

CITY OF PERRY REGULAR COUNCIL MEETING

PERRY COMMUNITY BUILDING

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REGULAR CITY COUNCIL MEETING HELD VIRTUALLY THROUGH ZOOM AND IN PERSON
ON JUNE 3, 2021

INVOCATION PRESENTED BY TIM HARMON, PERRY NAZARENE CHURCH

PRESENT: COUNCILMEMBERS, RANDY COFFEY, MINDY GALBAVI,
LARRY LAMBERT, BOB PORTER AND STEVE WALLACE;
MAYOR, SUSAN HAMMOND AND CITY ASSISTANT CLERK JO ANN VELTING

ABSENT: COUNCILMEMBER, ADAM GRASS
CITY CLERK, DEVIN MILLER

ALSO PRESENT: TREASURER, JO ANN VELTING
SUPT. DPW, JOHN SOUDER
POLICE CHIEF, KYLE BAWKS
STUDIO 130, ALEX MALLOY

Mayor called the meeting to order at 7:00 p.m.
Mayor led the Pledge of Allegiance.

APPROVAL OF THE AGENDA:

06-03-21-01

Moved by Lambert, seconded by Galbavi that the agenda be adopted as printed.
Carried, all yes.

READING AND APPROVAL OF THE MINUTES:

06-03-21-02

Moved by Lambert, seconded by Galbavi that we suspend the rules, waive the
reading and approve the minutes as amended from the May 20, 2021 regular
meeting, which amends page 5 HSBill 4115 and clarifying under "Present"
that Mindy Galbavi was absent. Carried, all yes.

PRE-APPROVED REPORTS/PRESENTATIONS:

Lambert recognized his June picks for "Mayor Ross De Lau Perry's Pride"
winner Jamie & Jennifer Bunker 210 E. Willow St. and "Put Your Best Face
Forward" winner Amy's Downtown Diner.

COMMENTS FROM THE PUBLIC:

None.

MAYOR & DEPARTMENT HEAD REPORTS:

MAYOR-

- Hire Notice for City Treasurer has been posted.
- Notice for Utility Customers with Past Balance has been posted to ask residents to make payment arrangements.

POLICE CHIEF, KYLE BAWKS introduced his new full-time officer, Wayne Lutze.

SUPT. OF DPW, JOHN SOUDER paving project is on its way throughout the city and should be done June 25th. DPW is locating items to add to the new GIS program.

COMMITTEE REPORTS:

Lambert reported Business Affairs & Technology is working with local businesses to get input for a possible business association.

Porter reported the Parks & Property committee is working on a bike path, GIS-GPS and GEO cache.

PRESENTATION AND APPROVAL OF THE BILLS:

06-03-21-03

Moved by Lambert, seconded by Wallace that we approve the bills as presented and that payment be authorized. Carried, all yes.

OLD BUSINESS:

Discussion of 2021 City Events

Dave Miran, Perry Schools; Billy Roback, Perry Historical Society; Mindy Galbavi, Councilmember; Dori Boertman, Events Coordinator; Mayor and Carol Pavlica, District Library will be meeting to discuss future city events. Next event is National Night Out in August. Council suggested several other new events to consider.

Possible Approval of Library Improvements

Discussion. No action taken.

Possible Adoption of Police Union Contract

No action taken.

NEW BUSINESS:

Possible Approval of Gate Valve Turners

06-03-21-04

Moved by Wallace, seconded by Porter that we authorize the purchase of Gate Valve Turners for an amount not to exceed \$6000.00. Carried, all yes.

Possible First Reading of Ordinance Amendment No. 353

06-03-21-05

Moved by Porter, seconded by Galbavi that Water and Sewer amendment #353 regarding cleanup and clarification updates and which reads as follows be placed on the next agenda for possible adoption:

CITY OF PERRY ORDAINS:

The City of Perry Zoning Ordinance concerning Water Service and Sewer Service, being sections 1040.06, 1040.07, 1042.12, 1042.125, 1042.13 and 1042.135, are hereby amended and the following are substituted in their place and stead:

1040.06 CHARGES FOR WATER SERVICE. Note: Schedule of utility rates and charges found on City of Perry website Fee Schedule Table

(a) Monthly Base Charge. All premises shall be subject to a monthly base charge according to the size of the water meter and service connected

to the premises, in accordance with the current schedule of utility rates and charges.

(b) Commodity Charge. In addition to the monthly base charge, all premises-connected to the system shall pay a commodity charge for the amount of water used at the rate as established in the City schedule of utility charges.

(c) Connection Charge. A connection charge shall be charged to each connected to the City water system. This charge shall be the sum of the following:

- (1) The actual cost of all labor and material and any other expenses required to provide the necessary service, up to and including the curb box and valve;
- (2) The actual cost of all labor and material required to provide the necessary metering equipment; and
- (3) An administrative fee of fifteen percent for service in the city and thirty percent for service outside the city of both paragraphs (c)(1) and (2) hereof.

If the connection is constructed and paid for directly by the property owner, the City shall waive the connection charge, except for the actual costs incurred by the City of inspecting such connection. All construction shall be in accordance with City specifications.

(d) Benefit Charge. In addition to the connection charge, a benefit charge in accordance with the current schedule of utility rates and charges as established by the City Council shall be charged for each single-family residential equivalent connecting to the system after the effective date of this section.

The single-family residential equivalency shall be determined from the Table of Unit Factors set forth in Section 1040.08. Such Table shall set forth and identify the type of premises and all applicable factors to be multiplied by the benefit charge for single-family residential premises. Such Table may be modified or amended from time to time by resolution of Council.

Rules for interpreting the Table of Unit Factors are as follows:

- (1) The minimum equivalent factor for users shall be 1.0.
- (2) Equivalent units for users not originally contained in such Table may be added thereto from time to time by resolution of Council.
- (3) Where multiple businesses exist at one location, the various businesses shall be combined for determining the equivalent units at such location.

1040.07 [DELETED AND RESERVED]

1040.08 TABLE OF UNIT FACTORS.

Type of Premises	Residential Equivalent
Barber shops	0.15 per chair

Bars	0.05 per seat
Beauty shops	0.25 per booth
Boarding houses	0.20 per person
Bowling alleys (no bars or lunch facilities)	0.15 per alley
Car washes	1.3 per stall
Churches	0.01 per seat
Convalescent homes (nursing homes)	0.40 per bed
Country clubs	0.10 per member
Drug stores	0.20 per employee
Dry cleaners	1.25 per press
Factories (exclusive of industrial wastes)	0.15 per person
Grocery stores and supermarkets	0.30 per employee
Hospitals	1.10 per bed
Hotels, motels (private baths, two-person room)	0.20 per bed
Industries (process waters)	To be determined at time of application
Laundries (self-service)	0.50 per washer
Marinas	0.10 per slip
Mobile homes	1.00 per unit
Multifamily residences	1.00 per living unit
Office buildings	0.10 per employee
Restaurants	0.10 per seat
Rooming houses (no meals)	0.10 per person
Sanitary trailer and boat dump stations	2.00 per station
Schools (showers and cafeteria)	0.06 per student
Schools (cafeteria)	0.045 per student
Schools (showers)	0.05 per student
Schools (without showers and cafeteria)	0.03 per student
Service stations	0.20 per pump
Single-family residences	1.00 per unit
Snack bars, drive-ins, etc.	0.10 per seat
Stores (other than specifically listed)	0.15 per employee

Trailer parks (central bathhouses)	0.35	per trailer
Trailer parks (individual sewer connections)	1.00	per trailer
Travel trailer parks and campgrounds		
(with individual sewer connections)	0.20	per site
(without individual sewer connections)	0.15	per site

NOTE: Each connection to the public water system will be assigned a minimum of one equivalent user. Where fractional units above 1.00 are computed, the nearest whole number will be assigned.

1042.12 CHARGES FOR SEWER SERVICE. *Note: Schedule of utility rates and charges found on City of Perry website Fee Schedule Table*

(a) All Sewer Service Users.

(1) The rate for a single-family residential premises shall be charged in accordance with the current schedule of utility rates and charges.

(2) The rate for any premises, other than a single-family residence, shall be charged in accordance with the current schedule of utility rates and charges. For each single-family residential equivalency of the premises, as determined from the Table of Unit Factors as set forth in Section 1040.08. Such Table shall set forth and identify the type of premises and all applicable factors to be multiplied by the rate for a single-family residential premises. Such Table may be modified or amended from time to time by resolution of Council.

Rules for interpreting the Table of Unit Factors are as follows:

(1) *The minimum equivalent factor for users shall be 1.0.*

(2) *Equivalent units for users not originally contained in such Table may be added thereto from time to time by resolution of Council.*

(3) *Where multiple businesses exist at one location, the various businesses shall be combined for determining the equivalent units at such location.*

(b) [DELETED AND RESERVED]

(c) [DELETED AND RESERVED]

(d) Connection Charge. A connection charge, consisting of the actual costs of all labor and materials and any other expenses required to provide a sewer stub to the property, plus an administrative fee of fifteen percent for service in the city and thirty percent for service outside the city, shall be charged to each premises connecting to the City sewerage system if the City is required to make the connection.

If the connection is constructed and paid for directly by the property owner, the City shall waive the connection charge, except for the actual costs incurred by the City of inspecting such connection. All construction shall be in accordance with City specifications.

(e) Benefit Charge. In addition to the connection charge, a benefit charge in accordance with the current schedule of utility rates and charges as established by the City Council shall be charged for each single-family residential premises connecting to the system after the effective date of this section:

(f) Special Rates. For other sewerage service furnished which is not covered by this section, or for miscellaneous services for which a special rate should be established, such rates shall be fixed by Council.

(g) Payment. All connection charges and benefit charges shall be paid prior to making the connection to the City sewer.

(h) Denial of Connection. The City reserves the right to deny connection to City sewer lines for any property.

(i) Adjustment. The above stated charges and rates for usage, connection charges and benefit charges shall be considered for adjustment at least annually by the City Council. The City Council shall consider and set any adjustment by Resolution.

1042.125 BILLING FOR SEWER SERVICE CHARGES; ENFORCEMENT.

(a) Billing. All bills for service charges shall be rendered to users monthly. Bills shall show the net amount due, and if not paid within fifteen days after the date rendered, ten percent of the bill shall be added thereto as a penalty for failure to make prompt payment.

(b) Enforcement - (Residents). Charges for services provided by the system shall constitute a lien on the property served, and if not paid within six months after the same are due, the official or officials in charge of the collection thereof shall, prior to March 1 of each year, certify to the city Assessor the facts of such delinquency, whereupon the City Assessor shall enter such delinquent charges upon the next general City tax roll as a charge against such premises and the same shall be collected and the lien thereof enforced in the same manner, as general City taxes against such premises are collected and the lien thereof enforced. However, where notice is given that a tenant is responsible for such charges and service, as provided in Section 21 of Act 94 of the Public Acts of Michigan, 1933, as amended, or where so determined by the City Council, no further services shall be rendered to such premises until a cash deposit of not less than seventy-five dollars (\$75.00) shall have been made as security for payment of such charges and services. In addition to other remedies provided, the City shall have the right to shut off and discontinue sewer service to any premises for the nonpayment of sewer charges when due. If such charges are not paid within thirty days after the date thereof, then service to such premises shall be discontinued, and service so discontinued shall not be restored until all sums then due and owing shall be paid.

1042.13 [DELETED]

1042.135 [DELETED]

All other provisions of said ordinance not inconsistent with the above amendments remain in full force and effect.

These Ordinance amendments shall take effect 30 days from date of publication. Carried, all yes.

Possible Approval To Remove Trees at Macqueen House Property

06-03-21-06

Moved by Porter, seconded by Coffey that the city authorizes the payment to not exceed \$1700.00 to Dunsmore Tree Service for the removal of one (1) tree and pruning five (5) trees at the Macqueen house property, contingent upon the contractor understands that the service provided will be for the City of Perry and services to be provided after July 1st. Carried, all yes.

Possible Rescinding Local Emergency

Discussion. No action taken.

Discussion/Possible Approval of Equipment for Public Presentations

Discussion.

06-03-21-07

Moved by Lambert, seconded by Coffey that we authorize the Clerk to purchase projector, speakers and security roll cart for an amount not to exceed \$1000.00, with the understanding to add equipment to rental policy and establish a fee schedule for rental of equipment and security deposit. Carried, all yes.

ANY OTHER BUSINESS THAT MAY COME BEFORE COUNCIL:

Lambert gave a report about Food Bank is not accepting donations but they are accepting monetary donations and suggested inviting a Food Bank representative to give a report of activities.

ITEMS FOR NEXT AGENDA

1. 4th Quarter Budget Comparison and Possible Amendments
2. Employee Compensation Package
3. Possible Approval of Library Improvements
4. Possible Adoption of Police Union Contract
5. Possible Rescinding Local Emergency

ADJOURNMENT: 8:32 P.M.

Susan J. Hammond, Mayor 6/8/2021

 Susan J. Hammond, Mayor Date

Jo Ann Velting 6/8/2021

 Jo Ann Velting, City Asst. Clerk Date