

Village of Climax

Regular Meeting

October 15, 2013

Present: Pat Clark, Tom Jones, Norm Lyons, Bruce Rolfe, Terry Strong, Kyle Smith – President, and Brenda Borden – Treasurer

Absent: Jim Cummings.

Guests: Mark Gay - DPW.

(Lyons/Strong) Motion to approve the agenda. Unanimously approved.

(Strong/Lyons) Motion to approve the minutes of October 1, 2013 as presented. Unanimously approved.

The Special Meeting minutes of 9/24/13 were read by the Clerk. **(Clark/Lyons)** Motion to approve the Special Meeting minutes of September 24, 2013 as presented. Unanimously approved.

(Lyons/Strong) Motion to approve the October 2013 Bill Package totaling \$24,219.26. Roll call vote: Unanimously approved.

(Strong/Jones) Motion to approve the September 2013 Treasurer's report – total fund balance is \$522,834.54. Roll call vote: Unanimously approved.

Guests: Dennis Berkebile, Area Manager for Consumers Energy discussed the Franchise Agreement. In a form of an ordinance, the Franchise Agreement has a term of 30 years to operate the electrical system in the village. This ordinance will replace the existing 30-year term ordinance that is set to expire. The ordinance is slightly different than the previous one: 1) It is not exclusive – will allow a 3rd party to sell electricity in the village, 2) It is a revocable franchise with a 60-day notification clause. There was concern about tree trimming. Mr. Berkebile advised that a Tree Trimming ordinance be created to regulate trimming of trees. The ordinance would affect everyone rather than just Consumers Energy. The proposed ordinance is a standard one and used in all municipalities – to place specific restrictions within each ordinance would create problems years down the road as board members come and go and the specifics of the agreement is forgotten.

- **(Lyons/Strong)** Motion to adopt the Consumers Energy Company Electric Franchise Ordinance as Ordinance #46. Unanimously approved.

Communications:

- 1) Phone conversation with CN Track Supervisor stating the remainder of the N. Main Street crossing will be completed on Oct 15th.

Public Works:

- 1) Leaf pickup has begun.
- 2) Hydrants will be flushed on 10/16.
- 3) Viewing pictures of the cut tree in the cemetery, it appears that wood was taken prior to Mr. Eyre arrival. **(Clark/Strong)** Motion to reduce Mr. Eyre's amount owed to \$50 – for purchase of felled tree. Unanimously approved.

Streets: No report.

Parks / Cemetery / Library:

- 1) The library board is working on an Antique Road Show. An opportunity for individuals to get antiques appraised.

Water/Sewer:

- 1) 110 S. Main home has been sold and the new owner is cleaning up the home. Contacted the county to have septic system checked. Will wait to hear from new owner to turn on the water – no past due water charges will be applied to new homeowner – only the normal initial service charge. The lawn was mowed and incurred a one-hour charge. Because the home was auctioned and purchased by a person not responsible for past maintenance – owner will not be charged for mowing.

Administration: No report.

Public Safety:

- 1) Reviewed number of emergency calls.

Ordinances: No report.

Old Business:

- 1) Reviewed the waste hauler contract with Best Way. The contract was up in April 2013. The contract will be renewed for another 3-year period as their have been no complaints and the service has been good. **(Clark/Lyons)** Motion to renew the contract with Best Way Disposal, contingent on the company to backdate the start of the contract to April 2013, with a 3-year extension to April 2016. Roll call vote: Unanimously approved.
- 2) Nextel is assigning the antenna contract to Sprint Spectrum, LP. Clerk will sign notification and send back to Nextel.

New Business:

- 1) Camera system FOIA potential. Do we need to establish a policy regarding digital data, such as cost to copy, cost to meet FOIA requests.
- 2) Fire Protection Fact Finding Committee had their first meeting on October 14th. Meeting again on November 12 at 6:30.

(Lyons/Strong) The meeting was adjourned at 8:50 p.m.
Scott Torrance - Village Clerk