

VILLAGE OF THREE OAKS REGULAR COUNCIL MEETING – DATE: 05-08-19

Chair called Village Council Meeting to order at 7:00 PM at Three Oaks Village Hall.

Pledge of Allegiance: Yes

Roll Call: Present: Graziano, Kramer, Thomas, Newquist, Zebell, Grosse

Absent: Pappa

Approval of the Agenda as presented by Village Manager, Michael Greene. Moved: Thomas Supported: Kramer Aye: 6 Nay: 0 Absent: 1 Abstain: 0 MOTION CARRIED.

Public Comment on the Agenda: Gene Svebakken asked to speak on behalf of the Planning Commission.

Approval of the Consent Agenda to include: Approval of Minutes of the Regular Council Meeting held on 04-10-19. Acceptance of the 04-01-19 Parks & Recreation Minutes, the 04-02-19 Planning Commission Minutes and the 04-23-19 Planning Commission Special Meeting Minutes and the Planning Commission 2018 Annual Report, and the 04-03-19 DDA Meeting Minutes. Approval of the Police Department's Report and the Resolution endorsing the Berrien County Non-Motorized Vision. Approval of Invoices to be paid (\$45,870.36), Approval of Disbursements made from April 1 through April 30, 2019 (\$78,442.82) and Approval of Prepays, and Payroll as paid (\$46,098.32). A Motion was made to approve the Consent Agenda as presented by Village Manager, Michael Greene. Moved: Kramer Supported: Newquist Aye: 6 Nay: 0 Absent: 1 Abstain: 0 MOTION CARRIED.

- **ENFORCEMENT of PUBLIC UTILITY EASEMENT at JOURNEYMAN DISTILLERY:** Attorney Hilmer is reviewing and finalizing this agreement regarding the public utility easement issue at Journeyman Distillery. It will be tabled until June's council meeting.
- **ZONING CHANGE REQUEST for the ENTERPRISE PARK:** The Planning Commission held a special meeting on 04-23-19 to hear an amended conditional zoning change request from Shoreline Development, the developer for this project. They agreed to remove the commercial development requirement from their original proposal. The Planning Commission voted to recommend the that conditional rezoning be approved and sent to Council for their approval. Shoreline is currently drafting this updated agreement. Once it has been completed and submitted to Village Hall and reviewed by Attorney Hilmer it will be presented to Village Council for official approval. It was tabled for now.
- **UIS SCADA PROPOSAL for COMPLETING COMMUNICATION LINK of the ALARM SYSTEM BETWEEN the WATER PLANT and the WATER TOWER.** UIS SCADA, a company out of Dexter, Michigan presented a proposal to complete the PLC communication work on the Water Tower that will transition the communication link from a hard-wired alarm system to a radio transmitted alarm system between the water tower and water plant. Their quote is \$7,985.00 to complete the work. This final step will allow the Village to move away from the costly AT & T bill to a more affordable phone service. **A Motion was made to award the contract to UIS SCADA for \$7,985.00 to install (1) (customer supplied) PLC on the water tower and provide programming of the Master Unit at the water plant in order to provide communications between the two locations. Moved: Graziano Supported: Zebell Aye: Graziano, Kramer, Thomas, Newquist, Zebell, Grosse Nay: None Absent: Pappa Abstain: None MOTION CARRIED.**
- **ORDINANCE #218 – UPDATE FRANCHISE AGREEMENT WITH I & M POWER COMPANY (AEP):** The original ordinance (#96) was in effect for 30 years, and expires in a few months on August 10, 2019. I & M Power is proposing a 30 year renewal of this ordinance. It was recommended that approval be tabled for now in order to allow time for Attorney Hilmer to add additional specifications pertaining to advance notifications from I & M prior to them starting any work in the Village.
- **FIREWORKS REQUEST for SATURDAY, JUNE 8, 2019 from FLAG DAY COMMITTEE:** In conjunction with Flag Day weekend, the Flag Day committee submitted a request to hold a fireworks display on Saturday, June 8, 2019 beginning at dusk. They have already provided the Village with a copy of their insurance coverage, and have received verbal approval from both the Police Chief and the Fire Chief. This is in conjunction with Flag Day weekend. **A Motion was made to grant approval to the Flag Day committee to hold a fireworks display on Saturday,**

June 8, 2019 pending the written approval of the Fire Chief. Moved: Graziano Supported: Zebell Aye: 6 Nay: 0 Absent: 1 Abstain: 0 MOTION CARRIED.

- **ROTARY CLUB of HARBOR COUNTRY – SPECIAL EVENT LIQUOR LICENSE REQUEST:** The Rotary Club of Harbor Country is seeking to expand their annual Ribfest event by including a beer and wine tent. This event is scheduled to take place on private property at 215 Ash Street on Saturday, July 20, 2019 from 5:00 pm to 10:00 pm. They have already received approval from the elementary school (because 215 Ash Street is within 500 feet of the school), and have received approval from the Police Chief, Dennis Buller and have secured insurance for the event. In order to apply to the State for the special one (1) day liquor license it is beneficial to show/confirm local government approval. **A Motion was made to approve the request from the Rotary Club of Harbor Country for a one (1) day Special Event Liquor License to sell beer and wine at 215 Ash Street on Saturday, July 20, 2019 from 5:00 to 10:00 pm. pending Village Hall receiving a copy of the insurance coverage and approval from the Fire Chief. Moved: Newquist Supported: Kramer Aye: 6 Nay: 0 Absent: 1 Abstain: 0 MOTION CARRIED.**
- **PLANNING COMMISSION:** Council Member, Colleen Newquist reported that a special committee has been appointed to research the Marijuana issue; that the special use request for selling fireworks was approved by the Planning Commission and that the Master Plan is going through its final changes and will be ready for approval shortly.
- **DDA:** DDA chairperson, Angela Reichert reported that the DDA has approved their Master Plan; that they are looking into the possibility of a façade program for the downtown area; that plans are underway for the Wurstfest festival; that the DDA is placing ads in three (3) magazines promoting the Village of Three Oaks and that the DDA is contributing to the Merchant Stroll which will take place on Saturday, May 11th. She also expressed concern that the trash cans in the downtown area are not being emptied on a regular basis.
- **PUBLIC COMMENT:** Audience Member, Gene Svebakken (Planning Commission Chairman) reported that the sidewalk committee has completed their review and will make their recommendations in a report that has been compiled for the Council. He also stated that a committee has been appointed to review the new Marijuana law in regards to how it may apply to the Village.
- **VILLAGE MANAGER’S UPDATES:** Mike Greene, Village Manager, reported that the dredging is tentatively scheduled for July. If weather does not cooperate, it will be done in the Fall. He will research other options if the currently contracted company cannot complete the project, as the completion of the dredging project is essential in order to begin the sewer system upgrade project. Mike also reported that there was a pre-construction meeting held on Monday, May 6th with Walsh & Kelly. The street projects may begin in mid-June, rather than August as originally expected. There also is a need for a change order to do curbs & gutters – no sidewalks will be done this year. Smoke testing has been scheduled for the 1st week in June. Mike also said that Michigan Rural Water Association will provide a technical explanation of the “bad-tasting” water in a report to Council.
- **VILLAGE PRESIDENT’S UPDATES:** Dave Grosse, Village President reminded everyone that the downtown merchants are holding a “Spring Stroll” this Saturday, May 11th, and he reported that mowing notices for lawn violations are being issued to homeowners.
- **MEETING ADJOURNED AT: 7:35 pm**

Submitted by:

Cynthia E. Moynihan,
Three Oaks Village Clerk
Minutes for the 05-08-19 Council Meeting
APPROVED at the 06-12-19 Council Meeting