

# OFFICIAL MINUTES OF MAYVILLE VILLAGE COUNCIL MEETING July 19, 2016

The Village Council of Mayville, Michigan held a Regular Meeting at the Fire Hall on July 19, 2016. The meeting was called to order at 7:00 p.m. by Clare Fryers, Village President, with the following Officers and Trustees present: Susan Atkinson, William Barkowska, Steve Charette, Roxann Hiiter, Sue Marlow and Tony Windham.

Absent – None

Employees Present – Terry Blackmer, Tony Coln, Gary Fini, Lisa Haubenstricker, Matt Iseler and Robert Hiiter

Guests – 20

**Approval of Agenda** – Moved by Hiiter, supported by Windham to approve agenda as presented. Yes 7 No 0

**Tony Lopez** – Was disappointed that the council rejected the revised property maintenance ordinance at the last council meeting and voiced his concerns regarding the ordinance in a whole. Doesn't see any provisions in the ordinance where if a tenant refuses access to the village an administrative warrant procedure is in place and if you don't have that in place it is unconstitutional. Fees are taxed which is a violation of the head lee amendment landlords have asked repeatedly that the village furnish the cost that they sustain in doing the inspections, the money is going somewhere. Cannot pass anything that is not revenue neutral. There have been inspections paid for, scheduled and never done, with no refunds made, under this procedure what happens if a tenant doesn't allow you access? The ordinance has been revised numerous times, but some sections of the ordinance are still not correct such as Section 3 (18-43) and Sec 4 (18-44). He feels that the council has been advised that this is illegal.

## **Public Comments**

Barb Valentine - Was on the planning commission and worked on the property maintenance ordinance and she feels that if you choose to be a landlord you choose to go into a line of business which means you are expected and required to comply with the rules and regulations that go into that business. The ordinance was not meant to punish or penalize anyone if was to make much needed changes to benefit the residents of the community. If the main concern is cost then adjust the rate, but leave the ordinance.

Joseph Ball – Has been a property owner for five (5) years and it has not been pleasant. Would he purchase another property in Mayville? No, there is too much negativity. Feels that the village knows who needs to take care of their property. The village should put a note on door and give 30 days to comply.

Clare Roller – In regards to the Property Maintenance Ordinance it's not a matter of the landlords not wanting inspections it's when the ordinance gets changed over and over then goes back to the original. He would like the inspection fee to be a decent price and the ordinance to be like other communities around. Can the landlords have a price break for multi – units? Can the landlords have their own inspector, and have the village provided inspector with guidelines?

William Rappuhn – Curtis Stowe may inspect building permits, but he has nothing to do with registration or compliance of any ordinances in this village or any other village. Asked how many of the rental units have been inspected would it be 30% or 40%. The answer was No. Also, how many have failed inspections in the last 3-4 years? The answer was none. The inspections must be working.

**Communications** – President Fryers read a correspondence letter from a resident with suggestions for the village.

Tuscola County Drain Commissioner – This letter was to advise the village of the day of letting and the day of review of apportionments for the Fulton Street Drain.

Tuscola County Health Department – President Fryers read a letter from Jerry White from Tuscola County Health Department, regarding the restroom wastewater facilities at Ohmer Park with the recommendation that the Ohmer Park bathhouse no longer be utilized for its intended purpose until such time as either a new drain-field is installed or a connection is made to the municipal sewage system

Mayville Planning Commission - Moved by Charette, supported by Hiiter to accept the resignation of Annette Prothero from the Mayville Planning Commission effective immediately. Yes 7 No 0

President Fryers stated that there are three (3) opening on the Mayville Planning Commission that need to be filled.

## **Regular Agenda**

Approval of Minutes – Moved by Windham, supported by Charette to approve the Minutes of the Regular Meeting June 21, 2016. Yes 7 No 0 Moved by Charette, supported by Marlow to add the following statement in regards to the Job Posting for the Full-time Water Operator/DPW Supervisor from June 21, 2016 meeting. President Fryers asked Trustee Marlow how will we pay for this and she responded cut wages. Roll Call Vote. Yes – Hiiter, Charette, Barkowska, Atkinson, Windham, Marlow and Fryers. No - None

Approval of Bills – Moved by Windham, supported by Hiiter to approve the payment of the bills presented. Yes 7 No 0

Police Department Report – The June 2016 report was presented to the council by Police Chief Coln.

Fire Department Report – The monthly report was presented to the council by Fire Chief Robert Hiiter.

DPW Report – The monthly report was presented to the council by DPW Supervisor Matt Iseler.

Zoning Report – The zoning report was given by Administrator, Clare Fryers. Three zoning permits were issued. Nikole McKellar, 24 W. Turner Street, Irma Croff, 6121 2<sup>nd</sup> Street and Jackie Lee, 5765 Fulton Street. Also Fryers reported that the Planning Commission accepted the Dollar General Site Plan on the condition that it complies with MDOT rules.

Clerk Report – Clerk Report was presented by Clerk Lisa Haubenstricker.

Property Maintenance Ordinance – Moved by Fryers, supported by Charette to table the Property Maintenance Ordinance until it goes back to lawyer, Ordinance Committee, Planning Commission and then brought back to council. Roll Call Vote. Yes – Charette, Atkinson, Hiiter, Fryers, No – Barkowska, Windham and Marlow.

### **Committee Reports**

Personnel Committee – Will have meeting to review applications received for the Water Operator/DPW Supervisor Position.

Water & Sewer Committee – Trustee Windham stated they had a meeting to discuss how the Village is going to pay for the drain.

William Rappuhn – Would like someone from the water committee to go over with him where in the ordinance does it state that the village can charge \$7.10 per unit for water base charge. Ordinance Committee will review and respond.

**Adjournment** – Moved by Charette, supported by Windham to adjourn at 8:13 p.m.  
Yes 7 No 0

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Lisa Haubenstricker  
Clerk

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Clare Fryers  
Village President