

A Regular Meeting of the Otsego City Commission was held Monday, July 3, 2017.

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

The audience joined the Commission in the Pledge of Allegiance.

The Regular Meeting Minutes of June 19, 2017, were approved as submitted.

Commissioner Wieber moved to amend the agenda to include the “Consideration of the Mayor’s Appointment of Joel H. Thompson to the Planning Commission to Fill the Unexpired Term of Brad Boone – Term to Expire November 2017,” seconded by Commissioner Gilmer. CARRIED UNANIMOUSLY

REMARKS FROM THE AUDIENCE REGARDING AGENDA ITEMS

Robert Alway, 1012 Barton -

I. PRESENTATIONS:

A. PRESENTATION BY BOB GENETSKI, ALLEGAN COUNTY CLERK – UPDATE FROM THE COUNTY CLERK’S OFFICE

Allegan County Clerk, Bob Genetski, gave an overview of the services offered by the Allegan County Clerk’s Office. He also highlighted the new services that they provide to veterans and the new voting equipment.

B. PRESENTATION BY FIRE CHIEF WEBER – UPDATE ALLEGAN COUNTY RADIO AND PAGERS

Fire Chief, Brandon Weber, gave a presentation and update on the new Allegan Countywide police and fire pagers that are going to be implemented in the near future. He answered questions of the Commission and the Commission thanked him for his assistance in the implementation of the new system.

A brief discussion took place regarding the qualifications of the response time for the firefighters. Chief Weber answered questions of the Commission.

II. PUBLIC HEARING:

III. PLANNING AND ZONING:

IV. ORDINANCES:

V. REQUESTS:

VI. AGREEMENTS:

A. CONSIDERATION OF AN AGREEMENT WITH ALLEGAN COUNTY FOR TRANSFER OF OWNERSHIP OF PUBLIC SAFETY RADIOS AND PAGERS

Commissioner Withee moved to authorize the Mayor and City Clerk to enter into an agreement with Allegan County for the transfer of ownership of Public Safety Radios and Pagers, as

presented, seconded by Commissioner Gilmer. CARRIED UNANIMOUSLY

VII. RESOLUTIONS:

A. CONSIDERATION OF RESOLUTION NO. 2017-24 - A RESOLUTION AUTHORIZING THE SALE OF SOME LOTS IN THE ELEY ACRES V AND VI PLATS FOR A REDUCED PRICE

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

**CITY OF OTSEGO
ALLEGAN COUNTY, MICHIGAN
RESOLUTION NO. 2017-24**

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 remaining 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, 2018, or upon the sale of all remaining 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, Tom Gilmer, Ryan Wieber, Nick Breedveld,
Stacey Withee.

NAYS: Commissioners: None.

ABSTAIN: Commissioners: None.

ABSENT: Commissioners: None.

RESOLUTION DECLARED ADOPTED.

VIII. APPOINTMENTS:

- A. CONSIDERATION OF THE MAYOR'S APPOINTMENT OF JOEL H. THOMPSON TO THE PLANNING COMMISSION TO FILL THE UNEXPIRED TERM OF BRAD BOONE – TERM TO EXPIRE NOVEMBER 2017

Commissioner Gilmer moved to approve the Mayor's appointment of Joel H. Thompson to the Planning Commission to fill the unexpired term of Brad Boone – term to expire November 2017, seconded by Commissioner Wieber. CARRIED UNANIMOUSLY

IX. DISCUSSION ITEMS:

MANAGER'S REPORT

1. Manager Beard gave an update on the following: Fire Department improvements; Pre-Bid Meeting for WWTP improvements; Awarding of WWTP Project Bid; MML Convention and the Farmer Street Project.
2. Manager Beard asked the Commission if they had any questions regarding his Manager's Report.

COMMUNICATIONS

None.

REMARKS FROM THE AUDIENCE

None.

COMMISSIONERS' COMMENTS

Commissioner Breedveld – he thanked the Fire Department for all they do. He commented that the Fire Department Officers have a tough decision to make, but knows they will make the best solution.

Commissioner Gilmer – he thanked Allegan County News/Union Enterprise reporter Dan Pepper for the coverage of the last meeting. He and Manager Beard gave a brief update on the status of the search for a new Main Street Director.

Commissioner Wieber – he thanked Chief Weber for his expertise and for participating in the selection and implementation of the new radios and pagers. He complimented Fire Chief Weber and the Fire Department Officers for their consistency and treatment of their members.

Commissioner Withee – she echoed Commissioner Wieber’s comments. She commented that many hours went into the selection of the radios and pagers and they will be very beneficial to our Police and Fire Departments. She commented that she she appreciated the explanation of the response time by Chief Weber and understands that we are a unique community and why it is important.

Mayor Trobeck – she thanked Brandon Weber for performing his duties as a police officer, fire chief, and overlooking the construction at the Fire Department.

The meeting was adjourned on a motion by Commissioner Breedveld, seconded by Commissioner Withee. CARRIED – 8:07 p.m.

Angela M. Cronen, MMC
City Clerk