

Village of Byron  
Regular Council Meeting Minutes  
May 9, 2016

**Meeting called to order at:** 7:00 pm by President Brunell

**Pledge of Allegiance Led By:** President Brunell

**Roll Call – Present:** Miller, Prestonise, Bessenbacher, Berez, Orr, Cole and Brunell.

**Approval of Agenda:** Cole motioned to approve the agenda as written; seconded by Berez. Bessenbacher asked to have it amended by adding Letter C, Letter: Face Book page, in New Business. Cole amended the motion to include the addition of Letter C in New Business; seconded by Berez. Voice Vote: Ayes-Bessenbacher, Berez, Orr, Miller, Prestonise, Cole and Brunell; No Nays - Passed.

**Approval of Minutes:** Bessenbacher motioned to approve the Regular Meeting Minutes for April 11, 2016 as written; seconded by Cole. Voice Vote: Ayes- Orr, Berez, Miller, Bessenbacher, Cole and Brunell. Nays: Prestonise - Passed.

**Public Comments – Agenda Items:** None

**Presentation By Aaron Brooker:** Explained he was from the Zarembo Group and the developer for Dollar General. He went on to explain that Dollar General was more of a convenience store and that he was here to propose a Dollar General for Byron. The location would be on the corner of Saginaw and Lehring and it would need to be rezoned from residential to commercial. Many questions were asked about deliveries, lighting, building appearance and jobs. More discussion took place on subject.

**Treasurers Report** – Ketchum read report. Report to stand pending audit.

**Approval of Bills** – Berez motioned to approve the bills totaling \$15,873.59 and Cole said that was wrong and Berez amended the motion to approved checks 24507-24545 along with 14E totaling \$14,202.29; seconded by Cole. Roll Call: Ayes- Orr, Berez, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**Bills Awaiting Approval** – Bessenbacher motioned to pay bills (blue folder) listed on approval sheet with the exception of the Linden ACE Hardware, totaling \$684.37; seconded by Miller. Roll Call: Ayes- Orr, Berez, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**President's Communications:** Brunell discussed water bills and what was outstanding, paid and still owed. She explained VFW letter wanting total control of Memorial Day flag placement and stated that unfortunately the letter doesn't have contact information so I couldn't contact him back. Gormley talked about Private Cemetery Act and need for Cemetery Board. Prestonise said it was abolished and Gormley said it should be researched. Prestonise motioned that the VFW place the flags for 2016 and the sexton shall provide the information; seconded by Bessenbacher. Roll Call: Ayes- Orr, Berez, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed. C. Granger said they have a smaller map and VFW should have a copy from last year.

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home owner to clean fence line. More talk on foundations Bessenbacher motioned to pour foundations monthly, weather permitting, as needed; seconded by Miller. Voice Vote: Ayes-Bessenbacher, Berecz, Orr, Miller, Prestonise, Cole and Brunell; No Nays - Passed. Cole said to stain the cemetery signs. Brunell explained points on license and waiting for them to come off before obtaining CDL. Gormley explained why he was ok'd for hire and that employee should be present at next regular meeting and come in at 6:30 pm. Berecz said Boatright is leaving gates to lagoon open. Prestonise brought up DPW hours and said we approved his hours from 7 am until 1:30 pm he should be here until then. As a council we voted for it and we should back what we approve. Motion was made by Miller that Boatright take his lunch from 11 am until 11:30 am, punching in and out; seconded by Bessenbacher. Voice Vote: Ayes-Bessenbacher, Berecz, Orr, Miller, Prestonise, Cole and Brunell; No Nays - Passed.

**Commissioner's Report** – Root said not a lot going on right now. Appointing people to committees and gifted some land for expanding parks. We are still filling vacancies in departments so, over all a calm month. Root said he was running again for his seat

**DDA-** Vandemark explained the Eric Jones event, entertainment tent and regatta. He talked about meeting with insurance people and who sent out the Eric Jones tickets. Vandemark talked about ordering flags and would need Boatright to hang them. Brunell said we would need a motion in order for Boatright to hang them. Prestonise motioned that prior to the Eric Jones Event the Byron DPW can hang the sign and flags and can work up to 5 extra hours; seconded by Berecz. Voice Vote: Ayes-Bessenbacher, Berecz, Orr, Miller, Prestonise, Cole and Brunell; No Nays - Passed.

**Old Business: A) Code Enforcement:** Berecz went over AGS Company for code enforcement. Permits would go through them and we would be given copies of the permits. We gave AGS a list of fee structures and copies of the Village permits. Berecz also explained what they also do and what the qualifications AGS has. Berecz also explained 60 day notice if not going to use and the \$150.00 per month retainer fee. Gormley explained the needs and we should contact the county to see if they can provide services. We will hold a special meeting to cover fact finding for Code Enforcement.

**B)Tri-County Wireless (Revised Contract):** Miller motioned to table Tri-County Wireless until the next meeting allowing Gormley time to review revised contract. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**C) Republic Services:** Brunell explained cost if public contracted on own of \$15.00 per month and asked if we want to stay with them. If we do the monthly cost would be about \$11.00. Gormley explained different options. Reed will look into billing directly to customers and how often (monthly, quarterly or yearly). Tabled until additional questions answered.

**D) Cemetery:** Brunell explained that all the foundations were poured and Prestonise said not R. Millers. Brunell explained training and we may have to hire someone and the cost would be \$850.00 training with reinstatement fee of \$400.00, totaling \$1250.00. Bessenbacher will ask S. Riley if she will come in and enter cemetery records. Foundation discussion took place on when to pour and Brunell went back to the motion made earlier. No information on clean-up.

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**New Business - A) Law Enforcement Attorney Expenditure:** Gormley explained the Durand contract and that they want us to do the contract; we need a motion for Gormley to draft the contract for Durand Police Department. Motion was made by Berecz for Gormley to draft the City of Durand Police Department Contract; seconded by Miller. Roll Call: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**B) UIA Training for Office Staff:** Brunell explained the training and that when returned to office it was ok to work until closing.

**C) Letter Regarding Facebook Page:** Bessenbacher read the letter from Colman and Gormley explained phone call received and what was explained to her. He went on to say that the Village does not control a facebook page and has not taken any steps to have one. He also said Reed has no access to it. The police page is down.

**Any Other Business from Council /Comments:** Berecz explained fireworks display and insurance papers and need council approval for the President to sign the display permit. Cole motion for President to sign fireworks display permit; seconded by Miller. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed. Brunell reported that Hughes said levels are lower and DEQ gave approval to dump holding ponds and that the December issue will not occur again.

**Public Comments:** D. Glenn discussed the problem of dogs excreting on the grass area where kids play and the hazards of not cleaning it up. He said Durand just passed an ordinance on cleaning it up and perhaps we could put a sign up. Brunell said we will put it in the newsletter. L. Keith talked about trash pickup and being retired and bill are just going up. Income only goes so far. B. Mickelson requested water on for park and Brunell said he would have to contact the school. M. Prestonise talked about leash law.

**Items For Next Agenda:** BS&A cemetery training/cost, Tri-County Wireless; Republic Services and a Durand Police contract and closed session with Boatright. Special meeting for code enforcement.

**Meeting adjourned at:** Motion to adjourn at 9:40 pm by Berecz; seconded by Miller. Voice Vote: Ayes- Prestonise, Bessenbacher, Miller, Orr, Berecz, Cole and Brunell. No nays-passed.



Marsha Reed, Clerk



Date



Kit Brunell, President