

Village of Byron
Regular Council – ZBA Meeting Minutes
August 9, 2021

Meeting called to order at: 7:00 pm by President Bessenbacher

Pledge of Allegiance Led By: President Bessenbacher

Roll Call – Present: Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. DPW Warren and John Gormley, Attorney present.

Approval of Agenda: Guttersohn motioned to approve the agenda as amended; seconded by Chapman. Amendments: New Business (C) United Tree Service. Voice Vote: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

Approval of Minutes: Campbell motioned to approve the minutes July 12, 2021 and July 19, 2021 as written; seconded by Childers. Voice Vote: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

Public Comments – Agenda Items: Chuck Donaldson from MEDC spoke about how community development works and added that he works with Justin Horvath. Development Ready Communities have to go through 3 steps for entry and can opt out at any time. They have a best practice score card and can receive money for it. There is no specific time frame to finish; some finish in 2-3 years and others 5 years. Online information can be obtained at myplace.org. Questions were asked and answered. Vandemark said they are there to help us for free. P. Morse asked about paying utility bills on-line and Gormley said a service would be needed and will be checked into.

Treasurers Report – Ketchum read report and Guttersohn motioned to approve pending audit; seconded by Campbell. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

Approval of Bills – Campbell reported 49 checks less 1 voided (70E-72E and 27111-27156) totaling \$59,014.27. Guttersohn motioned to pay the bills; seconded by Orr. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

Bills Awaiting Approval – None

Committee Reports: None

Police Report: Guttersohn read report

DPW Report: Warren read report and said more millings and stone needed from Royalty for \$900.00. Guttersohn motioned to approve millings and stone from Royalty for \$900.00; seconded by Chapman. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None. No well updates at this time. Warren explained dump truck listing on Market Place and one bid for \$2,500.00 and the other for \$3,000.00. Guttersohn motioned to accept the \$3,000.00 bid from Cole's for the dump truck, sold as is; seconded by Orr. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn,

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Phillips, Childers and Bessenbacher. Nays: None. Warren said station 3 vacuumed out and should be on a 6-month schedule. He added that he used a company out of Grand Rapids. Water shut-offs addressed and Warren explained with only one well in operation, shut-offs could cause problems to the operating well. Discussion on the subject and Gormley said he would discuss with Warren. Signs for both dams discussed and Warren will obtain fence quotes. M. Prestonise said people driving through yard to fish off dam. Richardson said OK to come onto property to cut tree by the dam.

Cemetery Report: Bessenbacher read report. Gormley addressed the 2 graves for sale and asked to have it tabled while investigated for legal paperwork.

DDA: Vandemark talked about other programs that MEDC has. DDA looking at Development Plan. Resolution for the Village with MEDC tabled. Vandemark asked about the ARP Grant and Ketchum said we filed for it and explained what we may be approved for. Discussion took place on subject.

Commissioner Report: Root Absent

911 Commission: None

OPEN PUBLIC HEARING AT 7:42 PM. VOICE VOTE: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

Gormley explained the purpose of the Special Assessment and that it would allow the Village to bill \$155.44 for the first of 5 years with the final year at approximately \$178.00 (by the 5th year with 31/2% increase per year) for waste services. He also said that if this doesn't pass the Village will likely cancel services with Republic and then residents would be on their own. Gormley said the Village would be behind a year and residents could pay the 5 years up front, otherwise it would go on the taxes. Discussion took place on the subject and questions on how multi family homes would be charged, how can you add it to taxes again. Gormley explained that the Village pays 100% of the bill and residents are not charged, currently not on your tax bill. A letter will be sent with the break downs and contract information when it is place. Ward talked about Township not giving a choice. Gormley said after 5 years the process would have to be redone and July of 2022 is when first assessment would take place. Mickelson asked how would the church be charged if they have 2 cans and Gormley said twice. Question asked about recycling and Reed said getting quotes with and without recycling. The Village would keep records if residents want to pay in advance. Empty lots will not be charged. **No written concerns received.**

MOTION TO CLOSE PUBLIC MEETING AT 8:02 PM BY PHILLIPS; SECONDED BY GUTTERSohn. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None. Motion to accept Special Assessment Resolution as amended by Phillips; seconded by Guttersohn. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

Old Business – A) Animal Ordinance: Discussion took place on subject. Gormley said if you see a violation take picture and call police. Call Animal Control if problems. Childers motion to accept the Animal Ordinance; seconded by Phillips. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

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New Business – A) New Server for Village Office: Reed explained the problems that are occurring and how this is costing the Village more in wages. She added that the current server is 7 years old. Guttersohn motioned to approve the purchase of a new server for \$5,360.00; seconded by Phillips. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

B) Event Permit: Bessenbacher explained that the permit is for the Car Show. Guttersohn motioned to approve the permit for the Car Show; seconded by Childers. Voice Vote Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.

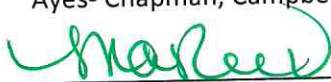
C) United Tree Service: Bessenbacher explained about the tree on Church and Maple, in Village right-of-way, that is split and the quote is for a repair to the tree for \$180.00. The repair would consist of wrapping the tree with wire and adding a drain. Discussion on the subject. Childers motion to accept the quote of \$180.00, not to exceed \$200.00, to mend the tree; seconded by Chapman. Roll Call: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None. Ward talked about tree filled with cement.

Public Comments: Mickelson asked when Maple St would be paved and Bessenbacher said next year.

Any Other Business from Council /Comments: Reed asked about posting outside information on the board and Gormley said if you do for one you do for all and council decided that we would not do outside postings. Gormley was asked about the CPL change and he said it would be done for the next meeting. Phillips said that this was her last day on the council and that she is grateful for the support and experience. She hopes she will find her Byron in South Carolina.

Items For Next Agenda: Individual selling graves: legal paperwork needed, MEDC Resolution and CPL addition for handbook

Meeting adjourned at: Motion to adjourn 8:30 pm by Childers; seconded by Guttersohn. Voice Vote: Ayes- Chapman, Campbell, Orr, Guttersohn, Phillips, Childers and Bessenbacher. Nays: None.



Marsha Reed, Clerk

10-11-2021

Approval Date



Vicki Bessenbacher, President