

**VILLAGE OF ORTONVILLE  
VILLAGE COUNCIL  
AUGUST 13, 2007**

President Bess called the meeting to order at 7:30 P.M.

Pledge of Allegiance

Members Present: Batten (arrived at 7:35 p.m.), Bess, Green, Hanes, Kassuba

Members Absent: Flath (with notice), Hayden (with notice)

Also present were Manager Ed Coy, Clerk/Treasurer Mary Clark, and 35 citizens.

**APPROVAL OF AGENDA**

\***MOTION** by Kassuba seconded by Green to approve the agenda as presented.

**MOTION CARRIED.**

**APPROVAL OF THE CONSENT AGENDA**

\***MOTION** by Hanes seconded by Green to approve the Consent Agenda as presented with the following actions.

- Approval of Minutes of Regular Village Council Meeting – July 23, 2007
- Approval of Minutes of Special Village Council Meeting – July 30, 2007
- Recommend approval of Brandon Fire Expenditures for July 2007
- Receipt of Brandon Fire Department Alarms – July 2007.

**AYES:** 5

**NAYES:** 0

**ABSENT:** 2

**MOTION CARRIED**

**VILLAGE DISBURSEMENTS – JULY 2007** – Council discussed the disbursements.

\***MOTION** by Kassuba seconded by Hanes to approve the Village Disbursements for July 2007.

**AYES:** Kassuba, Hanes, Batten, Green, Bess

**NAYES:** None

**ABSENT:** Hayden, Flath

**MOTION CARRIED**

**TREASURER’S REPORT – JULY 2007**

\***MOTION** by Green seconded by Kassuba to accept the Treasurer’s Report for July 2007 as presented.

**AYES:** 5

**NAYES:** 0

**ABSENT:** 2

**MOTION CARRIED**

**UNFINISHED BUSINESS**

**VILLAGE OF ORTONVILLE  
VILLAGE COUNCIL  
AUGUST 13, 2007**

- A. MEMORIAL FOR JOSEPH MIRACLE** – Council has before them a Resolution and letter to the Miracle family. The letter will be signed by each Council member, a Resolution and letter to be sent to each of Joseph’s sibling and his parents.

**\*MOTION** by Kassuba seconded by Hanes to adopt the Resolution honoring Joseph Miracle as presented.

**AYES: 5  
NAYES: 0  
ABSENT: 2**

**MOTION CARRIED**

- B. SIGN ORDINANCE** – Ed Stone from C & J Oil Change to discuss the recent action by Council regarding the 90-day moratorium on enforcement of sign violation letters. Is it the intention that there will be no enforcement regarding signs for business that received a violation letter? Valvoline Oil has a 30-day permit for a temporary sign that was extended to 90 days. This expired on May 18, 2007. Following the Council action on July 23, 2007 the temporary sign was again place in front of Valvoline. What did Council approve for sign height at Valvoline the sign is 14 feet tall.

The action Council took at the July 23, 2007 stated that no further enforcement would be taken regarding the signs the letters were sent for. Council did not authorize any additional signs.

**NEW BUSINESS**

- A. PLAQUE ON SIDE OF OLD TOWN HALL – LOIS ROBBINS** – Robbins made a presentation to Council regarding the placement on the East Side of Old Town Hall, honoring the volunteers and donors to the Heritage Garden.

Kassuba stated that she doesn’t think that anything should be placed on the building.

Robbins will take this back to the committee for additional ideas.

- B. STREET SWEEPER – COY** – Coy presented to Council two quotes for the repair quotes for contracting with an outside firm to sweep the streets and prior maintenance costs. Manager Coy stated that he believes the sweeper had some serious problems when the Village purchased it.

**\*MOTION** by Kassuba seconded by Batten to table the Street Sweeper issue until the meeting on August 27, 2007 and request that DPW Supervisor Prince attend the meeting.

**AYES: 5  
NAYES: 0  
ABSENT: 2**

**MOTION CARRIED**

- C. TRAILS ON CROISSANT PROPERTY - GREEN** – Green stated that she felt that Council needed to take action regarding the proposed trails on the Croissant property.

**\*MOTION** by Green seconded by Batten that the Village Council is not in favor of the proposed trails on the Croissant property.

**VILLAGE OF ORTONVILLE  
VILLAGE COUNCIL  
AUGUST 13, 2007**

**AYES:** 5  
**NAYES:** 0  
**ABSENT:** 2

**MOTION CARRIED**

**D. SIDEWALKS – COY** – Coy discussed with Council the proposed change order for the Sidewalk contract.

Bory, Inc. has agree to vacating the contract for sidewalks if that is what the Council wishes.

\***MOTION** by Batten seconded by Green to vacate the contract with Bory, Inc. and nullify previous bids for sidewalk replacement. Manager Coy is directed to obtain a quote from Rowe Inc. for preparation of a bid packet for sidewalk replacement/repair.

**AYES:** 5  
**NAYES:** 0  
**ABSENT:** 2

**MOTION CARRIED**

**E. PLANNING COMMISSION APPOINTMENT – RICK MCAVINCHEY** – Coy discussed with Council the recommendation from the Village Planning Commission to appoint Rick McAvinchey.

\***MOTION** by Green seconded by Batten to appoint Rich McAvinchey to fill the seat vacated by Debbie Broekart on the Village Planning Commission.

**AYES:** 5  
**NAYES:** 0  
**ABSENT:** 2

**MOTION CARRIED**

**F. FY 2008 MUNICIPAL CREDIT CONTRACT WITH SMART – CLARK** – Clark stated that this is the annual contract with SMART for the transportation credits in the amount of \$1443.00.

\***MOTION** by Kassuba seconded by Batten to transfer the Village of Ortonville SMART credits in the amount of \$1443.00, to Brandon Recreation.

**AYES:** 5  
**NAYES:** 0  
**ABSENT:** 2

**MOTION CARRIED**

**G. OUTSIDE STORAGE IN RESIDENTIAL ZONES – MARK BUTZU** – Butzu discussed his letter to Council regarding the enforcement of the Village Zoning Ordinance. The home at 232 Mill St. has had a wave runner in the front yard for over a year and a camper for sale for 6 months and now has added a truck shell. This is the entrance to the Village and looks like a continual garage sale. Butzu asked Council to direct Manager Coy to enforce the Ordinance.

Bess stated that Manager Coy is working on this issue, that the local papers have reported the requirements of the Ordinance to give residents an opportunity to correct their personal properties. With enforcement letters to follow in 30 days.

Butzu stated that this has been over a year in this condition and would urge Council to direct Coy to enforce the Ordinance.

**VILLAGE OF ORTONVILLE  
VILLAGE COUNCIL  
AUGUST 13, 2007**

Manager Coy was directed to contact the resident on August 14, 2007 to begin the enforcement process.

**H. CONTRACT WITH MCKENNA & ASSOCIATES** – Coy presented the recommendation from the Master Plan Task Force recommending the signing of the Master Plan Contract at a cost of \$37,500.00 and up to \$2,500.00 of documented reimbursable expenses.

**\*MOTION BY** Batten seconded by Hanes to authorize Manager Coy’s signature on the Contract with McKenna & Associate, at a cost of \$37,500.00 and up to \$2,500.00 of documented reimbursable expenses.

**AYES:** Batten, Hanes, Kassuba, Green, Bess

**NAYES:** None

**ABSENT:** Flath, Hayden

**MOTION CARRIED**

**SKATE PARK COMMITTEE UPDATE** – Green reported that the Skate Park users asked to have representation on the Committee, she accepted Zac David and Aaron VanDis as members. The Committee has been meeting to try to resolve these issues in a timely manor.

Zac Davis requested that Council take public comment regarding the Skate Park issue, as the committee is not taking further comment.

President Bess opened the meeting to public comment regarding the Skate Park.

Zac Davis asked that Council consider reopening the Skate Park.

Council stated that until there is a recommendation form the Skate Park Committee the Park will remain closed.

Aaron VanDis stated that the Skate Park users are being discriminated against, the same issues go on at the basketball courts, ball diamonds and picnic area, yet they are still open.

Kim Davis asked is Council would consider a Special Meeting after the Committee has met and has a recommendation.

Pam Delancher stated that the Committee only took comment for 15 minutes, and we are being rushed here tonight.

Heidi Barckholz-Brown agreed that it appears that Council does not want to hear from the pro-Skate Park citizens.

**ITEMS FROM TRUSTEES**

Batten – Nothing thank-you.  
Flath – Nothing thank-you.  
Green- Nothing thank-you.  
Hanes- Nothing thank-you  
Hayden- Nothing thank-you.  
Kassuba- Nothing thank-you

**VILLAGE OF ORTONVILLE  
VILLAGE COUNCIL  
AUGUST 13, 2007**

**\*MOTION** by Batten seconded by Hanes to adjourn the meeting at 8:55 p.m.

Respectfully submitted,

Mary E. Clark  
Village Clerk