

**OFFICIAL MINUTES OF MAYVILLE
VILLAGE COUNCIL MEETING
May 21, 2019
(Official Minutes)**

The Village Council of Mayville, Michigan held a Regular Meeting at the Mayville District Public Library Community Room on May 21, 2019. The meeting was called to order at 7:00 p.m. by Village President Barbara Valentine, with the following officers and Trustees present: Susan Atkinson, William Barkowska, Steve Charette and Sue Marlow.

Absent – None

Employees Present – Police Chief Louis Cook, Fire Chief Robert Hiiter, Director of Public Works Mike Glasgow and Clerk Kayla Reed,

Guests – 4

Pledge of Allegiance

Invocation lead by Police Chief Louis Cook

Acknowledgement of Visitors and/or Special Presentations -

Cammie Asmus - 29th Annual Sunflower Festival

Seeking Permission from the Village to allow use of property for the following:

1. Festival banner across M-24
2. 14 Street Pole Banners on Main & Fulton Streets
3. A Temporary Drive of M-24 for Ohmer Park access
4. Village Wide Garage and Yard Sales in which residents would not need a permit from July 18 -July 21
5. Grand Parade on Friday July 19, at 6pm (rain date of Sunday, July 21 at 1:30pm)
6. Schramke Fire, an insured fireworks company to provide a fireworks display on Friday July 19, at approximately 10pm at Mayville Athletic field (rain date of Saturday July 20) Schramke will provide insurance coverage. The Board of Education approved the same at their May 14th meeting
7. 5K Run\ Walk through town on Saturday, July 20 beginning at 9am, sponsored by the Mayville High School Volleyball Team.
8. Ohmer Park:
Thursday July 18: Vintage Baseball game and Opening Ceremonies
Saturday July 21: Softball tournaments, food\merchandise vendors, and a Bump and Run Derby that will be hosted by the Mayville Area Chamber of Commerce, who will also provide insurance for the derby.
9. Bodies Park: Mayville Fire Department Waterball Tournament

Moved by Charette 2nd by Marlow to Grant Permission and allow festivities as requested.

Yeas - 5 Nays - 0

Motion Carried

Communication– None

Consent Agenda –

- a) Approval of Regular Council Meeting Minutes April 16th, 2019
- b) Approval of Special Meeting Minutes: FDCVT Grant Acceptance May 7th , 2019
Approval of Committee of the Whole Meeting Minutes May 7th, 2019
- c) Approval of Bills as Presented
Moved by Charette 2nd by Atkinson to approve April 16th, April 7th Special Meeting and May 7th Committee of the Whole Meeting Minutes along with Bills as presented

Roll Call Vote - Barkowska - N Atkinson - Y Marlow - Y Charette - Y Valentine - Y

Yeas - 4 Nays - 1

Motion Carried

Action Items -

- a) **As Needed - None**

- b) **C.D Maturity 6-22-19 - Tabled until June Meeting**

- c) **Purchase of 6049 Fulton St under First of Refusal through Tuscola County-** The Village would like to take the opportunity to save this downtown building. Would allow for all Village Offices, Police, Fire, and D.P.W Offices to move into the same location, along with Village Hall Space and possible Apartment Rentals.

Motion to purchase the building at 6049 Fulton St in the amount of \$8,266.93 moved by Charette 2nd by Atkinson.

Roll Call Vote - Charette - Y Marlow - Y Atkinson - Y Barkowska - N Valentine - Y

Yeas - 4 Nays - 1

Motion Carried

- d) **Resolution to Adopt Sewer Rate Increase Schedule in its Entirety -**

**VILLAGE OF MAYVILLE RESOLUTION
FOR THE ADOPTION OF THE
2019-2028 SEWER RATE INCREASE SCHEDULE**

WHEREAS, the Village of Mayville is undertaking a Sewer and Lagoon Restoration and Improvement Project which requires changes in rate policies, including amounts and billing activities; and

WHEREAS, these rate policies, amounts and billing activities support funding of the Sewer and Lagoon Restoration and Improvement Project; and

WHEREAS, the Village of Mayville will adhere to the attached rate schedule provided by Municipal Analytics and Spicer Engineering; and

WHEREAS, the Village of Mayville wishes to fully fund these activities in a timely manner; now, therefore be it

RESOLVED, that the Village of Mayville agrees to adopt the attached rate policies, amounts and billing activities for 2019-2028.

ADOPTED:

YEAS: Marlow, Barkowska, Atkinson, Charette, Valentine

NAYS: None

Resolution was declared and adopted.

VILLAGE OF MAYVILLE

Date: 5-21-19

By: Barbara Valentine
Its: Mayville Village President

By: Kayla Reed
Its: Mayville Village Clerk

Quarter	Sewer Project	RTS	RTS	Commodity	Commodity	Quarterly Fixed Charges (RTS + Project)	Average Quarterly Commodity	Estimated Quarterly Sewer Bill	Est Avg Annual Sewer Costs	Increase in Avg. Annual Sewer Costs
Beginning	Fee (fixed \$/qtr)	Charge	Increase	Charge	Increase					
Apr-18		\$ 8.75		\$ 3.43		\$ 8.75	\$ 41.16	\$ 49.91		
Jul-18		\$ 8.75		\$ 3.43		\$ 8.75	\$ 41.16	\$ 49.91		
Oct-18	\$ 7.00	\$ 10.50	20.0%	\$ 3.70	8.0%	\$ 17.50	\$ 44.45	\$ 61.95		
Jan-19	\$ 7.00	\$ 10.50	0.0%	\$ 3.70	0.0%	\$ 17.50	\$ 44.45	\$ 61.95	\$ 223.73	12%
Apr-19	\$ 17.00	\$ 11.03	5.0%	\$ 3.89	5.0%	\$ 28.03	\$ 46.68	\$ 74.70		
Jul-19	\$ 17.00	\$ 11.03	0.0%	\$ 3.89	0.0%	\$ 28.03	\$ 46.68	\$ 74.70		
Oct-19	\$ 38.76	\$ 11.58	5.0%	\$ 4.08	5.0%	\$ 50.33	\$ 49.01	\$ 99.34		
Jan-20	\$ 38.76	\$ 11.58	0.0%	\$ 4.08	0.0%	\$ 50.33	\$ 49.01	\$ 99.34	\$ 348.09	56%
Apr-20	\$ 38.76	\$ 12.73	10.0%	\$ 4.29	5.0%	\$ 51.49	\$ 51.46	\$ 102.95		
Jul-20	\$ 38.76	\$ 12.73	0.0%	\$ 4.29	0.0%	\$ 51.49	\$ 51.46	\$ 102.95		
Oct-20	\$ 77.51	\$ 12.73	0.0%	\$ 4.29	0.0%	\$ 90.25	\$ 51.46	\$ 141.71		
Jan-21	\$ 77.51	\$ 12.73	0.0%	\$ 4.29	0.0%	\$ 90.25	\$ 51.46	\$ 141.71	\$ 489.32	41%
Apr-21	\$ 77.51	\$ 15.28	20.0%	\$ 4.50	5.0%	\$ 92.79	\$ 54.03	\$ 146.83		
Jul-21	\$ 77.51	\$ 15.28	0.0%	\$ 4.50	0.0%	\$ 92.79	\$ 54.03	\$ 146.83		
Oct-21	\$ 116.27	\$ 15.28	0.0%	\$ 4.50	0.0%	\$ 131.55	\$ 54.03	\$ 185.58		
Jan-22	\$ 116.27	\$ 15.28	0.0%	\$ 4.50	0.0%	\$ 131.55	\$ 54.03	\$ 185.58	\$ 664.82	36%
Apr-22	\$ 116.27	\$ 16.81	10.0%	\$ 4.59	2.0%	\$ 133.08	\$ 55.11	\$ 188.19		
Jul-22	\$ 116.27	\$ 16.81	0.0%	\$ 4.59	0.0%	\$ 133.08	\$ 55.11	\$ 188.19		
Oct-22	\$ 116.27	\$ 16.81	0.0%	\$ 4.59	0.0%	\$ 133.08	\$ 55.11	\$ 188.19		
Jan-23	\$ 116.27	\$ 16.81	0.0%	\$ 4.59	0.0%	\$ 133.08	\$ 55.11	\$ 188.19	\$ 752.77	13%
Apr-23	\$ 116.27	\$ 17.65	5.0%	\$ 4.68	2.0%	\$ 133.92	\$ 56.22	\$ 190.14		
Jul-23	\$ 116.27	\$ 17.65	0.0%	\$ 4.68	0.0%	\$ 133.92	\$ 56.22	\$ 190.14		
Oct-23	\$ 116.27	\$ 17.65	0.0%	\$ 4.68	0.0%	\$ 133.92	\$ 56.22	\$ 190.14		
Jan-24	\$ 116.27	\$ 17.65	0.0%	\$ 4.68	0.0%	\$ 133.92	\$ 56.22	\$ 190.14	\$ 760.54	1%
Apr-24	\$ 116.27	\$ 18.00	2.0%	\$ 4.78	2.0%	\$ 134.27	\$ 57.34	\$ 191.61		
Jul-24	\$ 116.27	\$ 18.00	0.0%	\$ 4.78	0.0%	\$ 134.27	\$ 57.34	\$ 191.61		
Oct-24	\$ 116.27	\$ 18.00	0.0%	\$ 4.78	0.0%	\$ 134.27	\$ 57.34	\$ 191.61		
Jan-25	\$ 116.27	\$ 18.00	0.0%	\$ 4.78	0.0%	\$ 134.27	\$ 57.34	\$ 191.61	\$ 766.45	1%
Apr-25	\$ 116.27	\$ 18.36	2.0%	\$ 4.87	2.0%	\$ 134.63	\$ 58.49	\$ 193.12		
Jul-25	\$ 116.27	\$ 18.36	0.0%	\$ 4.87	0.0%	\$ 134.63	\$ 58.49	\$ 193.12		
Oct-25	\$ 116.27	\$ 18.36	0.0%	\$ 4.87	0.0%	\$ 134.63	\$ 58.49	\$ 193.12		
Jan-26	\$ 116.27	\$ 18.36	0.0%	\$ 4.87	0.0%	\$ 134.63	\$ 58.49	\$ 193.12	\$ 772.48	1%
Apr-26	\$ 116.27	\$ 18.73	2.0%	\$ 4.97	2.0%	\$ 135.00	\$ 59.66	\$ 194.66		
Jul-26	\$ 116.27	\$ 18.73	0.0%	\$ 4.97	0.0%	\$ 135.00	\$ 59.66	\$ 194.66		
Oct-26	\$ 116.27	\$ 18.73	0.0%	\$ 4.97	0.0%	\$ 135.00	\$ 59.66	\$ 194.66		
Jan-27	\$ 116.27	\$ 18.73	0.0%	\$ 4.97	0.0%	\$ 135.00	\$ 59.66	\$ 194.66	\$ 778.63	1%
Apr-27	\$ 116.27	\$ 19.10	2.0%	\$ 5.07	2.0%	\$ 135.38	\$ 60.85	\$ 196.22		
Jul-27	\$ 116.27	\$ 19.10	0.0%	\$ 5.07	0.0%	\$ 135.38	\$ 60.85	\$ 196.22		
Oct-27	\$ 116.27	\$ 19.10	0.0%	\$ 5.07	0.0%	\$ 135.38	\$ 60.85	\$ 196.22		
Jan-28	\$ 116.27	\$ 19.10	0.0%	\$ 5.07	0.0%	\$ 135.38	\$ 60.85	\$ 196.22	\$ 784.90	1%

Motion to Adopt Sewer Rate Increase Resolution in its Entirety moved by Charette 2nd by Marlow

**Roll Call Vote - Marlow - Y Barkowska - Y Atkinson - Y Charette - Y Valentine - Y
Yeas - 5 Nays- 0 Motion Carried**

e) **BS&A On site Training** - 2 days of on site training
Moved by Atkinson 2nd by Barkowska to approve onsite training.

**Roll Call Vote - Atkinson - Y Marlow - Y Charette - Y Barkowska - Y Valentine- Y
Yeas - 5 Nays - 0 Motion Carried**

f) **Marihuana Ordinance** - Prohibition of Recreational Marihuana Establishments Ordinance.

VILLAGE OF MAYVILLE

COUNTY OF TUSCOLA, STATE OF MICHIGAN

ORDINANCE NO. _178_

ADOPTED: May 21st, 2019

EFFECTIVE: _August 1, 2019

**PROHIBITION OF RECREATIONAL MARIHUANA ESTABLISHMENTS
ORDINANCE**

The Village of Mayville Ordains the following to provide a title for the ordinance; to define words; to prohibit marihuana establishments within the boundaries of the Village of Mayville pursuant to Initiated Law 1 of 2018, MCL 333.27951, *et seq.*, as may be amended; to provide penalties for violation of this ordinance; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith; and to provide an effective date.

**VILLAGE OF MAYVILLE
TUSCOLA COUNTY, MICHIGAN**

THE VILLAGE OF MAYVILLE ORDAINS:

**SECTION I
TITLE**

This ordinance shall be known as and may be cited as the Village of Mayville Prohibition of Marihuana Establishments Ordinance.

**SECTION II
DEFINITIONS**

Words used herein shall have the definitions as provided for in Initiated Law 1 of 2018, MCL 333.27951, *et seq.*, as may be amended.

SECTION III
NO MARIHUANA ESTABLISHMENTS

The Village of Mayville hereby completely prohibits all marihuana establishments within the boundaries of the Village of Mayville pursuant to Initiated Law 1 of 2018, MCL 333.27951, *et seq.*, as may be amended.

SECTION IV
VIOLATIONS AND PENALTIES

1. Any person who disobeys, violates, neglects or refuses to comply with any provision of this ordinance or who causes allows or consents to any of the same shall be deemed to be responsible for the violation of this ordinance. A violation of this ordinance is deemed to be a nuisance per se.
2. A violation of this ordinance is a municipal civil infraction, for which the fines shall be not more than \$500, in the discretion of the Court. The foregoing sanctions shall be in addition to the rights of the Village of Mayville to proceed at law or equity with other appropriate and proper remedies. Additionally, the violator shall pay the Village of Mayville's costs which may include all expenses, direct and indirect which the Village of Mayville incurs in connection with the municipal civil infraction, including but not limited to the attorney fee incurred by the Village of Mayville in connection with the municipal civil infraction.
3. Each day during which any violation of this Ordinance continues shall be deemed a separate offense.
4. In addition, the Village of Mayville may seek injunctive relief against a person or persons alleged to be in violation of this Ordinance, and such other relief as may be provided by law.
5. This Ordinance shall be administered and enforced by the Ordinance Enforcement Officer of the Village of Mayville or by such other person(s) as designated by the Village Council from time to time.

SECTION V
SEVERABILITY

The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect.

SECTION VI
REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION VII
EFFECTIVE DATE

This Ordinance shall take effect on the date of its publication, which shall occur on August 1st, 2019.

SECTION VIII
PUBLICATION

The Village Clerk shall certify to the adoption of this Ordinance and cause the same to be published as required by law.

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Made and passed by the Village of Mayville Council this 21st day of May, 2019.

BARBARA VALENTINE, Village of Mayville President

KAYLA REED, Village of Mayville Clerk

CERTIFICATION

Yeas: Barkowska, Marlow, Charette, Atkinson, Valentine

Nays: NONE

Ordinance declared adopted

STATE OF MICHIGAN)
COUNTY OF TUSCOLA)

I, the undersigned, Village Clerk for the Village of Mayville, Tuscola County, Michigan, do hereby certify that Ordinance No. 178, adopted by the Village of Mayville Council on the 21st

day of May, 2019, was recorded in full in the Minutes of the Meeting of said Village Council on said date, and was signed by the President and the Clerk of the Village of Mayville.

Dated: _5-21-2019

KAYLA REED, Village Clerk

Date of Publication: __July 3rd, 2019__

Newspaper: _Mayville Monitor__

Motion to Adopt prohibition of recreational marihuana establishments ordinance moved by Charette 2nd by Barkowska

Roll Call Vote - Barkowska - Y Marlow - Y Charette - Y Atkinson - Y Valentine - Y
Yeas - 5 Nays - 0 Motion Carried

Upcoming Training Opportunities – Thumb Area Public Officials Conference, May 22, 2019
Cass City (Chief Hiiter, Chief Cook, Clerk and Treasurer attending).

President Updates -

- a) Lagoon Project Update - Protected Bat Species possibly onsite. May have to wait until November to clear trees (during the dormant bat season). Village will incur cost prior to Lagoon Project, but will receive reimbursement later.
- b) Main Street Road Project Update - On time and under budget, so far.
- c) 2019 Road Millage - This will be added to the June Committee of the Whole Agenda
- d) MEDC Meeting Update- Next meeting is on June 19th with the Planning Commission.
- e) FEMA Grant Application - Deadline is in September, 2019.
- f) Fulton Street Sidewalk - Added to the June Committee of the Whole Agenda

Department Reports -

D.P.W - Monthly report presented by the Director of Public Works Mike Glasgow

- 1) Would like to Purchase a Weed Sprayer, usually borrow from the school.
Moved by Marlow 2nd by Atkinson to approve the purchase of a weed sprayer up to \$500.00

Roll Call Vote - Marlow - Y Charette - Y Barkowska - Y Atkinson - Y Valentine - Y
Yeas - 5 Nays - 0 Motion Carried

Police Department Report – Monthly report presented by Police Chief Louis Cook

- 1) Transition from P-One reporting system to the CLEMIS through Tuscola County
- Discussion of the benefits to this upgrade
Moved by Charette 2nd by Atkinson to Accept\Adopt the CLEMIS Membership Upgrade.

Roll Call Vote - Charette - Y Barkowska - Y Marlow- Y Atkinson - Y Valentine - Y
Yeas - 5 Nays - 0 Motion Carried

- 2) Door Locking System for Police Dept \ D.P.W -

Discussed the need and reasons of needing new Door locks on the D.P.W and Police Department, per LEIN requirements.

Moved by Marlow 2nd by Atkinson to approve Purchase of 3 Keypad Door Locks at up to \$125.00 each.

Yeas - 5 Nays - 0

Motion Carried

- 3) Training Budget for New Officer (FTO). Village won't proceed with this at this time.

Fire Department Report – Monthly report presented by Fire Chief Robert Hiiter

- 1) Asking for approval to hang Tractor Pull Banner over M-24

Moved by Charette 2nd by Atkinson to approve hanging tractor Pull Banner

Yeas - 5 Nays - 0

Motion Carried

Zoning Report – M. Glasgow gave a verbal report.

Planning Commission - Randy Valentine gave a verbal report.

Public Comments - None

Adjournment - Moved by Charette, 2nd by Marlow to adjourn at 9:02 p.m.

Yes - 5 No - 0

Motion Carried.

Barbara Valentine
Village President

Kayla Reed
Village Clerk