

# VILLAGE OF HOLLY

## VILLAGE COUNCIL MEETING

October 25, 2016

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The regularly scheduled meeting of the Village Council of the Village of Holly was called to order by President Pro-Tem Musgrave at 7:00 PM in the Village of Holly Council Chambers located at 300 East Street, Holly, Michigan.

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### Council Member Present

Bob Allsop  
Dave Cruickshank  
Suzanne L. Heiple  
Robert Kleven  
Debra Musgrave  
Chris Rankin

### Staff Present

Jerry L. Walker  
Cathrene A. Behrens  
Brian Klaassen  
Steve McGee  
Mike Story

### Others Present

See attached

### Excused Absent

Ryan Bladzik

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President Pro-Tem Musgrave called the meeting to order at 7:00 PM.

Village Clerk/Treasurer Behrens called the roll.

### CONSENT AGENDA

1. Agenda Approval
2. Consideration of the Approval of the Council Meeting Minutes of October 11, 2016
3. Consideration of the Approval of Warrant 2016-20 in the amount of 181,131.47.
4. Consideration of the acceptance of the Village of Holly Investment Report for July 2016 through September 2016.

5. Consideration of the acceptance of the Village of Holly July 2016 Balance Sheet Report.
6. Consideration of the acceptance of the Village of Holly August 2016 Balance Sheet Report.
7. Consideration of the acceptance of the Village of Holly September 2016 Balance Sheet Report.
8. Consideration of the acceptance of Nick Pohl's letter of resignation from the Village of Holly Planning Commission.
9. Consideration of the approval of the Village President's Re-Appointment of Gayle Peltonen to the Village of Holly Parks Commission.
10. Consideration of the approval of the Village President's Re-Appointment

- of Lori Goldsmith to the Village of Holly Planning Commission.
- 11. Consideration of the approval of the Village President’s Re-Appointment of Nancy Rebar to the Village of Holly Zoning Board of Appeals.
- 12. Consideration of the approval of the Village President’s Re-Appointment of Christopher Hansen to the Village of Holly Zoning Board of Appeals.
- 13. Consideration of the approval of the Village President’s Re-Appointment of Reisa Hamilton to the Village of Holly Zoning Board of Appeals.
- 14. Consideration of the approval of the Village President’s Re-Appointment of L. Joseph Hutchins (Alternate) to the Village of Holly Zoning Board of Appeals.
- 15. *Consideration of the approval of the Village President’s Re-Appointment of Nancy Rebar to the Village of Holly Historic District Commission.*
- 16. Business Registration
  - a. Bittersweet Café, 112 S. Saginaw Street
- 17. Consideration of the approval of the Village President’s Re-Appointment of Margaret Hejhal to the Village of Holly Zoning Board of Appeals.

**CHANGES TO AGENDA**

President Pro-Tem Musgrave stated under Consent Agenda #15 it should state to the Village Historic District Commission instead of Zoning Board of Appeals.

**CM 2016-0117                      Motion      by  
Cruickshank, second by Heiple to approve  
the consent agenda as amended.**

**Motion carried by a voice vote of all ayes and no nays.**

**PUBLIC COMMENT**

None

**OLD BUSINESS**

None

**NEW BUSINESS**

**#1. Consideration of the award of the CDBG Contract to R & R Earthmovers, Inc. for the demolition of 302 North Street.**

Clerk/Treasurer Behrens stated in the attached packet are two bids that were received as a result of an RFP released on September 28, 2016 for the proposed demolition of the structure located at 302 North Street. This proposal is the culmination of approximately 18 months’ worth of effort on staff’s part to get this blighted structure removed which is located on the corner of North Street and Michigan Avenue. The Village received two bids the first being from Blue Star, Inc. in the amount of \$18,700 and the second from R & R Earthmovers, Inc. in the amount of \$8,100. Staff has not reached out to Blue Star, Inc. to determine why the large price differential because the bid documents released to both vendors were identical. Building Official Steve McGee has a long history of working with Rodney Betts from R & R Earthmovers, Inc. so he is available to address any questions or concerns regarding his references. Staff anticipates with the approval of the attached CDBG contract, the structure will be down without a couple of weeks.

**CM 2016-0118 Motion by Cruickshank, second by Heiple to award the CDBG contract to R & R Earthmovers, Inc. for the demolition of the structure located at 302 North Street in the amount of \$8,100.**

**Roll call vote was as follows:**

**Voting for: Kleven, Musgrave, Rankin, Allsop, Cruickshank, Heiple**

**Voting against: None**

**Absent: Bladzik**

**Motion carried.**

**#2. Consideration of the approval of a DDA Budget Amendment for Fiscal Year 2016-17.**

Manager Walker stated at the last DDA meeting the Board took action on the proposed purchase of the car wash located at 610 N. Saginaw. There are some loan payments that the DDA will be responsible for in the current fiscal year which were not budgeted. The budget amendment request is in the amount of \$2,147.58 in budget line 248-905-991.000 which would cover the obligation for the 2016-17 fiscal year.

Council Member Kleven asked if the loan could be paid off early with no penalty.

Manager Walker advised that it could.

**CM 2016-0119 Motion by Heiple, second by Cruickshank to authorize a DDA budget amendment in the amount of \$2,147.58 in budget line 248-905-991.000.**

**Roll call vote was as follows:**

**Voting for: Cruickshank, Heiple, Kleven, Musgrave, Rankin, Allsop**  
**Voting against: None**

**#3. Consideration of the Memorandum of Understanding between the Village of Holly and the Township of Groveland for the Assistance to Firefighters Grant through FEMA.**

Chief McGee stated this is regarding a Firefighters grant through FEMA. We have received some grants but the money keeps going down and down. What we have learned is that if we do regional grants instead of competing as the Village and the Township we now become one agency and are only competing with everybody else. This Memorandum of Understanding is a required step of the process to show FEMA that we are working together. The grant opens on October 11<sup>th</sup> and closes November 15<sup>th</sup>. They will be requesting approximately \$200,000 for air paks and fire gear. Both Groveland and Holly need both types of equipment. The Memorandum of Understanding has been prepared by Chief McGee and was taken from the original agreement from 2008 between the Village of Holly and Groveland Township. The cost associated with the grant process is \$2,750 which the Village and Groveland to split the cost 50/50 but most of these funds will be recovered from the grant award.

**CM 2016-0120 Motion by Cruickshank, second by Rankin to approve the Memorandum of Understanding between the Village of Holly and the Township of Groveland for the assistance to Firefighters grant through FEMA.**

**Roll call vote was as follows:**

**Voting for: Cruickshank, Heiple, Kleven, Musgrave, Rankin, Allsop**

**Voting against: None**

**Absent: Bladzik**

**Motion carried.**

**REPORTS**

**Village Manager**

Manager Walker stated that at the last DDA meeting, with the departure of DDA Director Andrew Potter the board has appointed him as Interim DDA Manager until that position is filled. We will begin advertising for that position sometime this week as soon as it has been approved by the DDA Chairperson. The building located at 714 N. Saginaw has submitted a site plan; they have not scheduled it to go to the Planning Commission yet but have submitted it for staff review and it is pretty much what was called for in the design charrette. Environmental testing was completed on that property and they were absolutely clean with not one hotspot. Director Klaassen and he met with a contractor on the Water Works Building and they are going to meet again tomorrow and the building is in a little worse shape than they expected. This Saturday is the Holly-ween event downtown and has turned into a merchant driven event, which is good, the main sponsor behind this is The River Church, but the Village will assist them as needed.

**Attorney**

Attorney Gildner stated it has been a pretty quiet month but he has had some conversations with Cathy and Jerry but nothing major. There have been some

changes to the Michigan Medical Marijuana Act which will take effect at the end of the year. He has sent a memo to Jerry concerning it and suspects we will talk after the meeting about how these changes will affect the Village. There may be some items coming before the council on the topic in the upcoming meetings.

**Village Clerk/Treasurer**

Nothing to report.

Council Member Cruickshank asked the status of the Communications Director position.

Clerk/Treasurer Behrens stated that a series of interviews were conducted today and a list of two viable candidates were established and will be invited back within the next two weeks for a final selection.

**Boards and Commissions**

Council Member Heiple stated the Community Center Board meeting tonight was canceled but she does know that the Community Center had 3,807 visitors for the month of September.

Council Member Kleven stated the Coalition had their election and Jason Hughes as remained as President. The Coalition tries to steer kids away from alcohol and drugs and the last survey they did is showing that teens perceive that alcohol and marijuana are less of a risk than it used to be.

Council Member Rankin stated he had a meeting with Rick Powers regarding the proposed dog park at Cyclone Park to begin organizing the project.

**COUNCIL COMMENTS**

Council Member Kleven asked Attorney Gildner if our land contract at 202 S. Saginaw protected the Village from the buyer regarding new liens on the property?

Attorney Gildner stated that the land contract has been recorded and should stand over and above all liens with the exception of “exceptional” liens, for instance, a tax lien.

**PUBLIC COMMENT**

Maria Howard Smith, 14525 N. Holly Road stated she is running for Holly Township Trustee and that some people present may have heard of her battle for seven years with the Township. Her husband and her brought records from the court and drafted by the township for a consent judgment. They have jumped through all the hoops and have an appraiser that the township has recommended and now the township is not in compliance with their own judgment. A lot of personal slander has been said about her family and her and she is here to serve the Village and Township in the best way possible.

Jackie Campbell, 807 Mary Ann, asked if council could please review over by Airport Drive and Saginaw. When they went back, Mr. Walker, and you guys re-adjusted the light; when the light turned green on Airport you are lucky if you get 1 ½ cars through there to make a left hand turn. She is asking it to be adjusted to at least get two cars out. She has sat through that light at least seven times before she could get out. It is almost as bad making a left hand turn on Grange Hall Road which she also stated the Village needs to do

something. Either move the light at Patterson Drive down so they can get out because they are having a hard time making a right hand turn on Grange Hall Road.


Timm Smith, 15425 N. Holly Road, stated they have been in this battle for a long time. They have brought a copy of the appraisal and the consent judgment with them. The Township doesn't want to give them the access and they don't want to provide the access to the property. Both appraisers have stated the value of the property is zero based upon what has happened. One appraiser took over 3 ½ months to do the appraisal, it was that in depth. We have a choice as this vote comes up to stop Dale Smith and his henchman. If it goes past this it is just going to cost the township more money and reputation. They have been telling the people for seven years; they have been slandered for seven years by the people in town here and that is going to come out in November. He asks them to please change these people out so that we can get back to working towards the betterment of Holly Township. We got shafted, not only by the Township but also by the court, the injustice system. These judges are taking away everything because of political parties.

**CM 2016-0121 Motion by Rankin, second by Heiple to excuse President Bladzick from tonight's meeting.**

**Motion carried by voice vote of all ayes and no nays.**

**ADJOURNMENT**

With nothing further to discuss, President Pro-Tem Musgrave adjourned the meeting at 19:33 pm

A handwritten signature in blue ink, appearing to read 'R. Bladzick', written over a horizontal line.

**Ryan Bladzick, Village President**

A handwritten signature in blue ink, appearing to read 'Cathrene A. Behrens', written over a horizontal line.

**Cathrene A. Behrens, Clerk/Treasurer**