

COUNCIL PROCEEDINGS
REGULAR MEETING
APRIL 6, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Glazer, Hodges, O'Hare, Strong.

ABSENT: None

ALSO PRESENT: Gil Collver, Ben Holtz, Brad Wyant, many residents from the Sunnymead Plat.

Minutes of the March 16th meeting were approved.

Closed Regular meeting at 7:37.

Opened Public Hearing at 7:37. All Council members were present. Clerk summarized Mr. Collver's request to re-zone lot numbers 20, 21, 22, 23, 24 from R-3 to R-4.

Gil Collver presented his plans for requesting a re-zoning.

1. Intention is to put Condominium type structures.
2. 4 units per 2 lots or 2 units per lot.
3. Design of structures would be consistent with houses in area.
4. No desire to raise apartment structures.
5. Targeted toward the elderly.
6. Self maintained by a condominium association.

Visitors time. Residents of the area voiced their concerns for and against the proposed multiple family zoning.

Council time. Questions were asked and various opinions were expressed.

A decision was tabled until further information could be gathered.

1. If approved to R-4 zoning, can restrictions be added to limit the type of building structures.
2. If kept at present zoning of R-3, can a variance be given to include condominium structures. The village attorney & Zoning administrators will be contacted before any decision.

Closed Public Hearing - 9:12.

short recess

Opened Public Hearing on the 1993-94 Budget at 9:25. All members present. Also present: Holtz, Wyant, Earl Mann.

Copies of the Budget was available. No public comment. (Strong/Elwell) Motion to approve the 1993-94 budget. Roll call vote: Ayes - all present. Nays - none. Carried.

Closed Public Hearing - 9:27.

Re-opened Regular Meeting at 9:28. All members present. Also present: Holtz, Wyant, Mann.

(Glazer/Elwell) Motion to approve the March 31, 1993 Treasurer's Report. Roll call vote: Ayes - all present. Motion carried.

Communications were read.

1. Letter to Village to request that we pay for the cost of lighting the Christmas lights. (Glazer/Hodges) Motion to pay Consumers Power bill in the amount of 439.82 for the cost of lighting the Christmas decorations in the Village. Roll call vote: Ayes - all. Nays - none. Carried.

Ordinance: 8th District Court granted Kenneth Eaton (lumber bldg.) a 60 day extension in his effort to clean up his property.

McNutt ordinance violation was reviewed. A letter from the McNutts was read to the Council.

Other violations were noted in village. Clerk will send out letters to violators.

Public Works: Holtz will contact Tree Man to look at the tree in front of Eaton Lumber Co. for possible removal. Other trees will be reviewed for possible removal. Holtz will get w/Strong for coordinating the well field pump repair.

A new committee was organized - "Employee Committee on Job Description and Employee Evaluation." Council members to serve on committee are Glazer, Foster, Strong.

Public Safety: Discussed vehicle traffic in the Sunnymead Plat.

Cemetery/Parks: New fence segment placed in cemetery was stolen. A solution to stop individuals cutting through the cemetery needs to be addressed.

Streets: Snapdragon road was damaged from heavy trucks used in the building of House on lot 20. Damage estimate will be done.

Reviewed situation with the house on lot 20. The drive way will interfere with the catch basin on that property.

Old business: Trash pickup scheduled for May 24th. (Glazer/O'Hare) Motion to have a trash pick up scheduled for Monday, May 24, 1993 in the amount of 550.00. Roll call vote: Ayes - all present. Nays - none. Carried.

Yard sale - The Council is looking at the last part of June to hold a one-day Yard sale.

The meeting was adjourned at 10:45. (Foster/Elwell)

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
APRIL 20, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Glazer, Hodges, O'Hare, Strong.
ABSENT: None

ALSO PRESENT: Ben Holtz, Brad Wyant, Wes Graham, Charlie Allen,
Carol Howard, Greg Zanotti, Don Stevenson.

Minutes of the April 6th meeting were approved.

Greg Zanotti presented documents for final plat approval of the Sunnymead 3 plat. (Glazer/Elwell) Motion to submit the Sunnymead Plat 3 documents to the Village Engineer for their inspection and return to the Council for review before any approval granted. Ayes from all members. Motion carried.

Wes Graham presented sketches for a sign which would identify the Maple Terrace Plat. The sign will be placed within the Village street right-of-way. (Glazer/Elwell) Moved to approve the proposed sign as submitted by Wes Graham. Ayes from all members present. Motion carried.

(Hodges/Elwell) Motion to approve the April 1993 Bill Package in the amount of 66,691.06. Roll call vote. Ayes - all present. Carried.

Reviewed the Re-zoning of lots 20-24 in the Sunnymead Plat. (Glazer/Strong) Motion to table the re-zoning issue until further input (written formal response) from the Village Attorney. Ayes - all present. Motion carried.

Communications were read.

Foster submitted the March Fire Department run report - 4 emergency runs occurred in March. The Department is looking for a donation to help in the purchase of new protective outer clothing.

Public Works: Holtz contacted a tree professional regarding the tree in front of the Eaton Lumber Bldg. The tree can be trimmed and does not need to be removed. Two other trees were marked for removal. (Glazer/Hodges) Moved to have two trees removed (Anderson, Cooley) and one tree trimmed (Eaton). Roll call vote: Ayes - Glazer, Hodges, Foster, O'Hare, Strong, Kirkham. Nays - Elwell. Motion carried.

We are removing trees faster than we are replacing them. Holtz was directed to obtain bids on the purchase of 15 trees. (8-10 foot size - Oak and Maples) These will become available to residents who have had trees removed.

Lead & copper sampling will be needed from several individual houses hooked up to the water system. This is due to new federal regulations.

Finance: The 1992-93 Final Budget was reviewed. Holtz was commended for keeping the employee salaries within the budget. Strong reminded that if the proposal in June passes, revenue will be cut back to 1992 figures and the 1993-94 Budget may need to be ammended.

Parks/Cemetery: Discussed th issue of keeping kids from cutting through the Cemetery property. The only real solution is to have parents teach values to their children in the home. A list of those who cut through the cemetery is needed and the parents contacted.

Streets: Armor Joint Sealants will be contacted regarding repair of the bike path. They never responded to previous requests to repair construction defects.

Hodges will make a list of sidewalks to be repaired. Paving companies will be contacted to bid on streets. Doors to rear of Village Hall are of no value and will be given away.

Ordinance: Two ordinance violation letters were sent out. Ordinance violations will be inspected and letters sent out by next meeting.

Old Business: Catch basin on lot 20 was discussed. Burning of Vinyl siding by construction company was noted. Kirkham will contact.

New Business: Discussed the street lighting concern of new plats.

The meeting was adjourned at 9:38. (Elwell/Strong)

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
MAY 18, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Glazer, Hodges, O'Hare, Strong.

ABSENT: none

ALSO PRESENT: Ben Holtz, Brad Wyant.

Minutes of the May 4th meeting were approved.

(Elwell/Strong) Motion to approve the May 1993 Bill Package in the amount of 9568.75. Roll call vote: Ayes - all present. Carried.

Communications were read.

Public Works: A route for construction trucks to travel through the well field is being worked out. All work on the scheduled trees to be removed and trimmed have been completed.

(Strong/Foster) Motion to prohibit parking 100 yards north and south and 50 yard east of the corners of Main and Maple one hour prior to parade (May 31) until after the parade. Ayes - all present. Carried.

Cemetery/Parks: Bids are being sought to fence in the cemetery. There was reported damage to a monument, wreath and pots this past week.

There is a need for a portable toilet near the ball field next to the cemetery.

Public Safety: The Sheriff department was contacted to patrol the Village more often.

Water/Recycling: (Strong/Elwell) Move to accept the bid of Layne Northern to perform needed repair to one of the well pumps according to bid specifications dated 12/3/92. Roll call vote: Ayes - all present.

Water main flushing schedule to be set up by Holtz.

Ordinance: Continuing to look at fence ordinance.

Old Business: Cost of street lighting (5-6 lights) was reviewed for the Sunnymead plat. The Council will table any further discussion on the project until word is received from their plat committee.

Information was received from Consumers Power Co. for installation of street lights in the Maple Terrace plat.

Zoning map was reviewed.

The Clerk was directed to place a notice in the Crescent for residents of the Village interested in serving on a Planning and Development Committee. The Village Charter needs to be reviewed before the notice can be placed.

The Community wide Yard Sale will be held on Saturday, June 26.

New Business: Police protection was discussed.

Meeting was adjourned at 9:35. (Elwell/Strong)

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
MAY 4, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Glazer, Hodges, O'Hare, Strong.

ABSENT: none

ALSO PRESENT: Clair Parlin, Carol Howard, Ben Holtz, Brad Wyant.

Minutes of the April 20th meeting were approved.

(Strong/O'Hare) Motion to approve the April 30, 1993 Treasurer's Report. Roll call vote: Ayes - all present.

Communications were read.

Clair Parlin discussed concerns in which the Council had with burning of vinyl siding and road damage due to heavy trucks in the Sunnymead Plat area. He stated that burning of vinyl siding is kept to a very minimum. Holtz reported that the road base is thin in some areas of Snapdragon and Sunflower and the construction trucks are not entirely at fault. Buses and garbage trucks are also contributing to the breakup as they drive near the shoulder. An alternate truck route through the well field was discussed for the development of Sunnymead 3.

Public Works: A tree was removed in front of 355 E. Maple and the tree in front of the Eaton Lumber Bldg was trimmed. The tree on 224 W. Maple will not be cut until the power lines are removed from around the limbs.

Clerk was directed to place an advertisement in the Crescent for any resident interested in planting a tree. These trees are to be placed in front yards only and available to any Village resident.

The re-zoning of lots 20-24 in the Sunnymead Plat was discussed. (Glazer/Hodges) Motion to deny the request to re-zone lots 20-24 of the Sunnymead Plat from R-3 to R-4 based on the Attorney's recommendation and current plat restrictions. Roll call vote: Ayes - Glazer, Hodges, O'Hare, Strong, Kirkham; Nays - Elwell; Abstaining - Foster. Motion carried.

Information on Proposal A was reviewed.

Parks/Cemetery: Foster discussed the need to grade the cemetery roads. Also discussed the improvement of the tennis courts.

Public Safety: The Memorial/Founder's Day parade will be patrolled by the Sheriff's Dept.

Streets: The Bike path will be inspected by Armor Joint Sealants to repair any low spots that collect water. Hodges also reviewed 1) repair of broken sidewalks, 2) repairs to cracks in streets

(West Maple), 3) estimate of Snapdragon repair, 4) Load restriction on local streets. These topics will be reviewed in committee.

Water/Recycling: Bids to repair the well pumps were reviewed. Strong will check on the repair warranty of each bid. He will also see if repairs will bring the pumps up to full capacity.

Ordinance: Reviewed ordinance violations. 7 violations were noted and letters reviewed. We need to follow up on 2 violations noted 3 weeks ago.

Hearing officer is needed. Kirkham will look into.

Old Business: The final approval for Sunnymead Plat #3 was discussed. A letter from the Village Engineer recommended approving the plat as it complies with Village subdivision rules.

(Glazer/Foster) Motion to approve the final plat plans for Sunnymead 3 based on the recommendation of the Village Engineer. All members in favor of motion. Motion carried - Final plat approved by Council.

Zoning map was reviewed.

Yard Sale: (Strong/Elwell) Motion to have Yard Sale on Saturday, June 26. All members in favor of motion - Carried.

Meeting was adjourned at 10:03. Glazer/Strong

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
JUNE 1, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Glazer, Hodges, O'Hare, Strong.

ABSENT: Foster

ALSO PRESENT: Don Stevenson, Dale & Rosemary Mohny, Charlie Allen, Wesley Graham, Ben Holtz, Brad Wyant.

Minutes of the May 18th meeting were approved.

(Glazer/Strong) Motion to approve the May 31, 1993 Treasurer's Report. Roll call vote: Ayes - all present. Carried.

Communications were read.

The Mohnys visited the Council in regard to an ordinance violation.

Wes Graham approached the Council in regard to street lighting in Maple Terrace Plat

Streets: Hodges has listed all sidewalks that need to be repaired. Discussed the future possibility of making residents responsible for any maintenance of sidewalk running across their property. Grants were discussed for future sidewalk construction.

Ordinance: Discussed pending ordinance violations. Kirkham to continue looking for a Hearing Officer.

Old Business:

Free trees are available to any resident. They must be planted in front yards only.

Accounting software to be installed in June.

The Community wide Yard Sale will be held on Saturday, June 26. (Glazer/Elwell) Motion to apply 200.00 toward advertising the Community yard sale in area publications. Roll call vote: Ayes - all present. Carried.

New Business: The residents of the Sunnymead Plat submitted a request to install street lights in the plat (Sunnymead 1 & 2). The residents were polled and 85% are in favor of street lights. There will be 5 lights placed in the plat. A map showing the placement will be obtained from Consumers Power and action will be tabled until next meeting.

A bulletin board was suggested to be placed at the Village Hall for public announcements.

Meeting was adjourned at 9:45. (Elwell/Glazer)

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
JUNE 15, 1993

The meeting was called to order at 7:35 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Glazer, Hodges, O'Hare, Strong.

ABSENT: none

ALSO PRESENT: Ben Holtz, Brad Wyant.

Minutes of the June 1st meeting were approved with the following exception: Holtz did not attend the meeting as indicated.

(Hodges/Strong) Motion to approve the June 1993 Bill Package in the amount of \$9075.00. Roll call vote: Ayes - all present.

Communications were read.

Foster reviewed the Climax Fire Department's run report.

Truth in taxation process was reviewed.

Public Works: Pump work has been completed at a cost less than predicted.

Parks/Cemetery: Some fence bids were reviewed. Foster will review the bids next meeting. Cemetery "rules" sign needs to be reviewed for changes. The faucet in the cemetery has been used for drinking, however the quality is questionable. A "Do Not Drink" sign may need to be placed at faucet or a lock placed on the handle to prevent people from drinking the water.

A combination Township/Village hall was discussed. The idea had some interest among the Council members.

Streets: Only one bid has been received for selected street paving and maintenance. Street repair was discussed. Over 2000 feet of linear crack repair was noted on the newly paved (1992) W. Maple street. Why are there cracks in the new pavement? Are they of any significance to contact the company who handled the construction?

Climax sign needs painting.

Ordinance: Reviewed the 18 page letter from Mr. James McNutt. The Village attorney will be contacted as to when to proceed with cleanup of the McNutt property.

A hearing officer has been selected. (Foster/Glazer) Motion to appoint Robert Wetherill as the Village of Climax Hearing officer. Roll call vote: Ayes - all members with the exception of Elwell. Nays - none, Abstaining - Elwell.

Current ordinance violations were reviewed and a second inspection will be made.

Water/Recycling: Yard sale signs have been placed in area publications.

Fridays have been selected to flush water mains

Finance: (Glazer/Strong) Motion to set the Village millage at a total of 11 mils (9 operating, 2 Hydrant rental). Roll call vote: Ayes - all present. Hodges was excused from meeting prior to vote.

This is not an increase in millages. It is a resolution to establish the Village's millage rate. A truth in Taxation hearing will be set for Tuesday, July 6, 1993 at 8:00 p.m. This is a public hearing and all are invited.

Meeting was adjourned at 9:50. Elwell/O'Hare

Scott A. Torrance - Village Clerk

Public Hearing
July 6, 1993

Meeting opened at 6:30 p.m. Meeting was recorded on cassette tape.

Purpose of hearing (announced and posted) to determine condition of house at 128 S. Church Street - owned by Mr. James McNutt.

Present: Burt Gale, Glazer, Hodges, Strong, Elwell, Kirkham, O'Hare, Foster, Torrance Bob Soltis, Bob Wetherill.

Hearing officer is Bob Wetherill. Village attorney is Bob Soltis.

Soltis reviewed the procedure of the Hearing from the Village code book.

Wetherill reviewed letters received by Mr. & Mrs. McNutt. Extension of time was denied.

Building inspector Burt Gale reviewed his findings from an inspection made on April 20, 1993. His suggestion/recommendation is that the structure be demolished due to the total delapidation and rot.

Wetherill closed the meeting at 7:12 p.m. and will report his decision within 7 business days.

Scott A. Torrance
Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
JULY 6, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Glazer, Hodges, O'Hare, Strong.

ABSENT: none

ALSO PRESENT: Ben Holtz, Brad Wyant, Wes Graham.

Minutes of the June 15th meeting were approved.

(Glazer/Elwell) Motion to approve the June 30, 1993 Treasurer's Report. Roll call vote: Ayes - all present, Nays - none.

Communications were read.

Employee relations: The committee reviewed and will submit a new Public Works job description next meeting.

Closed regular meeting at 8:00 p.m.

Opened Truth in Taxation Hearing at 8:01.

Citizens present: Wes Graham

Resolution 93-1 was read.

(Elwell/Strong) Motion to approve Resolution 93-1. Keeping our tax millage at 11 mils - no addition to current millage. Roll call vote: Ayes - all present, nays - none. Motion carried.

Meeting was closed at 8:17.

Regular meeting was re-opened at 8:27

Parks/Cemetery: Bids for cemetery fence were reviewed. They ranged from \$3200.00 to \$5100.00. A survey would be needed prior to any construction.

Streets: Will have an individual contractor pour cement for sidewalks. The Village employees will tear out the sidewalks.

Weight restriction for all local roads were discussed.

Hodges will get bids for paving of Maple Circle street.

Old Business: Yard sale was a good success as many residents participated.

President Kirkham is still waiting to hear from Consumers Power regarding the street lights in the Sunnymead Plat.

Street lighting was discussed for the Maple Terrace Plat

Meeting was adjourned at 9:27. Elwell/O'Hare

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
JULY 20, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Hodges, O'Hare, Strong.

ABSENT: Glazer

ALSO PRESENT: Ben Holtz, Brad Wyant.

Minutes of the July 6th meeting were approved.

(Strong/O'Hare) Motion to approve the July 1993 Bill Package in the amount of \$13,039.21. Roll call vote: Ayes - all present.

Communications were read.

Public Works: There is a tree in the park that will need to be removed.

Parks/Cemetery: The cemetery property lines will be surveyed. Foster will work up a "Cemetery Rules" sign for visitors entering the cemetery. Water from faucet in cemetery will be tested. A gate will be constructed for north entrance.

Streets: Discussed removal of sidewalk at the south east end of Sheldon street.

Ordinance: Reviewed decision of Hearing Officer regarding the McNutt property.

Reviewed employee review process.

Meeting was adjourned at 8:55. Elwell/Hodges

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
AUGUST 3, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Glazer, O'Hare, Strong.

ABSENT: Hodges

ALSO PRESENT: Ben Holtz, Brad Wyant.

Minutes of the July 20th meeting were approved.

(Glazer/Foster) Motion to approve the July 31, 1993 Treasurer's Report. Roll call vote: Ayes - all present.

Communications were read.

Public Works: A tree in the park will be taken down this next week at an estimate of \$250.00. Water samples taken from Pump #3 have not detected any contamination and the pump will be put back on line. The pump was overhauled earlier this summer.

Finance: Reviewed the Position Description for the Public Works Manager. Corrections were noted and the position description will be revised further.

Public Safety: Elwell met with the Sheriff's representative for the Climax area. Varying patrol hours were discussed along with patrolling the whole Climax Village area.

Parks/Cemetery: Fencing of the back portion of the Cemetery was discussed.

Water/Recycling: Report from the Household Hazardous waste program showed no participation from Village residents.

Ordinance: Reviewed the McNutt property. The public hearing to review the Hearing officer's determination regarding the McNutt violation of the Dangerous, Unsafe, Buildings ordinance was set.

(Glazer/Strong) Motion to set the date to review the Hearing Officer's determination on the McNutt violation for September 7, 1993, at 6:30 p.m. at the Lawrence Memorial Library. Motion carried. All members in favor.

Old business: Discussed optional location to hold the 1994 Village Elections and the purchase of new voting booths. Since the Village Hall now houses the Clerk's and Treasurer's offices it would not be suitable for an election site. Alternative site are being looked into.

New Business: Property at 104 S. Main Street is currently owned by the State of Michigan. Alternatives are being reviewed to clean up the property.

(Glazer/Foster) Motion to give President Kirkham authorization to have the property, located at 104 S. Main, cleaned up at his discretion.

Reviewed the Fire Department's run report.

Meeting was adjourned at 9:15. Strong/Foster

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
AUGUST 17, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong.

ABSENT: Kirkham

ALSO PRESENT: Barry Stahr, B. Deruyscher, Mike Adams, Ben Holtz, Brad Wyant.

Minutes of the August 3rd meeting were approved.

Barry Stahr visited the meeting in regard to the construction of the gate on the north entrance of the cemetery. Stated that gate is on his property. He would be willing to deed a portion of that area over to the Village upon a legal written agreement.

Barbara Deruyscher attended the meeting for James Bussell. He was issued an ordinance violation for cars and junk in the back yard. The clerk will meet with Mr. Bussell to find out what cleanup has been completed and what he proposes to do.

Mike Adams attended the meeting regarding an ordinance violation. Stated he is cleaning up the wood pile, tires and trailers. He inquired if the broken sidewalk in his front yard would be repaired or removed. All broken sidewalks in the Village will be repaired.

Bill Package: (Elwell/Strong) approved the August 1993 Bill Package in the amount of \$12,307.54. Roll call vote: Ayes - all present. Motion carried.

Communications were read.

A letter was received by Charles Dalton proposing to the Village the sale of his property for the expansion of the cemetery. At this time the Village would not be interested due to the proposed price. The cemetery has lots available decades into the future.

Received information from the State regarding the property at 104 S. Main. It discussed cleanup and disposal (sale) of property held by the State.

Public Works: The monument in the park was vandalized and the lights broken. We are unable to find replacement parts for the lights so they cannot be replaced. Foster will contact the Library's Historical Society for their recommendation on a replacement fixture.

Result of the testing of the water source in the cemetery revealed contaminants present. The faucet will remain locked. A possible solution is to tap into the water system.

(Strong/Hodges) To authorize Holtz to look into the cost of extending a water line from the street to a tap in the cemetery. All present in favor. motion carried.

Ordinance: Discussed ordinance violations.

Meeting was adjourned at 9:15. (Strong/Elwell)

Scott A. Torrance - Village Clerk

PUBLIC HEARING
SEPTEMBER 7, 1993

The public hearing to hear testimony and a determination to close proceedings or order building demolished or made safe on the property located at 128 South Church Street was called to order at 6:34 p.m.

Present: Elwell, Foster, Glazer, O'Hare, Strong and Kirkham.

Absent: Hodges

Also present: Robert Soltis, Bert Gale, Dave Armstrong, John Barkley, Bob Wetherill.

The Village Attorney Robert Soltis lead the discussion by summarizing the events leading up to this hearing and reviewed the Ordinances involved in this hearing.

Building inspector, Bert Gale, representing AGS reviewed his findings of his latest inspection. He also reviewed his inspection of the premises completed on July 6, 1993. According to his observation, the building is a hazard to the occupants within and to the houses and residents in the vicinity.

Members of the Council were given the opportunity to ask questions of Bob Wetherill (Hearing Officer), Bert Gale (Building Inspector) and Robert Soltis (Village Attorney) and different issues were discussed.

(Strong/Foster) Motion to approve the Hearing Officer's decision that the building located at 128 S. Church owned by James and Maxine McNutt be demolished or otherwise made safe within 21 days, after which the building be ordered razed by the Village of Climax as soon as possible after the 21 days.

Ayes: Glazer, O'Hare, Strong, Foster, Kirkham.

Nays: Elwell.

Absent: Hodges.

Motion carried.

Public Hearing was adjourned at 7:20 p.m.

COUNCIL PROCEEDINGS
REGULAR MEETING
SEPTEMBER 7, 1993

The meeting was called to order at 7:34 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham
ABSENT: None
ALSO PRESENT: Holtz, Wyant, Theta Taylor, Dave Armstrong, Billie King, Pete Lazaroff.

Minutes of the August 17th meeting were approved with the following exception: President Pro-Tem Glazer called the meeting to order. (Strong/Hodges) Motion to approve the minutes. Carried.

(Hodges/O'Hare) Motion to approve the August 31, 1993 Treasurer's Report. Roll call vote: Ayes - all present. Carried.

Theta Taylor spoke on behalf of the Historical Society requesting that the Village not hold elections in the Historical Society room of the Library.

Public Works: Holtz has checked into running a water line to the faucet located in the cemetery. He estimates \$200.00 for materials plus labor.

The gate is up on the north end entrance of the cemetery. All traffic will enter and exit from S. Main Street with the exception of funerals.

In the Sunnymead plat, heavy construction trucks are being re-routed through the well field in an attempt to preserve the roads.

Finance: An employee relation committee meeting was held with members from the Council and the Village Employees present.

Cemetery/Parks: Discussed the Stahr property next to the north entrance of the cemetery. Mr. Stahr will agree to give a small portion (adjacent to the driveway) to the Village. Legal details still need to be agreed on.

Holtz and Gibson will put the fence up around the cemetery to save on labor costs. The fence will go up at the west and north west property line of the cemetery. This is an attempt to stop student walk-through traffic in the cemetery. However, exact placement of the fence is still being reviewed.

Various problems involving student traffic was related to the new Assistant Principal of the H.S., Pete Lazaroff.

Cracks and loose stones on the monument in the park and also loose stone on the wall at the Village Hall were reported. Holtz will look into repairs.

The Library roof leaks. Foster will notify the contractor (Clair Parlin) to make the necessary repairs.

Public Safety: The Sheriff's department has been notified to patrol all home varsity football and basketball games. Schedules have been forwarded to the Sheriff's Representative. They have been patrolling the Village more often and cracking down on speeding.

Streets: Bids have been received from two contractors for work on local streets: Maple Circle, Watson and Sunflower. Holtz will work along with Hodges to have all bids in by next meeting.

Reviewed sidewalk conditions.

Ordinance: Reviewed ordinance violations. O'Hare will contact AGS regarding updating of the Public Nuisance Ordinance.

Water: (Elwell/Glazer) Motion to authorize Holtz to continue with the installation of the water line from South Main to the tap in the cemetery. Roll call vote: Ayes - all present. Carried.

Old Business: Consumers Power Co. have not contacted the Village regarding the lighting in the Sunnymead Plat. Kirkham has been in contact with Consumers Power.

Clerk will get the list together of those who requested "free" trees in their front yards.

The Village Council would like to recognize the passing away of Lowell Snyder. He served on the Council for 3 years (1989 - 1992)

Meeting was adjourned at 9:16 p.m. (Glazer/Foster)

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
SEPTEMBER 7, 1993 ST

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The meeting was called to order at 7:36 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham
ABSENT: None
ALSO PRESENT: Holtz, Wyant, Pete Lazaroff, Jessica Sutfin.

Minutes of the September 7th meeting were approved without exception.
(Glazer/Elwell) Motion to approve the minutes. Carried.

(Glazer/Strong) Motion to approve the September 1993 Bill Package in
the amount of 8,605.54. Roll call vote: Ayes - all present. Carried.

Communications were read.

Public Works: Holtz noted that mailboxes are too close to the road
and may be damaged during snowplowing. Clerk will contact Post Office
for guidelines in placing mail boxes.

Finance: Village Attorney suggests that the Village should not get
involved with acquiring the property (104 S. Main) which is held by
the State of Michigan. All further consideration to purchase the
property has been dropped.

Streets: All street bids have been received for the Re-surfacing of
Watson, Maple Circle and Sunflower Streets. After reviewing the bids
it was decided that Sunflower should not be re-surfaced due to the
heavy construction activity.

(Hodges/Foster) Motion to accept the bid of Globe construction in the
amount of 10,620.00 to re-surface Watson Street and Maple Circle
street (E. Maple to Prairie Drive). Roll call vote: Ayes - all
present. Carried.

Cemetery/Parks: Discussed the leak in the Library roof.

Ordinance: Reviewed ordinance violations. Mr. Eaton has been given a
30 day extension to clean up property. No word from the McNutts
regarding the decision of the Hearing Officer, Building inspector and
Council to condemn and demolish the house. Bids for demolition will
be sought and Social Services contacted.

Old Business: Reviewed the list of twelve residents who requested
"Free" trees. They will be given a choice of Crimson King Maple,
Sugar Maple or a Pin Oak. These trees are to be planted in their
front yard and to be planted by the resident.

A sum of \$111.00 was received from the Lowell Snyder Memorial to help
in the purchase of the trees.

New Business: Discussed the purchase of a new printer. Clerk was
authorized to spend up to \$250.00 for a new printer.

The Township Board has given the Village approval to hold the Village
Elections at the Township Hall

Consumers Power has supplied the Village with estimates for street lighting in the Sunnymead Plat and the Maple Terrace Plat. The estimated cost for 12 lights and poles in Sunnymead is \$2106.48. The estimated cost for 8 lights and poles in the Maple Terrace Plat is \$1372.00.

(Elwell/Glazer) Motion to install street lighting in the Sunnymead Plat and Maple Terrace Plat, per the specifications from Consumers Power, not to exceed the amount of \$3500.00. Roll call vote: Ayes - all present.

Mr Lazaroff, assistant H.S. Principal, is working to curtail student traffic through the cemetery. He also expressed a goal to involve the Junior and Senior High School Student Councils in local community service.

A park in the Village well field area (Sunnymead Plat area) was discussed.

Meeting was adjourned at 9:28 p.m. (Elwell/O'Hare)

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
OCTOBER 5, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham
ABSENT: None
ALSO PRESENT: Holtz, Wyant, Billie King.

Minutes of the September 21st meeting were approved with the following exception: The Council is still looking into purchasing trees for residents and choosing the type of tree to purchase. (Strong/Foster) Motion to approve the minutes. Carried.

Billie King discussed various repairs needed to Library Building.

(Strong/Glazer) Motion to approve the September 1993 Treasurer's Report. Roll call vote: Ayes - all present. Carried.

Communications were read.

Public Works: Holtz reviewed the various projects he is working on: Re-paving of Watson street & Maple Circle street is complete, The Village Hall repair is almost complete, many sidewalks are ready to have cement poured, water line to the cemetery faucet and collecting water samples from houses for the state.

Cemetery/Library/Parks: Discussed the leak in the Library roof and other various maintenance projects.

Water: Discussed cleaning of the Water Tower

Ordinance: O'Hare is reviewing ordinances from AGS

Old Business: Reviewed the purchase and placement of trees for residents. Trees that are given to residents must be placed 1) In the front yard, 2) out of the Village Right-of-way, 3) Owner must plant and take care of the tree.

(Strong/Glazer) Motion to purchase 10 Sugar Maple trees from Wedel's Nursery, to be planted in the resident's front yard only. Roll call vote: Ayes - all present

New Business: (Glazer/Strong) Motion to contract with Waste Management to hold a trash pick-up for Monday Oct 18th. Roll call vote: Ayes - all present.

Discussed hooking the High School and Middle School up to the water system. The hook up would benefit both the Village and the School

Meeting was adjourned at 9:04 p.m. (Glazer/Strong)

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
OCTOBER 19, 1993

The meeting was called to order at 7:45 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham
ABSENT: None
ALSO PRESENT: Holtz, Wyant, Billie King.

Minutes of the October 5th meeting were approved without exception.
(Foster/Strong) Motion carried.

Billie King presented information regarding various maintenance projects.

(Strong/Hodges) Motion to approve the October 1993 Bill Package in the amount of 31616.73 with the following exception: Bill for Michigan Dept of Health should be increased from \$400.00 to \$500.00. Roll call vote. Ayes - all present.

The Village water system is being charged \$500.00 annually for State regulatory fees.

Communications were read.

Public Works: Holtz reviewed the various projects he is working on. Holtz and Gibson will pick up leaves on Mondays and Tuesdays. Residents are encouraged not to burn leaves. Instead they may pile the leaves along the roadside and every Monday and Tuesday the leaves will be picked up.

Residents are reminded not to burn leaves on the pavement as the heat will destroy the roads.

Finance: (Glazer/Elwell) Motion to appropriate the following:

1. To adjust budget to cover Local Street construction.
 - A. 500.00 from MS "sidewalks" to MS "Approp to other funds"
 - B. 500.00 from MS "app to other funds to" to LS "Approp from other funds"
 - C. 1000.00 from GF "Land/Bldg Purchase" to GF "Approp to LS"
 - D. 122.95 from GF "EquipLease/Purchase" to GF "Approp to LS"
 - E. 333.90 from GF "Park Improvements" to GF "Approp to LS"
2. To adjust budget for Snapdragon/Maple Cir Street Light Const.
 - A. 1000.00 from GF "Ordinance Enforcement" to GF "Street Lights"
 - B. 1750.00 from GF "Law Enforcement" to GF "Street Lights"
3. To adjust budget for increased insurance expenditures.
 - A. 605.70 from GF "Park Improvments" to GF "Insurance/Bonds"
 - B. 639.57 from GF "Equipment Purchase" to GF "Insurance/Bonds"

Roll call vote. Ayes - all present. Motion carried.

Public Safety: Reviewed Sheriff patrol. We will have extra protection for Friday October 29.

Cemetery/Library/Parks: Foster will have library roof repaired by Climax Construction. New ideas for repairing the library railing. We will need to repair the front siding of the library.

Water: Reviewed the Household Hazardous Waste Program. No resident from the Village has used the program.

(Strong/Elwell) Motion to approve the Household Hazardous Waste Contract with Kalamazoo County for the 1994 year in the amount of \$800.00. Roll call vote. Ayes - all present.

Since no resident has used the program, the money from previous years will roll over to the next year. No new money will be spent for 1994.

Ordinance: Reviewed letter from the Department of Labor in regard to the McNutt's Home. Village attorney will reply to the Department of Labor by Oct 22.

Demolition bids for 128 S. Church were reviewed.

Old Business: 10 Sugar Maple trees have been distributed to 10 residents.

New Business: Pager rental was reviewed. (Elwell/Glazer) Motion to change pager service from Page Michigan to CTS, Motorola Voice Pager with loss protection. A savings of over \$120.00 a year. Roll call vote. Ayes - all present with exception of Foster. Foster abstained.

Addition street lights for Main Street was discussed. Due to lack of funds this year, the project will be tabled until 1994-95 budget year.

Reviewed mail box regulations. Residents within 1/4 mile must use a post office box. Placement of mailbox along side of road must be set so that mail carrier can reach it with one tire on shoulder.

Petitions are available for the March 1994 election. They must be filed with the Clerk by end of November 1993.

Meeting was adjourned at 9:37 p.m. (Hodges/Foster)

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
November 2, 1993

The meeting was called to order at 7:36 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham
ABSENT: None
ALSO PRESENT: Holtz, Wyant, Don Stevenson.

Minutes of the October 19th meeting were approved without exception.
(Elwell/Glazer) Motion to approve the minutes. Carried.

(Glazer/Strong) Motion to approve the October 31, 1993 Treasurer's Report. Roll call vote: Ayes - all present. Carried.

Mr Stevenson voiced concerns of the Sunnymead Plat residents regarding the number of street lights being placed in the plat. The residents had petitioned for 5 lights, but plans showed 12 lights. Per Consumers Power, 12 lights were recommended.

(Glazer/Foster) Motion to remove 3 of the street lights scheduled for installation in the Sunnymead Plat and that the Village be refunded the cost of these 3 lights by Consumers Power. Roll call vote: Ayes - all present.

Communications were read.

Public Works: Leaf pickup going well. Have noticed less leaf burning by the residents.

Many new hook ups to the water system are scheduled.

Finance: Reviewed budget amendments made in October. Briefly discussed the proposed state legislation on revenue sharing cuts and what it means for small communities.

Cemetery: The library roof is fixed. Cost is estimated at less than \$100.00.

Public Safety: The Sheriff's Department provided good coverage during the football games and Halloween night.

Streets: New sign law for railroad crossings will not affect the Village as we have protected crossing mechanisms.

Ordinance: Reviewed a letter from the Village Attorney regarding the lumber company. The property owner has been found in contempt for not completing the enclosure and clean up of the property on North Main Street.

Also a letter by the attorney was reviewed in reply to the Department of Labor's inquiry of the McNutt Ordinance violation.

A complaint was received on the burning of leaves. Currently, there is no ordinance against burning of leaves. However, the Village has a scheduled leaf pickup on every Monday and Tuesday. Residents may rake leaves onto the curb for pickup.

Discussed leaf collection systems.

Meeting was adjourned at 8:48 p.m. (Foster/Elwell)

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
November 16, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.
PRESENT: Glazer, Hodges, O'Hare, Strong, Kirkham
ABSENT: Elwell, Foster
ALSO PRESENT: Holtz, Wyant, Rick Goins.

Minutes of the November 2nd meeting were approved without exception.
(Glazer/Hodges) Motion to approve the minutes. Carried.

Mr. Rick Goins is in the process of purchasing the Climax Hardware building. A portion of the rear building is on Village property. In order for Mr. Goins to close the purchase on the building, the difference needs to be negotiated. The building encroaches around 35 feet onto lot 96. Mr Goins would like to negotiate a Quick Claim Deed for an area of 50' X 97.5'. The Council has asked Mr Goins for more time to gather more information before any immediate decision can be made.

(Glazer/O'Hare) Motion to approve the November 1993 Bill Package in the amount of 20511.88 with the following exception: \$80.00 charge by AGS for "Junk and Fence Ordinance preparation" to be deleted from Bill Package. Roll call vote: Ayes - all present. Carried.

Communications were read: Citizen complaints were made as to why flags were not raised by the Village on Veterans Day. Holtz was only aware of four holidays that flags were to be raised (Veterans day not included). The park committee will get with the Community Association to set the dates. A resolution will then be drafted, voted on and placed in the Village Code Book.

The last day that leaves will be picked up by Village employees will be November 30th. After that date, leaves are not to be left along the curbs.

Ordinance: The Village Attorney received a letter from the Department of Labor stating that the Village has handled the McNutt situation in a proper way.

Meeting was adjourned at 8:27 p.m. (Hodges/Glazer)

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
DECEMBER 7, 1993

The meeting was called to order at 7:37 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham
ABSENT: None
ALSO PRESENT: Holtz, Wyant.

Minutes of the November 16th meeting were approved without exception.

(Glazer/Elwell) Motion to approve the November 30, 1993 Treasurer's Report with the exception of two receipts. New total of receipts is \$9443.39. Roll call vote: Ayes - all present.

Communications: Reviewed letter from the Department of Labor regarding a complaint filed by the McNutts. The department reviewed the case and noted "There is no justification to pursue an investigation" as the Village has followed proper procedures. The actions taken by the Village "are consistent with protecting public health and safety."

The Village received \$250.00 from Mr. Eaton as judgement ordered by Judge Lamb in the Eaton ordinance violation case (Lumber building).

Public Works: Holtz has installed the heat tape on the Library roof.

Cemetery/Library/Parks: Estimates have been reviewed to repair the Library's guard railing.

According to the minutes of 12/4/56, a motion by the Village Council approved a 99 year lease on property adjacent to cemetery for \$99.00. A search will be made for that document.

The clerk was instructed to send out a letter to all previous Council members to ask for any Village records they may still have.

Public Safety: A Citizen requested a street light on south Church - between corner of Hancock/S.Church streets and last light on S. Church. The area will be reviewed and placed in the 1994-95 budget.

Streets: Discussed the sidewalk on the south side of East Maple Street. A resident asked if it could be taken out as the sidewalk leads no where. No action will be taken until the area is reviewed and discussed further.

A citizen has inquired about parking on streets all night. This is in violation of the Village ordinances and cars will be ticketed by the Sheriff's department. All apartment dwellings must provide for off-street parking for their tenants.

Ordinances: It is the policy for the Village to forward all ordinance violations to Associated Governments Services for those residents who ignore Village letters. Two violations were forwarded to AGS and they have been reviewed.

Water: Dan Romes of Gove & Associates will come and speak on Well Head Protection.

Old Business: Discussed the Eaton Lumber Co. clean up. The open area has been covered, but not according to the specifications on the building permit. The Village can: 1) Call the enclosure and trash cleanup adequate, 2) Hire a contractor to complete the project according to the specifications and add the construction cost to his taxes.

A hearing date has been set for the McNutts in February 1994.

Discussed the Hardware store structure on Village property. The Village is restricted by ordinance when it comes to property. However, possible alternatives are: 1) Sale, 2) Lease, or 3) Special agreement noting the situation.

New Business: Discussion was held concerning the lack of direct benefits to the Village residents of the Township's present 2 mil road improvement millage. The millage is to expire in 1994 and a new millage might be sought by the Township in order to continue the 2 mils a few more years. Council members are concerned that Village residents are paying 2 mils for indirect road improvements, yet still paying for ongoing road improvements inside the Village limits. No money from the special millage has been offered by the township to help improve Village streets.

Meeting was adjourned at 9:37 p.m. (Hodges/Foster)

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
DECEMBER 21, 1993

The meeting was called to order at 7:30 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham.
ABSENT: None
ALSO PRESENT: Holtz, Wyant

Minutes of the December 7th meeting were approved without exception.
(Strong/Foster) Motion to approve the minutes. Carried.

Bill Package: (Elwell/Strong) Motion to approve the December 1993
Bill Package in the amount of 5076.86. Roll Call Vote: Ayes - all
present. Carried.

Finance: Strong reported on the committee report. 1) Employee Job
Description, 2) Employee Job Review, 3) Employee pay raise, 4)
Uniforms for employees.

(Glazer/Strong) Set a \$500.00 limit for the purchase of uniforms
for the employees. Roll call vote: Ayes - Elwell, Foster, Glazer,
Hodges, Strong, Kirkham. Nays - O'Hare.

Streets: (Hodges/Glazer) Motion to give the employees the following
days off with pay: Friday, 12/24 and Friday, 12/31. Roll call
vote: Ayes - all present.

Discussed on street parking. Semi trucks are not allowed to park on
village streets per Village Ordinance.

Cemetery: A Quick Claim deed was located in the Village files for
property adjacent to cemetery lot. Property was deeded over to the
Village until the year 2056 (99 years).

Discussed the damage to the tombstones in the cemetery and a reward
was voted upon to help in the arrest and conviction of those
responsible.

(Elwell/Foster) Motion to offer a reward for \$500.00 for
information leading to the arrest and conviction of those
responsible for damage in the cemetery the week of 12/12/93. Roll
call vote: Ayes - all present.

Discussed creating an ordinance to prohibit walk-through trespassing
in the cemetery.

Recycling: Recycling costs are expected to double for 1994.

The Household Hazardous waste program is changing the billing
methods starting in 1994.

Meeting was adjourned at 8:45 p.m. (Elwell/Strong)

COUNCIL PROCEEDINGS
REGULAR MEETING
JANUARY 4, 1994

The meeting was called to order at 7:30 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham.
ABSENT: None
ALSO PRESENT: Holtz, Wyant.

Minutes of the December 21st meeting were approved without exception.
(Elwell/Strong) Motion to approve the minutes. Carried.

(Glazer/Elwell) Motion to approve the December 31, 1993 Treasurer's
Report. Roll call vote: Ayes - all present. Carried.

Communications were read:

Finance: Glazer requested that Council members prepare items for the
1994-95 budget year.

Cemetery: Reviewed cemetery damage. The damage is not covered by
insurance. Living relatives to the vandalized lots will try to be
contacted and notified of the damage. The reward notice will be
posted throughout the Village and placed in the Crescent.

Ordinance: O'Hare will work on updating the Fence Ordinance and
Public Nuisance Ordinance.

Clerk will contact AGS on two violations submitted a couple months
ago.

Water: Discussed well head protection and will try to get Gove
Associates to visit the Council and discuss the plan.

New Business: We need to start on a Land Use Plan for the 1994 year.

Meeting was adjourned at 8:15 p.m. (Foster/Hodges)

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
JANUARY 18, 1994

The meeting was called to order at 7:30 p.m. by President Kirkham.

PRESENT: Kirkham, Elwell, Foster, Glazer, Hodges, O'Hare, Strong.

ABSENT: none

ALSO PRESENT: Ben Holtz, Brad Wyant.

Minutes of the January 4th meeting were approved.(Strong/Hodges)

(Hodges/O'Hare) Motion to approve the January 1994 Bill Package in the amount of 7812.23. Roll call vote: Ayes - all present.

Communications were read.

(Strong/Foster) Motion to adopt resolution 94-1, A Resolution to comply with Public Acts 167 and 168 of 1993 to conduct sealed competitive bids for any contract of \$20,000 or more. Roll call vote: Ayes - all present. Resolution 94-1 adopted.

Public Works: Library roof is leaking again. Alternative methods to fix the leak will be reviewed.

Discussed the use of the tractor to clear snow off of sidewalks. When the snow is deep, the brush attachment is ineffective and the scoop must be used. The scoop does damage some lawns, but they are repaired the following spring. Foster will look into alternative snow removal equipment for use on the sidewalks.

Discussed the snow removal on Village Streets.

Finance: Glazer reviewed budget requests from Council members.

Public Safety: Reviewed the authorizing of Sheriff Deputies to act as ordinance officers.

Parks/Cemetery: Discussed the copying of cemetery records for the Historical Society.

Reviewed a proposed ordinance for Rubbish, Trash, Junk Vehicles and Weeds. This proposed ordinance would be more complete than the present ordinance.

Meeting was adjourned at 9:30. Elwell/Strong

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
FEBRUARY 1, 1994

The meeting was called to order at 7:33 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, Strong, Kirkham.

ABSENT: O'Hare

ALSO PRESENT: Holtz, Wyant, Dan Romes, Ralph Freed

Minutes of the January 18th meeting were approved without exception.
(Strong/Hodges) Motion to approve the minutes. Carried.

Dan Romes and Ralph Freed, representing Gove Associates, discussed Well Head Protection. Well Head Protection simply means the identification of the aquifer which supplies the Village water system. The aquifer's depth and direction of flow would be studied and noted. The State of Michigan is suggesting that water utilities undertake this study in the event of any contamination emergencies.

The cost for such a study could range from \$12,000 to \$15,000. Mr. Romes noted that it's an investment in future costs of water quality testing. Having a Well Head Protection study prepared could save money in the elimination of future water analysis testings. The study could also be included in a community emergency preparedness program.

(Hodges/Strong) Motion to approve the January 31, 1994 Treasurer's Report with a total fund balance of \$242,552.88. Fund Balances: Major Street \$35,006.46, Local Street \$11,071.78, General Fund \$109,457.19, Water Fund \$75,610.82 and Perpetual Care \$11,406.63. Roll call vote: Ayes - all present.

Communications: Climax Township has changed construction code inspectors from Associated Government Services to Michigan Township Services.

Public Works: Discussed State annual water fees and water analysis for detection of contaminates. By State regulations the water system is constantly being monitored for traces of lead and other metals and contaminants. No contaminants have been detected.

Reviewed the purchase of new equipment for sidewalk snow removal. (Hodges/Strong) Motion to appropriate \$250.00 toward the purchase of a used snow removal system. Roll call vote: Ayes - all present. Carried.

Finance: Reviewed budget items.

Public Safety: Discussed contacting Sheriff Deputies in the enforcement of Village ordinances.

Streets: Annual Act 51 report was received.

Meeting was adjourned at 9:33 p.m. (Elwell/Strong)

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
FEBRUARY 15, 1994

The meeting was called to order at 7:33 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham
ABSENT: None

ALSO PRESENT: Larry Leach, Jay Weessies, Richard Fuller, Bob Eckert, Cheryl Eckert, John Halaz, Robert Soltis, Larry Wright, Ben Holtz, Brad Wyant.

Bob Eckert discussed a Connection fee for Lot 6 of the Sunnymead Plat #1 that he received shortly after connecting to the water system in February 1994. The notification of the connection charge has caused a difficult situation in the sale of his home. He argued against the connection charge, noting that an error was made at the time the water assessment roll was created as his property was omitted.

Attorney Soltis responded that the Village ordinances provide for errors of this type and that the charge should remain.

S. Torrance also concluded that the lot was omitted in error from the final Assessment Roll. All historical documentation from 1980-81 (minutes, maps, resolutions, rolls) indicate the lot was to be assessed. No written documentation could be found to explain why it was omitted.

Strong suggested that the direct connection fee be withdrawn at this time and later reinstated as an amendment to the Assessment roll. Eckert and Halaz were in agreement with this solution.

(Glazer/Strong) Motion to withdraw the Direct Connection fee of \$2000.00 which was imposed on the property described as Lot 6 of the Sunnymead Plat #1, Village of Climax, located at 241 Snapdragon, Climax, MI 49034. Roll call vote: Ayes - all present, Nays - None, Absent - none, Abstain - none. Motion carried.

(Strong/Foster) Motion to authorize the Clerk to certify the previous motion (to withdraw the connection fee) for publication. Roll call vote: Ayes - all present, Nays - none. Motion carried.

Jay Weessies, representing the Space Mountain Society, spoke regarding plans to hold a 4 mile race on Founder's Day. The race would start and finish in front of the High School. It was agreed that the race would start at 8:30 a.m. This should allow the race to finish prior to the parade. It was also agreed that the runners would follow Lovell and Hancock streets in order to avoid traffic on Main street.

Deputy Richard Fuller of the Sheriff's Department reported 1993 patrol activity: 174 traffic stops, 82 citations, 252 property checks, 264 hours, responded to 9 complaints, 3 were criminal.

Fire Chief, Larry Leach, reviewed the fire budget. Due to rising costs, education and training the budget will increase. The Village's portion for the 1994-95 budget year will be \$9763.05.

Leach also asked that the Village Council consider a Fire Permit requirement for Village residents.

(Strong/Foster) Motion to approve the minutes of February 1, 1994. Motion carried.

(Elwell/Glazer) Motion to approve the February 1994 Bill Package. Roll call vote: Ayes - all present. Carried.

Communications: Village residents are to send the Homestead Property Tax Exemption to the Township: P.O. Box 369, Climax.

Finance: Reviewed Proposed budget for 1994-95. All is ready for public comment. A Public meeting will be held on March 1, 1994 to hear and respond to comments regarding the 1994-95 Village budget.

Water/Recycling: The water committee will review water rates. The recycling program will see some increase in costs. Strong is looking into getting the government out of recycling and get private business involved.

Meeting was adjourned at 10:29 p.m.

Scott A. Torrance
Climax Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
MARCH 1, 1994

The meeting was called to order at 7:33 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Hodges, O'Hare, Strong, Kirkham.
ABSENT: Glazer
ALSO PRESENT: Holtz, Wyant

Minutes of the February 18th meeting were approved without exception. (Elwell/Strong) Motion to approve the minutes. Carried.

(Elwell/Strong) Motion to approve the February 28, 1994 Treasurer's Report with a total fund balance of \$243,599.48. Fund Balances: Major Street \$36,110.11, Local Street \$11,156.40, General Fund \$108,703.68, Water Fund \$76,222.66 and Perpetual Care \$11,406.63. Roll call vote: Ayes - all present.

Communications: Read.

Public Works: Village Ordinances prohibit the parking of motor vehicles on streets overnight. The Clerk was instructed to place a notice in the local paper to notify residents of this ordinance.

Finance: Reviewed budget items.

Streets: Mileage map of Village streets need to be completed. Act 51 reports due in March 1994.

Ordinance: Reviewed proposed "Junk" ordinance. Council members will review ordinance for adoption.

Reviewed current ordinance, building inspector (Associated Government Services) and discussed whether to continue with their services. The Township has switched to Michigan Township Services as their building inspector and the Village has always contracted with the Township. Strong will try and get a representative from Michigan Township Services to visit the Council next meeting in March.

New Business: (Foster/Elwell) Motion to adopt Resolution 94-2 (To establish an annual Employee Review process.) Ayes: All present, Nays: None, Absent: Glazer

Old Business: Kirkham has contacted the previous attorney to have them send back all village records.

Meeting was adjourned at 8:47 p.m. (Hodges/Foster)

Scott A. Torrance - Village Clerk

COUNCIL PROCEEDINGS
REGULAR MEETING
MARCH 15, 1994

The meeting was called to order at 7:30 p.m. by President Kirkham.
PRESENT: Elwell, Foster, Glazer, Hodges, O'Hare, Strong, Kirkham.
ABSENT: None
ALSO PRESENT: Holtz, Wyant, Steve Siegwart, Mike O'Hare

Minutes of the March 1st meeting were approved without exception.
(Foster/Strong) Motion to approve the minutes. Carried.

Mr. Siegwart, representing Michigan Township Services, presented his company and reviewed his services with the Council. MTS is an building inspection service and zoning enforcement service.

Adjourned the regular meeting at 8:05 p.m. (Glazer/Elwell) to open a Public Hearing on the 1994-95 Budget.

The Public Hearing on the 1994-95 budget was opened at 8:10. There were no visitors present.

(Glazer/Strong) Motion to adopt the 1994-95 Budget with expected revenues and expenditures of \$254,191.00: General Fund - \$135,001.00, Major Streets - \$27,559.00, Local Streets - \$12,211.00, Water - \$79,020.00, Perpetual Care - \$400.00. Roll call vote: Ayes - all present.

The Public Hearing was adjourned at 8:14 p.m.

The Regular Council meeting was re-opened at 8:20 p.m.

(Glazer/O'Hare) Motion to approve the March 1994 Bill Package in the amount of 9441.09. Roll call vote: Ayes all present.

Communications: The sale of the property at 104 S. Main has been placed in the Village's hands by the State. Foster will fill out the necessary paperwork and submit to the state. The property can then be sold by the Village. Bids do not have to be sealed. Any money received from the sale will first go toward the cost of selling the property. The remainder, if any, would be split between the County, School and Township. Two appraisals must be obtained prior to sale of the property.

(Glazer/O'Hare) Motion to fill out an application to obtain the deed to lot 106 at 104 S. Main Street, Tax I.D. number 3912-03-435-240 at a cost of \$75.00. Roll call vote: Foster - Abstained, Ayes - Elwell, Glazer, Hodges, Strong, O'Hare, Kirkham. Motion carried.

Public Works: The newly repaired cemetery fence (bordering the high school property) has been taken down again. It was suggested to have a police report filled out and reward posted. The fence will be repaired again.

Holtz will soon hook up the Cemetery to the Village water system.

Old Business: Discussed the Public Works Manager's Job Description. (Strong/Glazer) Motion to approve the Public Works Manager job description. Roll call vote: Ayes: all present. Motion carried.

(Glazer/Foster) Motion to raise the employee's wages by .50 per hour starting April 1, 1994. Roll call vote: Ayes - all present. Motion carried.

New Business: Tentative dates to reconstruct the railroad crossings on Maple and Main streets are April 11th (Maple) and April 12th (Main).

The Council would like to thank Council member Judy O'Hare for her time and effort in her service to the community. We would like to welcome our new council member, Mike O'Hare, to the Village Council. His term will begin on April 5th.

Results of the March 14th Village election: President - Charles Kirkham, Clerk - Scott Torrance, Treasurer - Brad Wyant, Trustees - Mike Elwell, Mike Glazer and Mike O'Hare.

Meeting was adjourned at 9:20 p.m. (O'Hare/Glazer)

Scott A. Torrance - Village Clerk