

A Regular Meeting of the Otsego City Commission was held Monday, November 21, 2016.

The meeting was called to order by Mayor Trobeck at 7:00 p.m. with the following Commissioners present: Kathy Misner, Tom Gilmer, Ryan Wieber and Nick Breedveld. Absent: None. Also present City Manager Beard.

The audience joined the Commission in the Pledge of Allegiance.

The Meeting Minutes of November 14, 2016, were approved as submitted.

REMARKS FROM THE AUDIENCE REGARDING AGENDA ITEMS

I. PRESENTATIONS:

II. PUBLIC HEARING:

III. PLANNING AND ZONING:

IV. ORDINANCES:

V. REQUESTS:

A. CONSIDERATION OF LONGEVITY BONUSES FOR NON-UNION EMPLOYEES

Commissioner Gilmer moved to authorize longevity bonuses for non-union employees, as presented, seconded by Commissioner Misner. CARRIED UNANIMOUSLY

B. CONSIDERATION OF HOLIDAY GIFT CERTIFICATES FOR CITY EMPLOYEES

Commissioner Misner asked if the amount of the gift certificates could be increased. After a brief discussion, Manager Beard will consult with the auditors on an acceptable monetary amount for next year. Commissioner Breedveld moved to authorize holiday gift certificates for City employees, as presented, seconded by Commissioner Wieber. CARRIED UNANIMOUSLY

VI. AGREEMENTS

A. CONSIDERATION OF A PURCHASE AGREEMENT WITH MICHIGAN GAS UTILITIES

Manager Beard gave an overview and history of the property owned by the City commonly known as the "Co-Gen" property. He stated that the offer of \$45,000, will cover the closing costs, payment of the special assessment, and the remaining funds will go to the General Fund. Commissioner Gilmer moved to authorize the Mayor and City Clerk to enter into an agreement with Michigan Gas Utilities, as presented, seconded by Commissioner Wieber. CARRIED UNANIMOUSLY

VII. RESOLUTIONS:

A. CONSIDERATION OF RESOLUTION NO. 2016-32 – A RESOLUTION TO AMEND THE 2016-2017 ANNUAL APPROPRIATIONS BILL

Commissioner Breedveld offered the following resolution and moved for its adoption, seconded by Commissioner Misner.

**CITY OF OTSEGO
MICHIGAN
RESOLUTION NO. 2016-32**

RESOLUTION TO AMEND THE 2016-2017 ANNUAL APPROPRIATIONS BILL

WHEREAS, the Otsego City Commission approved the 2016-2017 Annual Appropriations Bill which limited amounts for expenditures and anticipated revenues for the 2016-2017 fiscal year; and

WHEREAS, certain activities will exceed previous projections; and

WHEREAS, the Otsego City Commission wishes to formally amend the annual appropriations bill in acknowledgement of the need for revisions,

THEREFORE, BE IT RESOLVED, that the Otsego City Commission hereby approves the following increases and decreases to the 2016-2017 Annual Appropriations Bill:

General Fund Expenditures	
<u>101-443-740.000 General Services Operating Supplies</u>	<u>\$ 3,000.00</u>
Net Increase/(Decrease)	\$ 3,000.00
Sewer Fund Expenditures	
<u>590-901-973.000 Capital Outlay – Sewer System</u>	<u>\$ 120,000.00</u>
Net Increase/(Decrease)	\$ 120,000.00

YEAS: Commissioners: Cyndi Trobeck, Kathy Misner, Tom Gilmer, Ryan Wieber, Nick Breedveld.

NAYS: Commissioners: None.

ABSTAIN: Commissioners: None.

ABSENT: Commissioners: None.

RESOLUTION DECLARED ADOPTED.

B. **CONSIDERATION OF RESOLUTION NO. 2016-33 - A RESOLUTION
AUTHORIZING THE SALE OF SOME LOTS IN THE ELEY ACRES V and VI
PLATS FOR A REDUCED PRICE**

Commissioner Gilmer offered the following Resolution and moved for its adoption, supported by Commissioner Wieber.

CITY OF OTSEGO
ALLEGAN COUNTY, MICHIGAN

RESOLUTION NO. 2016-33

**A RESOLUTION AUTHORIZING THE SALE OF SOME LOTS IN
THE ELEY ACRES V and VI PLATS FOR A REDUCED PRICE**

WHEREAS, the City Commission wishes to increase the pace of the sales of lots in the Eley Acres V and VI Plats and the resulting construction of suitable single family residences on those lots; and

WHEREAS, the Commission has adopted a “Declaration of Restrictions” for Eley Acres V and VI (the “Declaration of Restrictions”) containing certain restrictions and covenants which bind the properties comprising Eley Acres V and VI; and

WHEREAS, the City Commission adopted Resolutions 2001-18 and 2002-18 which authorized the sale of lots in the Eley Acres V and VI Plats at prices established by the City Treasurer and under terms provided in that resolution; and

WHEREAS, the City Commission wishes to expedite the sales of some lots to generate funds to pay obligations connected to the development of that Plat and to increase the City’s tax base.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The sale of the next 5 lots in the Eley Acres V and VI Plats may be for prices of one-half those approved by Resolutions 2001-18 and 2002-18 provided the buyers comply with the following additional terms and conditions which shall be placed within the deed or in another document to be recorded at the time of closing on the purchase of the lot:

A. Construction of a new home meeting all requirements for homes within that Plat shall have begun within 6 months of the date of the sale. If construction has not commenced prior to that date, the City may, within 30 days thereafter, determine to reacquire the lot for \$1,000 less than the price the buyer paid for that lot.

B. Within 15 months after the closing on the sale of the lot, construction of a new home shall be completed to the point that a certificate of occupancy is issued. If a certificate of occupancy is not issued by that date, the City may impose a late completion penalty of \$100 per day for each day that the new home fails to meet the requirements for a certificate of occupancy. This amount shall be a lien on the property until paid.

C. No person or entity may directly or indirectly acquire more than one lot at this reduced price. For a period of 2 years after the sale of any lot as provided in this resolution, no buyer may convey that lot to a person or entity, or a person related to any person or entity, that has acquired any other lot at a reduced price pursuant to this resolution.

2. This reduced price sale shall expire on June 30, 2017, or upon the sale of 5 lots, whichever is earlier.

3. Except for the terms and conditions expressly changed or added by this resolution, all other previously approved Restrictive Covenants and terms of sale for lots in the Eley Acres V and VI Plats shall also apply to the sale of lots pursuant to this resolution.

YEAS: Commissioners: Cyndi Trobeck, Kathy Misner, Tom Gilmer, Ryan Wieber, Nick Breedveld.

NAYS: Commissioners: None.

ABSTAIN: Commissioners: None.

ABSENT: Commissioners: None.

RESOLUTION DECLARED ADOPTED.

VIII. APPOINTMENTS:

A. CONSIDERATION OF MAYOR'S APPOINTMENTS: CITY CLERK, CITY TREASURER, CITY ASSESSOR, CITY ATTORNEY, HEALTH OFFICER
Commissioner Gilmer moved to confirm the Mayor's Appointments of: City Clerk, Angela Cronen; Treasurer, Matthew Storbeck; Assessor, Kevin Harris; Attorney, Ken Lane; and Health Officer, Thad Beard; seconded by Commissioner Misner. CARRIED UNANIMOUSLY

B. CONSIDERATION OF DESIGNATION OF THE CITY DEPOSITORY
Commissioner Breedveld moved to confirm the Mayor's designation of PNC Bank as the City's Depository, seconded by Commissioner Gilmer. CARRIED UNANIMOUSLY

C. CONSIDERATION OF THE MAYOR'S APPOINTMENT OF MAYOR TROBECK AND COMMISSIONER WIEBER TO THE PLANNING COMMISSION
Commissioner Gilmer moved to confirm the Mayor's Appointment of Mayor Trobeck and Commissioner Wieber to the Planning Commission, seconded by Commissioner Misner. CARRIED UNANIMOUSLY

D. CONSIDERATION OF THE MAYOR'S APPOINTMENT OF MAYOR TROBECK AND COMMISSIONER GILMER TO THE SALARY REVIEW COMMITTEE
Commissioner Wieber moved to confirm the Mayor's appointment of Mayor Trobeck and Commissioner Gilmer to the Salary Review Committee, seconded by Commissioner Breedveld. CARRIED UNANIMOUSLY

E. **CONSIDERATION OF THE MAYOR’S REAPPOINTMENT OF MAYOR TROBECK AND COMMISSIONER GILMER TO THE FIRE DEPARTMENT COMMITTEE**

Commissioner Breedveld moved to confirm the Mayor’s reappointment of Mayor Trobeck and Commissioner Gilmer to the Fire Department Committee, seconded by Commissioner Misner. CARRIED UNANIMOUSLY

IX. DISCUSSION ITEMS:

MANAGER'S REPORT

1. He gave updates on the following: North Street and Farmer Street bridge inspections; the staff Christmas decorating; Gale Dugan – County Commissioner; Farmer Street update; and December Meeting dates.

COMMUNICATIONS

None.

REMARKS FROM THE AUDIENCE

Robert Alway, 1026 Barton – asked for confirmation of the date of the next Planning Commission Meeting. Manager Beard confirmed that there would be a Planning Commission Meeting on November 28, 2016.

COMMISSIONERS' COMMENTS

Commissioner Wieber – he commented that it is nice to have Farmer Street open. He stated that he appreciated the understanding of the residents that lived in the construction area of Farmer Street. He thanked the DPW for their efficient pick-up of the leaves this year and commented that they did a good job.

Commissioner Gilmer – he commented that he agreed with Commissioner Wieber’s comments regarding the leaf pick-up. He stated that the process was efficient and with the street sweeper following, it made the roads spotless. He also commented that he appreciated that leaf pick-up was extended this year.

Commissioner Breedveld – he commented that that DPW does a nice job and he appreciated the leaf pick-up extension.

Mayor Trobeck – she echoed the Commissioner’s comments. She commented that the City has the best employees. She stated that she appreciated all of the support at her first meeting as Mayor.

The meeting was adjourned on a motion by Commissioner Misner, seconded by Commissioner Breedveld. CARRIED – 7:40 p.m.

Angela M. Cronen, MMC
City Clerk