

Village of Byron
Regular Council – ZBA Meeting Minutes
November 13, 2017

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

Pledge of Allegiance Led By: President Prestonise

Roll Call – Present: Berez, Orr, Bessenbacher, Chapman, Campbell, Miller and Prestonise.

Approval of Agenda: Miller motioned to approve the agenda for November 13, 2017 as written; seconded by Bessenbacher. Voice Vote: Ayes- Orr, Berez, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed. Prestonise motioned to amend the agenda adding Caroline Wilson, County Clerk, to the Commissioner Report; Root was not in attendance; seconded by Miller. Voice Vote: Ayes- Orr, Berez, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed.

Approval of Minutes: Bessenbacher motioned to approve the minutes for October 9, 2017 as written; seconded by Chapman. Voice Vote: Ayes- Orr, Berez, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed.

Public Comments – Agenda Items: M. Brown talked about utility bill being shut off for \$22.29 late fee. He also stated he had a copy of the State of Michigan rules and was not happy that he would have to pay \$322.29 to have water turned on. Gormley said we have given 75 days to pay the entire bill before shut off. Reed explained the bill mailing process and how we go by post mark for posting dates. The subject was continued in New Business Letter A.
J. Koontz will talk under New Business Letter E.

Treasurers Report – Ketchum read report and motion by Berez to accept report pending audit; seconded by Miller. Voice Vote: Ayes- Orr, Berez, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed. Ketchum also explained tax settlement.

Approval of Bills – Bessenbacher gave report on bills and motioned to pay checks E18, E 19 and 25230 thru 25268 for a total of \$22,762.85; seconded by Miller. Roll Call: Ayes- Orr, Berez, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed.

Bills Awaiting Approval – Berez read list of bills and motioned to pay the 6 bills for a total of 7,466.18; seconded by Bessenbacher. Roll Call: Ayes- Orr, Berez, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed. Orr asked about Brady's and Reed said yearly for copier. Prestonise asked about BS&A and TIFA; Ketchum explained both.

Committee Reports: None.

Police Report: Berez read the police report and said October 30th and 31st will be included in November report.

DPW Report: Berez read report and explained the electric al for Christmas lights and blinking stop light; tabled for more estimates. Discussion on #5 (no key shall be given) and on #6 Orr said it will give him

Village of Byron
Regular Council – ZBA Meeting Minutes
November 13, 2017

something to do. Bessenbacher replied to #10 and Tri- County will be here on November 14, 2017. Berecz finished reading report.

Cemetery Report: Prestonise read the cemetery report.

DDA: B. Miller said nothing to report.

Commissioner Report: Root not present. County Clerk, Caroline Wilson handed out new directory and spoke of new election equipment and reason for selecting was great customer service. She also went over hour's reduction in Vital Records. Wilson gave office hours for both Circuit Court and Vital Records.

Old Business: A) Hall Rental: Prestonise explained the resident stopping by the office asking if renting meeting room an option. Gormley said \$25.00 would not cover carpet cleaning. Continued discussion resulting in a change from \$25.00 to \$50.00. Motion from Miller to accept rental agreement with amending the \$25.00 to \$50.00; seconded by Chapman. Voice Vote: Ayes- Orr, Berecz, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed. B. Miller said Burns charges \$75.00.

B) ACT 51 - Mary: Ketchum explained ACT 51 – Non-Motorized and what could be spent. She highlighted what needs to be done and what could cause forfeiture of funds. Reed said she would check into ACT 51 – Major Streets to see if electrical for blinking stop light covered. Prestonise said he would like to put together a committee to cover ACT 51 with Miller. Berecz and Chapman will be on committee and Gormley said to hang ACT 51 map.

C) Park Update: Tabled till December.

New Business - A) Utility Billing: Gormley asked about the statute (from M. Brown) and explained what it said and went over the portion of the Village Water Ordinance that states that the entire bill be paid in full including late fee. Miller asked why cash check if not paid in full and Gormley said you should accept payment when presented. Reed explained how the process worked. Gormley said shut off process happens even if he is on site and fee occurs. More discussion on subject and recommended changes was under \$30.00 per unit and shut off date to the first Monday (75th day).

B) Village Zoning Fees: Reed explained the difference between a fee and deposit (Gormley went into more detail). Gormley said it looks like we started it but, it needs to be tweaked. Gormley said he would bring next month.

C) Sidewalk – Post Office - Middleton: Berecz explained meeting with Drury Brother's and how they do not feel at fault. Berecz suggested using ACT 51 money. Continued discussion and tabled until spring.

D) DDA Terms – Vandemark and Bailey: Prestonise explained Vandemark and Bailey recommended by DDA for new terms. Prestonise nominated Vandemark and Bailey for the open DDA terms. Orr motioned to have Vandemark and Bailey fill positions on DDA Board. Voice Vote: Ayes- Orr, Berecz, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed.

Village of Byron
Regular Council – ZBA Meeting Minutes
November 13, 2017

E) Marijuana: Gormley said community needs to allow it. Questions were asked and answered and Gormley said first step would be the planning commission which meets Thursday at 6:00 pm. Joseph Koontz inquired if any places for sale and council referred him to Fairway.

F) Event Permits: Prestonise said first permit is for food vendors for Christmas in the Village. Berecz motioned to accept with traffic control as condition for the December 1st Christmas in the Village for food vendors; seconded by Chapman. Second permit is for the Chamber of Commerce parade (Christmas in the Village). Berecz motioned to approve the Chamber's permit for parade and carriage rides; seconded by Bessenbacher. Berecz will talk to police for coverage December 1st.

Public Comments: B. Mickelson explained about the storm drain in front of Methodist Church, toward the east end, needs collar. Miller aware of it and will see it done. Mickelson also told of street lights that are out on E. Maple by the church (101 S. Ann). Streeter asked about junk yards and Reed will check with AGS for a status update. B. Miller asked about sidewalks and why charge the businesses and not resident. Gormley explained what could be done and asked Reed to put sidewalk ordinances in next month's packet. S. Miller asked if we had auto pay for utility bills and Reed said we did not. V. Murphy asked about survey in cemetery. Prestonise said no one knows who did survey and went into why the family was upset over boat launch.

Any Other Business from Council /Comments: Berecz was approached about using portable stop sign and Gormley said not a good idea. Miller said the actions of others is what caused the mess in the cemetery.

Items For Next Agenda: Park, electrical bids, zoning fees and sidewalk ordinance.

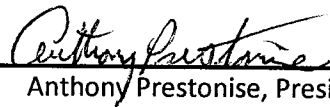
Meeting adjourned at: Motion to adjourn 9:45 pm by Prestonise; seconded by Berecz. Voice Vote: Ayes- Orr, Berecz, Campbell, Chapman, Bessenbacher, Miller and Prestonise. Nays: None; Passed.



Marsha Reed, Clerk



Approval Date



Anthony Prestonise, President