

VILLAGE OF LAKE ODESSA

MINUTES
REGULAR COUNCIL MEETING
October 19, 2020
PAGE MEMORIAL BUILDING

Meeting called to order at 7:00 pm by President Banks.

Council present: Karen Banks, Brandy Walkington, Mike Rudisill, Mike Brighton, Kay Hartzler, Mel McCloud

Absent: Charles Jaquays

Staff present: Patrick Reagan

Visitors present: Wayne Baldock

Motion by McCloud, support by Rudisill to approve the agenda as presented. Motion carried unanimously.

PUBLIC COMMENT

There was no public comment.

MINUTES

Motion by McCloud, support by Walkington to approve minutes from the regular September 21, 2020 and the special meetings from September 30, 2020 and October 5, 2020. Motion carried unanimously.

BILLS

Motion by Brighton, supported by Hartzler to approve expenditures equal to or less than \$3,000.00 for the period 9/1/2020 thru 9/30/2020. Motion carried unanimously.

Motion by Rudisill, support by Hartzler to approve payment of invoices in excess of \$3,000.00 items as follows:

1. Tri County/ Homeworks – \$4,329.94 – Electricity at Water Plant (Paid)

Motion carried unanimously.

CONSENT AGENDA

Motion by McCloud, support by Hartzler to approve the consent agenda, as follows:

- a) Lake Odessa Zoning Administrator Monthly Report
- b) Lake Odessa Area Arts Commission Meeting Minutes
- c) Village of Lake Odessa Planning Commission minutes – September 28, 2020

Motion carried unanimously.

DEPARTMENTAL REPORTS

Manager's Report: Reagan discussed New Business items on the agenda.

DPW: There was no update.

Police: There was no update.

Finance: There was no update.

COMMITTEE REPORTS:

Personnel/Finance Committee: No report.

Recreation/ Special Projects Committee: No report.

PRESENTATIONS

There were no presentations.

DISCUSSION ITEMS

A request from Patti Cook to have the Village vacate a portion of alleyway between her properties located at 757 Third Avenue and 760 Fourth Avenue was received. Discussion was had by Council about this issue. Reagan noted

that he and President Banks had a discussion with Village Zoning Administrator Vandersloot about this issue and her opinion was that, even if vacated by the Village, this right-of-way would be unable to be added to another property as it is not considered a "platted lot." Reagan stated that he had spoken with Wastewater Superintendent Suntkin and asked if the Wastewater Authority would be willing to discuss this abandonment at their next meeting. Suntkin replied that they would not. Reagan further stated that Suntkin informed him that the sewer main that runs through this right-of-way goes directly into the Village Park and does not stop short of it as originally thought.

Motion by McCloud, supported by Rudisill, to deny this request by Patti Cook for the vacation of this Village right-of-way. Motion carried unanimously.

Council discussed the formation of an interview committee for interviewing applicants for the Village Clerk/ Treasurer position. Banks put forth that the committee might best be comprised of the Personnel Committee (Banks and Brighton) as well as adding another Council member, the Village Manager, and another qualified Clerk or Treasurer from another community, one that has experience in the position and an understanding of the skills needed for this position. McCloud put forth that Trustee Jaquays would be a good addition to this committee. Discussion was then had by Council about the amount of resumes the Village has received for this position. Reagan stated that the Village has received two resumes thus far. Council further discussed this issue. Banks asked if two weeks could be added to the November 3, 2020 deadline for applications.

Motion by Rudisill, supported by Hartzler, to approve an interview committee for the Clerk/ Treasurer position to be comprised of the Personnel Committee (Banks, Brighton), Trustee Jaquays, Village Manager Reagan, and a Clerk or Treasurer from another community, if possible. Motion carried unanimously.

Motion by Rudisill, supported by McCloud, to allow for a two-week extension of the application period for the Village Clerk/ Treasurer position, if necessary and prudent based on the judgement of the Village Manager. Motion carried unanimously.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

Bill # 20-02: An Ordinance to Amend Chapter 6 of the Village Code of Ordinance was introduced and read.

Bill # 20-03: An Ordinance to Amend Chapter 10 of the Code of Ordinance was introduced and read.

Motion by Brighton, supported by Walkington, to adopt Bill #20-04: An Ordinance to amend Subsection 36-35(H) of the Zoning Ordinance to add "Single Family Dwellings" as a "Use Permitted by Right." Motion was carried by the following roll call vote: Yes: Brighton, Walkington, Hartzler, Rudisill, Banks; No: McCloud; Absent: Jaquays. Bill # 20-04 is adopted and will be referred to as Ordinance 20-02.

Motion by Brighton, supported by McCloud, to adopt Proposed Resolution 2020-41: Approving the Interim Treasurer Brent Haag as a Plan Trustee for the Employee Deferred Compensation Plan for the Village of Lake Odessa. Motion carried by the following roll call vote: Yes: Brighton, McCloud, Hartzler, Walkington, Rudisill, Banks; No: None; Absent: Jaquays.

Motion by McCloud, supported by Rudisill, to adopt Proposed Resolution 2020-42: Approving the Removal of Former Employees from Village Accounts and Approving the Naming of Trustees to the Village Accounts at Portland Federal Credit Union. Motion carried by the following roll call vote: Yes: McCloud, Rudisill, Walkington, Brighton, Hartzler, Banks; No: None; Absent: Jaquays.

Motion by Hartzler, supported by McCloud, to adopt Proposed Resolution 2020-43: Approval to accept the Resignation of Daryl Hartzler from the Village of Lake Odessa Downtown Development Authority. Motion carried by the following roll call vote: Yes: Hartzler, McCloud, Rudisill, Brighton, Walkington, Banks; No: None; Absent: Jaquays.

Motion by Brighton, supported by Hartzler, to adopt Proposed Resolution 2020-44: Approval to accept the Resignation of Judy Rodriguez from the Lake Odessa Area Arts Commission. Motion carried by the following roll call vote: Yes: Brighton, Hartzler, McCloud, Rudisill, Walkington, Banks; No: None; Absent: Jaquays.

Motion by McCloud, supported by Hartzler, to adopt Proposed Resolution 2020-45: Approving the closure of Village Streets for a Holiday Parade by the Lakewood Area Chamber of Commerce. Motion carried by the following roll call vote: Yes: McCloud, Hartzler, Brighton, Walkington, Rudisill, Banks; No: None; Absent: Jaquays.

Motion by Rudisill, supported by Walkington, to adopt Proposed Resolution 2020-46: Approving the Temporary Rules of Procedure for Virtual/ Electronic Meetings for all Council, Board, and Commission Meetings for the Village of Lake Odessa. Motion carried by the following roll call vote: Yes: Rudisill, Walkington, McCloud, Brighton, Hartzler, Banks; No: None; Absent: Jaquays.

Motion by McCloud, supported by Hartzler, to adopt Proposed Resolution 2020-47: Approving, Authorizing, and Directing the Village Manager to sign a Grant Agreement between the Village of Lake Odessa and the Michigan Council for Arts and Cultural Affairs. Motion carried by the following roll call vote: Yes: McCloud, Hartzler, Walkington, Brighton, Rudisill, Banks; No: None; Absent: Jaquays.

Motion by McCloud, supported by Rudisill, to approve the Village Council moving to Closed Session to Discuss the Village Manager's Evaluation after the "Public Comment" period. Motion carried by the following roll call vote: Yes: McCloud, Rudisill, Walkington, Hartzler, Brighton, Banks; No: None; Absent: Jaquays.

MISCELLANEOUS CORRESPONDENCE

COVID-19 County update from Ken Bowen of the Ionia County Health Department.

TRUSTEE COMMENTS

Banks -- none.

Brighton -- none.

Walkington-- none.

Hartzler-- none.

McCloud—wished everyone a safe and happy Halloween and encouraged everyone to get out and vote.

Rudisill-- none.

PUBLIC COMMENT

Wayne Baldock, of 2744 Jordan Lake Street, commented that he had concerns about the speed of traffic on Jordan Lake Street with regard to the proposed Jordan Lake Trail. Baldock also has safety concerns about the Trail crossing on M-50. Baldock thanked the Lake Odessa Police Department for doing what they can to keep speeds at the limit but is still quite concerned.

CLOSED SESSION

President Banks temporarily adjourned the meeting at 8:28 pm and the Council entered into closed session to discuss the Village Manager's evaluation.

OPEN SESSION

The Village Council returned to open session at 9:37 pm.

Motion by McCloud, supported by Rudisill to accept the score of 3.2/4.0 for the Village Manager, Patrick Reagan, evaluation. Motion carried unanimously.

Motion by McCloud, supported by Walkington, to extend to the Village Manager a six (6) month severance package upon any future terminative action (Village Council formally calling for the Village Manager's resignation, outright termination of the Village Manager by vote of the Village Council) by the Village Council (except for any case of proven Village Manager misfeasance, malfeasance, or nonfeasance). Motion carried unanimously.

Motion by Banks, supported by McCloud, to extend to the Village Manager a 3% cost of living increase (retroactive to March 2020) for the Village Manager Patrick T. Reagan. Motion carried unanimously.

Motion by Walkington, supported by Rudisill, to adjourn the meeting at 9:40 pm. Motion carried unanimously.

Meeting adjourned at 9:40 pm.

Respectfully submitted,

Patrick T. Reagan
Village Manager/ Interim Village Clerk