

**MINUTES
REGULAR VILLAGE COUNCIL MEETING
MONDAY, MARCH 19, 2018 AT 6:30 P.M.**

**COUNCIL MEETS THE FIRST AND THIRD MONDAY EACH MONTH, EXCEPT HOLIDAYS
AT 315 BRIDGE ST. - VILLAGE COUNCIL CHAMBERS; 231.264.9274**

(PLEDGE OF ALLEGIANCE – ROLL CALL -- TAPED MEETING NOTICE)

PRESENT: VILLAGE PRESIDENT JAMES JANISSE; COUNCIL MEMBERS MELISSA WEST, DOUGLAS BRONKEMA, CHUCK (MERTON) SCHULER, BARBARA MULLALY, LARRY BALL AND PATRICIA PERLMAN

STAFF: VILLAGE MANAGER WILLIAM COOPER, DEPUTY CLERK LORI DAWSON, DPW SUPERINTENDENT BRAD KLUCZYNSKI, AND INTERIM HARBOR MASTER TIA BLACKMORE

ALSO PRESENT: INTERESTED CITIZENS – 6

MOTION by **BRONKEMA**, second by **PERLMAN**, to move into Closed Session at 6:31 p.m., in accordance with Public Act 267 of 1976, 15.268 Sec. 8 (c) For strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement if either negotiation party requests a closed hearing.

Roll Call Vote: Ayes—Janisse, Mullaly, Ball, Perlman, West, Bronkema, Schuler; Nays—None.

MOTION CARRIED.

Council returned to Open Session at 6:54 p.m.

MOTION by **PERLMAN**, second by **MULLALY**, to amend the agenda by adding Item B. Manager Evaluation to **NEW BUSINESS**. All present voting yes. **MOTION CARRIED**

MOTION by **MULLALY**, second by **BALL**, to amend the agenda by adding Item C. Village/Trustee Personal Liability to **NEW BUSINESS**. All present voting yes. **MOTION CARRIED**

CONFLICT OF INTEREST: None.

MOTION by **BRONKEMA**, second by **WEST**, to approve the adoption of the Consent Calendar as follows:

A. ACCEPT MEETING MINUTES:

1. Regular Council Meeting – March 5, 2018
2. Downtown Development Authority – January 10, 2018
3. Elk Rapids District Library – February 8, 2018
4. Harbor Commission – February 12, 2018
5. Housing Commission – January 16, 2018
6. Parks and Recreation Commission – February 1, 2018

B. RESOLUTION 18-11 AUTHORIZE LEASE OF FRONT-END LOADER

C. RESOLUTION 18-12 AUTHORIZE PURCHASE OF PICK-UP TRUCK WITH PLOW

D. APPROVAL OF BILLS in the amount of \$116,695.48 and payroll in the amount of \$57,290.95

All those present voting yes. **MOTION CARRIED.**

CITIZEN COMMENTS: Two citizens spoke.

President Janisse opened a Public Hearing at 7:11 p.m.

PROPOSED ORDINANCE #476— Amendment to the General Code of Ordinances, Chapter 62 – Utilities, Article II, Water Service, Division 2. Rates and Charges, Section 62-46. Benefit Charge (3)b.

Hearing no public comment, the Public Hearing was closed at 7:14 p.m.

MOTION by **WEST**, second by **MULLALY**, to adopt **PROPOSED ORDINANCE #476**— Amendment to the General Code of Ordinances, Chapter 62 – Utilities, Article II, Water Service, Division 2. Rates and Charges, Section 62-46. Benefit Charge (3)b.

Roll Call Vote: Ayes—Mullaly, Ball, Perlman, West, Bronkema, Schuler, Janisse; Nays—None.

MOTION CARRIED.

VILLAGE MANAGER REPORT: None this evening.

UNFINISHED BUSINESS:

- A. Resolution 17-25: Accept Gift of 112 Dexter Street Property.** After discussion, by unanimous consent the Council determined to take no further action.
- B. Curbside Pick-up.** After discussion, by unanimous consent the Council determined to take no further action.
- C. PROPOSED ORDINANCE #485**—An amendment to the General Code of Ordinances, Chapter 9--Parks and Recreation. (Public Hearing is 4-2-18)

NEW BUSINESS:

MOTION by **BRONKEMA**, second by **PERLMAN**, to approve the **POLICE UNION CONTRACT**, pending agreement by the Police Union.

Roll Call Vote: Ayes—Ball, Perlman, West, Bronkema, Schuler, Janisse, Mullaly; Nays—None.

MOTION CARRIED.

MANAGER EVALUATION FORM—After discussion, by unanimous consent the Council determined the evaluation form will be emailed to council members or will be available for pick-up at the Governmental Center. They are to be filled out, signed, and returned via email or in an envelope provided by the village office.

VILLAGE TRUSTEE PERSONAL LIABILITY—Village President Janisse read for the record a statement by Village Attorney Scott Howard. In summary, any concerns with the village manager should be brought to the village manager or village president. Any concerns with staff should be brought to the village manager, then board of trustees if necessary. President Janisse explained that trustees speaking in public or to the public, or directly to employees about employee concerns or issues, may incur personal liability for harassment, liable or defamation. President Janisse emphasized the Village of Elk Rapids as a governmental unit, the board of trustees as a governmental body and/or the village president, shall not incur the liability for such actions by an individual trustee. Each trustee acknowledged understanding of the attorney's statement.

CORRESPONDENCE

REPORT FROM COMMITTEES/COMMISSIONS:

Commission and township report details may be found in their respective minutes.

GREEN ER – Royce Ragland informed the council that May 20, 2018 at 10 a.m. will be “The Blessing of the Waters.” Water Walker Josephine Mandamin, will be present at the event. Ragland suggested that the village consider honoring Mandamin in some way for her accomplishments.

MONTHLY CONSOLIDATED STAFF REPORT

UPCOMING MEETING DATES AND OTHER EVENTS:

The next Regular Council Meeting is Monday, May 2, 2018 at 7:00 p.m.

MOTION by **SCHULER**, second by **MULLALY**, to adjourn the meeting at 9:03 p.m.

All those present voting yes. **MOTION CARRIED.**

Caroline Kennedy, Assistant Manager/Clerk

Approved by James Janisse, President

Date