

The Council for the Village of Hillman met in regular session on Tuesday, August 6, 2019 at 7 p.m. in the evening in the east-end conference room of the Hillman Community Center at 24220 Veterans Memorial Highway, Hillman, Michigan. Present: President McIntire, Clerk/Treasurer Brenda South. Trustees: Bruce Brown, Velma Brown, Johnathon Smith, Wilbur Funk. Employees: Jan McMurray and Dave Post. Visitors: Daryl Peterson, Sheriff Deputy.

The meeting opened with the pledge of allegiance and was called to order at 7 p.m. by President McIntire.

Correction to the Minutes of the July 16, 2019 Council meeting was to change the date from June 18th to July 2nd. A motion was made by Trustee Bruce Brown and supported by Trustee Velma Brown to approve the minutes of the July 16, 2019 Council with the correction of the date changed from June 18th to July 2, 2019.

A motion was made by Trustee Wilbur Funk and supported by Trustee Velma Brown to pay the bills and additional bills with checks numbered 33079 through 33112. All in favor. Motion carried.

President McIntire asked the Sheriff Deputy about fireworks displays and were they regulated. It was reported that only private displays are regulated for times and dates. The Planning Commission Board members terms have expired so President McIntire made the appointments whose terms will begin with the date of appointment: Margaret Kirby 1year term (2020), Stephen Orlandi a 2year term (2021), John Post a 3year term (2022), and a new appointee was Joseph Bouchey a 3year term (2022). The next Planning Commission meeting will be August 19th and the board will be sworn in at this meeting. **A motion was made by Trustee Wilbur Funk and supported by Trustee Bruce Brown to approve the Planning Commission Board appointees consisting of Margaret Kirby 1year term, Stephen Orlandi, 2year term, John Post 3year term, Joseph Bouchey 3year term whose terms will begin and end on the date of appointment. All in favor. Motion carried.**

President McIntire brought up the issue of the requirement of insurance for use of the Band Shell. **Manager Dave Post** explained that he had contacted the Village of Hillman's insurance agent about event insurance. Connie Monson who sent information regarding "event insurance" requirements for use of Village owned property. This insurance would protect the person putting on the event from lawsuits, the Village liability insurance would protect the Village however this

event insurance would be the first to “pay out” rather than the Village insurance. Event insurance protects the Village insurance company from paying out on claims. There have been some concerns about the use of the Band Shell and the requirements. Manager Dave Post contacted the MML head of insurance Mike Forester who gave a different interpretation of the Village insurance requirements. The Village insurance will cover all property, however any group performing would have to have their own insurance for their coverage. Smaller events that are low risk would sign a waiver for event insurance. After much discussion it was determined that each event would have to be decided individually to determine if event insurance would be required or a waiver of liability could be signed, however if a waiver is signed it would still require holding the Village harmless for any liability. Larger events with larger crowds and charging admission would require insurance, small local groups without admission being charged may fit the waiver requirements. This will be determined by Manager Dave Post.

A motion was made by Trustee Bruce Brown and supported by Trustee Velma Brown to have Manager Dave Post draw up a waiver form. Manager Dave Post would then determine if the person or group would meet the waiver requirements to drop event insurance, however leaving in the requirement to hold the Village of Hillman harmless. All in favor. Motion carried.

Clerk Brenda South reported that she had a group who will host “open mic” at the band shell on Thursday, August 15th. Manager Dave Post stated that the radio station will hold over the deposit from their last event for this event.

Manager Dave Post reported that Next Phase had received a grant for \$94,000 for their dry bean and hemp flour production. Dave reported that he had an e-mail from attorney Tim Gulden regarding our nuisance ordinance. The Blight Ordinance was written to prevent the Village from having to publish the nuisance ordinance every year which was costly. The blight ordinance did not include weeds/grass mowing which was included in the nuisance ordinance. Several Council members stated that the attorney should have to correct this at his cost because he left this out. Dave will contact Tim Gulden about this and see what he will do. **Manager Dave Post** presented the MML Liability and Property Insurance quote for approval for payment. **President McIntire** had questions as to why the insurance company uses the Village payroll to calculate the cost of insurance. Manager Dave Post will find out why this is done and get back to the Council. The Council reviewed the airport insurance quote. **A motion was made by Trustee Velma Brown and supported by Trustee Johnathon Smith to approve payment of the airport insurance of \$1403. All in favor. Motion carried.**

Manager Dave Post reported that Fleis and Vandenbrink representatives were here and met with John Burr, Bruce Brown and himself with a two-page list of things they need to begin the water study. **Trustee Bruce Brown** stated that they started with pressure testing hydrants today. **Manager Dave Post** reported that he will be attending a Redevelopment Ready Communities workshop on Thursday, August 15th in Roscommon. Dave reported that his computer stopped working so he has purchased another smaller computer, Dave's computer was 8 years old.

Secretary/Bookkeeper Jan McMurray reported that airport leases will go out this month. **Trustee Velma Brown** reported that the hangar inspections will be done at the end of this month or the beginning of September, Manager Mark Melligen is having surgery so he will be unavailable until then.

President McIntire reported that the Fire and Ambulance Board met and EMS reported 65 runs this month and a total of 311 for the year. The department had to buy a new pump for the truck. The fire trucks were taken to the fair, and the department will be open for VJ Day with events/food being planned. The audit report was not good, the check book had not been balanced and no taxes were sent in. The board decided to hire an independent accounting firm to do this on a monthly basis and do a quarterly report and get back with the board. No money was missing but paperwork must be done.

Trustee Johnathon Smith did not have anything to report on streets and lights but Manager Dave Post said he has not heard anything back from Omega Signs about lighting the bridge. The Council suggested he contact the firm from Grand Rapids. Pocket Park lights have been repaired, connectors were bad.

Trustee Wilbur Funk reported that park fees are behind \$520 from last year. Eleven sites are filled at this time.

Manager Dave Post reported 1 zoning permit request for a pole barn. President McIntire questioned the size of the building. Manager Dave Post will check the zoning ordinance for exact size requirements.

Clerk Brenda South stated that someone asked her if bands are permitted to play at the pavilions for private parties. The Council replied yes but the music must stop by 9 p.m. **President McIntire** questioned why the DPW is still mowing the grass at the Brush Creek Mill. Trustee Wilbur Funk said that is it the Village's property and our responsibility. This will be researched by reading the lease agreement again, as the DPW are busy at this time. Manager Dave Post asked if

the horse shoe pit work goes over the \$1500 amount allotted should the Village be reimbursed. The Council did not comment but it was stated that the DPW should end work on this and get back to their own work as soon as possible.

A motion was made by Trustee Wilbur Funk and supported by Trustee Velma Brown to adjourn the meeting. All in favor. Motion carried. The meeting adjourned at 8:10 p.m.

Myron McIntire, President

Brenda South, Clerk/Treasurer