

The regular meeting of the Elberta Village Council was held on Monday, January 14, 2012 at 7:00 p.m. at the Community Building, 401 First Street, Elberta.

The Pledge of Allegiance was recited at the beginning of the meeting.

Present: R. Manville, Bower, Jenks, L. Manville, Holmes, Gattrell, Wilkins and Stapleton.

Absent:

Guests: Laura Manville, Ken Bonney, Emily Votruba, Carolee Ness, Lois Schram, Connie Manke, Marcia Stobie, Charlie Hendershott, Mark Held, Loy Putney, Max. Kessler, Ross Thorsen, Steve Hagen and Bill O'Dwyer.

APPROVAL OF MINUTES: Jenks pointed out that in the minutes under Water and Sewer it had said that there had been no monthly meeting at BLUA. She said that was incorrect as the monthly meeting had been held on the Thursday after the Village's Monday meeting. Jenks also said that under Beach it said pay pay instead of pay pal.

Motion by Jenks supported by Holmes to approve the minutes from December 17, 2012 with the changes. Yeas – 7.

APPROVAL OF AGENDA:

Wilkins asked that # 3 – Solstice committee appointee and # 4 – Farmer's Market grant be added to the agenda. Motion by Jenks supported by L. Manville to approve the agenda with the additions. Yea – 7.

PUBLIC COMMENT:

Sue Oseland reminded all those in attendance about the postal meeting scheduled for January 25 at 2 p.m. at the Community Building. The meeting is with postal authorities to discuss the future of the Elberta Post Office.

CORRESPONDENCE: Carl Noffsinger's letter of resignation as Zoning Administrator was discussed. His resignation was effective as of January 4, 2013 and was turned in on Monday January 7. A variety of correspondence

concerning the Putney property and Mr. Putney's land use permit application were discussed. L.Manville expressed her displeasure with the clerk for failing to provide the Council sooner with all the e-mail and correspondence concerning the Putney situation that was included in the packets.

#### APPROVAL OF THE BILLS:

L.Manville said the receipt report showed a total of \$23,435.36. Motion by L.Manville supported by Holmes to approve for the month of December the accounting checks in the amount of \$18,962.37 (which includes \$174.62 for P&R) and payroll in the amount of \$9,933.99 for a total of \$28,896.36. Yeas  
- 7

Department heads were heard from.

DPW Superintendent: Bonney said he would like to rebuild the old Village service truck . He said there are a number of things wrong with it and he feels that it can be redone for about \$6,000. This would include his labor. He would put a dump box on it. The Council asked where the money would come from. Laura Manville said the \$6,000 could come out of Major and Local Streets. She said there is a substantial balance in these accounts. The Council felt that would be a good idea to repair the old truck.

Bonney said there was wood stored in the well house to be used on the siding for the LSS. He asked if Thorsen should be given the go ahead to work on the siding. Laura Manville said the Village still owes Thorsen over \$4,000 for his work from last year on the LSS. She said that he has been very good about being reimbursed piece meal through payment of his taxes and utility bills. Laura Manville said the whole waterfront park fund is in a negative balance of approximately \$8,000. The Council would like to see an estimate of what it would cost for the proposed work on the LSS.

P&R: Stapleton turned the reporting over to Wilkins. Wilkins said P&R found out there was a grant for a card swipe for purchases at the Farmer's Market. She said they are actively looking for other grants. Wilkins said that it is apparent that people are still driving on the beach. She said the next

Solstice meeting will be at the Library Building at noon on January 27. Wilkins said that Votruba has talked to Sarah Lucas about the Recreation Plan. She also said the Christmas tree sales made a profit of over \$500.

Laura Manville said that she had received a letter from the DNR concerning guidelines for an updated recreation plan. She said would give it to Wilkins at the budget committee meeting on Wednesday.

Beach: R.Manville said that any problems on the beach can be reported to Jenks or himself. Wilkins said that she would like to be on the Beach committee. R.Manville agreed.

President's Report: R.Manville discussed the Judge's ruling in the Village's favor in the Putney case. He also said that he had talked with Joe Quandt concerning a payment plan for their law firm in the Putney case. R.Manville said that he had told Quandt the Village would pay \$2,000 per month. The Village has already paid almost \$7,000 and still owes about \$26,000. R.Manville said that he will look into an insurance policy that will give the Village better coverage in the future. He will bring figures back to the February meeting. The Village's present policy only covers zoning issues that have monetary issues involved.

Budget Committee: The budget committee will meet on Wednesday, January 16 at 7 p.m. at the Village Office.

Municipal Buildings: Holmes said he would like to see the library roof replaced. The Council asked if the Township was going to help with the costs. Laura Manville said that the Township currently pays all of the utilities plus a \$1,500 a year in rent.

Master Plan: L.Manville said that the Planning Commission will meet on February 5. Conducting a professional review of the present ZO was discussed. Stobie suggested that Dave Niger be contacted concerning Village Zoning/Zoning Administrator. She said that Niger is the ZO for Crystal lake Township and works three hours per week.

## AGENDA:

1.D/A Zoning Administrator – Appointment. R.Manville said that a Zoning Administrator needed to be appointed tonight. Putney sent in an application for a land use permit that was dated for January 8 and received in the Office on January 9. The ZO has 15 business days in which to respond. This would be approximately on January 28 – 29. Ken Bonney has submitted a letter of interest for the Zoning Administrator’s position. L.Manville thought that Bonney should be appointed ZA. Gatrell also thought that Bonney would be a good choice. Jenks thought Bonney could be appointed temporarily to the position. She said that she would like to see about Niger. Stapleton said that he had no issues with Bonney but thought it would be important to have someone with zoning experience. He thought it would be beneficial to appoint someone outside the Village. Stapleton also felt that the position should be posted. He discussed either appointing Josh Mills for the position or a least having him help Bonney if he is appointed. Stapleton called Mills and he said Mills said that he would fill in temporarily if the Council wanted him to. Motion by Stapleton to appoint Josh Mills as temporary ZA. Motion died for lack of support. Motion by L.Manville supported by Holmes to appoint Ken Bonney as temporary Zoning Administrator. Yeas – 6 Nay – 1 Stapleton

2.D/A Recreation Plan - New. The present recreation plan that the Village has was created for the Village by the Council of Governments. It was a five year plan and is set to expire in April of 2013. In order to apply for grants, an up to date recreation plan is necessary. A revised recreation plan was discussed at length as well as the steps required by the DNR to create the plan.. Motion by L.Manville supported by Stapleton to encourage the P&R to revise the current recreation plan and have an advertised public hearing before the February Council meeting with action to be taken at the regular meeting following the public hearing. Roll call: R.Manville – yea, Jenks – yea, L.Manville – yea, Holmes – yea, Gatrell – yea, Wilkins – yea, Stapleton – absent.

3.D/A Solstice Appointee. Motion by Jenks supported by L.Manville

to appoint Bill O'Dwyer to the Solstice Committee. Yeas – 6.

4.D/A Farmer's Market Grant. Sue Oseland explained that she would like to apply for a grant to receive a card swipe for purchases made at the Farmer's Market. The card swipe would accommodate credit, snap and bridge cards. The managing of the card swipe would require more hours for the Market Master with approximately \$100 more per month. Motion by L.Manville supported by Jenks to approve Oseland applying for a grant for the accusation of a card swipe and to further approve additional hours for the Market Master to manage the device. Yeas – 6.

Public comment was heard.

Stobie asked that the new ZA meet with the PC at least every other month. She said that before leaving her Commissioner's seat she had talked to Sheriff Heckman concerning the Elberta Beach. Stobie said that Heckman had told her that he wasn't aware of any problems on the Elberta beach. This brought much laughter from the audience. Jenks and Bonney both have talked to the Sheriff numerous times concerning problems on the beach.

Votruba asked about apartments in the Zoning Ordinance. L.Manville said there is not a clear definition for apartments in the current ZO. She said that there isn't a clear definition for this particular case. Votruba said that she hoped that with the Putney case things could be put in the past and Votruba welcomed Mr. Putney to the Village.

Wilkins said that she was still concerned about the beach. She said that people are still driving on the beach. Wilkins said that one Village resident bragged on face book that there was nothing any one could do him and he would continue driving on the beach. He stated that if any signs were put up he would just drive over them. Wilkins encouraged everyone to check out his statements in the Alert facebook page.

Oseland thanked Bonney for all of his work during the power outage. Applause.

Thorsen had handed in a thank you to the Council and the Council also thanked him for his work. Applause.

Motion accepted to adjourn.

Sharyn Bower, Clerk

Village of Elberta