

MINUTES

Regular Meeting of the Elberta Village Council
401 First St (Community Building) Elberta
August 14, 2019
7:00 PM

Call to Order at 7:08 pm by President Wilkins.

Pledge of Allegiance.

Roll Call: Present: Holly O'Dwyer, Ken Holmes, Bill Soper, Jennifer Wilkins

Minutes: Under New Business #1, O'Dwyer asked the word "bylaws" be replaced with "State law." Under County Commissioner reports, correct to read Betsie Valley "*Trail*" and change "area" to read "*areas*." Motion by O'Dwyer, seconded by Soper to approve amended minutes of July 18, 2019 Regular Council Meeting. All ayes; Motion Carried.

Agenda: O'Dwyer requested amended agenda by adding 1. Penfold Park and 2. ZA Contract to old business. Motion by Soper, seconded by O'Dwyer to approve amended agenda. All ayes, Motion Carried.

Correspondence:

1. Letter requesting permission for wedding at overlook July 4, 2020-public area, but busy day, Clerk will respond.
2. Email from Benzie Bus requesting horses be allowed at their employee party-YES, but not on grass to avoid sprinkler heads. Clerk will respond.
3. Email from Susan Kent inquiring on plat plans, referred to Assessor.
4. Email from Attorney, information on ZBA and Council vacancy, distributed to council.

Public Comment on Agenda: None

Approval of Bills: Motion by Holmes, seconded by Wilkins to approve the check register in the amount of \$59,824.69 as presented. Roll Call:, Wilkins aye; O'Dwyer, aye; Soper, aye; Holmes, aye; Motion Carried.

Financial Report: - Received.

Old Business:

1. Penfold Park Project. O'Dwyer expressed concern the project is not moving quickly enough. We do not want to lose grant money that has a deadline of September 30, 2019. Wilkins stated she's been in touch with Spicer Group and they assure her it will be starting soon. She will keep pushing them to get this project finished.
2. ZA Contract. O 'Dwyer inquired where the village stands on current Zoning Administrator. Wilkin stated we received resignation from M. Lane as ZA and have contracted with J. Mills until July 2020.

New Business:

1. Council Vacancy. Wilkins recommended Barbara Reichert to fill council vacancy. Council discussed her qualifications. Motion by Holmes, seconded by Soper to appoint B. Reichert fill vacant village council position through November 2020.
2. Village Attorney. Council discussed proposal from law firm of Young, Graham & Wendling, PC. Motion by O'Dwyer, seconded by Holmes to contract with Young, Graham Z& Wendling, PC for the remainder of the fiscal year. Roll Call: Soper, aye; O'Dwyer, aye; Holmes, aye; Wilkins, aye. Motion Carried.

1 3. Contract with Kerby's. Discussed contract, noted changes to rates. Motion by O'Dwyer,
2 seconded by Holmes to sign contract with Kerby's Backhoe Service, LLC through
3 February 28, 2022. Roll Call: Soper, aye; O'Dwyer, aye; Holmes, aye; Wilkins, aye.
4 Motion Carried.

5 4. Audit. Current audit was handed out to council members, no discussion at this time.

6 **Reports:**

7 County Commissioner – G. Sauer - gave update on County Road Commission issues. County
8 Planning will be looking at short-term rentals and agri-businesses. County Parks & Rec will
9 be updating their Master Plan. County is still experiencing flooding issues due to the high
10 water levels. Health Dept reported no e. Coli issues so far, good news.

11 DPW – C. Pritchard. Continuing pipe inspections, will be smoke testing in August also.

12 Planning Commission - K. Holmes. No August meeting, no report.

13 Parks & Recreation Commission - B. Soper. No meeting. Will get help with updating
14 Recreation Plan in September. Benzie Area Historical Society is interested in doing a clean
15 up at the Roundhouse. We will need to check on any liability issues.

16 BFA - J. Wilkins. Written report was provided

17 BLUA/Fire Board - K. Holmes & H. O'Dwyer. Verbal report received.

18 Personnel Committee - J. Wilkins & K. Holmes. Written report received.

19 Building Committee – B. Soper. No report.

20 Water/Sewer - J. Wilkins & K. Holmes. No report, refer to DPW report.

21 Grants - J. Wilkins. & B. Soper. Have another person willing to help with updating the
22 Recreation Plan, if needed. Meeting with C. Sullivan soon.

23 ELSS - K. Mills. No report. 13 current contracts to date. Council stated we need to look for
24 sprinkler maps for ELSS.

25 Zoning Administrator - J. Mills. No report.

26 Code Enforcement Officer - Mike Lane. No report. Council has knowledge he has been out
27 talking with residents. Council discussed condition of buildings in village that need attention.

28 Policy & Procedures - J. Wilkins. No report.

29 Marijuana Committee - B. Soper. Working on ordinance.

30 **Announcements:** Wilkins noted we will be calling a special meeting to approve 5 year DEP.

31 **Public Comment:** O'Dwyer feels strongly we should be looking for additional grant funds.

32 **Adjournment:** Motion by Holmes, seconded by Wilkins to adjourn at 8:09 pm. Motion passed.