

VILLAGE OF THREE OAKS COUNCIL MEETING - DATE: 06/10/2009

Chair called Village Council Meeting to order at 7:02 PM at the Three Oaks Village Hall.

Pledge of allegiance

Roll Call: Present: Bartos, Capiak, Kramer, Pappa, Whittaker, Grosse

Absent: Graziano

Approval of agenda: Moved: Whittaker - Supported: Bartos Aye: 6 Nay: 0 Motion Carried.

No additions to the agenda.

Public comments: None

Approval of Consent Agenda, which includes:

Approval of Minutes from May 13, 2009, Approval of Invoices to be paid, Approval of Disbursements from May 14 thru June 10, Prepaids, and Acceptance of Payroll as paid, Acceptance of Treasurer's Report, and Resolution re: Stimulus Plan.

Moved: Capiak, Supported: Kramer. Roll Call: Aye: Bartos, Capiak, Kramer, Pappa, Whittaker, Grosse. Nay: None Absent: Graziano. Motion Carried

Committee Reports:

- **Administration:** Cheryl Capiak reported that work is completed on the 2009-2010 budget and the deficit elimination plan. She will meet with her committee on June 23rd to work on updating the Employee Handbook for the Village of Three Oaks.
- **Public Safety:** No report.
- **Police:** Written reports submitted.
- **DPW – Streets:** John Kramer reported that 5 dead trees need to be removed. A motion to hire PEEK'S TREE EXPERTS to remove the 5 dead trees and grind the stumps at a total cost to not exceed \$2,750.00 was made. **Moved: Kramer, Supported: Capiak. Aye: 6 Nay: 0 Absent: 1. Motion Carried.**
- **DPW – Water:** John Pappa reported that there are on-going problems with the motors, pumps and the Lift Stations. He requested that Wightman & Associates be contacted to get a Spec Sheet so that bids can go out to determine the cost for the repairs. The issue of Nate Smith not being properly trained was addressed. Bruce Hauch needs to have "back-up", but doesn't have time to properly train Nate because of the volume of ongoing work. It was recommended that a part-time employee be hired for mowing, or to contract with a lawn service firm, to free up time for Nate to work side-by-side with Bruce to be properly trained. A motion was made to trade in the Sewer Department's Bobcat which only has 240 hrs of usage on it (over a 15 yr period), for a new 56" 4-wheel drive Bobcat lawn mower. This is an even swap with no money changing hands. **Moved: Pappa, Supported: Bartos, Aye: 6, Nay: 0, Absent: 1. Motion Carried.**
- **DDA/Planning:** Sue Bartos stated that the DDA met on Tuesday, June 2nd at 6 pm and the Planning Commission met @ 7 pm. The members of the former DDA will meet with Dan Fette of Berrien County to be advised how on to reform the DDA and get an approximate cost for the reorganization. The Planning Commission needs to create a new Capital Improvement Budget – they will begin work on that in the fall. Jan Grayson is spearheading the committee for making a list of Capital Improvements for the Village.

Correspondence: None.

Old Business:

- **Adult Entertainment Ordinance** – Attorney Hilmer is updating the Ordinance. It should be drafted and available for review by the July 8th council meeting..

- **2009-2010 Proposed Budget:** The 2009-10 budget has been prepared and will be reviewed by the Village Council at a special Budget Workshop meeting on Tuesday, June 23 at 6:30 p.m. There will be a Public Hearing prior to the regular council meeting on Wednesday, July 8th to present the 2009-2010 proposed budget to the public.

New Business:

- **Deputy Clerk/Treasurer Appointment:** A Motion was made to appoint Janet Nekvasil as the Deputy Clerk/Treasurer to act on behalf of the appointed Clerk or Treasurer in the event that neither of them are available. There is no pay increase associated with this appointment. **Moved: Capiak, Supported: Bartos. Roll Call: Aye: Bartos, Capiak, Kramer, Pappa, Whittaker, Grosse. Nay: None. Absent: Graziano. Motion Carried.**
- **Slurry Seal of Downtown area:** Discussed quote of \$16,000 to slurry seal Elm Street from the stoplight on US12 to the Post Office at Sycamore. This should last approximately 3 to 4 years.
- **Approval of Deficit Elimination Plans:** A Motion was made to pass the 4 Resolutions and submit them to the Department of Treasury, State of Michigan as soon as possible. **Moved: Capiak, Supported: Bartos. Aye: 6, Nay: 0, Absent: 1. Motion Carried.**
- **TOBA Fireworks Permit:** – A Motion was made to add the Village of Three Oaks as an additional insured to the insurance policy in order to hold the fireworks display on July 4, 2009 at Watkins Park.. **Moved: Bartos, Supported: Kramer. Aye: 6 Nay: 0 Absent: 1 Motion Carried.**
- **Discussion only:**
- **Restoration of Police Department Hours:** Three Oaks Township has agreed to pay an additional \$2,500 per month in order to reinstate 24/7 police coverage effective immediately. This contract is in effect for a period of 6 months, after which time it will be reviewed. June's payment will be pro-rated. A Motion was made to accept the First Amended Law Enforcement Services Agreement between the Village of Three Oaks and Three Oaks Township for a period of 6 months. **Moved: Kramer, Supported: Capiak. Aye: 6 Nay: 0, Absent: 1 Motion Carried.**
- **Crosby Oaks / Living Oaks:** Plans have been turned in for Crosby Oaks. MDEQ applications are being turned in for approval.
- **Quote for repairing US12 Lift Station:** Not available yet.
- **Schwark Road Drain progress:** The drain commissioner will take bids on June 29, 2009. On July 16, 2009, the appropriation \$ amounts will be handed out to the affected property owners.
- **Revision of Building Permit Fees:** Will review the proposed new, updated fees prior to the next council meeting. These proposed permit fees are now in line with adjoining communities.
- **Meeting adjourned at 8:04 PM**

Submitted by:

Cynthia E. Moynihan
Village Clerk

Approved _____