution- The Village of New Haven agreed to apply for the SAW Grant. A resolution needs to be adopted tonight due to the December 2, 2013 deadline required by the State.

Motion: Trustee Podgurski

I make a motion to adopt the SAW Grant Resolution.

Second: Trustee Harris

Vote: Roll Call, All ayes, motion carried.

VI. President's Items:

a) 2014-2015 Budget Discussion

President Kincaid stated we need to begin discussing the 2014-2015 budget; however there are several issues that need to be addressed by ways and means, such as sewer rates, water rates, and the Fire Department. There will be a special meeting needed to address several audit issues before establishing the 2014-2015 budget. President Kincaid would like ways and means to look at any option that would enhance our financial picture.

b) Office of Village Attorney

President Kincaid recommends the attorney office of O'Reilly Rancilio to represent the Village of New Haven.

Motion: Trustee Harris

I move that we hire O'Reilly Rancilio as the Village Attorney.

Second: Trustee Podgurski

Vote: Roll call, 5 ayes, 2 nays, Hill and Tidwell motion carried.

VIII. Attorney Items:

a) PNC Bank

President Kincaid stated he would like a motion to seek financial remedy against PNC Bank for withdrawing \$13,781.90 from the Village account to satisfy a garnishment served on a contract employee of Village in 2009.

Motion: Trustee Harris

I move to allow the new attorneys to move forward in litigation against PNC Bank to recover the Villages finances.

Second: Trustee Podgurski

Vote: Roll call all ayes, motion carried.

IX. Approval of Payment of Bills to be Paid-discussion/action

Motion: Trustee Harris

I make a motion to approve the payment of bills in the amount of \$98,869.21.

Second: Trustee Podgurski

Vote: Roll call, all ayes, motion carried.

X. Clerk's Items:

a) Agenda items for December 10, 2013 meeting will be due on December 2, 2013.

b) 2014 Council Meeting Dates-action requested

Motion: Trustee Davis

I make a motion to approve the Council meeting dates.

Second: Trustee Podgurski

Vote: Roll call, all ayes, motion carried.

c) 2014 Planning Commission Dates-action requested

Motion: Trustee Harris

I move that we continue to have Planning commission meetings on the first Tuesday of each month and adopt the 2014 dates.

Second: Trustee Hill

Vote: Roll call, 6 ayes, 1 nay Kincaid, motion carried.

XI. Treasurers report on Finances-discussion/action

- a) Treasurers Report-Treasurer Passeno informed the Council of the adjustment made to our account due to several deposits incorrectly deposited by MSGCU. (See report)

Motion: Trustee Harris

I motion to receive and file the Treasurer's report as of 10/31/2013 in the amount of \$3,136,799.89.

Second: Trustee Podgurski

Vote: Roll call all ayes, motion carried

Treasurer Passeno stated that she received all 9 checks from PNC Bank since closing our accounts and the money has been moved to Michigan Schools and Government Credit Union-(MSGCU). The DWRF check needs a resolution in order to set the account; the treasurer stated she intends to deposit the DWRF check in the Chase bank.

XII. Unfinished Business:

- a) George Drake-Construction Board of Appeals

Mr. Drake reiterated the fact that according to State law 230-1972 a Construction Board of Appeals be appointed to hear his complaint, as of yet no Board has been appointed. Mr. Drake stated he is waiting for the Board so he can appeal his case. No action taken.

- b) Trustee Harris-Report on New Bank Accounts

Trustee Harris asked the Treasurer to have a copy of all the documents pertaining to the closed PNC accounts and the new accounts that have been opened. Trustee Harris wanted to know why PNC Bank stop doing business with the Village of New Haven, the Treasurer responded that she was not sure why.

XIII. New Business

- a) Mr. Chris Dilbert-Water Bills

Mr. Dilbert informed the Council that they need to take a look at how their doing business when it comes to reverted properties and the money lost with regard to the water bills. Mr. Dilbert also addressed the code enforcement ordinance; residual snow removal and business registration, while there are ordinances on the books they don't go far enough to remedy the problems.

- b) Trustee Harris-Recommendation-Ways and Means Committee

Trustee Harris recommends that Council bring on Jimmy Rubio as 40 hours a week employee in the absence of Mike Hardy who is out on medical leave. Trustee Harris cautioned the Council that a letter of understanding between the Village and the Union

is signed stating that Mr. Rubio is not to receive and benefits during this period, and the hourly rate would remain the same.

Motion: Trustee Harris

I move to bring on Jimmy Rubio as a 40 hour employee until Mike Hardy returns to work with a letter of understanding from the Union stating he is not entitled to benefits and the rate of pay remains the same.

Second: Trustee Podgurski

Vote: Roll call, 6 ayes, 1 nay-Tidwell, motion carried

Motion: Trustee Harris

I move to bring on Juwuan Doggett to work until the allotted part-time, seasonal hours are exhausted.

Second: Trustee Podgurski

Vote: Roll call, all ayes, motion carried

c) Trustee Harris-Recommendation-Water and Sewer Committee

- i, Attorney Davis supplied Council with the amendment to the water ordinance for approval dated October 22, 2013

Motion: Trustee Harris

I move to approve the amended Water ordinance as presented effective January 1, 2014.

Second: Trustee Stier

Vote: Roll call, all ayes, motion carried

- ii. Trustee Harris explained the sewer debt monthly payment per household effective January 1, 2014 be tabled until December, 2013 meeting and the Ordinance established.

Motion: Trustee Harris

I move to table the monthly sewer debt until December, 2014.

Second: Podgurski

Vote: All ayes, motion carried.

d) Trustee Harris-Parks and Recreation

Trustee Harris reiterated the fact the Village needs a Recreation plan in effect before April, 2014 in order to apply for grant money which is available. The last recreation plan adopted was dated 1996. President Kincaid stated that Patrick Meagher is still working on the recreation plan.

e) Trustee Harris-SMART Contract

Trustee Harris stated he met with Fred Barbet from SMART and addressed exactly what trips are eligible for Smart dollars. Trustee Harris informed Council that trips taken by the school system cannot be sponsored with Smart funds. Trustee Harris stated that the Schools need to be notified that the BPA and class field trips can no longer be sponsored. SMART is moving in the direction of personal service such as providing rides to medical facilities, doctor appointment and shopping to help people who may not have transportation. Trustee Harris would like any SMART money available transferred to the Parks and Recreation.

f) Trustee Harris-Building Security

Trustee Harris addressed the issue of having the top paid village employee come in and secure the building when he receives a call in the middle of night by the security service. Trustee Harris would like to see the building shut down by 12 midnight.

XIV. Call from the Floor:

A. Higgins, T. Daniels, L. Stoudamire, G. Drake and M. Kylie

XV. Call from the Table: Trustees, Harris, Davis, Clerk Mack and, President Kincaid

XVI. Adjournment:

Motion: Trustee Podgurski
To adjourn the meeting at 8:53pm

Second: Trustee Davis

Vote: All ayes, motion carried

Respectfully submitted,



Deborah Mack, Clerk
Village Of New Haven

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