

1 REGULAR MEETING OF THE ELBERTA VILLAGE COUNCIL and PUBLIC HEARING  
2 FOR ORDINANCE TO REDUCE THE VILLAGE COUNCIL TRUSTEES  
3 401 FIRST STREET (COMMUNITY BUILDING) ELBERTA MI. 49628  
4 APRIL 16, 2014  
5 7:00 PM  
6

7 CALL TO ORDER at 7:01 pm

8 PLEDGE OF ALLEGIANCE

9 ROLL CALL: JOYCE GATRELL X KEN HOLMES X DIANE JENKS X HOLLY O'  
10 DWYER X BILL SOPER X (two vacant seats)

11 Motion by O'Dwyer to close regular meeting and go into a public hearing on an ordinance to  
12 reduce the number of council trustees to four. Supported by Gatrell, All Ayes. Motion carried  
13 No Public Comment on ordinance.

14 Motion by O'Dwyer to close public hearing and resume regular council meeting. Supported by  
15 Gatrell. All Ayes. Motion Carried

16 Motion by Holmes to approve Minutes of March 19, 2015 Regular Council Meeting with one  
17 change noted. Supported by O'Dwyer. All Ayes. Motion Carried

18 Motion by Gatrell to Approve Agenda as amended. Supported by O'Dwyer. All Ayes. Motion  
19 Carried.

20 Brief public comments. There was no comment from the public

21 Correspondence - A letter from Robin Rommell regarding the Solstice Festival was read into the  
22 minutes by O'Dwyer.

23 Motion by O'Dwyer to approve the Treasurer's Report. Supported by Holmes. All Ayes.

24 Motion Carried

25 There are no non-routine bills to approve

26 Old Business

27 Waterfront Grant Change Order – Motion by Gatrell to accept terms and approve Change  
28 Order #3 on the Waterfront Grant for the Elberta Ferry Dock Demolition. Supported by  
29 Holmes. All Ayes. Motion Carried.

30 The April 12, 2015 Bridal Expo was successful. 36 vendors, 35 brides, and over 155 of  
31 the general public attended.

32 AGENDA

- 33 1. ORDINANCE No. 30. Reduce Village Council Trustees from Six to Four was read into  
34 the Minutes by O'Dwyer. Motion by Holmes to adopt Ordinance 30, an Ordinance to  
35 provide for the reduction in the number of trustees on Village Council. Supported by  
36 Gatrell. All Ayes. Roll Call: Gatrell Aye, Holmes Aye, Jenks Aye, O'Dwyer Aye,  
37 Soper Aye, two vacancies. Ordinance Adopted  
38 2. Discussion of Issues associated with existing Village Ordinance 9.

- 1 a. Issue 1 Chimney Height. Ordinance No. 9 references the building code that is  
2 administered and enforced by the County, so there is no need to amend the Fire  
3 Ordinance for the chimney height.
- 4 b. Issue 2 – Fire Pit Permit. Motion by Holmes to implement a fire pit permit for  
5 residential fire pits. Supported by O’Dwyer. A sample form was marked up and  
6 voted on. The permit will cost \$25 and will require annual renewal. 4 ayes, 1 nay.  
7 Motion Carried.
- 8 c. Issue 3 – Prohibited the installation of new or replacement outdoor stand-alone  
9 wood burners would be a new ordinance. This will be on the May Council  
10 Agenda
- 11 3. Auditor and Mowing Bids
- 12 a. Selection of new firm for Village Auditing Services. Motion by Soper to engage  
13 Baird, Cotter & Bishop for a three year contract for auditing services as  
14 recommended by the BFA Committee. Supported by Holmes. All Ayes. Motion  
15 Carried
- 16 b. DPW Mowing Bids. The bids and recommendations were handed out at the  
17 meeting. Motion by Holmes to defer decision on mowing contract until May  
18 Council Meeting. Supported by Holmes. All Ayes, (Motion Carried 8:05 pm)
- 19 4. Spring Clean Up is scheduled for May 16, 2015 from 9 am to 2 pm. Motion by Soper to  
20 change rate to \$30 for standard pick-up truck load. Supported by O’Dwyer. All Ayes.  
21 Motion Carried.
- 22 5. Zoning Map and Districts- Motion by O’Dwyer to amend the Village of Elberta Zoning  
23 Map and Districts as recommended by the Planning Commission. Supported by Holmes.  
24 All Ayes. Motion Carried.
- 25 6. Solstice Festival – The Parks and Rec Commission and Village of Elberta has cancelled  
26 the 2015 Solstice Festival and will not sponsor future festivals. Jenks expressed her  
27 thank you to the Parks and Rec Commission for putting in the effort to conduct the  
28 Solstice Festival over the years and the positive light it has shed on the Village.
- 29 7. Seasonal Help – Motion by Soper to hire Mr. Ray Stratton as part-time seasonal help in  
30 accordance with the Employee Relations Committee Recommendation. Supported by  
31 Gatrell. All Ayes. Motion Carried. DPW Superintendent to contact applicants with  
32 decision.

33 DEPARTMENT AND COMMITTEE REPORTS:

34 COUNTY COMMISSIONER Gary Sauer – Tomorrow, April 17 at 4 pm at Benzie Central HS  
35 auditorium there will be a forum on the road tax. On April 22 at 10 am there will be a public  
36 meeting at the commissioner’s room in the courthouse to discuss the Maples code non-  
37 compliance. Mr. Sauer complimented the Elberta DPW Superintendent, Ken Bonney.  
38 DPW Ken Bonney - Consumers Energy is trimming trees. The cut wood belongs to the property  
39 owners, so anyone collecting wood needs permission from the property owner, and everyone  
40 need to stay out of the work zone. The Mayfair is getting a new sewer and water line. A sewer

1 line repair is being done on Valley. Luedtke has reserved the old boxcar scale and switch box so  
2 the Village can put them in Waterfront Park. The larger pieces will be stored at the yard  
3 (Luedtke's?) until someone claims them.

4 ZONING ADMINISTRATOR Ken Bonney. – The County has received the letter regarding the  
5 Garage at 755 Frankfort Avenue, but has not done anything about it yet. The shed has been  
6 moved from the front yard at 1112 Valley. The Village Office to send letter to Ness property on  
7 Lincoln Ave regarding fence violation; posts are not considered finished side and needs to be  
8 corrected.

9 PLANNING COMMISSION Diane Jenks – see Agenda item 5

10 BLUA - FIRE DEPT. Joyce Gatrell - Ken Holmes – BLUA has modified the storage tanks to  
11 help reduce or eliminate the odor when pumping. JD is going to school next week so he will get  
12 license to be back-up water operator.

13 PARKS & REC Bill Soper - EDNA trail clean-up 10am – noon on Saturday April 18, 2015. A  
14 representative of the GTRLC will be here at 1 pm Saturday to hike the EDNA trail and assess  
15 where trail repairs/shoring activities need to occur.

16 MUNICIPAL BUILDINGS Bill Soper – No Report

17 BETSIE VALLEY TRAIL Bill Soper – No Report

18 BFA - Holly ODwyer, Cathy Anderson, Diane Jenks. Provided written report. No issues.

19 EMPLOYEE RELATIONS - Joyce Gatrell - Rosemary Tanner - Art Melendez – see Agenda  
20 item 7.

21 PRESIDENTS REPORT Diane Jenks.

22 There will be a place making development strategy workshop Tuesday May 5<sup>th</sup> 9am – 5  
23 pm at Crystal Lake Art Center. It is free, but RSVPs are required.

24 Delinquent water bill discussion. Noted that there are over \$24K in delinquent (past 60  
25 days) bills. DPW Sup. Will hang shut-off notices starting Monday, April 20<sup>th</sup> and shut  
26 off any service that is not paid in full on April 27<sup>th</sup>.

27 PPIC - Diane Jenks- Joyce Gatrell - Christine Walkons. Provided written report

28 PUBLIC COMMENT

29 Art Melendez noted that Veterans can apply to the Benzie County Veteran's association  
30 for help with their water bills.

31 Art Melendez asked about the sale of the Library Building. It is still for sale.

32 Sue Oseland noted that EFM start Thursday May 21<sup>st</sup>, just before Memorial Day  
33 weekend. DPW Sup confirmed that the Penfold Park Pavilion electrical outlets have  
34 been repaired. There will be a dedication ceremony for the Little Garden hopefully over  
35 Memorial Day Weekend, or whenever the Little's kids can be available. \* The EFM  
36 does not pay to use the Penfold Park Pavilion, so any injury or damage that occurs due to  
37 the Farmers Market the Village is liable. Jenks will call the Village insurance carrier to  
38 ask about a wine vendor giving tastings. \* Gatrell noted that the location of the flower  
39 garden in Penfold Park has already been dedicated to Lucille Berry (sp?). Gatrell to

1 investigate before Little Dedication Ceremony. \* Next Friday, April 24th after 2 pm,  
2 there will be a beach cleanup.  
3 Scott Gest commented on the Betsie River & Crystal Lake Watershed plan. The plan is  
4 being wrapped up. It is addressing water quality testing in Betsie Lake, the 7<sup>th</sup> Ave  
5 Beach in Beulah and other areas of concern.  
6 Motion by Bill Soper to adjourn. Supported by Holmes. Meeting Adjourned at 9:35 pm