

**VILLAGE OF THREE OAKS REGULAR COUNCIL MEETING – DATE: 06-08-22**

Village Council President, Richard Smith, called the (in-person) Regular Village Council Meeting, to order at 7:00 PM. This meeting was held at Village Hall at 21 N. Elm Street.

Pledge of Allegiance: Yes

Roll Call: Present: Kramer, Hinman, Newquist, Ream, Smith

Absent: Graziano, Thomas

A Motion was made at 7:01 pm to close the regular meeting and enter into a Public Hearing to hear a request from B & C Featherbone, LLC to create an Industrial Development District (IDD). Moved: Kramer Supported: Newquist Aye: 5 Nay: 0 Absent: 2 Abstain: 0 MOTION CARRIED.

A Motion was made at 7:11 pm to close the Public Hearing and re-enter into the regular Council Meeting. Moved: Newquist Supported: Hinman Aye: 5 Nay: 0 Absent: 2 Abstain: 0 MOTION CARRIED.

A Motion was made to approve the agenda as presented by Village Manager, Dan Faulkner. Moved: Newquist Supported: Hinman Aye: 5 Nay: 0 Absent: 2 Abstain: 0 MOTION CARRIED.

**PUBLIC COMMENT:** Audience Member, Paul Jancha (currently a chief public defender for Berrien County) introduced himself as a candidate to replace judge Dennis Wiley who is retiring. He is running unopposed.

**CORRESPONDENCE:** No correspondence per Village Manager, Dan Faulkner.

**Approval of the Consent Agenda to include:** Approval of the Minutes of the Regular Council Meeting held on 05-11-22. Approval of the Police Dept's report and the Building Inspector's report for May, 2022. Approval of Invoices to be paid in June (\$65,786.68). Approval of Disbursements made in May, 2022 (\$73,097.51) and Approval of Payroll as paid for May, 2022 (\$50,805.97). **A Motion was made to approve the Consent Agenda as presented. Moved: Newquist Supported: Kramer Aye: 5 Nay: 0 Absent: 2 Abstain: 0 MOTION CARRIED.**

- **UPDATE of ACQUISITION of COUNTY BUILDING at 21 N. ELM STREET:** Village Manager, Faulkner reported that there is no new information to share. The Village is waiting on Berrien County's attorney for their proposal/agreement.
- **RESOLUTION #06-2022-01 – a RESOLUTION TO APPOINT THERESA SCHMALTZ to the OPEN TREASURER'S POSITION:** Village Manager, Dan Faulkner reported that Theresa Schmaltz, (Utility Billing Clerk and Administrative Assistant) is ready to assume the Treasurer duties from Interim Treasurer, Lois Jones. It was also recommended that Theresa assume the duties as the primary "point person" for managing the Village's website in addition to all related Treasurer duties. Council extended a "thank you" to Lois Jones, Interim Treasurer and former Treasurer for all the work she has done for the Village. **A Motion was made to adopt Resolution #06-2022-1, a resolution appointing Theresa Schmaltz as Treasurer effective on June 9, 2022. Moved: Hinman Supported: Newquist Aye: Kramer, Hinman, Newquist, Ream, Smith Nay: None Absent: Graziano, Thomas Abstain: None MOTION CARRIED.**
- **RESOLUTION #06-2022-2, a RESOLUTION to APPROVE an INDUSTRIAL DEVELOPMENT DISTRICT (IDD) to JOURNEYMAN'S DISTILLER:** After hearing from Cathy Tilley, (director of business development at Cornerstone Alliance) speak on behalf of Journeyman Distillery during the Public Hearing, Council was assured that there is no obligation by the Village to grant an abatement if one is requested in the future.

Designating/establishing an Industrial Development District (IDD) is the 1<sup>st</sup> step in the process required by the State of Michigan prior to beginning a project in order to request a tax abatement. **A Motion was made to adopt Resolution #06-2022-02, a Resolution to establish an Industrial Development District (IDD) at 6721 Central Avenue, Three Oaks, Michigan for B & C Featherbone, LLC. Moved: Ream Supported: Newquist Aye: Kramer, Hinman, Newquist, Ream, Smith Nay: None Absent: Graziano, Thomas Abstain: None MOTION CARRIED.**

- **REQUEST FOR FIREWORKS AT THE FLAG DAY CELEBRATION on JUNE 11, 2022:** A representative from the Flag Day committee requested permission to hold the annual fireworks display at the ball fields (near the American Legion Hall) on Saturday, June 11, 2022 starting at 10:30 pm. Both the Police Chief and the Fire Chief have approved the plans. **A Motion was made to approve Flag Day's request to hold fireworks on Saturday evening, June 11, 2022. Moved: Kramer Supported: Hinman Aye: 5 Nay: 0 Absent: 2 Abstain: 0 MOTION CARRIED.**
- **NEW SIGNS for the VILLAGE's PARKS:** Council Member, Ream speaking on behalf of the Parks & Recreation committee reported that they have been working on the wording for new signs to be displayed in the Village's parks outlining rules for the parks and hours of operations. The proposed signs would be 2' x 1.5' reflective signs. However, it was determined that the Village's ordinances would need to be reviewed and updated in order to be able to enforce some of the rules, in addition to establish the operating hours of the parks. Council Member, Newquist asked that the Parks & Rec board review the ordinances and suggest edits to be presented at next month's council meeting. No further action was taken, issue was tabled.
- **APPOINTMENT of NEW MEMBER to the DDA:** Village Council President, Smith reported that Colleen Froehlich's term on the DDA board has expired and that the DDA Board recommended the appointment of Johanna Welter to the open position. **A Motion was made to appoint Johanna Welter to the DDA board. Her term will expire on 04-30-26. Moved Newquist Supported: Hinman Aye: 5 Nay: 0 Absent: 2 Abstain: 0 MOTION CARRIED.**
- **PLANNING COMMISSION UPDATES:** Council Member, Newquist reported that the Planning Commission approved the new site plan for Goods 'n Heroes at their June 7, 2022 meeting. They can now go ahead with the remodeling once their contractor is secured. The Planning Commission discussed accessory buildings and housing & zoning issues. The committee will meet on June 20<sup>th</sup> in order to consider decreasing the minimum requirement of 1,250 sq. ft for a new house. Also considered was possibly "capping" the number of short-term rentals in the Village. There appear to be clusters of short-term rental locations and it was asked of Village Attorney Hilmer if a district could be created to establish where rentals would be allowed. He replied that a district could possibly be created if it was justifiable on a basis such as protecting property values. Audience Member, Charles Schaub said that he was concerned about the increased number of renters wandering around the neighborhoods in the middle of the night and trash being left on private property by them.
- **PARKS & RECREATION BOARD:** Council Member, Ream reported that the Board is continuing to work on the Parks Master Plan. He said that 20 to 25 people attended the community gathering on May 14, 2022. The Parks survey has been completed. There was a great response to the survey with about 270 respondents. 80% of them reside within the Village and Township limits. He thanked Lindsey Clement for her work on pulling this project together. Parks and Rec are continuing to utilize the college intern that is available to them this summer.

- **DDA BOARD: Council Member, Hinman** reported that the regular DDA meeting was rescheduled for next week on June 15<sup>th</sup>. He did report that the 1<sup>st</sup> Farmers Market went very well and that the Veterans banners are up.
- **PUBLIC SERVICE COMMITTEE: Village Manager, Faulkner** reported that this committee did not meet as scheduled last Friday on June 3, 2022, so there is nothing to report.
- **RE-DEVELOPMENT READY COMMITTEE (RRC): Council Member, Newquist** said that the new website is now “live”! The new, redesigned website makes it easier to navigate and she encouraged feedback/suggestions to even further improve it. She also mentioned that the most recent zoning ordinances still need to be added to the website.
- **ZONING BOARD of APPEALS (ZBA) MEETING: Council Member, Kramer** reported that there was no ZBA meeting in May, so there is nothing to report.
- **VILLAGE MANAGER’S REPORT: Village Manager, Faulkner** reported that Exclusive Healing has met all of the requirements of MRTMA from the State of Michigan and therefore was able to open for business on May 25, 2022. He reported that some final items still need to be completed for the audit; that Arnt Asphalt is scheduled to restripe Dewey Cannon’s parking lot after Flag Day weekend and that DPW is working to get everything in good shape prior to this weekend. Additionally, the 2021 Consumer Confidence (water) report is complete and is at the printers – they will be mailed out shortly. James “Tish” Matysiak started with the Water/Sewer department on May 31. The in-house high strength waste-survey sampling testing started on May 25<sup>th</sup> and will continue for (4) four weeks. EGLE is in the process of revising our monthly report. Dan said results coming back from the samples show that the B.O.D. levels have dropped considerably but are still above the state’s limit of 300. The Red E-charging station has informed us that the parking spaces are now ready to be painted.
- **VILLAGE PRESIDENT’S REPORT: Village President, Smith** encouraged everyone to get out and enjoy Flag Day weekend.
- **COUNCIL REMARKS: Council Member, Hinman** reported that the “Welcome to Three Oaks” signs are now up on US 12.
- **AUDIENCE REMARKS: Audience member, Therese Donnelly** asked that if the Parks ordinances are updated with opening and closing times for the parks, what happens if/when special events are held – can time limits be extended? **Audience Member, Dennis Wojtczak** asked why the Christmas tree that was used and decorated 2 years ago in Carver Park still has lights on it since it is not being used any longer. He also asked where the yard waste was being disposed of, and if the bundles were supposed to be tied with rope / twine?
- **MEETING ADJOURNED AT: 8:13 pm**

Submitted by:

Cynthia E. Moynihan  
 Three Oaks Village Clerk  
 Minutes for the 06-08-22 Council Meeting  
 Were **APPROVED** at the 07-08-22 Council Meeting