

Village of Capac  
Regular Council Meeting  
Official Minutes

November 6, 2017 7:05 pm.

Pledge of Allegiance

- I. Regular Council Meeting called to order by President John Grzyb at 7:05 p.m.

Council and staff present: Joe Nemecek, Bruce Lawrence, Samantha Ramirez, Paul Libkie, Mary Klug, John Grzyb, D.P.W. Supervisor and Chief of Police. Absent councilperson Patti Weyhrauch roll taken by tempt clerk Libkie.

Agenda: Motion Lawrence second Klug to approve the October 16, 2017 agenda without change. All ayes No nays, Motion passed.

- A. Regular Council Minutes: Motion Lawrence Second Nemecek to approve the minutes dated 10/16/17 7:00pm., No correction deletions or changes. All ayes no nays, Motion passed.
  - B. Bills: Motion Lawrence second Nemecek to pay the bills in the total amount of \$165,144.25 Ayes Nemecek, Ramirez, Klug, Lawrence, Libkie and Grzyb. Nays none, absent Weyhrauch. Motion Passed.  
Motion Klug second Ramirez to pre-pay the final 2mill street improvement loan payment to Lakestone Bank, the loan was originally with CSB Bank. The bank wishes \$61,920.51 requesting an early pay off penalty of \$605.86 along with other fees. Council desires any and all fees waived as council remembers being told no early penalty's for early pay off or other fees. If this is not correct council will pay \$61,920.51. Ayes Lawrence, Nemecek, Klug, Ramirez, Libkie, President Grzyb. No Nays, Absent Weyhrauch. Motion Passed.
  - C. Presidents Report: President received an E-mail regards to the applicant who pulled their Brine well application request which was the property along Shultz and Capac Rds.
  - D. Correspondence:
  - E. Visitors: The visitors present were representatives of King Midas LLC. Matthew Roman and Josh Vatick. They wish to field any questions council members might have regarding medical grown marijuana to manufactured and shipping to distributors, Doctors and Hospitals. None at this time.
- II. COMMITTEE AND DEPARTMENT REPORTS
    - A. President Report: The letter included in the council packet from Plante Moran related that we have not completed this year's CVTR and dash board, its cost to complete same was estimated between \$500.00 to \$2,000.00. While doing research

Plante Moran found a second year CVTR and Dash board not completed in their research with the State.

- B. Personnel/Finance Committee:
1. Motion Libkie second Ramirez to pay Plante Moran up to \$4,000.00 for the completion of the 2 years of the Villages CVTR and Dash board reports to the Michigan treasury in a timely manner. Ayes Nemecek, Ramirez, Libkie, Klug, Gryzb. Nays None, absent Weyhrauch. Motion passed.
  2. Motion Libkie Second Nemecek that the Village use the same drug screening as the police department for future new hired employees not covered by a union agreement or the 2006 policy manual. Much discussion on who will do and panel type. Voice vote, All Ayes No Nays absent Weyhrauch.
  3. Motion Klug second Ramirez that the local attorney review and update the Clerk and Treasurers job descriptions. Then produce a job description for the new position Administrative assistant. This person would work at the window and be a deputy treasurer and clerk. Voice vote All Aye No Nays Weyhrauch absent.
  3. Council then directed the president to look into and get a waiver form if needed for the applicant to sign so as to gather information on the applicant's ability to drive for any training, run a financial report as they handle large amounts of money and are bonded and a criminal and civil records check.
  4. The president reported to the committee that the insurance for the Medicare insurance for retirees increased 5% or \$88.00. for the 3 people on the insurance. The clerk researched both blue cross and the Medicare Insurances, banister. When an employee leaves BCBS and goes to Medicare the Village saves \$100.00 per person per month as insurance is now age based. November 2017 and April 2018 we change 2 retirees from BCBS to Medicare a \$200.00 a month savings. See the committee report.
- C. Police committee Report: No report
- D. DPW committee Report:
1. The defective DDA sections of Main St. were removed and replaced with the \$25,000. DDA funds.
  2. Motion Nemecek second Lawrence to pass ordinance number 2017-2 which is an amendment to chapter 20 of the code of Village ordinances, the GARBAGE ORDINANCE. Roll Call Vote Nemecek, Lawrence, Klug, Ramirez, Libkie, Gryzb. No Nays Weyhrauch Absent.
  3. A road salt storage building was discussed. The committee asked to see if the engineers had specifications.
  4. The committee is researching other governments utility ordinances.
  5. The committee researched the funding and repairs on the Walker St. pump house and upgrades to the pumps spending the \$40,000.00 which council previously approved.
  6. The President believed that County road would be sealing Downey and Bryce Rds., M-21. We may have a portion to pay if this is covered under a grant, just information.
  7. The President wished to know how much we had in motor pool funds, clerk found this to be \$94,967.89. \$18,000.00 was police.
- E. Parks and Recreation report:
1. Spicer forwarded the approved Aldrich St. Park bid, Motion Lawrence, Second Nemecek to approve the Sinclair Recreation with an as read bid price of \$33,495.00, as in the correspondence from Tanya M. Moore of Spicer

dated 10/18/17. Roll Call vote, Ayes Libkie, Klug, Ramirez, Nemecek, Lawrence and Gryzb. No Nays while Weyhrauch was absent. 2. Lawrence represented the Village at the Parc committee which wished to place a park near water in the northwest part of the county. No one had property with those specifications. So, the group went to back to rails to trails. Parc itself would partner on land purchase for parks. 3. Council discussed the need for an Aldrich St. Park sign and should the grant require one such sign be erected before work begins in the park they will support the expenditure. Council wishes the Spicer lead person contacted Tonya Moore to see what the Village must do with the informational sign and placement. Park sign was by consciences of council to be added to unfinished business, item E.

- F. Clerk report: No Report
- G. Treasurers report: No report taken up at bills, 2 mills road loan pay off
- H. Zoning Administrator's report No report
- I. DDA. Report: see enclosed minutes
- J. ZBA Report: No report
- K. Planning Commission: 1. November 1 planning commission meeting minutes are enclosed in the council packet for council's review. Council discussed that there was nothing in the planning packet. The information the commission required was dropped off to the Village office well in advance of the planning meeting. The clerk related that this would be the clerks fault and I failed to get the planning packets completed properly. 2. Motion Klug, Second Lawrence to pass Amendment to 30-101 Ordinance 2017-3 to add one more council member to the planning commission. Roll Call Vote Ayes Klug, Lawrence, Nemecek, Ramirez, Libkie, Gryzb. Nays None Absent Weyhrauch. Motion passed. 3. President asked for any council members who wished to be on planning commission to contact him. 4. President related Allen Bean of Spicer and Local Attorney Al Francis sent memos what the clerk or Village had to do with the ordinances, public hearings or amendment to ordinances.

NEW BUSINESS Council discussed the new Marijuana laws and wishes the local attorney to review these laws so he can advise the council better on what to do regards to opting in or not. Can the Village partially opt in? Should the Village stay as we are. What are negatives and what are positives. How does the whole process work? Council also asked for King Midas representative's to be present.

UNFINISHED BUSINESS N/A

- A. Village Signs N/A
- B. Rural rate Assessment N/A
- C. Saw Grant N/A
- D. Police policy & Procedure N/A
- E. DEQ Aldrich St. Park Signs N/A
- F. MERS Quarterly Payments

- III. PUBLIC COMMENT: N/A
- IV. COUNCIL BUSINESS: Discussed MERS quarterly report asked by council to add it to unfinished business. Needs further review after auditor report.
- V. ADJOURNMENT 8:36 pm. Motion Lawrence second Klug to adjourn meeting. All Ayes  
No Nays absent Weyhrauch.  
Minutes presented by temporary clerk, Paul C. Libkie