

City of Charlevoix
City Council Regular Meeting Minutes
Tuesday, September 5, 2023 - 6:00 PM
Council Chambers, 210 State Street, Charlevoix, MI

1. Pledge of Allegiance

The meeting was called to order at 6:00 p.m. by Mayor Gennett. The Council, staff, and members of the public rose and recited the Pledge of Allegiance.

2. Roll Call

Mayor: Lyle Gennett

Members Present: Shane Cole, Aaron Hagen, Janet Kalbfell, Phil Parr, Richard Spring

Members Absent: Mark Knapp

City Manager: Mark L. Heydlauff

City Clerk: Sarah J. Dvoracek

3. Presentations

4. Inquiry Regarding Conflicts of Interest

5. Consent Agenda

Mayor Gennett opened the item for public comment. None were heard.

Motion by Parr, seconded by Cole to approve the consent agenda as presented.

Yeas: Kalbfell, Cole, Hagen, Spring, Parr

Nays: None

Absent: Knapp

Motion carried.

A. City Council Meeting Minutes - August 21, 2023

Motion to approve the minutes as presented.

B. Accounts Payable and Payroll Check Registers

Motion to approve the accounts payable and payroll check registers as presented.

Dates	Description	Amount
08/24/2023	Special Accounts Payable Run	\$65,720.29
09/01/2023	Payroll (net pay)	\$126,757.27
09/01/2023	Payroll Transmittal	\$5,541.79
09/06/2023	Regular Accounts Payable	\$983,287.75
08/17/2023-09/01/2023	ACH/WIRE Payments	\$316,841.45
08/25/2023	Tax Disbursement	\$3,177,915.06
Grand Total		\$4,676,063.61

To view the entire accounts payable and payroll check registers, [please Click here.](#)

- C. Corrected Purchase Price of Foreclosed Parcel on Antrim St. 052-270-001-50
Motion by Parr, seconded by Cole to approve revised Resolution No. 2023-09-01 to correct the purchase price of a foreclosed parcel on Antrim St. 052-270-001-50 for a total of \$1,864.11.

CITY OF CHARLEVOIX

RESOLUTION NO. 2023-09-01

CORRECTED AUTHORIZATION TO PURCHASE FORECLOSED PROPERTY

WHEREAS, on August 7, 2023 Charlevoix City Council approved Resolution No. 2023-08-02 authorizing to purchase foreclosed property commonly known as parcel number 052-270-001-50 however the County Treasurer provided the incorrect purchase price to the City for the parcel which is a difference of the City owing an additional \$822.14 to the County Treasurer; and

WHEREAS, the City of Charlevoix hereby notifies the Charlevoix County Treasurer of their intent to purchase foreclosed property commonly known as parcel number 052-270-001-50 and legal description of DDA 1984 R2 W 30 FT OF LOT 1 OF UPRIGHT & HURLBUTS ADDITION ALSO NLY 20 FT OF VACATED NEWMAN ST ABUTTING SD LOT RECD L296 P301; and

WHEREAS, the City of Charlevoix hereby notifies the Charlevoix County Treasurer of their intent to purchase foreclosed property commonly known as parcel number 052-270-001-50 and legal description of DDA 1984 R2 W 30 FT OF LOT 1 OF UPRIGHT & HURLBUTS ADDITION ALSO NLY 20 FT OF VACATED NEWMAN ST ABUTTING SD LOT RECD L296 P301; and

WHEREAS, the City of Charlevoix wishes to exercise its First Right of Refusal as stated in Public Act 123, as amended; and

WHEREAS, the City of Charlevoix agrees to the purchase price of \$1,828.78, which is the minimum bid as defined in MCL 211.78m(1) as well as a \$35.33 recovery and deed recording fee totaling \$1,864.11; and

WHEREAS, on August 22, 2023 the City of Charlevoix paid the County Treasurer \$1,041.97 by check (#140275) which was the original amount the County Treasurer stated the City owed. However, the amount was incorrect and the City agrees to pay the difference of \$822.14 to the County Treasurer; and

WHEREAS, the City of Charlevoix agrees to indemnify, defend, save and hold harmless Charlevoix County and Betty Simon, individually and/or as Charlevoix County Treasurer and/or as Foreclosing Governmental Unit, from any and all claims, liabilities, damages, losses, suits, fines, penalties, demands and expenses, including costs of suit and attorney fees, which Charlevoix County and/or Betty Simon, individually and/or as Charlevoix County Treasurer and/or as Foreclosing Governmental Unit incurred because of or related to the election of the City of Charlevoix to purchase the property above described.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Charlevoix authorizes the

City Mayor and City Clerk to sign the Notice to Charlevoix County Treasurer, Betty Simon, the Foreclosing Government Unit, of Election to Purchase Foreclosed Property.

RESOLVED this 5th day of September 2023 A.D.

Resolution was adopted by the following ye and nay vote:

Yeas: Kalbfell, Cole, Hagen, Spring, Parr

Nays: None

Absent: Knapp

Motion carried.

6. Public Hearings and Actions Requiring Public Hearings

7. All Other Actions and Requests

A. 2024 Goals and Planning

Mark Heydlauff, City Manager

Council concurred to have a work session on Wednesday, September 27, 2023 at 6 p.m. to discuss 2024 goals and planning. City Manager Heydlauff stated he would add the formal details to the next agenda for approval.

B. Council Appointment-Recreational Authority Board

Mark Heydlauff, City Manager

Mayor Gennett opened the item for public comment. None were heard.

Motion by Kalbfell, seconded by Spring to appoint Mark Heydlauff to the Recreational Authority Board {for a term to expire in March 2026}.

Yeas: Kalbfell, Cole, Hagen, Spring, Parr, Spring

Nays: None

Absent: Knapp

Motion carried.

C. Mayoral Appointment

Mayor Lyle Gennett

Mayor Gennett provided a brief background about Megan Cassada.

Mayor Gennett opened the item for public comment. None were heard.

Motion by Hagen, seconded by Kalbfell to appoint Megan Cassada to the Shade Tree & Parks Commission for a term to expire December 2025.

Yeas: Kalbfell, Cole, Hagen, Spring, Parr

Nays: None

Absent: Knapp

Motion carried.

8. Reports and Communications

A. Public Comment

B. City Manager's Comments

- Applefest street closures, possible change dates; more details will follow at next meeting
- Next month is Fire Safety Awareness Month; the City will be sending letters to property owners that do not have address numbers on their homes
- Large item pick-up will occur next week
- City received a \$20,000 MEDC Grant for the re-roofing of the historic depot
- Mayors Exchange with City of South Haven is next week, an email will be sent out with more details

C. Mayor and Council Comments

Mayor Gennett read a thank you card from Denise Fate.

Mayor Gennett inquired about the Park Street project's start date.

9. Other Council Business

10. Adjourn

Mayor Gennett adjourned the meeting at 6:26 p.m.

Sarah J. Dvoracek

City Clerk

Lyle Gennett

Mayor