

PUBLIC HEARING

A Village of Ubyly public hearing was called to order at 7:00 p.m. regarding variance approval for a digital communication sign to be located in Veteran's Memorial Park between the park driveway and the Memorial Wall. Council members present were President Mark Brown, trustees Mark Droiowski, Adam Kain, Lance Krueger, Jeff Maikrzek, Jeremy Melnik, Shawn Wright, Clerk Alger Lemke, Treasurer Laura Kramer, and Chief of Police Matt Kuhl. There were 18 citizens in attendance.

Mark Brown explained that this hearing was to review the application by the Village for a special use variance to put a digital sign in Veterans Memorial Park.

This was a second try on the special hearing because the original hearing last month was not published in a paper of general circulation in the within the Village of Ubyly.

The new posting that was published was read, after which resident David Jaroch asked to see the completed application form. After brief discussion it was learned that such application form was not in council's possession.

Resident and Library Board member Judy Harrington said she is not in favor of dumping any work associated with the sign on the library. This was a possibility earlier suggested so that any revenues generated by the sign could be used as library revenue. President Mark Brown said that the suggestion was one comment made by one person and was never pursued beyond that.

Village resident Audean Vatter wanted to know how does the sign benefit our village. Mark Brown replied that it would display village news, time and temperature, non-profit organization information, and the like. Vatter said she walks past the park all the time, that it is beautiful now, and believes it will be cluttered with the addition of the sign. She stated she does not get the benefit to the village.

Jeff Maurer representing the Thumb Veterans Organization said the T.V.O is for it, that it is a good information tool, it is very visible, and an excellent means of getting information out to help seniors, the needy, etc.

Village resident Kevin Butch suggested trying a less expensive sign from Sam's Club.

Village resident Jim Zulauf stated he wants council to be careful the integrity of our zoning procedure remains intact. He suggested changing the ordinance instead of pursuing a variance.

Rick Beaver said the V.F.W. post 6965 is in favor of the sign.

Village resident David Jaroch pointed out that the original planning and zoning excluded lighted graphic signs in the commercial district, that Vet's Park is beautiful as it is, that anything detracting from that defames the glory of the veterans memorialized there, and that such a sign would drastically impair the visibility in and out of the park (there have already been many accidents).

Then Jaroch and resident John Smigielski held up a large tarp the size of the proposed sign to demonstrate how it would impair visibility. President Brown disagreed that the display was helpful and said it was significantly larger than the proposed sign would be.

Mr. Jaroch asked if President Brown would please read sections 7-3 and 7-4 of the zoning ordinance (conditions for variance). Brown complied.

Village resident Angela Schumacher asked if donated and other monies were considered for other use(s).

Village resident and Librarian Barb Butch said if there was \$10,000 donated, where is the other money coming from to pay for the balance of the cost?

Mark Brown explained the other money will come from the village, that there was extra money put into the parks and recreation fund at budget time, and that we can borrow against an existing CD at 2% above the rate of return (payment would be covered by the extra money put into the parks & rec fund).

Village resident and business owner John Smigielski said his daughter was hit by a car years ago and asked Chief of Police Matt Kuhl if any accidents happened this year. Kuhl replied there was one. Mr. Smigielski said the sign might be a good idea, but not in Vet's Park.

President Brown said he greatly appreciates everyone's input. Resident Barb Butch asked if it were possible to locate the sign at the northern village limits. Mr. Brown asked council on this and other location ideas. Council trustee Jeremy Melnik said he never liked the Vet's Park location.

John Smigielski asked Council trustee Shawn Wright why he likes Vet's Park for the sign. Shawn replied he feels it is no more of a visual hindrance that the Parkside Café or the trees on Main Street. He also said he likes the park's location over M-19 as there would be extra expense for running electricity to M-19.

Resident Barb Butch asked if a mock sign can be put up to try it (see how it fits in the proposed location as well as other locations).

John Smigielski asked where the nativity trailer would go at Christmas. DPW Supervisor Carl Weber said the sign will be blocked on the east by the nativity. Barb Butch added that it sounds like the majority of those attending the meeting are in favor of the sign, but the park location is bad.

President Brown opened discussion among council...trustee Lance Krueger doesn't feel it's a large distraction, trustee Adam Kain thought the first vote was just to keep the process going (not so much a location issue), trustee Jeff Maikrzek thinks the park is O.K., trustee Mark Droiowski thinks the park is O.K., trustee Jeremy Melnik says other locations were previously discussed.

Mark Brown, John Smigielski, and Carl Weber discussed building a model to size from OSB and place it where it'll go for a couple weeks and see how it looks and feels there. Consensus was to build the model to size try it out in the park.

President Brown asked if there were any more comments. There being no further comments he entertained a motion to approve the special use variance as proposed. Motion made by Shawn Wright, seconded by Lance Krueger. Discussion. Motion approved 5 to 2.

Mark Brown asked Jeremy Melnik and Adam Kain if they'll look into M.D.O.T. restrictions on such a sign on a state highway. Melnik said he would make the call. Shawn Wright said signs on M-19 (state roads) are limited as to the information allowed on them.

There being no further business to discuss in the public hearing, President Brown closed the hearing at 8:17 p.m.

REGULAR MEETING

The village of Ubyly regular meeting of October 7, 2010 was called to order at 8:20 p.m. by President Mark Brown. The Pledge of Allegiance was recited.

Roll Call: President Mark Brown, Trustees Jeremy Melnik, Mark Droiowski, Adam Kain, Jeff Maikrzek, Lance Krueger, Shawn Wright, Treasurer Laura Kramer, Clerk Alger Lemke, DPW Supervisor Carl Weber, Police Chief Matt Kuhl. There were 8 citizens in attendance.

Detective Ron Roberts from the Huron County Sheriff's department had the floor. Sheriff Kelly Hanson thought it would be a good idea to touch base with local councils once a year. He reported that in 2009 there were 83 complaints handled by the sheriff's office, and there were 58 so far in 2010. So far in 2010 there are 3 traffic related deaths and 2 water related deaths. Police Chief Matt Kuhl helps them a lot and they help Matt a lot as well. Previously there had been no county fire marshal, we had always used the state fire marshal, but state cuts are making it difficult to use the state's resource. We have one getting trained now for Huron County. We also now have 7 trained ice divers who are getting new suits because diving suits are specific to the body of each diver. We also have 5 experts on staff for traffic investigation. As for drugs... there has been a big up tick in heroin use. So far there have been 62 drug investigations, 8 search warrants, and 41 arrests in this area alone. He concluded by saying that there are at least 4 sheriff's department representatives on hand 24-7 to answer complaints, and please call anytime. All in attendance thanked Mr. Roberts for his excellent report.

Minutes from last month's meeting were read. No changes or additions were suggested. President Mark Brown entertained a motion to accept the minutes as read. Motion made by Shawn Wright, seconded by Jeff Maikrzek, discussion, all in favor, motion carried.

Bills to pay - The list of bills was reviewed and no changes were suggested. Mark Brown entertained a motion to pay the bills as presented. Motion made by Mark Droiowski, seconded by Jeremy Melnik, discussion, all in favor, motion carried.

Treasurer Laura Kramer presented her report for the month of July. The treasurer's report was accepted as presented.

General Fund Expenditures - September 2010

Fleet Services	211.00
Barbara Butch	1,662.10
Carl Weber	2,411.62
Christina Osantowski	293.56
Joan Particka	518.33
Judy Harrington	293.56
Kayla Vogel	156.71
Kevin Jimkoski	2,037.97
Kevin Butch	140.80
Matthew Kuhl	2,167.53
Matthew Koslowski	305.53
Virgil Briolat	1,728.92
Independent Bank	4,177.22
MERS	2,697.46
Ace Hardware	13.78
AT&T	109.41
Bad Axe Tire	21.00
Bischer Ready Mix	356.00
Carl Weber	200.00
Citgo Petroleum	383.15
Consumers Energy	30.74
DTE Energy (St. Lights)	2,231.08
DTE Energy (other electric)	201.88
Farm Plan	179.69
Holloway Fire Protection	346.00
Huron Daily Tribune	60.30
J.A. Natzel Design	75.00
Johnson Portable	65.00
League Employee Benefit Serv.	4,019.12
Minden City Herald	363.00

Ubyly Meat and Grocery	120.32
Ubyly Motor Service	852.92
Walsh Gun & Tackle	140.85
Wells Fargo	97.65
Thompson Chevrolet	50.40
Steve Messing	420.00
AFLAC	163.56
AT&T	197.85
Ferris, Schwedler & Prill P.C.	360.00
Fleet Services	248.97
Laura Kramer	44.00
Tractor Supply Credit	469.99
Ferris, Schwedler & Prill P.C.	60.00
Kevin Jimkoski	81.64
Bingham Township Fire Department	75.00
Alger Lemke	564.36
Laura Kramer	338.40
National Retirement Solutions	300.00
State of Michigan	751.15
Sleeper Public Library	15,453.92
Village of Ubyly Local Streets	5,070.02
Village of Ubyly Major Streets	18,683.71
Huron County Treasurer	35.03
Returned Check from Steve Gamer	221.68
Peruski Hardware	15.48
Richfield Equities	3,242.40
Thumb Office Supply	78.57
Ubyly Auto Parts	250.62
Ubyly Community Schools	19.77

TOTALS 75,865.72

Water Fund Expenditures - September 2010

City of Harbor Beach	80.00
DTE Energy	745.22
ElHorn Engineering	446.50
Marty Prill	50.00

Michigan Pipe and Valve	244.53
Peruski Hardware	26.67
Thumb Electric	19.26

TOTALS 1,612.18

Sleeper Public Library Expenditures - September 2010

Abadata Computer Corp	758.78
AT&T	185.10
Baker & Taylor	813.28
Barbara Butch	60.00
Capital One Credit Card	61.36
Consumers Energy	361.00

DTE Energy	462.00
Taped Editions Inc.	133.89
Village of Ubyly	140.43
Wal-Mart Community	356.11
White Pine Library Coop	615.00

TOTALS 3,946.95

Major Street Expenditures - September 2010

No Expense Activity	
TOTALS	0.00

Local Street Expenditures - September 2010

Huron County Road Commission	63.42
Saginaw Asphalt Paving	227.00
TOTALS	290.42

DPW
DPW Supervisor Carl Weber presented his report for October. Water main on Harrison & Weaver Streets is in, running, all hooked up, old one shut down. A couple of hydrants need to be removed yet. New ones are already attached to the new main. Many lead connections were replaced. Flushed hydrants a couple weeks ago. New brackets on poles installed for Christmas decorations. New steel on the nativity barn is 75% complete, we are still cutting grass, and all the spraying is done.

POLICE

Chief of Police Matt Kuhl started his report by saying there have been a couple of unreturned calls to the USDA on the car grant, no panic, have until March 2011. Set hours for trick or treat from 5:30 p.m. to 7:00 p.m. on Sunday October 31. Mark Brown entertained a motion for the trick or treat hours, motion made by Lance Krueger, seconded by Jeff Maikrzek, discussion, all in favor, motion carried. Matt continued by saying the movie people are here and gone, all went smooth, received \$2000.00. Kindergarten fingerprints will be done shortly, and lastly a part time crossing guard application was received.

TRUSTEE REPORTS

DPW - Chairperson Jeremy Melnik - Asked how burned out street lights were handled. Matt Kuhl replied that it is on the night officer's report and Matt enters it on the web.

Parks & Recreation - Chairperson Shawn Wright - a new sandbox with plastic sides was received. The county sprayed the ditch bank in the river...trees 6" or smaller will die off. He asked if the village will pay the fire department for Halloween. Mark Brown entertained a motion to pay the Bingham Township Fire Department \$75.00 for Halloween traffic support. Motion made by Jeremy Melnik, seconded by Adam Kain. Discussion, all in favor, motion approved. Lastly, the Boy Scouts will be camping out on the village property this weekend.

Water & Services - Chairperson Mark Droiowski - No report.

Police - Chairperson Lance Krueger - reported that the 2 x 6 x 12 granite from Jim Osentoski will likely not work for a Police Department sign.

Personnel - Chairperson Jeff Maikrzek - No report

Planning and Zoning - Chairperson Adam Kain - no report

OLD BUSINESS - Berthiaume and Company bid for financial audit is the same this year, increases by \$150.00 per year and is for 3 years. Mark Brown entertained a motion to retain Berthiaume and accept their quote. Motion made by Jeremy Melnik, seconded by Lance Krueger, discussion, all in favor, motion carried.

Our new medical marijuana ordinance will have the first reading next month, and the council reviewed the subdivision plans of Al Pollum's to discuss future water loop possibilities.

NEW BUSINESS - Halloween Hours...already taken care of.

PRESIDENT'S REPORT - Ross/Lowell day went well, sponsored by the Community Club. Bruce Brown said that they did this prior to 1981 and likes that it is reviving again. Mark Brown said he is looking forward to May 2011 to recognize Florence Schrader and others from previous village service. He also noted that in the recent edition of the Review Magazine there was an interesting article on Port Austin and it's successful Farmer's Market. Mark also said he been approached by Joe Particka about extending the dead end of Margie Street up to Agnes Street alongside his property. The current plot angles west and then north and he would like to see the plot straightened (for the street). Shawn Wright feels that Joe should have engineering drawings done at his expense and present them to council. Council agreed.

PUBLIC INPUT

David Peruski, Huron County District 2 Commissioner, said that at 4:30 p.m. today they signed acceptance papers for the V.A. clinic in Bad Axe. The first patients will be treated about November 1, 2010. The next step is to expand the Health Department building to the northwest, bids going out mid-October. The preliminary budget process has started, now about \$250,000 in the red. Got a call from Joy Brooks at MDRE saying the flood maps for the Cass River are stopping at the Tuscola County line.

Village resident Kevin Butch asked if there was any reason that meeting minutes couldn't be posted in other areas around town instead of just in the display case outside the village hall. Clerk Alger Lemke said they probably could, but they are usually 4 pages long and would take up most of the space on bulletin boards in area businesses. Said the Library bulletin board might be one other area we could use. Will look into it.

Village resident and Sleeper Public Librarian Barb Butch said she will come to future council meetings as a library representative.

There being no further business, President Brown entertained a motion to adjourn. The motion was made by Shawn Wright and seconded by Jeremy Melnik. All in favor. Motion carried. The meeting adjourned at 9:33 p.m.

The next regular meeting will be held at the Bingham/Ubyly Government center on Thursday November 4, 2010 at 7:00 p.m.

Respectfully submitted,

Alger Lemke
Clerk
Village of Ubyly