

MUIR VILLAGE COUNCIL

President

Douglas Hyland

President Pro-Tem

Laura Stewart

Trustees

Brent Piselli

Jacob Garber

Derek Kacos

Brian Nelson

Ron Vanderwerff

Treasurer

Jim Newman

Clerk

Susan Craft

DPW Employees

Jerrett Loomis

Dan Heckman

November 14, 2023 Regular Meeting

- I. **CALL TO ORDER:** The Muir Village Council met Tuesday, November 14, 2023. Regular meeting called to order at 7:00 PM, by President Doug Hyland
- II. **PLEDGE OF ALLEGIANCE:** The meeting was opened with the pledge of allegiance to the flag.
- III. **ROLL CALL AND ESTABLISHMENT OF QUORUM:**
PRESENT: President Hyland, Trustees: Piselli, Vanderwerff, Garber, Nelson(late).
ABSENT: Trustees Kacos, Stewart
VILLAGE PERSONNEL PRESENT: Jim Newman, Susan Craft, Dan Heckman
- IV. **APPROVAL OF AGENDA:**
BOARD ACTION: Motion by Trustee Vanderwerff, supported by Trustee Garber to approve the agenda.
MOTION CARRIED
- V. **GUEST SPEAKER:** Tom Bennett representing Lyons-Muir Fire Department- Department received a \$30,000 grant for turn out gear, emergency siren syncing in the works, runs are up, 80% medical
- VI. **APPROVAL OF MINUTES:**
BOARD ACTION: Motion by Trustee Piselli, supported by Trustee Vanderwerff to approve the minutes of the October 10, 2023, regular meeting.
MOTION CARRIED
- VII. **APPROVAL OF ACCOUNTS PAYABLE/BILLS:**
BOARD ACTION: Motion by Trustee Vanderwerff, supported by Trustee Garber to pay the bills as presented.
MOTION CARRIED
- VIII. **TREASURER'S REPORT:** Back taxes received. Audit done and clear, currently draft being reviewed.
- IX. **RECOGNITION OF GUESTS IN ATTENDANCE:**
Gary Bennett, Maya Baker, Terri Rusnell, Korina Haga
- X. **PUBLIC COMMENTS:** President Hyland reiterated emailed responses from previous meeting questions. Nothing additional asked.

XI. COMMITTEE REPORTS:

1. Street/Water/Sewer Committee: none
2. Cemetery Committee: none
3. Fire & Safety Committee: none
4. Finance/Personnel Committee: none
5. Ordinance Committee: none
6. Parks & Recreation/Rail Trail Committee: none

XII. BUSINESS TO DISCUSS:

1. Nashville Street work: Correspondence from the engineers on Pay app 8 and Change Order 2

BOARD ACTION: Motion by Trustee Piselli, supported by Trustee Vanderwerff to approve Substantial Completion document with Pay App 8 retaining \$50,000 for unfinished work by Nashville to date.

Roll call vote:

Ayes: Trustees Piselli, Vanderwerff, Garber, Nelson, President Hyland

Nays: none

Absent: Trustees Stewart, Kacos

MOTION CARRIED

BOARD ACTION: Motion by Trustee Vanderwerff, supported by Trustee Garber to approve Change Order 2 for Contract B, Nashville Construction.

MOTION CARRIED

2. Engagement of Public Gathering Spaces Grant Engineer-Prein & Newhoff
BOARD ACTION: Motion by Trustee Vanderwerff, supported by Trustee Garber to accept the proposal from Prein and Newhoff for engineering of the Public Gathering Spaces Grant in the amount of \$121,500

MOTION CARRIED

3. Electrical Repairs to shop: More information to be forthcoming
4. Proposal from Manni Grewel re:DPW property- Council agreed to move forward with information gathering
5. Removal of a member of the Planning and Zoning Board and appointment of new member.

BOARD ACTION: Motion by Trustee Vanderwerff, supported by Trustee Nelson to remove Parker Surbrook from the Planning and Zoning Board due to non-attendance per By-Laws and to appoint Brandi Anderson to the vacant position.

MOTION CARRIED

6. Repeal Marihuana Ordinance #59:
BOARD ACTION: Motion by Trustee Vanderwerff, supported by Trustee Garber to repeal Marihuana Ordinance #59 in its entirety.

Roll call vote:

Ayes: Trustees Vanderwerff, Garber, Nelson, Piselli, President Hyland

Nays: none

Absent: Trustees Stewart, Kacos

MOTION CARRIED

7. Move December meeting from the 12th to the 5th
BOARD ACTION: Motion by Trustee Garber, supported by Trustee Vanderwerff to move the December 12, 2023 Regular Council meeting to December 5, 2023

MOTION CARRIED

XIII. TABLED ITEMS:

1. Codification of Ordinances: pending
2. Sewer Rate Study- **BOARD ACTION:** Motion by Trustee Piselli, supported by Trustee Nelson to adopt Resolution 2023-07 Utility rates, including increasing the Sewer Ready to Serve flat rate by \$5.00 per month per REU and the Sewer R&I flat rate by \$5.00 per month per REU to increase revenues determined by a May 2023 Rate Study.
Roll call vote:
Ayes: Trustees Vanderwerff, Garber, Nelson, Piselli, President Hyland
Nays: none
Absent: Trustees Stewart, Kacos
MOTION CARRIED
3. M21 Speed- Still working with State to reduce speed. School is applying for a school zone on M21, first step to doing another speed study.
4. Adoption of Zoning Ordinance #64: found some typos, need to consult legal counsel due to Marihuana Ordinance being repealed. Tabled until December 2023

XIV. DPW REPORT:

1. Hydrants done and maintenance of them plus all water valve turning
2. Sidewalks being redone currently
3. Alley work by Triple J is done

XV. CORRESPONDENCE: none

XVI. MEMBER COMMENTS:

Piselli: Well done on a clean audit
Vanderwerff: none
Garber: siren questions
Nelson: none
Kacos: absent
Stewart: absent
Newman: none
Loomis: absent
Craft: none
Hyland: Bottlecaps to benches information

XVII. MOTION TO ADJOURN: Motion by Trustee Vanderwerff, second by Trustee Garber at 8:05 PM.

MOTION CARRIED

Meeting adjourned at 8:05 PM

Respectfully submitted by Susan Craft, Clerk