

# City of Olivet

## Regular Session Minutes

March 13 – 7:00 p.m.

2017

### Council Call to Order

Present: Peterson, Marsh, Hoffdahl, Bess, Maxwell, Penny, Barkley

Absent: None

### Visitor Section Welcome

Danny LaPoint let everyone know there would be free cookies and ice cream after the meeting in honor of Joe Barkley's retirement.

Jackie Looser from Olivet College asked for direction on the Gruen House project at 202 Yale Street. This was added to the Agenda under New Business - Item G.

John Collins, Fire Chief, asked for approval to purchase new tires for the H13 Tanker- Pumper fire truck. This was added to the Agenda under New Business – Item H.

### Approval of Agenda

MOTION by Marsh, supported by Penny, to approve the Agenda with additions. Motion carried.

### Approval of Previous Minutes

MOTION by Penny, supported by Bess, to approve the Previous Minutes. Motion carried.

### **OLD BUSINESS:**

#### A. Proposal of new City Hall hours

New Office Hours Proposed:

Monday & Friday 9-5; Tuesday & Thursday 1-5; Wednesday 9-1.

MOTION by Bess, supported by Penny, to approve the new office hours starting April 1, 2017, and then readdress after 90 days. Motion carried.

### **NEW BUSINESS:**

#### A. NIMS TRAINING with Mike McLeieer

Postponed until further notice.

## **B. Medical Marijuana Legislation – Doug Lloyd, Eaton County Prosecutor**

Michigan State Police Lt. Brian Bahlue said he has worked for two years in narcotics and medical marijuana. He spoke to address the impact of medical marijuana on law enforcement which is resulting in increased crime rates, and Olivet will be a target since we are a college town.

Mr. Doug Lloyd reviewed further the laws surrounding medical marijuana. He remarked Colorado is regretting their decision of legalizing marijuana in their state. He suggested Olivet's action plan is to do nothing and not create any ordinances on the issue if we want to keep growers and dispensaries out of our city. He also stated as good as our Police Chief Garcia is, he would not be able to keep up with the increased crime from it. He also pointed out municipalities have the option to be able to decide whether to allow medical marijuana in their jurisdiction.

Mayor Peterson commented we were told otherwise, and we already put a strict ordinance in place regarding caregivers.

Mr. Lloyd stated what he is speaking about is separate from the caregiver side, and discussed the 5 areas of seed-to-sale. We may want to do a resolution that says we do not want these 5 in our city. If we have any further questions, he is available.

## **C. Resolution: Consumers Power**

MOTION by Marsh, supported by Barkley, to approve the Resolution which extends the lighting contract with Consumers Power. Motion carried.

## **D. Audit Approval for Fiscal Year 2016 & 2017**

MOTION by Barkley, supported by Marsh, to approve using current auditor Karl Drake for the bi-annual audit. Motion carried.

## **E. Mobilite Tower – Corner of East & Green Streets**

Ms. Ellen Tencer of Mobilite spoke to clarify that the tower would be used for transporting data only, and not phone calls, on behalf of their client Sprint Communications. It will help with signal strength in the surrounding area. She stated the current proposed site does not seem workable and proposed three other possible sites on the map, one being near the school bus garage. Transport towers are 120 feet high and would not work using the top of the water tower. Instead, the client is looking to build a broader network by building in right-of-way's. They are registered with the MPSC as a utility.

It was concluded Commissioner Maxwell would be the contact person assigned to further discuss the tower project. No motion.

## **F. Olivet College: Gillette Phase II – Special Use Permit**

Commissioner Bess provided feedback from the Planning Commission meeting that was held March 9, 2017. She stated the Planning Commission had concerns regarding unfulfilled promises from Phase I, parking issues, sewer pond costs, the building height, setback requirements, and the need for additional city services. Bess also stated the Planning Commission approved the Special Use Permit on the condition that a committee be created between the city and college with legal documentation required to cover concerns and agreements.

Commissioner Barkley and Fire Chief Collins brought up further concerns about fire safety, ingress/egress, lack of sprinklers and truck access to the building.

Ms. Looser pointed out the college as a non-profit cannot give funds to the city in lieu of taxes, but can do projects within the city, such as the upcoming sidewalk project at Oak Hill Apartments. She also pointed out if a new sewer pond has to be built, the college can help fund that project. She said their Board of Trustees will be meeting May 19 to decide if enrollment trends will necessitate the project going forward, or if it needs to wait for a year.

Questions and Discussion followed.

MOTION by Penny, supported by Maxwell, to table the decision until the April 10, 2017 council meeting. Motion carried.

## **G. Olivet College: Gruen House project at 202 Yale Street**

Jackie Looser of Olivet College said the College needs guidance on how to handle the donor-sponsored \$600,000 renovation project that will be used for housing, meetings, classes and campus functions. The property would be used similar to a bed-and-breakfast.

Mayor Peterson said he would work with the attorney and get back with her. No motion.

## **H. Fire Department: Purchase of Tires for the H13 Tanker/Pumper Fire Truck**

MOTION by Barkley, supported by Marsh, to purchase tires for the truck, not to exceed \$3,400.00. Motion carried.

## **Approval of the Bills**

MOTION by Penny, supported by Marsh, to approve the monthly bills. There were no late additions. Motion carried.



## Employee Reports

**Clerk Bierly** said the office had been busy preparing for the Planning Commission meeting. We are reviewing other options for health and retirement insurance and asked for council approval to change our agent of record on Jason Orton's recommendation to Brogan, Reed, Van Gorder & Associates.

MOTION by Maxwell, supported by Bess, to use Brogan, Reed, Van Gorder & Associates as our health insurance agent. Motion carried.

**Director Smith** provided a written report. He said the digital scales on Well #6 are working better than anticipated. The painting and cleaning of the well stations look great. He discussed the recent power outage with minor glitches in the alarm system battery backups. He stated he would be meeting with Dixon Engineering and Don Heck on the water tower project on March 23<sup>rd</sup>.

**Police Chief Garcia** said he had no report and there was nothing to add. He said the department has been swamped with an increase in investigations.

**Fire Chief Collins** provided a written report. He reported a quieter month than usual. He stated there is a signed mutual aid agreement with Bellevue in effect April 1, 2017. He suggested working with Olivet College during future power outages since they used the Cutler Center as a community warming station during the recent power outages.

## Commissioner Comments

**Marsh** said he had nothing to add.

**Barkley** thanked the visitors for coming and the employees for all their hard work. He is also working hard on the budget with the Fire Department.

**Penny** thanked the visitors for coming and the employees for continuing to do a great job.

**Hoffdahl** thanked those working on the sidewalk project. He said awesome job everyone!

**Bess** thanked the visitors and employees for a great job.

**Maxwell** said great job on the reports, and thanked the employees for all they do.

**Mayor Peterson** said ditto on the above and congratulated Commissioner Barkley on his upcoming retirement.

**Meeting Adjourned at 9:05 p.m.**



**Gary L. Peterson, Mayor**



**Erin Bierly, Clerk/Treasurer**