

The regular meeting of the Greenville City Council was called to order by Mayor Hoppough, in the Council Chambers, in the Municipal Complex located at 415 S. Lafayette Street, Greenville, Michigan 48838 at 7:30 p.m.

Present: Mayor Hoppough; Councilpersons Schuleit, Lehman, Moss, Cunliffe, and Scoby; City Manager Bosanic; Clerk-Treasurer Hool; Public Services Director Pollock.

Absent: Greene.

Councilperson Moss MOVED: The Consent Agenda be approved as presented. Councilperson Schuleit seconded. Unanimously adopted.

The Consent Agenda consisted of the following:

1. Approval of minutes for the for the regular City Council meeting held June 16, 2015.
2. Approval of payroll report for regular pay period ending May 22, 2015 in the amount of \$116,637.54 and for regular pay period ending June 5, 2015 in the amount of \$127,720.77. Approval of accounts payable report for pay period ending June 25, 2015 in the amount of \$184,016.10 and for period ending July 10, 2015 in the amount of \$260,636.85.
3. Approval of minutes for the regular Downtown Development Authority meetings held April 14, 2015 and June 9, 2015.
4. Approval of the monthly financial reports for all funds from May 31, 2015.
5. Set a public hearing for Tuesday, August 4, 2015 to receive comment on the filing of a special assessment roll and notice of public hearing regarding proposed street improvements in the Forest View Development.

Council received comment on the City's intent to make certain public improvements to streets within the Forest View Development.

Councilperson Cunliffe MOVED: To recuse Councilperson Lehman from this item due to direct financial interest. Councilperson Schuleit seconded. Unanimously adopted.

Mayor Hoppough opened the public hearing at 7:38 p.m.

Steve Hanson expressed wish to locate water laterals before roadwork starts.

Hearing no further no comments, Mayor Hoppough closed the public hearing at 7:40 p.m. No action was taken.

To receive comment on an Industrial Facilities Tax Exemption application (IFE) from Dicastal North America, Inc.

Mayor Hoppough opened the public hearing at 7:46 p.m. and after receiving no comments closed the public hearing at 7:48 p.m.

Councilperson Scoby MOVED: To approve the proposed Industrial Facilities Tax Exemption Application from Dicastal North America, Inc. as presented.

WHEREAS, pursuant to PA 198 of 1974, as amended, after a duly noticed public hearing held on August 16, 1983, the Greenville City Council by resolution established Greenville Industrial Development District; and

WHEREAS, Dicastal North America, Inc. has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility to be acquired and installed within the Industrial Development District; and

WHEREAS, before acting on said application, the Greenville City Council held a hearing on July 21, 2015, in the Council Chambers, located at 415 S. Lafayette Street, at 7:30 p.m., at which hearing the applicant, the Assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, construction of the facility and installation of new machinery and equipment had not begun earlier than six (6) months before the date of acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, completion of the facility is calculated to and will, at the time of issuance of the certificate, have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Greenville; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Greenville, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Greenville that:

1. The City of Greenville finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under PA 198 of 1974, as amended and PA 225 of 1978, as amended shall not have the effect of substantially impeding the operation of the City of Greenville, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Greenville.

2. The application from Dicastal North America, Inc... for an Industrial Facilities Exemption Certificate, with respect to a new facility on the following described parcel of real property situated within the Industrial Development District, to wit:

PART OF THE EAST 1/2 OF SECTION 3, T9N, R8W, CITY OF GREENVILLE, MONTCALM COUNTY, MICHIGAN DESCRIBED AS COMMENCING AT THE SOUTHEAST CORNER OF SECTION 3; SAID POINT ALSO BEING THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE N02°00' 52"E, ALONG THE EAST SECTION LINE, 1741.00 FEET; THENCE N87°59'08"W, 280.00 FEET; THENCE N02°00'52"E, 208.70 FEET; THENCE S87°59'08"E, 280.00 FEET TO THE EAST SECTION LINE; THENCE N02°00'52"E, ALONG SAID EAST SECTION LINE, 713.87 FEET; TO THE EAST 1/4 CORNER OF SECTION 3; THENCE CONTINUING ALONG SAID EAST SECTION LINE, N01°27'00"E, 494.00 FEET; THENCE N88°33'00"W, 417.42 FEET; THENCE N01°27'00"E, 417.42 FEET; THENCE N88°33'00"W, 417.42 FEET, TO THE EAST LINE OF SAID SECTION; THENCE N01°27'00"E, 1642.86 FEET, TO THE NORTHEAST CORNER OF SECTION 3; THENCE S89°48'38"W, ALONG THE NORTH LINE OF THE NORTHEAST 1/4 OF SAID SECTION, 1335.27 FEET, TO THE WEST LINE OF THE EAST 1/2 OF THE NORTHEAST 1/4 OF SAID SECTION; THENCE S01°33'10"W, ALONG SAID LINE, 2544.40 FEET; THENCE CONTINUING ALONG SAID LINE, S01°50'22"W, 1334.63 FEET, MORE OR LESS TO A POINT AT THE INTERSECTION WITH THE E-W 1/8 LINE OF THE SOUTHEAST 1/4 OF SAID SECTION; THENCE N89°52'39"W, ALONG SAID 1/8 LINE, 1326.62 FEET MORE OR LESS THAN TO THE N-S 1/4 LINE OF SECTION 3; THENCE S02°02'59"W, ALONG SAID 1/4 LINE, 941.31 FEET; THENCE N90°00'00"E, 165.00 FEET; THENCE S02°02'59"W, 132.00 FEET; THENCE N90°00'00"E, 891.02 FEET; THENCE S02°03'11"W, 264 FEET, MORE OR LESS TO THE SOUTH LINE OF SECTION 3; THENCE N90°00'00"E, ALONG SAID LINE, 1607.24 FEET TO THE POINT OF BEGINNING EXCEPT COMMENCING AT THE SOUTH 1/4 CORNER OF SECTION 3, T9N, R8W THENCE N90°00' 00"E, 1122 FEET, ALONG THE SOUTH LINE OF SAID SECTION TO THE POINT OF BEGINNING OF THIS EXCEPTION; THENCE N01°39'46"E, PARALLEL WITH THE NORTH-SOUTH ¼ LINE OF SAID SECTION, 663.36 FEET; THENCE N90°00'00"E, PARALLEL WITH THE SOUTH LINE OF SAID SECTION, 211.64 FEET TO THE EAST LINE OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SAID SECTION; THENCE S01°50'14"W, ALONG

THE EAST LINE OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SAID SECTION, 663.42 FEET TO THE SOUTH LINE OF SAID SECTION; THENCE 90°00'00"W, ALONG SAID SOUTH SECTION LINE, 209.62 FEET TO THE POINT OF BEGINNING OF THE EXCEPTION. 185.28 AC

be and the same is hereby approved.

3. The Industrial Facilities Exemption Certificate, when issued, shall be and remain in force for a period of 12 years.

Councilperson Moss seconded. Unanimously adopted.

Council considered the award of a bid for the removal of trees in the City's rights-of-way.

Councilperson Lehman MOVED: To award a bid for the removal of trees within the City Rights-of-Way to All American Tree Service of Greenville, Michigan in the amount not to exceed \$10,335.00 as presented. Councilperson Cunliffe seconded. Unanimously adopted.

Council considered a request for an extension to the auditing contract with Gabridge and Company for the annual audit.

Councilperson Schuleit MOVED: To solicit for bids for the City's annual audit. Councilperson Moss seconded. Unanimously adopted.

Council considered a request for chip sealing for City streets.

Councilperson Lehman MOVED: To award a bid for chip sealing of certain city streets to the Montcalm County Road Commission in the amount not to exceed \$73,575.87 as presented. Councilperson Schuleit seconded. Unanimously adopted.

Council considered a resolution of determination to make public improvements in connection with the Forest View Street Improvement project.

Councilperson Moss MOVED: To approve the proposed resolution of determination to make public improvements in connection with the Forest View Street project as presented.

WHEREAS, the City Council, pursuant to Act 279, Public Acts of Michigan, 1909, as amended (the "Act"); Chapter 11 of the Charter of the City of Greenville (the "City"); and Ordinance 125 of the City ("Ordinance 125"), has resolved its intention to proceed to make certain public improvements in

the City as identified on Exhibit A attached hereto (the “Public Improvements”); and

WHEREAS, public notice of a public hearing held on July 21, 2015 was given by publication in the Daily News on June 30, 2015, and by first class mail on June 26, 2015; and

WHEREAS, the estimate of costs for the Public Improvements has been amended; and

WHEREAS, at the public hearing the City Council heard and considered objections to the proposed Public Improvements, to the special assessment district which has been tentatively designated, and to all other matters relating to the Public Improvements.

NOW, THEREFORE, BE IT HEREBY RESOLVED as follows:

1. The City Council hereby determines that it is necessary and in the best interest of the City to make the Public Improvements described on Exhibit A hereto.
2. The special assessment district known as “Forest View Street Paving Special Assessment District” is hereby finally determined to consist of the parcels of land tentatively designated by resolution of June 16, 2015, and shall exist for a term of not to exceed ten (10) years.
3. The plans for the Public Improvements and the estimate of costs, as amended, in the amount of \$115,320 are hereby approved.
4. Of the total estimate of cost, a sum in the estimated amount of \$115,320 shall be paid by special assessments assessed within the special assessment district against the property benefited by the proposed Public Improvements.
5. The City Treasurer is hereby directed to prepare a special assessment roll upon which shall be entered and described all the parcels of land to be assessed, the names of the respective owners thereof, if known, and the total amount to be assessed against each parcel of land, which amount shall be the relative portion of the whole sum to be levied against all parcels of land in the special assessment district as the benefit to the parcel of land bears to the total benefit to all parcels of land in the special assessment district.
6. When the City Treasurer has completed the assessment roll substantially in the form of Exhibit B attached hereto, we shall certify that the roll was made pursuant to resolution of this City Council and that in making the assessment roll she, according to her best judgment, conformed in all respects to the directions contained in such resolution, Chapter 11 of the City Charter, Ordinance 125 of the City Code and the statutes of the state of Michigan.
7. The special assessment roll, as made and certified by the City Treasurer, shall be reported to the City Council and shall be filed in the office of the City Clerk.

8. All resolutions or parts of resolutions in conflict herewith shall be and the same are hereby rescinded.

Councilperson Schuleit seconded. Unanimously adopted.

Council considered a resolution of filing of special assessment roll and notice of public hearing for same in connection with the Forest View public street project.

Councilperson Moss MOVED: To approve proposed Resolution 15-11; a resolution of filing of the special assessment roll and notice of public hearing for same in connection with the Forest View Street Improvement Project as presented.

WHEREAS, the City Council, pursuant to Act 279, Public Acts of Michigan, 1909, as amended (the "Act"); Chapter 11 of the Charter of the City of Greenville (the "City"); and Ordinance 125 of the City ("Ordinance 125"), has resolved its intention to proceed to make certain public improvements in the City as identified on Exhibit A attached hereto (the "Public Improvements"); and

WHEREAS, the City Treasurer has prepared, certified, and reported to this City Council a special assessment roll for the parcels of property benefited by the Public Improvements and located in the Forest View Street Paving Special Assessment District.

NOW, THEREFORE, BE IT HEREBY RESOLVED as follows:

1. The special assessment roll for the Forest View Street Paving Special Assessment District (the "Special Assessment Roll"), as reported to the City Council by the City Treasurer, shall be filed in the office of the City Clerk and shall be available for public inspection during the normal working hours of the City office.
2. The City Council shall hold a public hearing on August 4, 2015, at 7:30 p.m. at the Municipal Complex, 415 South Lafayette, Greenville, Michigan 48838, to review and hear any objections to the Special Assessment Roll.
3. The City Clerk shall cause to be published a notice of hearing and the filing of the Special Assessment Roll in the Daily News, a newspaper of general circulation within the City, once at least ten (10) days prior to the public hearing. Proofs of publication of such notice shall be filed with the City Clerk.
4. The City Clerk, at least ten (10) days prior to the date of the public hearing, shall send a notice of the public hearing by first class mail addressed to each record owner of, or party in in interest of, each parcel of property to be assessed, at the address shown for such owner or party in interest upon the last city tax assessment records, as supplemented by any subsequent changes in the names or addresses of the owners or parties listed therein.

5. The notice of hearing shall be substantially in the form set forth in Exhibit A hereto.
6. All resolutions or parts of resolutions in conflict herewith shall be and the same are here by rescinded to the extent of the conflict.

Councilperson Cunliffe seconded. Unanimously adopted.

Council considered a motion to enter into executive session to discuss legal correspondence subject to attorney/client privilege.

Councilperson Lehman MOVED: To enter into executive session to discuss legal correspondence subject to attorney/client privilege. Councilperson Schuleit seconded. Unanimously adopted.

Councilperson Moss MOVED: The regular meeting reconvene. Councilperson Schuleit seconded. Unanimously adopted.

Council considered a motion to enter into executive session to discuss contract negotiations with the POAM and COAM legal correspondence subject to attorney/client privilege.

Councilperson Lehman MOVED: To approve a motion to enter into executive session to discuss contract negotiations with the POAM and the COAM. Councilperson Cunliffe seconded. Unanimously adopted.

Councilperson Moss MOVED: The regular meeting reconvene. Councilperson Cunliffe seconded. Unanimously adopted.

Councilperson Lehman MOVED: To ratify the POAM and COAM contracts as presented. Councilperson Scoby seconded. Unanimously adopted.

Councilperson Moss MOVED: The meeting be adjourned. Councilperson Cunliffe seconded. Unanimously adopted.

Meeting adjourned at 9:05 p.m.

John M. Hoppough
Mayor

Bradley S. Hool
Clerk-Treasurer