

# CITY OF PERRY REGULAR COUNCIL MEETING

## PERRY COMMUNITY BUILDING

REGULAR CITY COUNCIL MEETING HELD ON JANUARY 5, 2010

PRESENT: COUNCILMEMBERS THOMAS CHAPUT, MARK LANDERS, BRAD SHARLOW, GREGORY WEKWERT, TERRY WOOD, MAYOR ROSS DELAU AND DEPUTY CITY CLERK DEVIN MILLER

ABSENT: ONE VACANCY

ALSO PRESENT: CITY TREASURER, JO ANN VELTING  
POLICE CHIEF, KYLE BAWKS  
JFM PRODUCTIONS, KATHY MC GRAW

Mayor Ross DeLau called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

### READING AND APPROVAL OF THE MINUTES:

01-05-10-01

Moved by Wekwert, seconded by Chaput that we suspend the rules, waive the reading and approve the minutes of the December 15, 2009 meeting as written. Carried, all aye.

### COMMUNICATIONS:

A year-end report was read from the Shiawassee Council On Aging.

An email was read regarding the Shiawassee All Cities meeting being postponed to January 14<sup>th</sup> at 7pm located at Durand City Hall.

A letter from Mr. Bridges regarding Officers Compensation Commission was given to Council.

### COMMENTS FROM THE PUBLIC:

**Mayor's Appointment to City Clerk-**  
City Clerk-The Mayor made the appointment of Devin Miller as the Perry City Clerk.

01-05-10-02

Moved by Chaput, seconded by Sharlow that we approve the Mayors appointment of Devin Miller as City Clerk of the City of Perry. Carried, all aye.

Deputy City Clerk, Jo Ann Velting swore in Devin Miller as City Clerk.

**MAYOR & DEPARTMENT HEAD REPORTS:**

Jo Ann Velting, City Treasurer reported the City will need to provide an expense report for alcohol enforcement in regards to the liquor license proceeds and also reported Rural Development was in to do an inspection.

Kyle Bawks, Police chief handed out to Council a year-end report and stated the repair of the Taser gun cost less than anticipated.

**COMMITTEE REPORTS:**

Brad Sharlow reminded Council that the Planning Commission meeting will be January 11<sup>th</sup> at 6:30pm.

Mark Landers reminded Council that the Finance and Ordinance Committee will be meeting January 14<sup>th</sup> at 6:30pm

**PRESENTATION AND APPROVAL OF THE BILLS:**

01-05-10-03

Moved by Wood, seconded by Landers that we approve the bills as presented and that payment be authorized. Carried, all aye.

**OLD BUSINESS:**

**Possible Adoption of Drug Paraphernalia Ordinance #309-**

01-05-10-04

Moved by Wekwert, seconded by Wood that Ordinance No. 309 which regulates and defines the violations of the possession, manufacturing and sale of drug paraphernalia, and which was read at the December 15<sup>th</sup> Council meeting, be adopted. Carried, all aye.

**Possible Adoption of Receipt of Gifts Ordinance #310**

01-05-10-05

Moved by Chaput, seconded by Sharlow that Ordinance No. 310 which gives protocol to any official and City employee should they receive a gift, and which was read at the December 15<sup>th</sup> Council meeting, be adopted. Discussion. Carried, all aye.

**First Reading of Dog Ordinance Amendment #308-**

01-05-10-06

Moved by Landers, seconded by Wood that Dog Ordinance amendment #308 regarding dog waste and which reads as follows be placed on the next agenda for possible adoption:

Dog Ordinance Amendment

The City Ordains:

Perry City Code, Section 612 is hereby amended to include the below stated sections:

612.05 Access to Public Ways and Places.

No person shall tie, stake or fasten any animal in such a manner that the animal has access to any portion of any street, alley or public place.

612.06 Removal of Defecation.

No owner or person having custody of any dog or other animal shall permit such dog or other animal to defecate on any school grounds, public street, alley sidewalk, tree, lawn, park, other public grounds or private property in the City, other than on the premises of such owner or person, unless such defecation is removed immediately.

612.07 Sanitation of Premises.

The owner or custodian of any animal or bird shall maintain the premises wherein such animal or bird is kept in a clean and sanitary condition, free from rodents, vermin and disagreeable odors. Discussion. Carried, all aye.

**NEW BUSINESS:**

**Possible Approval of Resolution Regarding PerryFest Becoming a Nonprofit Corporation-**

01-05-10-07

Moved by Sharlow, seconded by Wekwert that we accept and approve the following resolution:

Resolved, that the City of Perry recognize the incorporation of PerryFest, Inc. As a Nonprofit Corporation;

Further, that the City release to PerryFest, Inc. any rights to the name "PerryFest". Carried, all aye.

**Discussion Regarding Capital Improvement Policy-**

Brad Sharlow gave information on the States Enabling Act and explained the annual Capital Improvement report.

**ANY OTHER BUSINESS THAT MAY COME BEFORE COUNCIL:**

Mayor introduced Mike Johnson to Council as the person he will be appointing at the next Council meeting.

Jo Ann spoke about Consumer's Energy going to all the City Buildings, at no cost, to install programmable thermostats to help conserve energy.

**COUNCIL DISCUSSIONS & OBSERVATIONS:**

Chaput spoke on the SCOA report.

**ITEMS FOR NEXT AGENDA:**

1. Possible Adoption of Dog Ordinance #308
2. Building Inspector Report
3. Mayors Appointment to Council Seat
4. First reading for Alcohol Policy
5. Granger contract

**ADJOURNMENT: 8:08 P. M.**

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Ross A. DeLau, Mayor Date

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Devin Miller, City Clerk Date