

Proposed  
**CITY OF PERRY REGULAR COUNCIL MEETING**

**PERRY COMMUNITY BUILDING**

REGULAR CITY COUNCIL MEETING HELD ON JANUARY 20, 2009.

PRESENT: COUNCILMEMBERS, THOMAS CHAPUT, SAMARA HAMILTON, MARK LANDERS, CHRISTINE TOBIAS, GREGORY WEKWERT, TERRY WOOD, MAYOR, ROSS DELAU AND DEPUTY CLERK, DEVIN MILLER

ABSENT: CITY CLERK, JUDY GUENTHER

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:**

Moved by Landers, seconded by Chaput that we suspend the rules, waive the reading and approve the minutes of the January 6, 2009 meeting as written. Carried, all aye.

**COMMENTS FROM THE PUBLIC:**

Larry Crow explained his request for rezoning at the property located at 2745 W. Lansing Rd to renew his Michigan State License.

A letter from the City Attorney, Tom Bridges, regarding the city audit firm was noted.

**COMMUNICATIONS:**

Reminder to Mayor and Council about the meeting with the City of Owosso on January 22, 2009 at 7p.m. located at the Owosso City Hall in Council Chambers.

Reminder and Updates to the Mayor and Council pertaining to the Mudge Festival which will be Sunday, February 8, 2009 from 1:00p.m. to 4:00p.m.

**COMMITTEE REPORTS:**

Mark Landers gave a brief report regarding the Finance and Ordinance Committee and informed Council there will be another meeting on February 12, 2009 in Council Chambers at 6:30p.m. to work on a draft to present to the February 17, 2009 Council Meeting.

Greg Wekwert reminded Council the next Planning Commission Meeting would be February 2, 2009 in Council Chambers at 6:30p.m.

Mayor Ross DeLau informed Council about his plans at Monday's VFW Member Meeting to ask members to help with the planning process for the City parks to move forward for the grants.

Mayor gave an update on the Iron Treatment Plant, if all goes well the Plant will begin running tomorrow. He also explained that it could take as long as a year to see the yellow gone from your water.

**PRESENTATION AND APPROVAL OF THE BILLS:**

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

**OLD BUSINESS:**

**ORDINANCE NO. 303 RE: TOBACCO –**

Moved by Hamilton, seconded by Tobias that Tobacco Ordinance No. 303, which has been previously read, be adopted. Carried, all aye.

**THE CITY OF PERRY ORDAINS:**

**610.10 POSSESSING OR USING TOBACCO PRODUCTS BY MINORS.**

(a) Definitions: As used in this section:

(1) "Chewing tobacco" means loose tobacco or a flat, compressed cake of tobacco that is inserted into the mouth to be chewed or sucked.

(2) "Tobacco snuff" means shredded, powdered or pulverized tobacco that may be inhaled through the nostrils, chewed or placed against the gums.

(b) Possession and Use by Minors in Public Prohibited. A person under 18 years of age shall not possess or smoke cigarettes or cigars; or possess or chew, suck, or inhale chewing tobacco snuff; or possess or use tobacco in any other form on a public highway, street, alley, park or other lands used for public purposes or in a public place of business, amusement, or education.

**610.11 FURNISHING TOBACCO AND CIGARETTES.**

(a) No person shall sell, give or furnish any cigar, cigarette or tobacco in any other form to any minor under the age of eighteen (18).

**610.12 NON-INTERFERENCE WITH RIGHTS OF PARENT OR GUARDIAN.**

(a) This section does not interfere with the right of a parent or legal guardian in the rearing and management of his or her minor children or wards within the bounds of his or her own private premises.

**PENALTY**

Whoever violates this section is liable for a civil fine or not more that Five Hundred Dollars (\$500.00)

This Ordinance shall take effect 30 days from date of publication.

**NEW BUSINESS:NONE**

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

The Planning Commission will be holding a Public Hearing on February 2, 2009, 6:30pm on the rezoning of 2745 W Lansing Rd. After the Public Hearing, the Planning Commission will be making a recommendation to Council regarding this rezoning.

A letter was received from John Plowman, Chairman of the Planning Commission, regarding the property located at 404 E. Second St. in Perry. Property owner Douglas Harvey is asking Planning Commission to consider their City Utility bill to be billed as a single residential when they are currently zoned multi residential.

Mark Landers informed Council that Larry Albert from SATA was asking for some perimeters to follow for new City contract. Tom Chaput then presented Mayor and Council with some written suggestions for the contract.

Samara Hamilton informed Council that she received a voice mail from Chris Thrush about interest in recycling for the City.

**COUNCIL DISCUSSIONS & OBSERVATIONS:**

Tom Chaput reminded Council that the Small Town and Rural Development Conferences will be April 21 thru 25 and suggested that this conference might benefit Samara Hamilton and Christina Tobias.

**ITEMS FOR NEXT AGENDA:**

1. Dawn Whitbeck promoting the Businesses throughout the City.
2. Property of 404 E. Second St. (multi resident) requesting utility bill charged as a single resident

**ADJOURNMENT: 7:48 P. M.**

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Ross A. DeLau, Mayor Date

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Devin Miller, Dept City Clerk Date