

A Regular Meeting of the Otsego City Commission was held Monday, May 1, 2017.

The meeting was called to order by Mayor Trobeck at 7:00 p.m. with the following Commissioners present: Nick Breedveld, Ryan Wieber and Tom Gilmer. Absent: Kathy Misner. Also present City Manager Beard; Finance Director Storbeck; Police Chief Konkle; and DPW Supervisor Bosch.

Commissioner Gilmer moved to excuse Commissioner Misner, seconded by Commissioner Wieber. CARRIED

The audience joined the Commission in the Pledge of Allegiance.

The Regular Meeting Minutes of April 17, 2017, were approved as submitted.

REMARKS FROM THE AUDIENCE REGARDING AGENDA ITEMS

None.

I. PRESENTATIONS:

A. PRESENTATION OF 2017-2018 ANNUAL APPROPRIATIONS BILL – GENERAL, PUBLIC SAFETY, EQUIPMENT REPLACEMENT, EQUIPMENT DEBT, AND CAPITAL PROJECTS FUNDS

Finance Director, Matthew Storbeck, gave an overview of the General, Public Safety, Equipment Replacement, Equipment Debt, and Capital Project Funds for the 2017-2018 fiscal year. Anticipated revenues for the General Fund \$2,151,735, and anticipated expenditures \$1,995,600. Anticipated revenues for the Public Safety Fund \$1,181,190, and anticipated expenditures \$1,181,190. Anticipated revenues for the Equipment Replacement Fund \$69,300, and anticipated expenditures \$38,000. Anticipated revenues for the Equipment Debt Service Fund \$41,355 and anticipated expenditures \$43,570. Anticipated revenues for the Capital Project Fund \$97,500, and anticipated expenditures \$66,600.

II. PUBLIC HEARING:

III. PLANNING AND ZONING:

IV. ORDINANCES:

V. REQUESTS:

A. CONSIDERATION OF A REQUEST FROM OTSEGO ROTARY CLUB TO HOST A 5K RUN ON JUNE 10, 2017, THROUGH CERTAIN CITY STREETS

Commissioner Wieber moved to grant the request from the Otsego Rotary Club to host a 5K Run on June 10, 2017, through certain City streets, seconded by Commissioner Gilmer. CARRIED UNANIMOUSLY.

VI. AGREEMENTS

VII. RESOLUTIONS:

A. CONSIDERATION OF RESOLUTION NO. 2017-17 - A RESOLUTION
ESTABLISHING A BUDGET HEARING ON MAY 15TH, 2017

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

CITY OF OTSEGO
MICHIGAN
RESOLUTION NO. 2017-17

RESOLUTION TO ESTABLISH A BUDGET HEARING

WHEREAS, Michigan Compiled Laws 141.436 requires a public hearing before final passage of a general appropriation act by a legislative body,

WHEREAS, Michigan Compiled Laws 141.412 requires that a notice of such hearing be given by publication in a newspaper of general circulation at least six (6) days prior to such hearing;

NOW, THEREFORE, BE IT RESOLVED, that a hearing be held on the 2017-2018 Budget of the City of Otsego by the City Commission at City Hall at or after 7:00 p.m. local time, on May 15, 2017, and notice of said hearing shall be published at least six days prior to the hearing in the following form:

CITY OF OTSEGO
PUBLIC NOTICE
HEARING ON 2017-2018 BUDGET

Notice is hereby given that the proposed budget for the City of Otsego for the fiscal year 2017-2018 is now on file and available to the public for inspection at City Hall, 117 East Orleans Street, Otsego, Michigan.

The City Commission will hold a public hearing on the proposed budget on Monday, May 15, 2017, at 7:00 p.m. at the City of Otsego Municipal Building, at 117 East Orleans Street, Otsego, Michigan. **The property tax millage rate proposed to be levied to support the proposed budget will be a subject of this hearing.**

CITY OF OTSEGO
2017-2018 ANNUAL APPROPRIATIONS
TOTALS BY FUND

GENERAL FUND	\$1,995,600
MAJOR STREET FUND	669,615
LOCAL STREET FUND	271,715
PUBLIC SAFETY FUND	1,181,190
STREET & BRIDGE FUND	418,085
DOWNTOWN DEVELOPMENT AUTHORITY	343,780
EQUIPMENT DEBT FUND	43,570
CAPITAL PROJECTS FUND	66,600
EQUIPMENT REPLACEMENT FUND	38,000
SEWER FUND	953,200
WATER FUND	713,825
MOTOR POOL FUND	272,730

<u>SPECIAL ASSESSMENT CAPITAL PROJECT FUND</u>	<u>22,000</u>
TOTAL APPROPRIATIONS	
FISCAL YEAR 2017-2018	\$6,989,910

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

NAYS: Commissioners: None.

ABSTAIN: Commissioners: None.

ABSENT: Commissioners: Kathy Misner.

RESOLUTION DECLARED ADOPTED.

B. CONSIDERATION OF RESOLUTION NO. 2017-18 – A RESOLUTION REQUESTING PERMISSION FROM THE MICHIGAN DEPARTMENT OF TRANSPORTATION TO CLOSE STATE HIGHWAY M-89 ON SATURDAY JUNE 10, 2017, FOR THE OTSEGO ROTARY 5K

Commissioner Gilmer offered the following resolution and moved for its adoption, seconded by Commissioner Wieber.

CITY OF OTSEGO
MICHIGAN
RESOLUTION NO. 2017-18

A RESOLUTION REQUESTING PERMISSION FROM THE
MICHIGAN DEPARTMENT OF TRANSPORTATION
TO CLOSE STATE HIGHWAY M-89 ON SATURDAY, JUNE 10, 2017
FOR THE ROTARY 5K

WHEREAS, the City of Otsego hereinafter referred to as the "GOVERNMENTAL BODY" from time to time makes application to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT" for permits, hereinafter referred to as "PERMIT", to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over, and under state trunkline right of way at various locations within and adjacent to its corporate limits.

NOW THEREFORE, in consideration of the DEPARTMENT granting such PERMIT the GOVERNMENTAL BODY agrees that:

1. It will faithfully fulfill all permit requirements and will indemnify, save harmless, represent and defend the State of Michigan, Michigan Transportation commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract from any and all claims of every kind for injuries to, or death of any and all persons and, for loss of, or damage to property, and environmental damage or degradation, and from attorney's fees and related costs arising out of, under, or by reason of the presence of the GOVERNMENTAL BODY'S facilities and/or its installation, construction, operation, maintenance, or other activities which are being performed under the terms of the PERMIT on, over, and/or

under the State trunkline right of way, except claims resulting from the sole negligence or willful acts or omissions of said DEPARTMENT, its officers, agents, employees, and contracting governmental bodies and officers, agents, and employees thereof, performing permit activities.

2. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the COMPANY, or their subcontractors or any other person not a party to the PERMIT without its specific prior written consent and notwithstanding the issuance of the PERMIT.
3. It will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State trunkline right of way resulting or arising out of the installation, construction, operation, and/or maintenance of the GOVERNMENTAL BODY'S facilities pursuant to a PERMIT issued by the DEPARTMENT.
4. The incorporation by the DEPARTMENT of this Resolution as part of a PERMIT does not preclude the DEPARTMENT requiring additional performance security or insurance when deemed necessary by the DEPARTMENT.
5. This Resolution shall continue in force from the date hereof until cancelled by the GOVERNMENTAL BODY or the DEPARTMENT with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the GOVERNMENTAL BODY with regard to any PERMIT which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the City Manager or City Clerk of the City of Otsego are hereby authorized to make application to the Michigan Department of Transportation for the necessary permit to work within state trunkline rights of way on behalf of the GOVERNMENTAL BODY.

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

NAYS: Commissioners: None.

ABSTAIN: Commissioners: None.

ABSENT: Commissioners: Kathy Misner.

RESOLUTION DECLARED ADOPTED.

VIII. APPOINTMENTS:

IX. DISCUSSION ITEMS:

A. CITY MANAGER BEARD'S EVALUATION

Mayor Trobeck gave an overview of Manager Beard's evaluation. She stated that he received an overall score of 4.45, on a 1.0-5.0 scale. She explained that Manager Beard's score illustrates that he "exceeds expectations". She encouraged each Commissioner to meet with Manager

Beard if they have items that they would like to discuss. Commissioner Gilmer read a prepared statement expressing that Manager Beard has done an exceptional job and that he has a concern in the variation of scores from the Commission. Commissioner Wieber commented that he feels Manager Beard received a very good review and commented that maybe there should be a new approach or method to the review process. Commissioner Breedveld commented that Manager Beard does a decent job, but he has a couple of concerns and he would talk to the City Manager if they were big concerns. A lengthy discussion took place regarding the evaluation and the evaluation process. Manager Beard stated that it may be beneficial for a Work Session or Closed Session be scheduled, to review and discuss the scores that were given and any concerns of the Commission. He expressed that he loves his job and the daily activities of this job, and he would like to hear the goals of the Commission related to his job.

MANAGER'S REPORT

1. Manager Beard gave an update on the following: South Farmer Street update; Parade Route, and the National Day of Prayer at City Hall on May 4th.
2. Manager Beard asked the Commission if they had any questions regarding his Manager's Report.

COMMUNICATIONS

None.

REMARKS FROM THE AUDIENCE

Robert Alway, 1012 Barton – he asked the status of the remaining Eley Acres lots and the monetary value.

Stacey Withee, 514 S. Farmer – she commented that she was recently on the Commission and the City is very lucky to have such an experienced City Manager. She commented that he understands the City's culture and that is a benefit that can't be calculated – he is a valuable asset to the City.

COMMISSIONERS' COMMENTS

Commissioner Wieber – he reminded everyone of the Main Street Spring Clean-up scheduled for Saturday, May 13th, at 9:00 a.m., at the Museum.

Commissioner Gilmer – he thanked Finance Director Storbeck for presenting a very complicated budget. He stated that it is a good use of Eley Acres funds to set funds aside because you never know when the next disaster will be. He wished Finance Director Storbeck a Happy Birthday.

Mayor Trobeck – she wished Finance Director Storbeck a Happy Birthday. She commented that she is pleased that funds are going into fund balance, and complimented Manager Beard for a job well done. She reminded everyone of the National Day of prayer on Thursday.

The meeting was adjourned on a motion by Commissioner Gilmer, seconded by Commissioner Breedveld. CARRIED – 8:09 p.m.

Angela M. Cronen, MMC
City Clerk