

Village of Beulah
7228 Commercial Street, PO Box 326
Beulah, MI 49617
231-882-4451

The Village of Beulah met in a regular meeting on Tuesday, September 12, 2023, at 7:00 p.m. by President Jeri VanDePerre at the Village Hall 7228 Commercial Street, Beulah, Michigan.

Present: Trustees Browning, Downs, Heniser, Hook, Smith, and VanDePerre
Excused: Trustee Loll, Treasurer Lumm
Staff Present: Superintendent Cypert
Public Present: Commissioner Rhonda Nye, Vicki Carpenter, Mary Szwed, Karrie Zeits, Carol Cervin, Keith & Marsha Behm, Lisa Vogler, Micharl Hertz, Keira Duvernoy, Brad & Marilyn Raymond

Conflict of Interest by any council member: None

Agenda: Motion by Downs, seconded by Smith to approve the agenda as amended, correction to agenda, Todd Bruce of Frankfort Land Trust has an emergency and not able to attend, adding New Business #2 Non-Discrimination Plan – Tabled until October meeting trustee Loll not here – new #4 Fall Fest donation for CLCBA to add. Approved new motion with corrections. Ayes: Smith, Browning, Downs, Heniser, Hook, and VanDePerre Nays: None Motion carried.

Minutes: Motion by Downs, seconded by Browning, to approve the minutes of the August 8, 2023 regular meeting as presented. Ayes: Browning, Smith, Downs, Heniser, Hook, and VanDePerre Nays: None Motion carried. Jeri requested August meeting minutes under Public Input to listen to recording to check for clarification where Barry Hahn thought things were setup. Spelling of Keira's name. Recoding for what Jeri spoke in her statement. Moved as corrected.

Bills:

Motion by Annie, seconded by Mark, to approve payment of the bills for August 2023 as presented. Roll call. Ayes: Browning, Smith Downs, Heniser, Hook, and VanDePerre Nays: None Motion carried.
Q by Annie about Consumers/campers

Public Comment on Agenda Items – None

Communication to Council:

Commissioner Nye reported Bid from AJ's Excavating to build retaining wall at Animal Control building to control erosion and prep for connection to Beulah's water/sewer system. County approved 3 yr contract for recycling scheduling software. County approved the 2023/24 Budget. Funds were earmarked to create a community development position. County approved a resolution to create a district and establish a Property Assessed Clean Energy Program. Sheriff reported that the goal for implementing 24-hour road patrol is Spring 2024. Jared Henry, Benzie County's Chief Public Defender has resigned. Jane Johnson will serve as Interim Chief Public Defender. Nate Loop, Maple's Director, has resigned. Megan Garza will serve as

Interim Director. A Townhall meeting has been scheduled for Monday October 30th at 5:30 in the Commissioner's Room.

ZA Cypher - excused

Todd Bruce, Frankfort Land Trust -unable to attend

Camper letters have been acknowledged, forwarded to Village attorney to be included with an investigation that we have going on so won't be read tonight

Treasurer's Report – Margaret Lumm - excused

Motion by Browning, seconded by Downs, to accept the Treasurer's report for August 2023 as presented. Roll call. Ayes: Browning, Downs, Heniser, Smith, Hook, and VanDePerre Nays: None Motion carried.

Hook commented \$52,000 short fall deficient for engineering fees will be refunded when we get loans closed or grant funded. Reimbursed \$25,000 for generator at lift station from EGLE.

Committee Reports:

VanDePerre gave updated Sewer ACO Plan will not be funded with SRF funding – process to apply for Rural Development – reached out to Blumsted's Office meeting with his office. Nye reached out to Coffia's office hopefully meeting with her office. Approved wording for ballot language for Headlee override. Please remember to get out and vote.

Trustee Smith: Water/Sewer – reported continuing to clear land for facility and referenced Jeri's remarks.

Trustee Hook: Law/Finance – reported October will have budget requests out to council members in October, Committee meeting Nov, have budget Approval meeting prior to Dec meeting. STR ordinance possible change for multi rental units will need to pay for multi registration - will have discussion on limit on STR in Village.

Trustee Browning: Buildings/Grounds – Planning Committee meeting in Sept was canceled, Aug mtg topics parking/need engineering on vacant space in back lot...aging population/housing issue for employees, spaces at Eden Brook could be Todd Bruce was to attend Survey will be out in October w/water bills.

Motion by Browning, seconded by Henizer, to reappointment of Ed Popour and Barb Skurdall to Planning Commission. Ayes: ALL Nays: None Motion Carried

She is still working on bids for removing spoils/only 1 bid in/recommends to wait and get more bids to consider/perhaps do during the winter she attended Honor meeting and Homestead and Honor experiencing vandalism.

Trustee Heniser: Parks & Recreation – Cable scheduled to be shut off soon, the boxes/bill will be sent to clerk so it is tracked for spring Termination status resolved and clerk will get Mark's info suggests better efforts to mark docks and perhaps some modifications/expand # of docks (history of expanding spaces to expand 1 space accessible spaces remarked. Downs had? On dox for 2024 rentals

Trustee Loll: Streets & Sidewalks – excused

Trustee Downs: Equipment fall tasks are going well, Jeff shared Big Red is still for sale/calls of interest/price dropped by small increments, it's still being used

Superintendent Cypert: Jeff indicated Smith complimented DPW crew on Labor Day works ahead of ACO timelines, loads of log getting pulled/ahead of schedule, irrigation field getting fixed/all should be done soon, potholes have been patched, BLUA notified Jeff of a new source for fencing at ponds/did a walkaround - sprinklers are working and all areas visible (deer are confused)

Old Business:

Road Commission contract tabled – Jeri stated wording needing to be changed per attorney – Road commission didn't have time to correct wanted Pam to correct but told him no we couldn't change his contract.

Gosling Czubak: Waste Water Plant & Collection System Upgrade

Motion by Smith, seconded by Browning to move forward with contract. Ayes: Hook, Smith, VanDePerre, Browning, Downs, Henizer Nays: None Motion Carried

New Business:

1. Karrie Zeitz: Speech related. She gave overview/draft policy/sponsored event

- PERMIT will be required/application fee (set schedule/Village can't make money-cover costs)/insurance and other, council approves,
- event defined (time/place/location/ etc.)
- mobile event - (ie: parade) walking around w/ signs is ok/not blocking can get sign-ups
- lots of details reviewed, due process,
- policy in compliance with 1st Amendment
- ideas about who can approve permit request (president and one designee) and Village Board would handle complaints/appeals
- suggested council review, no decision tonight
- send input to Jeri (by weekend) who will coordinate with Karrie, next steps

Brad Raymond – member of Benzie Democrats: reviewed sidewalk scenario this last Aug, close look at case law, 6th circuit/Dearborn – asked for copy of Karrie's permit document.

Title VI Non-Discrimination: Tabled

PC Reappointments: was approved in Browning's report

Sewer Deficit Reduction Plan Resolution: Motion by Hook, seconded by Smith, to adopted Resolution 2023-004, WHEREAS the Village of Beulah's Sewer Fund has a \$30.00 deficit Working Capital position (C/A-C/L) on December 31, 2022; and WHEREAS, 1971 PA 140 requires that a Deficit Elimination Plan be formulated by the local unit of government and file with the Michigan Department of Treasury. Ayes: Smith, VanDePerre, Browning, Downs, Henizer, Hook Nays: None Motion Carried

Fall Fest donations for horse drawn wagon owner traveling for out of state Vicki will forward invoice with client info

Motion by Henizer, seconded by Smith, Village to write check to the company providing the wagon ride of \$500.00. Ayes: Smith, VanDePerre, Browning, Downs, Henizer, Hook Nays: None Motion Carried

Vicki Carpenter – Successful Bridge Walk - 227walkers, 1 dog, 1 tortoise, 1 dogman – 55/670 inside county, 10 different states represented. Boosters meeting next Tuesday 5:15 in park. Water front work 7th graders working to clean the beach. Corn stalks up on streets next week. Memberships application going out. Music in the Park a total of 4400 people up from last year – Raised over \$18,000 for upgrade and repairs for tennis/pickle ball court.

PD shared info about dog attack by leashed dog (owner unable to control dog and it attacked a smaller/leashed dog which died of wounds’

Next meeting: October 10, 2023 at 7:00 p.m. at the Village Hall.

Motion by Downs, seconded by Browning, to adjourn at 8:32 p.m. Ayes: Browning, Downs, Heniser, Hook, Smith, and VanDePerre Nays: None Motion carried.

Vicki Carpenter for
Dawn Olney
Beulah Village Clerk