

VILLAGE OF THREE OAKS REGULAR COUNCIL MEETING – DATE: 06-13-18

Chair called Village Council Meeting to order at 7:00 PM at Three Oaks Elementary School at 100 Oak Street, Three Oaks, MI.

Pledge of Allegiance: Yes

Roll Call: Present: Capiak, Graziano, Kramer, Pappa, Zebell, Heemstra, Grosse

Absent: None

Approval of the Agenda as presented by the Village Council President. Moved: Capiak Supported: Heemstra Aye: 7 Nay: 0 Absent: 0 Abstain: 0 MOTION CARRIED.

Public Comment on the Agenda: None

Approval of the Consent Agenda to include: Approval of Minutes from the Regular Council Meeting held on 05-09-18 and the Special Meeting on 05-16-18, Acceptance of the 05-07-18 Parks & Recreation Board Minutes and the 05-02-18 DDA Minutes and the 04-04-18 Planning Commission Minutes. Approval of Invoices to be paid (\$87,869.43), Approval of Disbursements made from May 1 through May 31, 2018 (\$66,389.51), and Approval of Prepays, and Payroll as paid (\$44,547.41). Moved: Kramer Supported: Graziano Aye: 7 Nay: 0 Absent: 0 Abstain: 0 MOTION CARRIED.

- **HARBOR COUNTRY PUBLIC ARTS INITIATIVE (HCPAI) SCULPTURE PLACEMENT AGREEMENT:** Village Manager, Mike Greene recommended that the HCPAI Sculpture Placement Agreement be approved. This allows for the placement of (3) three sculptures within the Village with the HCPAI acquiring them and paying for all related expenses. The agreement is a (2) two year agreement with a clause stating that at any time after a sculpture has been approved and installed, either party, with a 90-day written notice may request that it be removed from display. Trustee, Darlene Heemstra asked why there would be such a clause if Council had already approved the sculpture. Village President, Dave Grosse responded that it would allow for the option of removing it if Council later changed its mind. **A Motion was made to approve the (2) two year Sculpture Placement agreement with Harbor Country Public Arts Initiative (HCPAI). Moved: Graziano Supported: Capiak Aye: 5 Nay: 2 Absent: 0 Abstain: 0 MOTION CARRIED.**

- **A RESOLUTION TO SET THE 2018 TAX MILLAGE RATE:** A Motion was made to approve a Resolution to set the 2018 millage rate at 9.0015 mills for General Operations and 3.6004 mills for Streets for a total of 12.6019 mills. This represents no change in the Millage rates that were previously set in 2017. Moved: Capiak Supported: Heemstra Aye: 7 Nay: 0 Absent: 0 Abstain: 0 MOTION CARRIED.

- **INFRASTRUCTURE ALTERNATIVES, INC. (IAI) – WATER & SEWER SERVICE CONTRACT PROPOSAL:** There was a brief discussion about the proposed IAI contract for the management of the Water & Sewer Plants. There are lots of details to be absorbed and reviewed. It was suggested that a committee be appointed to review the contract and make a recommendation to the Council at its July meeting. Dave Grosse appointed council members John Pappa, John Kramer and Darlene Heemstra to the committee. This interim (one year) contract will be considered at the July 11, 2018 council meeting.

- **VILLAGE of THREE OAKS SEWER ORDINANCE IN REGARDS TO JOURNEYMAN DISTILLERY's REQUEST for a TIME EXTENSION TO BEGIN HAULING AWAY WASTE:** Village Council stated that they are very happy to have Journeyman Distillery in town, and want to reach a solution that is going to be agreeable to them and beneficial for the sewer lagoons. The Village's wastewater system was designed to hold twice the waste that is currently being treated. It is not the volume of waste, it is the concentration of waste entering the system that is creating the issue of not being able to meet testing requirements and DEQ standards during the spring and fall discharge. A new system has been implemented to mechanically add oxygen to the ponds in order to aid the bacteria in processing the industrial waste as part of the short-term solution. In addition, it was recommended that an Industrial Pretreatment Program (IPP) be written and implemented. Journeyman agreed to haul off its waste on an interim basis for 90 days in order to allow the sewer lagoons to begin repairing themselves in hopes that the fall discharge will meet DEQ standards. They said that it would take at least two to four weeks to get this in place and requested that the June 15, 2018 deadline be extended in order to allow them more time to facilitate these changes. Journeyman had many supporters in the audience speaking of the

benefits of such a large employer moving into and operating within the Village, and the fact that as a result, many spin-off businesses have been created and are thriving. Dave Grosse, Village President said that the Village is not “anti-Journeyman”, but that the decisions that need to be made are solely to maintain the sewer system. A long-term solution will cost millions and millions of dollars and will increase and affect the rates residents pay for the next 20 to 30 years. Council member, Darlene Heemstra said that the new Master Plan’s vision needs to be considered in determining a long term solution. She said that the waste that is going in needs to be stopped, but urged the Council not to be short-sighted. Council member, John Pappa questioned why the residents should be asked to pay additional costs for a system that would be necessary as a result of only one business that is not complying with the ordinances currently in effect. He stated that it is necessary for the sewer ponds to have time to re-generate prior to the fall discharge, and by stopping the discharge immediately it will help facilitate the process. Village Manager, Mike Green, working with the Village’s engineers, will work on long-term solutions and create a list of options and their potential costs and benefits for the wastewater issue to present to Council for consideration over the next 90 days. **A Motion was made to enforce an order to cease the discharge of industrial waste by Journeyman Distillery on or before June 27, 2018. Moved: Pappa Supported: Graziano Aye: Graziano, Kramer, Pappa, Zebell, Grosse Nay: Capiak, Heemstra Absent: None Abstain: None MOTION CARRIED.**

- **PARKS & RECREATION BOARD:** The minutes from the June 4, 2018 meeting were not yet available. The next meeting is scheduled for 7:00 pm on Monday, July 2, 2018.
- **PLANNING COMMISSION:** The minutes from the June 5, 2018 meeting were not yet available. The next meeting is scheduled for 7:00 pm on Tuesday, July 10, 2018. Council member, Darlene Heemstra stated that work is beginning on the long process of updating the Master Plan. She asked for lots of input from the Village residents. It is their opportunity to express what they would like to see the Village look like in 5 to 10 years.
- **DDA BOARD:** The minutes from the June 6, 2018 meeting were not yet available. The next meeting is scheduled for 5:30 pm on Wednesday, July 11, 2018.
- **VILLAGE MANAGER’S UPDATES:** Mike Greene, Village Manager, reported that Walsh & Kelly began construction on the municipal parking lot last week and will have it completed prior to this weekend for Flag Day. The work on Generations Drive has been delayed until after Flag Day. He indicated that Elm Street would be closed beginning at noon on Sunday, June 17th for the Flag Day parade.
- **VILLAGE PRESIDENT’S UPDATES:** Dave Grosse thanked Heidi Clark for the use of the elementary school for tonight’s council meeting. He reminded everyone about the upcoming events this weekend for Flag Day. He also said that a very special ceremony was going to be held for seven (7) year old Kennedy Arney who has Juvenile ALS (Lou Gehrig’s disease). Her dream has been to become a police officer so she will be presented with a police uniform, a badge and a SUV police squad car that she will be driving in the parade. A very special day for her.
- **MEETING ADJOURNED AT: 9:14 pm**

Submitted by:

Cynthia E. Moynihan,
Three Oaks Village Clerk
Minutes for the 06-13-18 Council Meeting
Were **APPROVED** at the 07-11-18 Council Meeting