

**The Village of Lexington Common Council held a Public Hearing and Regular Council Meeting Monday, October 23, 2023 in the Council Chambers at 7227 Huron Avenue, Lexington, MI 48450**

**Public Hearing Called to Order** at 7:00 p.m. by President Kristen Kaatz  
**To consider the Birch Drive Sanitary Sewer Special Assessment District and hear comments on the proposed sewer improvement in accordance with Section 58-32 of the Village of Lexington Code of Ordinance.**

**Public Comment**

- Gil Orris (5113 Birch Dr.) – commented on being told in the past of not having to hook up if residents had a functioning septic system.

**Closed Public Hearing** at 7:02 p.m.

**Call to order the Regular Council Meeting at 7:02 p.m.** by President Kristen Kaatz

**Pledge of Allegiance** led by President Kristen Kaatz

**Roll call taken by** Clerk Vicki Scott

**Present:** Adams, Muoio, Klaas, DeCoster, Kaatz

**Absent:** – Gresock, Morris

**Others present:** L. Fisher, E. Ehardt, and 14 citizens

**ATTENDANCE** – Gresock & Morris excused (notified the clerk).

**PUBLIC COMMENT –**

- Dina Wurmlinger (7211 Park)- commented on having Town Hall meetings.

**APPROVAL OF AGENDA** – Motion by Adams, seconded by Kaatz, to approve the agenda as presented.

Discussion: DeCoster asked about the tabled ordinance change from last month. Fisher explained it is not ready to come back to Council at this time.

All ayes

Motion carried

**BUSINESS**

**ADMINISTRATION**

**A. EVANS EHARDT** – (County Commissioner) – We currently have a renewable energy guidebook. The State is trying to get full control of renewable energy areas. If you are against this, please call Lansing and let them know how you feel. The bill is currently on the floor.

**B. CYNTHIA CUTRIGHT** – Cynthia's report is in the packet. She was unable to attend tonight's meeting.

**C. LORI FISHER** – Lori explained Edgewater Resources will be hosting the next Town Hall meeting regarding the Harbor Redevelopment Project on November 1, 2023 at 6 p.m. at the Lexington United Methodist Church. Lori updated Council on her report and answered all questions.

**D. MINUTES** – Motion by Adams, seconded by Klaas, to approve the minutes of the Special Meeting of September 25, 2023, as presented.

All ayes

Motion carried

Motion by DeCoster, seconded by Muoio, to approve the minutes of the Regular Meeting of September 25, 2023, as presented.

All ayes

Motion carried

**E. INVOICE – FLETCHER FEALKO SHOUDY & FRANCIS, P.C.** – Motion by Klaas, seconded by Muoio, to approve the payment of \$2,385.00 to Fletcher Fealko Shoudy & Francis, P.C. - \$315.00 from the General Fund, and \$2,070.00 from the Mobile Home Park Fund.

Roll Call

Ayes- Klaas, Muoio, Adams, DeCoster, Kaatz

Nays- None

Motion carried

**F. USDA SEWER PROJECT** - Motion by Klaas, seconded by Adams, to authorize the draw amount of \$5,216.72 from the USDA Rural Development for expenses incurred related to the Sewer Infrastructure Project.

Roll Call

Ayes – Klaas, Adams, DeCoster, Muoio, Kaatz

Nays – None

Motion carried

**G. RESOLUTION #2023-15 AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE REVENUE BONDS AND DECLARATION OF INTENT TO REIMBURSE (WATER SYSTEM IMPROVEMENTS)** – Motion by Klaas, seconded by DeCoster, to approve Resolution #2015-15 as presented.

Roll Call

Ayes – Klaas, DeCoster, Adams, Muoio, Kaatz

Nays – None

Motion carried

**H. RESOLUTION #2023-16 DECLARATION OF INTENT TO MAKE PUBLIC IMPROVEMENTS; TENTATIVE DESIGNATION OF THE BIRCH DRIVE SEWER SPECIAL ASSESSMENT DISTRICT** – Motion by Muoio, seconded by Klaas, to approve Resolution #2023-16 as presented.

Roll Call

Ayes- Muoio, Klaas, DeCoster, Adams, Kaatz

Nays- None

Motion carried

**I. PUBLIC HEARING** – Motion by DeCoster, seconded by Adams, to set a Public Hearing on Monday, November 27, 2023, at the regular Council Meeting set for 7:00 p.m. for the purpose of Birch Drive Sewer Special Assessment District.

Roll Call

Ayes- DeCoster, Adams, Muoio, Klaas, Kaatz

Nays – None

Motion carried

**J. INVESTMENT PLAN** – Lori Fisher explained the material listed in the packet on different investment options which would bring in a higher interest return on municipal funds should Council wish to do so. Discussion followed.

Motion by Kaatz, seconded by DeCoster, to allow the Village Manager and Treasurer to pursue alternate investment plans as outlined.

Roll Call

Ayes – Kaatz, Decoster, Klaas, Adams, Muoio

Nays – None

Motion carried

**K. WRITE OFFS FOR FIRE & RESCUE** – Fisher explained these have all been sent over to the credit bureau. This is typical of what has taken place in past years and is usually done after the audit. Discussion followed.

Motion by DeCoster, seconded by Klaas, to write off the fire & rescue invoices that went to the credit bureau in the amount of \$5,999.91.

Roll Call

Ayes – DeCoster, Klaas, Adams, Muoio, Kaatz

Nays – None

Motion carried

**L. PLANNING AND PARKS & REC RESIGNATION** – Motion by Muoio, seconded by Adams, to accept the resignation of Mike Fulton from the Planning Commission and Parks & Rec Committee with regrets.

All Ayes

Motion carried

**M. ZONING BOARD OF APPEALS BYLAWS & RULES OF PROCEDURE –**

Motion by Klaas, seconded by Muoio, to approve the Zoning Board of Appeals Bylaws & Rules of Procedure as presented.

Discussion: on striking language under C. Accepting Gifts #2 “and food valued over \$10”.

Amended Motion by Klaas, seconded by Muoio, to approve the Zoning Board of Appeals Bylaws & Rules of Procedure as amended removing “and food valued over \$10”.

Roll Call:

Ayes – Klaas, Muoio, Adams, DeCoster, Kaatz

Nays – None

Motion carried

**N. BEAUTIFICATION PROJECT UPDATE** – DeCoster reported the DPW leveled the ground near the edge of the curb to make edging easier and look nicer.

**MOBILE HOME PARK**

**O. MOBILE HOME PARK DEPOSIT REFUNDS** – Motion by Klaas, seconded by Adams, to approve the deposit refund in the amount of \$430.00 to Lori Marcelli (Lot #142), and the deposit refund in the amount of \$342.00 to Priscilla Dugger (Lot #223).

Roll Call:

Ayes – Klaas, Adams, Muoio, DeCoster, Kaatz

Nays – None

Motion carried

**FINANCIAL REPORTS** – Motion by Adams, seconded by Klaas, to approve the check register in the amount of \$149,748.82 check numbers 38118 through 38183 and financial reports as presented.

Roll Call

Ayes- Adams, Klaas, DeCoster, Muoio, Kaatz

Nays- None

Motion carried

**REPORTS –**

**CORRESPONDENCE-** None

**PUBLIC COMMENT** –

- Dina Wurmlinger (7211 Park) – commented on the bluff improvements that need done.

**COUNCIL PERSON COMMENTS**

- Klaas – Agreed on the need for Town Hall meetings.
- Adams – Suggested looking in planting specific plants along the bluff area.
- DeCoster – Agreed with the idea of plants along the bluff area.

**ADJOURNMENT**

Kaatz adjourned the meeting at 8:01 p.m.

Respectfully Submitted

Vicki Scott, Village Clerk

I, Vicki Scott, (Village Clerk), do hereby certify that the foregoing is a true and original copy of the minutes approved by the Village of Lexington Village Council at a regular meeting held on the 27<sup>rd</sup> day of November, 2023.

Clerk: \_\_\_\_\_

Dated: \_\_\_\_\_