

CITY OF PERRY REGULAR COUNCIL MEETING
PERRY COMMUNITY BUILDING

This institution is an equal opportunity provider.

REGULAR CITY COUNCIL MEETING HELD ON MAY 4, 2010

PRESENT: COUNCILMEMBERS, THOMAS CHAPUT, MICHAEL JOHNSON,
JO ANN O'BERRY, BRAD SHARLOW, GREGORY WEKWERT,
MAYOR ROSS DELAU AND
CITY DEPUTY CLERK JO ANN VELTING

ABSENT: COUNCILMEMBER, TERRY WOOD AND
CITY CLERK, DEVIN MILLER

ALSO PRESENT: DPW. SUPT., CHUCK MUDGE
POLICE CHIEF, KYLE BAWKS
STUDIO 130, 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:

05-04-10-01

Moved by Wekwert, seconded by Sharlow that we suspend the rules, waive the reading and approve the minutes of the April 14, 2010 special meeting as written. Carried, all aye.

05-04-10-02

Moved by Wekwert, seconded by Sharlow that we suspend the rules, waive the reading and approve the minutes of the April 20, 2010 meeting as written. Carried, all aye.

COMMUNICATIONS:

The deadline for non-partisan petitions for August Primary are due Tuesday, May 11th before 4pm.

The City Wide Yard Sale will be May 14th, 15th and 16th. Maps will be available the week before at City Hall.

Hydrant Flushing will take place in the daytime Wednesday, May 26th and Thursday May 27th. The water may be discolored so please take caution while washing light colored clothes.

A letter was given to Council from MAGNET regarding seeking a financial commitment from the City.

A letter was given to Council from State of Michigan Dept of Natural Resources and Environment regarding Michigan's Clean Water State Revolving Fund program for FY 2011.

A letter was read to Council from Perry Township regarding Cooperative Recycling Program.

COMMENTS FROM THE PUBLIC:

Jim Stechschulte announced he is running for the office of state representative in the 85th district.

Jamie Pavlica, County Commissioner, reported petitions for the recall had missed the deadline, announced he will not be running for next term and handed out County Directories to Council.

MAYOR & DEPARTMENT HEAD REPORTS:

- Chuck Mudge, Supt. of Public Works, reported that hydrant flushing will take place monthly until October, jetted all the lift stations, replaced gravel on Orchard St. and Meadowdale Ln. and reminded that clean up week will be May 17th through 21st.
- Kyle Bawks, Police Chief, gave Council monthly report for March & April, and he is applying for Flint 100 club grant to help replace two bulletproof vests.

COMMITTEE REPORTS:

Brad Sharlow gave a brief report regarding last night's Planning Commission meeting, asked for updated copies of zoning ordinances, copies of master plan and reminded that the next meeting will be June 7th at 6:30pm in Council Chambers.

PRESENTATION AND APPROVAL OF THE BILLS:

05-04-10-03

Moved by Sharlow, seconded by O'Berry that we approve the bills as presented and that payment be authorized. Discussion. Carried, all aye.

OLD BUSINESS:

7:19pm – Determination of Ambulance Assessment-

05-04-10-04

Moved by Chaput, seconded by Wekwert that we pass the following resolution:

WHEREAS, the City of Perry created the Ambulance Services Special Assessment District of 2006, and,

WHEREAS, the City of Perry reserved the right to make a redetermination of cost on the First (1st) Tuesday of May of each year;

THEREFORE; it is resolved that the City determines the assessment to remain at a rate not to exceed Forty-Five Dollars (\$45.00) per unit and the assessor is directed to spread the subject assessment accordingly on the July 1, 2010 tax billing. Discussion. Carried, all aye.

7:30pm – Public Hearing Regarding 2010/2011 City Budget and City Millage

Rate

A Public Hearing was held at 7:30 P.M. The Taxable Value for the City for 2010 is \$47,282,072.00. The Millage Rate will be 13.5789.

Comments: Chaput led discussion about putting back the money from General Fund to Sewer.

The Public Hearing Closed at 7:34 P.M.

Possible Approval of 2010/2011 Budget and Tax Millage-

05-04-10-05

Moved by Chaput, seconded by Sharlow that inasmuch as a public hearing was held and all comments were heard for the proposed 2010/2011 budget of all City Funds with General Ledger by Activity Number form and all other funds by revenue and expense totals, let same be approved with the provision that all monies borrowed from the Sewer Fund will be paid back at the rate of \$5000.00 per year at 1.5% until all monies are paid back. Discussion.

Carried, all aye.

05-04-10-06

Moved by O'Berry, seconded by Chaput that we set the City of Perry Tax Millage Rate for 2010 at 13.5789. Carried, all aye.

Landlord Responsibilities- After hearing from Kyle Bawks, Chief of Police, on how the state mandates sex offenders, Chaput's opinion was our police department is following state law and there be no recommendation to take this to the Finance and Ordinance Committee.

First Reading of Zoning Ordinance Amendment No. 311

05-04-10-07

Moved by Sharlow, seconded by Wekwert that Zoning Ordinance amendment #311 regarding requirements of business adventures in the City and which reads as follows be placed on the next agenda for possible adoption:

Zoning Ordinance Amendment

The City of Perry Ordains:

Perry City Code Section 1264.04(a) is hereby repealed and the below stated section 1264.04(a) is hereby substituted in its place and stead.

1264.04 APPLICATION OF DISTRICT REGULATIONS.

- 1. All buildings and uses in any district shall be subject to the general provisions and exceptions set forth in the Zoning Code. Uses not expressly permitted are prohibited. Uses for enterprises or purposes that are contrary to federal, state or local laws or ordinances are prohibited.

All City Code Sections in conflict herewith are hereby repealed only to the extent necessary to give the above City Code change full force and effect. Carried, all aye.

NEW BUSINESS:

3rd Quarter Budget Report and Amendments-

Treasurer, JoAnn Velting presented the 3rd Quarter Budget Comparison and proposed the following amendments:

BUDGET COMPARISON

101.000 GENERAL

Amended

YTD

NEW
BUDGET

LEGISLATIVE	Budget	Actual	reduction	addition	AMOUNT
101-101.000-880.000 COMMUNITY PROMOTION	2,500.00	3,574.71		2,000	4,500
101-101.000-900.000 PUBLICATION AND PRINTING	4,100.00	4,783.11		2,500	6,600
101-202.000-716.001 HEALTH INSURANCE EMPLOYEE PMT.	1,100.00	0.00	1,100		0
101-202.000-910.000 INSURANCE - FIDELITY	34,500.00	33,010.00	1,300		33,200
101-202.000-920.000 UTILITIES	18,500.00	11,641.04	3,000		15,500
101-202.000-931.000 BUILDING AND GROUNDS MAINT.	1,600.00	4,003.16		2,500	4,100
101-202.000-962.000 MISCELLANEOUS EXPENSE	12,205.00	13,817.64		4,000	16,205
101-210.000-826.100 LEGAL FEES-OTHER ATTORNEYS	10,000.00	2,233.90	6,000		4,000
101-215.000-701.001 UNUSED VACATION	9,025.00	0.00	9,025		0
101-215.000-702.001 CLERKS SALARY	15,252.00	40,190.29		34,000	49,252
101-215.000-702.300 CLERICAL SALARIES	46,824.00	22,455.20	20,000		26,824
101-215.000-710.000 ACCUMULATED SICK LEAVE	8,860.00	0.00	8,860		0
101-215.000-716.000 EMPLOYERS HOSPITAL. INS. EXP.	11,804.00	1,463.24	9,500		2,304
101-253.000-702.002 TREASURERS SALARY	32,192.00	26,073.85		3,785	35,977
101-269.000-931.000 BUILDING AND GROUNDS MAINT.	1,000.00	0.00	1,000		0
101-305.000-702.000 SALARIES	252,128.00	157,572.25	18,000		234,128
101-305.000-702.400 PART TIME SALARIES	13,500.00	18,757.80		11,000	24,500
101-305.000-716.000 EMPLOYERS HOSPITAL. INS. EXP.	55,261.00	40,062.41	2,400		52,861
101-305.000-718.000 EMPLOYERS RETIREMENT CONTRIBUT	12,606.00	3,899.83	6,800		5,806
101-305.000-757.000 OPERATING SUPPLIES	6,000.00	2,577.36	2,500		3,500
101-305.000-768.000 UNIFORMS	1,700.00	5,325.63		3,800	5,500
101-441.000-702.000 SALARIES	59,868.00	60,307.64		8,800	68,668
101-441.000-702.400 PART TIME SALARIES	12,737.00	7,949.50	4,435		8,302
101-441.000-716.000 EMPLOYERS HOSPITAL. INS. EXP.	12,806.00	7,729.61	3,000		9,806
101-441.000-724.000 UNEMPLOYMENT TAX	2,178.00	641.65	1,500		678
101-442.000-974.000 SIDEWALKS LAND IMPROVEMENT	25,000.00	22,954.74	2,000		23,000
101-690.000-970.000 CAPITAL OUTLAY	4,000.00	0.00	3,000		1,000
101-738.000-931.000 BUILDING AND GROUNDS MAINT.	3,000.00	3,445.19		900	3,900
101-923.000-960.000 DRAIN AT LARGE	29,000.00	27,944.39	1,000		28,000
			104,420	73,285	
202.000 HIGHWAY MAJOR					
202-463.000-702.000 SALARIES	20,033.00	11,841.48	4,000		16,033
202-463.000-702.001 CLERKS SALARY	8,059.00	195.53	2,100		5,959
202-463.000-716.000 EMPLOYERS HOSPITAL. INS. EXP.	11,521.00	9,367.45		1,100	12,621
202-463.000-943.000 EQUIPT. RENT TO MOTOR POOL	12,500.00	11,919.40		5,000	17,500
			6,100	6,100	
203.000 HIGHWAY LOCAL					
203-463.000-702.000 SALARIES	18,190.00	11,515.61	3,000		15,190

203-463.000-702.100 WINTER MAINTENANCE SALARIES	7,829.00	3,319.89	3,600		4,229
203-463.000-716.000 EMPLOYERS HOSPITAL. INS. EXP.	11,521.00	9,367.45		1,100	12,621
203-463.000-784.000 WINTER MAINTENANCE SUPPLIES	2,800.00	100.00	1,000		1,800
203-463.000-943.000 EQUIPT. RENT TO MOTOR POOL	10,000.00	12,374.28		6,500	16,500
			7,600	7,600	
590 SEWER					
590-548.000-702.000 SALARIES	50,657.00	40,977.32		21,000	71,657
590-548.000-716.000 EMPLOYERS HOSPITAL. INS. EXP.	23,573.00	19,668.48		2,600	26,173
590-548.000-936.000 SYSTEM MAINT	15,000.00	18,831.81		7,000	22,000
590-548.000-943.000 EQUIPT. RENT TO MOTOR POOL	22,000.00	23,496.07		7,000	29,000
				37,600	
591.000 WATER					
702.000 SALARIES	59,868.00	34,493.53	7,000		52,868
702.300 CLERICAL SALARIES	22,757.00	16,865.46		1,200	23,957
716.000 EMPLOYERS HOSPITAL. INS. EXP.	23,573.00	19,668.45		2,500	26,073
769.000 TESTS	5,000.00	1,804.90	2,000		3,000
800.000 CONTRACTED SERVICES	1,000.00	0.00	1,000		0
920.000 UTILITIES	10,800.00	11,408.26		5,000	15,800
936.010 NEW WATER METERS	5,000.00	6,925.98		2,000	7,000
970.000 CAPITAL OUTLAY	0.00	3,420.00		3,420	3,420
970.100 CAPITAL REPLACEMENT	20,400.00	0.00	20,400		0
970.200 CAPITAL IMPROVEMENTS	4,500.00	0.00	4,500		0
998.004 2008 BOND INTEREST PAYMENT	12,625.00	39,183.98		26,550	39,175
			34,900	40,670	

05-04-10-08

Moved by Wekwert, seconded by Chaput that we approve the 3RD Quarter Budget Comparison as presented by the Treasurer. Carried, all aye.

ANY OTHER BUSINESS THAT MAY COME BEFORE COUNCIL:

Jo Ann asked Council if a notice could be sent to residents regarding yard sales ordinance

Sharlow asked that we place on the next agenda uptown parking issues and recommended we make a flyer for the businesses inviting them to the next Council meeting to discuss ideas to help resolve this problem.

COUNCIL DISCUSSIONS & OBSERVATIONS: NONE

ITEMS FOR NEXT AGENDA:

1. Parking Discussion with Business Owners
2. Possible Approval of Zoning Ordinance # 311
3. Zoning of Building Structures

ADJOURNMENT: 8:32 P. M.

Ross A. DeLau, Mayor Date

Jo Ann Velting, Deputy City Clerk Date