

REGULAR MEETING
Litchfield City Council - City Council Room
December 18, 2018 - 6:30 PM

Mayor- O.R. Smith called the meeting to order at 6:30 PM.

Roll Call: Present – Mayor Smith, Councilpersons – Don Bannick, Rick Siebert, Dan Efstathiou, Kevin Collins, Jessica Bills and Andy Reynolds.

Absent: None

Also Present – City Manager - Douglas Terry, Treasurer/Finance Director - Jill Barrett, Police Chief – Dan Roberts, City Clerk-Susan Ballinger, City Attorney- Tom Thompson, Abe Dane and Sam Fry - HDN

Consent Agenda – Councilman Siebert moved to approve the consent agenda as presented and place on file, seconded by Councilwoman Bills. Motion carried.

Call to the Public- None

Discussion of Recreation Marihuana – Attorney Tom Thompson – Attorney Thompson informed board members of the new current rules and laws regarding the recently passed Recreational Marihuana Act in the State of Michigan. After discussion amongst the board members and the attorney the board was in consensus to moving forward for the City of Litchfield to opt out of allowing recreational marihuana establishments and public use within the city limits.

Councilman Bannick motioned to move forward with the First Reading of Ordinance's 2018-05 and 2018-06 opting out of the Recreational Marihuana Act and Public Use, supported by Councilman Efstathiou. Motion carried.

First Reading Ordinance 2018-05 – To Add Chapter 806 To Title Two Business Regulation, Prohibiting Marihuana Establishment Within the City – No action required at this time.

First Reading Ordinance 2018-06 – To Add Section 660.04 to Chapter 660 of Codified Ordinance to Prohibit the Sale and Consumption of Marihuana in Public Places - No action required at this time.

2017-2018 Audit Presentation Jason Wade – Condon, Hecht, Bisher, Wade & Co., P.C. – Jason Wade presented the board with the 2017-2018 City of Litchfield and TIFA audits. Jason Wade gave a brief summary of the financial statements. Jason Wade informed the board that there were no findings in neither the City's or TIFA'S audit. Mr. Wade stated it is the opinion the city receives an unmodified/unqualified opinion which means the financial statements are correct in every material way. This is the best outcome that the city can receive from the audit.

Councilman Siebert moved to accept the 2017-2018 audits as presented, supported by Councilman Reynolds. Motion carried.

Request to Payoff DPW Building Loan - Councilman Bannick moved to authorize the payoff of the DPW Building Loan in an amount of \$220,000.00 and transferring those funds back to TIFA, supported by Councilman Siebert. Motion carried.

Resolution 2018-16 Annual MDOT Performance Resolution – Councilwoman Bills moved to approve Resolution 2018-16, supported by Councilman Efstathiou. Motion carried.

Discuss Proposal for Wastewater Treatment – Councilman Reynolds moved to accept the proposal from State Industrial Products and allow the city administration to enter into a monthly contract pending positive results for a

monthly amount of \$1,485.18, supported by Councilman Collins. Motion carried.

Discussion on Local Pavement Warranty Program – Manager Terry informed the board that every municipality in the State of Michigan that receives Department of Transportation Funds or Act 51 Funds will be required to have a Warranty Program in place that covers the roads. This will require municipalities to use a better upgrade of hot mix asphalt which will result in longer life of roads. The warranty minimum will be for 5 years and this will cause the cost of construction to increase, but the State feels the warranty will help hold the contractors and engineers accountable in making sure roads are built with longer life. This is just for the board's information at this time but the administration will be bringing some resolutions forward soon.

City Council Appointments – Councilman Siebert moved to accept the 2019 appointments as presented, supported by Councilwoman Bills. Motion carried.

Board of Review Resignation – James Wildt - Councilman Bannick moved to accept Mr. Wildt's resignation with regret, supported by Councilman Efstathiou. Motion carried.

Bills for Approval – Councilman Bannick moved to approve the bills in the amount of \$267,784.90 and charge to the proper accounts, seconded by Councilman Reynolds. Motion carried.

Police Report – Councilman Siebert moved to approve the police report as presented and place on file, seconded by Councilman Reynolds. Motion carried.

Public Works Report – Councilman Collins moved to accept the public works report as presented and place on file, seconded by Councilman Siebert. Motion carried.

Treasurers Update – Treasurer Barrett informed the board that tax disbursements went out and with that a check was issued to the Litchfield Schools for an amount of \$3,000.00 the amount that was withheld from her last tax disbursement. Treasurer Barrett stated that she is currently working on the calendar year end reports to the State.

City Manager's Update – Manager Terry informed the board that within their packets is the DNR results for pool grant 2018 rankings and the City of Litchfield holds the number 1 spot to receive a grant from the Land & Water Conservation Fund. Manager Terry stated that the city will be notified soon that Litchfield is a recipient of the 2018 Land & Water Conservation Grant Program. We will receive a package of grant materials that will have all the requirements that the city will have to adhere to and at that time the council will have to make a decision to come up with the match of \$243,100.00 and right now we have commitments of donations in the amount of \$155,000.00 to \$180,000.00. That means we are going to have to find more donations from the community and he will be working diligently to find those funds. Manager Terry presented a sketch of what the new pool would look like and stated the square footage would be cut in half. Councilman Bannick asked what the time frame of the ground break is. Manager Terry stated he hoped as soon as weather breaks and he would like to accelerate this project and have it done in the early fall and ready to open in 2020. Mayor Smith stated that there weren't any additional money adjustments from the budget for this project correct. Manager Terry stated correct. Mayor Smith requested a report to be given at the January regular meeting on how many people visited the pool during the 2018 season.

Correspondence – None

Committee Reports – None

Councilpersons Concerns – None

Adjournment – Councilman Bannick moved to adjourn at 7:40 p.m., seconded by Councilman Reynolds. Motion carried.