

CITY OF REED CITY
REGULAR COUNCIL PROCEEDINGS
October 15, 2018

Mayor McKinney called the meeting to order at 7:00 P.M. in the meeting room at the Depot, 200 N. Chestnut Street, Reed City, Michigan.

Present Mayor, Karen Lea McKinney. Council Members: James Anderlohr, Dan Burchett, Trevor Guiles, Dave Scharlow and Carol Tillotson. Roger Meinert was absent. City Attorney, Cindy Wotila and City Manager, Ron Howell, were also present. Department Heads, Fire Chief Jeff Stein, Curt Brackenrich, Barbara Westerburg and Rich Rehkopf also attended. The meeting was opened with the pledge to the flag. There were citizens in the audience.

Public Hearing Mayor McKinney opened the Public Hearing at 7:01 P.M. to receive public comment on Ordinance No. 005-2018 to amend Part six, Chapter 606 and Part 12, Title 4 of the City Code, to provide for the Keeping and Regulation of Less Common Pets and Exotic Pets, and to Prohibit the Keeping of Dangerous Exotic Animals.

There were no public comments received and no written comments received. The hearing was closed at 7:02 P.M.

Minutes Motion by Scharlow, seconded by Anderlohr, **CARRIED**, to accept the minutes of the September 17, 2018 regular meeting as presented. Affirmed by voice vote.

Bills Motion by Guiles, seconded by Burchett, **CARRIED**, to approve paying bills as presented for a grand total approved amount of \$316,288.18. Roll call vote. Voting yes were, Anderlohr, Scharlow, McKinney, Tillotson, Burchett and Guiles.

Audience Paul Roggow, Richard Karns, Marilyn Jones and David Bisbee, volunteers of Old Rugged Cross Museum, provided information on volunteers hours and groups served, declining membership and expenses causing a hardship on the operations of the museum. In summary their biggest expense is the rent paid to the City and they are asking the City to reduce their rent from \$220.00 a month to \$220.00 a year.

Desiree Dowling, Account Specialist with AT&T, presented First Net which is a network solely provided for first responders. In an emergency/disaster situation, police, fire and EMS will always have access to the network – they don't have to compete with non-emergency users for a connection.

Nicole Haney, of Papa's Place adult day care center, appeared to present what will be available for senior care when the center opens. Papa's Place will offer an activity based senior day care center during day time hours. It will also offer home health care services, transportation and medication management.

Johnell LeBaron, appeared to seek permission from council to place a foundation and granite bench in memory of Dr. Don Hitzemann placed next to the memorial tree planted tonight at the Depot. This bench and foundation would be purchased entirely by Richard and Johnell LeBaron.

Reports Chief Stein, Fire Dept., Sgt. Brian Koschmider, Police Dept, Rich Rehkopf, DPW, and Curt Brackenrich, WWTP, filed written reports. Barb Westerburg also submitted a Revenue/Expenditure Report as of August 31, 2018.

Fire Chief, Jeff Stein, commented in favor of the First Net system.

Ordinance Motion by Guiles, seconded by Anderlohr, **CARRIED**, to adopt Ordinance No. 005-2018 to amend Part six, Chapter 606 and Part 12, Title 4 of the City Code, to provide for the Keeping and Regulation of Less Common Pets and Exotic Pets, and to Prohibit the Keeping of Dangerous Exotic Animals. Roll call vote. Voting yes were, Scharlow, Burchett, McKinney, Guiles, Tillotson and Anderlohr.

**CITY OF REED CITY
ORDINANCE NO. 005-2018**

AN ORDINANCE TO AMEND PART SIX, CHAPTER 606 AND PART 12, TITLE 4 OF THE CITY CODE, TO PROVIDE FOR THE KEEPING AND REGULATION OF LESS COMMON PETS AND EXOTIC PETS, AND TO PROHIBIT THE KEEPING OF DANGEROUS EXOTIC ANIMALS

At a regular meeting of the City of Reed City Council, held in the meeting room at the Depot, 200 N. Chestnut Street, Reed City, MI 49677, at 7:00 P.M.

Whereas, the Planning Commission has evaluated the need for changing the regulation of animals under the City's Code of Ordinances; and

Whereas, the Planning Commission has recommended changes to Part Six, Chapter 606 and Part 12, Title 4 of the City Code; and,

Whereas, the City Council has stated further reasons for enacting this recodification at a duly-noticed public hearing;

The City ordains that:

Section 1. Section 606.01 of the City Code is amended to read as follows:

606.01 PETS.

- (a) No person shall keep or house any animals or domestic fowl within the City except for domestic pets, as defined by Section 1240.07.
- (b) A person may obtain a permit from the zoning administrator to keep a Less Common Pet or Exotic Pet, as these terms are defined by Section 1240.07, within the City if the person complies with the following:
 - (1) They must obtain any licenses or permits required by law to possess the Less Common or Exotic Pet, including without limitation all permits required under Chapter 287 of Michigan's Compiled Laws.
 - (2) They must provide shelter and care in accordance with acceptable standards and practices set by national or international associations concerning the keeping of that animal.
 - (3) They must take the necessary precautions to protect the public from possible harm or illness when keeping such Less Common or Exotic Pet.
- (c) Any first violation of this section shall constitute a violation punishable by a civil penalty of one hundred dollars (\$100.00). A second or subsequent violation of this section shall be punishable by a civil infraction of two hundred dollars (\$200.00). For the purposes of enforcing the provisions of this section, appearance tickets may be issued by sanitation officers, dog wardens, or by any person authorized to issue tickets for parking violations in the City.
- (d) Any animal kept in violation of this section may be impounded. The animal shall remain impounded until one of the following occurs:
 - (1) The owner satisfies the zoning administrator that the animal will be kept in a lawful manner; or
 - (2) The owner relinquishes ownership of the animal and the animal is either humanely destroyed or placed with a person who shall keep the animal in a lawful manner; or
 - (3) A person charged with a violation of this section has been found "not responsible" and the judge orders the animal released; or
 - (5) A court determines that the animal is being kept in compliance with this section.

Section 2. A new section 606.03 shall be added to the City Code, which reads as follows:

606.03 DANGEROUS EXOTIC ANIMALS.

- (a) No person shall keep, harbor, own or knowingly allow to be in or upon the person's premises any dangerous exotic animal including any large carnivore (as defined by Act 274 of 2000), wolf or wolf-dog cross (as defined by Act 246 of 2000), coyote, any deadly, dangerous or venomous reptile or any other exotic animal declared to be dangerous by the zoning administrator, county health department director, or director of the Michigan Department of Natural Resources or its successor department.
- (b) Any animal that is determined to be a dangerous exotic animal shall be immediately impounded

The dangerous exotic animal shall remain impounded until one of the following occurs:

- (1) The zoning administrator determines that the animal is not an exotic dangerous animal; or
- (2) The owner satisfies an animal control officer that the animal will be kept in a lawful manner; or
- (3) The owner relinquishes ownership of the animal and the animal is either humanely destroyed or placed with a person who shall keep the animal in a lawful manner; or
- (4) A person charged with a violation of this section has been found "not guilty" and the judge orders the animal released; or
- (5) A court determines that the animal is not a dangerous exotic animal.
- (c) This section shall not apply to a properly maintained and licensed zoological park, circus, scientific or educational institution, research laboratory or veterinary hospital, or an animal kept in compliance with Act 246 of 2000 or Act 274 of 2000.

Section 3. Section 1240.07 of the City Code is amended to add the following subsections, placed in alphabetical order:

- (##) Less Common Pets: Animals, birds, insects or reptiles indigenous to the State of Michigan that are considered a non-domesticated species, and is not commonly kept as a pet. The zoning administrator may promulgate a list of animals the City considers to be Less Common Pets.
- (##) Exotic Pets: Animals, birds, insects or reptiles that are not indigenous to the State of Michigan, that are considered a non-domesticated species, and that are not commonly kept as a pet. The zoning administrator may promulgate a list of animals the City considers to be Exotic Pets.

Section 4. This Ordinance shall be effective upon publication of either the Ordinance’s full text or a summary of the Ordinance prepared by the City Attorney.

This ordinance was introduced on September 17, 2018, by Councilman Guiles.

On the 15th day of October, 2018, upon the motion by GUILLES, and seconded by ANDERLOHR this ordinance was adopted.

Voting yeas: Scharlow, Burchett, McKinney, Guiles, Tillotson and Anderlohr.

Voting nays: None.

DPW pickup Motion by Scharlow, seconded by Burchett, **CARRIED**, to approve the acceptance of a 2019 model GMC pickup for the DPW at the price quoted by Highpoint GMC for a 2018 with no cost difference. Roll call vote. Voting yes were, McKinney, Scharlow, Guiles, Anderlohr, Tillotson and Burchett.

Resolution Motion by Scharlow, seconded by Anderlohr, **CARRIED**, to approve Resolution 2018-15, a Resolution to enter into contract with the State of Michigan Land Bank to acquire title to Parcel No. 67-52-111-017-00. Roll call vote. Voting yes were, Anderlohr, Burchett, Tillotson, Guiles, Scharlow and McKinney.

**CITY OF REED CITY
RESOLUTION**

Resolution No. 2018-15

WHEREAS, the State of Michigan owns the following described property in the fee simple; and

WHEREAS, the following land is currently used as a public parking lot and is a benefit to the community; and

WHEREAS, the following described property is contiguous and surrounded by existing City of Reed City property also used by the community as public parking;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Reed City does hereby enter into contract with the State of Michigan Land Bank to acquire title to the following described property:

Parcel No. 67-52-111-017-00
Lots 17, 18 and 19 of Block 11, Reed City Original Plat, City of Reed City, Osceola County,
Michigan, commonly known as 129 S. Chestnut Street.

The Resolution was moved by council member SCHARLOW and seconded by council member ANDERLOHR.

Members in favor of the Resolution: Anderlohr, Burchett, Tillotson, Guiles, Scharlow and McKinney.

Members opposed to the Resolution: None.

Tablets Tablets for council use were discussed. The City Manager will contact Councilman Meinert for a recommendation.

Halloween Motion by Scharlow, seconded by Anderlohr, **CARRIED**, to observe Halloween Trick or Treat night on Wednesday, October 31, 2018, from 5:00 P.M. to 7:00 P.M. Affirmed by voice vote.

Fee Schedule Motion by Anderlohr, seconded by Scharlow, **CARRIED**, to approve Resolution 2018-16, a Resolution of updated Schedule of Fees for Certain Permits and Services effective October 1, 2018. Roll call vote. Voting yes were, Anderlohr, Burchett, Guiles, McKinney, Scharlow and Tillotson.

**CITY OF REED CITY
RESOLUTION NO. 2018-16 - SCHEDULE OF FEES
Effective October 1, 2018**

At a meeting of the City Council of the City of Reed City, County of Osceola, Michigan, held in said City on October 15, 2018.

PRESENT: Anderlohr, Burchett, Guiles, McKinney, Scharlow and Tillotson.
ABSENT: Meinert.

The following resolution was offered by Councilperson Anderlohr, seconded by Councilperson Scharlow.

**RESOLUTION TO ADOPT AN UPDATED SCHEDULE
OF FEES FOR CERTAIN PERMITS AND SERVICES**

City Code Violations

City Charter- Penalties for Violations of Ordinances:

Section 7.6 The Council may provide in any ordinance for the punishment of those who violate its provisions. The punishment for the violation of any city ordinance shall not exceed a fine of five hundred dollars or imprisonment for ninety days, or both in the discretion of the court.

Metropolitan Extension Telecommunications Rights-of-Way Oversight Act (Act No. 48 of the Public Acts of 2002) ("Act")

The purposes of this code is to regulate access to and ongoing use of public rights-of-way by telecommunications providers for their telecommunications facilities while protecting the public health, safety, and welfare and exercising reasonable control of the public rights-of-way.

Application Fee. Except as otherwise provided by the Act, the application shall be accompanied by a one-time non-refundable application fee in the amount of \$500.00.

City Charter 1044.02 FIXING RATES.

The rates to be charged for water and sewage disposal service furnished by the system shall be as prescribed by the City Council. (1981 Code § 2.112)

WHEREAS, Act 94 and the Bond Ordinance require the City Council to establish, by separate resolution of the City Council, rates and charges which will be sufficient to provide for the payment of the Water System's administration and operation expenses, such expenses for the Water System's maintenance as may be necessary to preserve it in good repair and working order and expenses incurred in the acquisition and construction of the Water System; to provide for the payment of principal of and interest on all bonds and junior lien bonds payable therefrom as and when the bonds and junior lien bonds shall become due and payable; and to provide for such other expenditures and funds for the Water System as are required by Act 94 and the Ordinance;

WATER RATES

Ready to Serve Charge

<u>Meter Size</u>	<u>Monthly Charge</u>	<u>Volume Included</u>
5/8" 3/4"	\$ 6.75	0
1"	\$ 12.15	0
1 1/4"	\$ 18.90	0
1 1/2"	\$ 26.99	0
2"	\$ 48.59	0
3"	\$107.97	0
4"	\$194.35	0
6"	\$431.89	0
8"	\$615.60	0

Consumption Charge

\$2.18 per 1000 gallons

Connection Fees

<u>Meter Size</u>	<u>Residential</u>	<u>Commercial</u>
5/8" - 3/4"	\$ 350.00	\$ 700.00
1"	\$ 420.00	\$ 840.00
1 1/2"	\$ 512.00	\$ 1,024.00
2"	\$ 695.00	\$ 1,390.00
3"	\$ 1,544.00	\$ 3,088.00
4"	\$ 2,779.00	\$ 5,558.00
6"	\$ 6,176.00	\$12,352.00
8"	\$11,001.00	\$22,002.00
10"	\$16,984.00	\$33,968.00

SEWER RATES

Ready to Serve Charge

Meter Size	Monthly Charge	Volume Included
5/8" 3/4"	\$ 4.69	0
1"	\$ 8.34	0
1 1/4"	\$ 11.20	0
1 1/2"	\$ 18.77	0
2"	\$ 33.36	0
3"	\$ 75.07	0
4"	\$ 133.45	0
6"	\$ 173.56	0
8"	\$ 480.00	0

Consumption Charge

\$5.00 per 1000 gallons

Connection Fees

Meter Size	Residential	Commercial
5/8" 3/4"	\$ 1,050.00	\$ 2,100.00
1"	\$ 1,260.00	\$ 2,520.00
1 1/2"	\$ 1,554.00	\$ 3,108.00
2"	\$ 2,324.00	\$ 4,648.00
3"	\$ 4,396.00	\$ 8,792.00
4"	\$ 9,296.00	\$ 18,592.00
6"	\$17,584.00	\$ 35,168.00
8"	\$37,100.00	\$ 74,200.00
10"	\$64,190.00	\$128,380.00

Surcharge Fees

Phosphorus	\$3.488 per pound	>300 mg/L
BOD	\$.315 per pound	>7.5 mg/L

Miscellaneous Fees

Delinquent account Shut Off fee	\$25.00
Delinquent utility account which has to be added to tax roll for delinquency	\$50.00
After hours call out fee	\$50.00
Turn on fee – after a customer has requested that the water be turned off	\$10.00

Solid Waste Collection Fees

1060.07 RATES FOR Residential GARBAGE COLLECTION SERVICES.

The rate for garbage collection services for each single-family residential unit shall be as established from time to time by Council.

Reed City uses a per bag charge to pay for residential waste collection.

Garbage bags	\$ 13.70/bundle of 10
[Effective January 1, 2016]	\$ 14.10/bundle of 10

Reed City uses a monthly charge on the utility bill to pay for monthly clean up expenses

Monthly Clean Up (Code CU)	\$1.70/ month
[Effective January 1, 2016]	\$1.74/ month

(new) Yard Waste (Code YW)	\$1.00/ month
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1061.10 LICENSE; WASTE HAULERS.

Commencing on December 1, 1993, no person shall engage in the business of collecting, transporting, delivering, or disposing of solid waste in the City without first obtaining a Waste Hauler License.

Annual Waste Hauler License fee- Effective 7/1/2017	\$250.00
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Property Tax Administration Fee

Whereas, in accordance with Section 44 (7) of Act No. 206 of P.A. of 1893
1% Property Tax Administration Fee

THEREFORE BE IT RESOLVED, by the Council of the City of Reed City, Michigan, that the City Treasurer, of the City of Reed City, be authorized to collect a 1 percent administration fee on all County and School Taxes collected before February 15, and an additional 3 percent late penalty charge from September 1 on County and School Taxes due August 31 and from February 15 on all County and School Taxes due February 14, until March 1 when the taxes are turned back to the County Treasurer for collection. DATED: June 15, 2015

Adopted March 15, 2004 effective May 1, 2004

Street Opening Permit	\$20.00	(After Hours \$30.00)
Curb Cuts	\$10.00	
Sidewalk Permit	\$40.00	
(Refundable security deposit plus proof of liability insurance) (Returned after inspection)		
Fence Permit	\$10.00	
Demolition Permit	\$50.00	

ZONING FEES

Zoning Compliance Permit	\$ 10.00
Rezoning Petition	\$200.00
Site Plan Review	\$100.00
Special Land Use Application	\$ 75.00
Variance Application	\$ 75.00

SIGN PERMIT

<u>Wall Mount</u>	\$10.00 for 1 – 50 sq ft
	\$15.00 for 51-100 sq ft
	\$20.00 for 101-150 sq ft
	\$25.00 for 150
<u>Free Standing</u>	\$.60 per sq ft

MISCELLANEOUS

Winter Parking Violations	\$30.00 plus towing charges
Accident Report	\$ 5.00
Photocopies	\$.10
Fax (sending)	\$.25 per page
Marriage Performed by Mayor	\$25.00
Notary Fee	\$10.00
SF Fee	\$25.00

ASSESSMENT RECORDS

View tax assessment records	No Charge
Copy of a tax assessment record by a City resident	\$ 2.00 each
Copy of a tax assessment record by Appraisers, Realtors and non City residents	\$ 5.00 each

FIRE DEPT. TRAINING ROOM

Non-Profit – Resident	\$25.00
Non-Profit – Non-Resident	\$50.00
Profit Businesses – Resident	\$50.00
Profit Businesses – Non-Resident	\$75.00

CITY PARK FEES

Pavilion in either park (Resident)	\$50.00
(Non-resident)	\$75.00
Concession Building	\$100.00 plus \$100.00 security deposit
Ball Field rental	\$ 50.00 per day/night
Ball Field lights	\$ 5.00 per hour
Gazebo in Linear Park	\$10.00
Camp Sites	\$20.00 per night
Dumping Fees	\$10.00 Campers and Non-Campers
Shower key deposit	\$ 5.00 refunded when key is returned
Firewood bundle	\$ 5.00

PEDDLERS AND SOLICITORS

<u>Peddler (850.01)</u>	Per day	\$10.00
	Per week	\$30.00
	Per year	\$60.00
<u>Solicitor (850.02)</u>	Per Day	\$10.00
	Per Week	\$30.00
	Per Year	\$60.00

WOODLAND CEMETERY - Burial Fees (Effective 2015)

<u>Grave Opening</u>	<u>Weekdays</u>	<u>Saturday</u>	<u>Sunday</u>
Adult	\$480.00	\$600.00	\$850.00
Infant – Child under 3 years	\$200.00	\$250.00	\$325.00
Cremains	\$150.00	\$200.00	
Family burial of Ashes are NOT ALLOWED			
Holidays	Burial rate applies plus additional \$400.00		

Winter Burial rates begin on December 1

\$800.00

\$1,000.00

Winter interments may be restricted during inclement weather at the discretion of the Sexton.

Additional Fee after 3:30 P.M. - \$100.00 per half hour per employee

Lot Transfer \$15.00

Graves:

Per grave (Residents)	\$400.00
Per grave (Non-Resident)	\$600.00

Disinterment - Add \$100.00 to burial rate

Reinterment - Burial rate applies

Reimbursement for Cleanup of Dangerous or Hazardous Materials

1066.01 The purpose of this chapter is to enable the City of Reed City, hereinafter referred to as the City, to require reimbursement from those responsible for the leaking, spilling, or otherwise allowing certain dangerous or hazardous substances or materials to escape containment, thereby requiring cleanup and disposal by the City or its agents. (Ord. 9.137. Passed 12-15-97.)

Any such person or entity which fails to comply with Section 1066.04 shall be liable to and shall pay the City for its costs and expenses, including the costs incurred by the City to any party which it engages (which includes any fire suppression unit utilized) for the complete abatement, cleanup and restoration of the affected area. Costs incurred by the City shall include, but shall not be limited to, the following: actual labor costs of City personnel, including worker's compensation benefits, fringe benefits, administrative overhead; cost of equipment operation, cost of materials obtained directly by the City; and cost of and contract labor and materials.

REMOVAL OF TREES, PLANTS, SHRUBBERY AND GRASS BY CITY.

674.06 ASSESSMENT OF COSTS BY CITY.

Whenever any tree, plant or shrubbery, or part thereof, or weeds, noxious weeds, and grass are growing in any street or public place, or upon private property contiguous to a street or sidewalk, or public place, or are a public nuisance as defined by this chapter, and are trimmed or removed by the City or its contractor, then, after the work is done, the City shall give five days notice, by regular mail, to the owner of such lot or parcel of land, at his or her last known address, to pay the cost of such trimming or removal of trees, plants, shrubbery, grass, noxious weeds, or weeds, or parts thereof. The expense shall include any actual costs or charges incurred by the City, plus any administrative charges as deemed necessary by the City Council.

- (a) The fine for any offense which is a first repeat offense shall be no less than one hundred dollars (\$100.00) plus reimbursement to the City for charges assessed for the expense of abatement, plus costs and other sanctions for each infraction.
 - (b) The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be no less than two hundred dollars (\$200.00) plus reimbursement to the City for charges assessed for the expense of the abatement, plus costs and other sanctions for each infraction.
- Ord. 06-003. Passed 8-21-06.)

UNIFORM TRAFFIC CODE VIOLATIONS

****The below listed violations are by example and not limited by those presented and do not include any fees imposed by the Court.

430.05 TRAFFIC TICKETS AND VIOLATION NOTICES.

The issuance of a traffic ticket or notice of violation by a police officer of the City shall be deemed an allegation of a parking violation. Such traffic ticket or notice of violation shall indicate the length of time in which the person to whom the same was issued must respond before the **Parking Violations Bureau**. It shall also indicate the address of the Bureau, the hours during which the Bureau is open and the amount of the penalty scheduled for the offense for which the ticket was issued and advise that a warrant for the arrest of the person to whom the ticket was issued will be sought if such person fails to respond within the time limit.
(1981 Code § 10.105)

430.06 SCHEDULE OF FINES.

The following schedule of fines shall apply for all violations relating thereto:

<i>OFFENSE</i>	<i>UTC SECTION</i>	<i>PENALTY</i>
Parking too far from curb	(8.1, 8.2)	*
Angle parking violations	(8.3)	*
Obstructing traffic	(8.5)	*
Prohibited parking (signs unnecessary)	(8.10)	
(a) on sidewalk		*
(b) in front of drive		*
(c) within intersection		*
(d) within 15 feet of hydrant		*
(e) on cross walk		*
(f) within 20 feet of cross walk or 15 feet of corner lot lines		*
(g) within 30 feet of street side traffic sign or signal		*
(h) within 50 feet of railroad crossing or within ten feet of the nearest track of a railroad track		*
(i) within 20 feet of fire station entrance		*
(j) within 75 feet of fire station entrance on opposite side of street (signs required)		*
(k) beside street excavation when traffic obstructed		*
(l) double parking		*
(m) on bridge		*
(n) within 200 feet of accident where police in attendance		*
(o) blocking emergency exit		*
(p) blocking fire escape		*
In prohibited zone (signs required)	(8.10(r))	*
In alley	(8.13)	*
Parking for prohibited purpose	(8.14)	
(a) displaying vehicle for sale		*
(b) working on or repairing vehicle		*
(c) displaying advertising		*
(d) selling merchandise		*
(e) storage over 48 hours		*

Wrong side of boulevard roadway	(8.15)	*
Loading zone violation	(8.16, 8.17)	*
Bus, parking other than bus stop	(8.19)	*
Failure to set brakes	(5.58)	*
Parked on grade wheels not turned to curb	(5.58)	*
Parking when prohibited for snow removal plus, if impounded, towing fee	(8.26)	*
Bicycle parking violations	(6.17)	*

* The penalty (fine) for a violation of any offense in this section shall be \$30.00 as established by resolution of the City Council.
(Ord. Unno. Passed 6-17-96; Ord. 007-05-A. Passed 12-18-06.)

430.07 PARKING IN MUNICIPAL PARKING LOTS.

No person shall park in a municipal parking lot in violation of any of the posted signs. A person who parks a vehicle in a municipal parking lot in violation of any of the posted signs will be subject to a fine as provided in Section 430.06 and the vehicle may be towed and the person is responsible for all towing and storage costs.
(Ord. 006-06. Passed 12-18-06.)

- MML Dues Motion by Scharlow, seconded by Guiles, **CARRIED**, to authorize paying the MML Dues in the amount of \$1,758.00. Roll call vote. Voting yes were, Tillotson, Scharlow, McKinney, Guiles, Anderlohr and Burchett.
- SAW Grant Motion by Scharlow, seconded by Anderlohr, **CARRIED**, to approve Disbursement Request #3 from Fleis & VandenBrink in the amount of \$4,490.48 for the SAW Grant Project. Roll call vote. Voting yes were, McKinney, Burchett, Anderlohr, Guiles, Scharlow and Tillotson.
- CAP Motion by Anderlohr, seconded by Burchett, **CARRIED**, to approve sending the letter dated October 11, 2018 to the Michigan Department of Treasury for the Plan as presented addressing the deficiencies of the 2018 Audit. Affirmed by voice vote.
- Trail Town Motion by Guiles, seconded by Burchett, **CARRIED**, to apply and encourage the City to become a Pure Michigan Trail Town through using the State of Michigan Pure Michigan Trail and Trail Town Designation Program Handbook. Affirmed by voice vote.
- Re-appraisal Council reviewed the letter drafted by the City Attorney to the Michigan Department of Treasury addressing the Corrective Action Plan for the reappraisal. City Manager, Ron Howell, will get quotes from independent firms and bring them back to council.
- Burned out The status of various burned out buildings within the City were discussed. Ron will contact the owner of each building regarding repair or removal of the structure and will report back to council. Ron was also asked to include the date of each fire in his report.
- Consent Motion by Anderlohr, seconded by Tillotson, **CARRIED**, to accept the Consent Agenda as presented. Affirmed by voice vote.
- Committee There were no committee reports. Ron Howell reported the City/Township Economic committee has met reviewing the issue of the Reed City Fields mistakenly hooked up to City lines. An agreeable resolution is still being worked on.
- City Manager Ron reported on the following:
- Estate of Florence Diak donated \$58,805.40 to the maintenance and care of the Reed City Rails to Trails. This is a restricted donation and a provision in the Will designates that a bench or light pole be placed in the area of the trail behind the deceased home.

- Approved at the October 1st Planning Commission meeting was the recommendation for a portable stage for music and events. The Chamber is not in favor of bringing the Friday night music downtown every week.
- Michigan Lead & Copper Rules – Concurrence with Petitioner’s Request for Declaratory Ruling.
- RFQ’s for Engineering firm for the South Plant Project.
- Reviewed letter from State of Michigan Dept. of Environment Quality on the Waster Assets Management Program.
- Uncompleted items list.

- Donation Motion by Guiles, seconded by Anderlohr, **CARRIED**, to accept the donation in the amount of \$58,805.40 from the Estate of Florence Diak to the Reed City Rails to Trails for the restricted use of trail maintenance and not administrative expenses and for a bench and/or new light pole as a memorial to Walter, Florence and Douglas Diak, as direct by the Will of Florence Diak. Affirmed by voice vote.
- Lead & Copper Motion by Guiles, seconded by Tillotson, **CARRIED**, to authorize the City Manager to sign the Concurrence with Petitioners’ Request for Declaratory Ruling Re: MDEQ’s Lead and Copper Rules and forward to the Dept. of Environmental Quality. Affirmed by voice vote.
- WWTP RFQ’s Motion by Guiles, seconded by Scharlow, **CARRIED**, to table discussion and action on the RFQ’s for the WWTP South Plant Project in order for council to review the information from the other two bids. Affirmed by voice vote.
- Bills Mayor McKinney appointed Dan Burchett to review bills prior to the next meeting.
- City Attorney Cindy Wotila submitted her attorney report and is reviewing the code regarding Adult Day Care and will have a proposed definition. Atty. Wotila advised if there is a conflict of interest when voting on the amended Rental Ordinance, council member should reveal a potential conflict and have the council members vote on the issue to decide if they feel it is a conflict. Chief Davis is questioning if the school is addressed in the draft of the Vaping Ordinance. Cindy will be checking on it. Chief Davis also requested an independent drone ordinance. Cindy has contacted MML and waiting for a response from them regarding this.
- Comments Carol Tillotson commented she appreciated the opportunity to serve on the Council for the City of Reed City. James Anderlohr stated it has also been a pleasure. Trevor Guiles reminded everyone to vote on November 6. Dave Scharlow was upset that there was a letter written opposing the vacating of E. Osceola Avenue which was not read at the Public Hearing and remarked that council members should have been notified of the omission and should have received a copy of the letter for their scrutiny.
- Adjourn Mayor McKinney adjourned the meeting at 9:02 P.M.

Jacalyn R. Beam
City Clerk