

A Regular Meeting of the Otsego City Commission was held Monday, June 17, 2019.

The meeting was called to order by Mayor Trobeck at 7:00 p.m. with the following Commissioners present: Stacey Withee, Lauri Krueger and Brent Milhiem. Absent: None. Also present City Manager Mitchell.

The audience joined the Commission in the Pledge of Allegiance.

The June 3, 2019, Regular Minutes and Special Minutes were approved as submitted.

REMARKS FROM THE AUDIENCE REGARDING AGENDA ITEMS

None.

I. PRESENTATIONS:

At this time, Officer Gudith introduced Officer Jon Bender. Officer Bender is the new permanent part-time officer. Officer Gudith commented that Officer Bender has twenty-seven years of law enforcement experience and is a City resident. The Commission welcomed Officer Bender.

A. PRESENTATION BY COUNTY COMMISSIONER GALE DUGAN

Commissioner Dugan gave an update on the most recent County Commission activities.

II. PUBLIC HEARING:

III. PLANNING AND ZONING:

IV. ORDINANCES:

A. FIRST READING OF PROPOSED ORDINANCE NO. 164 – AN ORDINANCE TO INCLUDE CITY COMMISSIONER ETHICS POLICY

Mayor Trobeck presented Proposed Ordinance No. 164 – an Ordinance to include City Commissioner Ethics Policy. Manager Mitchell stated that the ordinance was reviewed and approved by the City Attorney. He explained that the Ordinance summary will be published and the Ordinance will be offered for a second reading and adoption at the July 1, 2019, City Commission Meeting.

B. FIRST READING OF PROPOSED ORDINANCE NO. 165 – AN ORDINANCE TO AMEND THE FIREWORKS ORDINANCE

Mayor Trobeck presented Proposed Ordinance No. 165 – an Ordinance to amend the Fireworks Ordinance. Manager Mitchell stated that the ordinance changes the dates to the protected State Holidays and changes the fine to one thousand dollars. He stated that the ordinance had been reviewed by the City Attorney. Manager Mitchell explained that the Ordinance summary will be published and the Ordinance will be offered for a second reading and adoption at the July 1, 2019, City Commission Meeting. The ordinance will take affect twenty days after adoption.

V. REQUESTS:

A. CONSIDERATION OF A REQUEST FROM OTSEGO MAIN STREET TO USE VARIOUS CITY PROPERTY AND HAVE A BEER TENT FOR THE MUD VOLLEYBALL EVENT ON JULY 13, 2019

Commissioner Withee moved to grant the request from Otsego DDA/Main Street to use various City property and have a Beer Tent for the Mud Volleyball event on July 13, 2019, seconded by Commissioner Milhiem. CARRIED UNANIMOUSLY

B. CONSIDERATION OF A REQUEST FROM OTSEGO HIGH SCHOOL STUDENT COUNCIL TO HOLD A HOMECOMING PARADE ON FRIDAY, SEPTEMBER 20, 2019, BEGINNING AT 5:45 P.M., AS PRESENTED

Commissioner Krueger moved to grant the request from the Otsego High School Student Council to hold a Homecoming Parade on Friday, September 20, 2019, beginning at 5:45 p.m., as presented, seconded by Commissioner Milhiem. CARRIED UNANIMOUSLY

VI. AGREEMENTS

A. CONSIDERATION OF A LICENSE AGREEMENT WITH OTSEGO DDA/OTSEGO MAIN STREET FOR THE MUD VOLLEYBALL & BEER TENT ON JULY 13, 2019

Commissioner Withee moved to authorize the Mayor and City Clerk to enter into a license agreement with the Otsego DDA/Otsego Main Street for the Mud Volleyball and Beer Tent on July 13, 2019, seconded by Commissioner Krueger. CARRIED UNANIMOUSLY

VII. RESOLUTIONS:

A. CONSIDERATION OF RESOLUTION NO. 2019-15 – A RESOLUTION TO AMEND THE 2018-2019 ANNUAL APPROPRIATIONS BILL

Commissioner Withee offered the following resolution and moved for its adoption, seconded by Commissioner Milhiem.

**CITY OF OTSEGO
ALLEGAN COUNTY, MICHIGAN
RESOLUTION NO. 2019-15**

RESOLUTION TO AMEND THE 2018-2019 ANNUAL APPROPRIATIONS BILL

WHEREAS, the Otsego City Commission approved the 2018-2019 Annual Appropriations Bill which limited amounts for expenditures and anticipated revenues for the 2018-2019 fiscal year; and

WHEREAS, certain activities and/or revenue sources 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 2018-2019 Annual Appropriations Bill:

General Fund Revenues

101-000-573.000	LCSA Revenues	\$80,275
Net Increase/(Decrease)		\$80,275

General Fund Expenditures

101-172-824.000	City Manager - Service Agreements	-\$900
101-172-826.000	City Manager - Legal	\$24,000
101-172-948.000	City Manager - Computer Services	\$900
101-215-824.000	City Clerk - Service Agreements	-\$1,000
101-215-948.000	City Clerk - Computer Services	\$1,000
101-253-824.000	City Treasurer - Service Agreements	-\$6,000
101-253-948.000	City Treasurer - Computer Services	\$6,000
101-257-824.000	Assessing - Service Agreements	-\$2,500
101-257-948.000	Assessing - Computer Services	\$2,500
101-262-824.000	Elections - Service Agreements	-\$175
101-262-948.000	Elections - Computer Services	\$175
101-265-824.000	City Hall - Service Agreements	-\$1,300
101-265-948.000	City Hall - Computer Services	\$1,300
101-441-824.000	DPW - Service Agreements	-\$1,000
101-441-948.000	DPW - Computer Services	\$1,000
101-728-824.000	Economic Dev - Service Agreements	-\$300
101-728-948.000	Economic Dev - Computer Services	\$300
Net Increase/(Decrease)		\$24,000

Major Street Fund Expenditures

202-483-702.000	Administration - Supervisory Wages	\$955
202-483-705.000	Administration - Clerical Wages	\$670
202-483-716.000	Administration - Health Insurance	\$525
202-483-718.000	Administration - Retirement	\$50
202-901-970.000	Capital Outlay	\$1,100
Net Increase/(Decrease)		\$3,300

Local Street Fund Expenditures

203-464-740.000	Surface Maint - Supplies	\$2,000
203-464-802.000	Surface Maint - Contracts	\$5,500
203-464-940.000	Surface Maint - Motor Equipment Rental	\$1,400
203-901-970.000	Capital Outlay	\$17,500
Net Increase/(Decrease)		\$26,400

Capital Projects Fund Expenditures

401-901-971.000	Land Purchases	\$11,370
Net Increase/(Decrease)		\$11,370

Motor Pool Expenditures

661-442-933.000	Equipment Maintenance	\$12,500
Net Increase/(Decrease)		\$12,500

YEAS: Commissioners: Cyndi Trobeck, Stacey Withee, Lauri Krueger, & Brent Milhiem.

NAYS: Commissioners: None.

ABSTAIN: Commissioners: None.

ABSENT: Commissioners: None.

RESOLUTION DECLARED ADOPTED.

VIII. APPOINTMENTS:

A. CONSIDERATION OF THE MAYOR’S REAPPOINTMENT OF MARTY BENNETT AND STACEY WITHEE TO THE DDA BOARD – TERM EXPIRING JULY 1, 2023

Commissioner Krueger moved to confirm the Mayor’s reappointment of Marty Bennett and Stacey Withee to the DDA Board, terms to expire July 1, 2023, seconded by Commissioner Milhiem. CARRIED UNANIMOUSLY

B. CONSIDERATION OF THE REAPPOINTMENT OF KRISTIN ALKIRE TO THE COMMUNITY RECREATION COUNCIL – TERM TO EXPIRE JUNE 30, 2022

Commissioner Withee moved to confirm the Mayor’s reappointment of Kristin Alkire to the Community Recreation Council, term to expire June 30, 2022, seconded by Commissioner Milhiem. CARRIED UNANIMOUSLY

IX. DISCUSSION ITEMS:

MANAGER'S REPORT

1. He gave updates on the following: welcomed new Permanent Part-Time Officer Jon Bender; Well-Head Protection Program Grant submittal; and lead, copper and galvanized water pipe rules.
2. He asked for further questions or comments regarding his written Manager’s Report submitted to the Commission in their weekly packet.

COMMUNICATIONS

None.

REMARKS FROM THE AUDIENCE

Al Radspieler, PO Box 266 Hopkins – he complained about being “picked on”, the Board of Review, the speed limit, and the tickets he has received. He stated that he buys junk houses and then gets picked on. He stated “you are not going to run me out of town”.

COMMISSIONERS' COMMENTS

Commissioner Krueger – She commented that there are many cool things going on in Otsego. She welcomed Officer Bender.

Commissioner Withee – she welcomed Officer Bender and commented that she is very happy that a Permanent Part-Time officer was hired and it will be very beneficial in the future.

Commissioner Milhiem – he echoed Commissioner Krueger and Commissioner Withee’s comments. He noted that his following comments will be for Mr. Radspieler and his comments – he stated that he appreciates his intentions of fixing up houses, “but you are a non-resident who owns property here, who pushes every ordinance to the limit and you offer zero solutions. I am done listening to you, until you have a solution and understand. I am tired of you talking down to the City Manager and the Mayor. We all have to abide by the ordinances of this City. If you can’t abide by the rules maybe you shouldn’t own property here and leave.”

Mayor Trobeck – she welcomed Officer Bender. She thanked Commissioner Dugan for keeping everyone so well informed. She commented that she is excited about the Mud Volleyball Tournament.

CLOSED SESSION

A. TO DISCUSS A WRITTEN LEGAL OPINION WITH THE ATTORNEY FOR THE CITY IN THE MATTER OF RANSBOTTOM VS. CITY OF OTSEGO

Commissioner Milhiem moved to go into Closed Session to discuss the written legal opinion with the attorney for the City, in the matter of Ransbottom vs. City of Otsego, seconded by Commissioner Withee. CARRIED UNANIMOUSLY 7:39 p.m.

Commissioner Milhiem moved to adjourn the Closed Meeting and reconvene the Regular Meeting seconded by Commissioner Krueger. CARRIED UNANIMOUSLY. 7:53 p.m.

Commissioner Krueger moved to authorize the City Manager to follow the recommendations of the City Attorney in Closed Session, to settle the Ransbottom Case, seconded by Commissioner Milhiem. CARRIED UNANIMOUSLY

The meeting was adjourned on a motion by Commissioner Milhiem, seconded by Commissioner Krueger. CARRIED – 7:55 p.m.

Angela M. Cronen, MMC