

**Village of Shepherd
Minutes of Meeting
February 18, 2019**

Regular meeting of the Shepherd Village Council held on Monday, February 18, 2019. Meeting was called to order at 7:00 pm by President Pro Tem Reynolds, at the Village Hall.

Pledge of Allegiance

Roll Call: Coughlin, M. Davidson, Maloney, Myers, Roth, Reynolds
Absent: DeGraw
Present: DPW – Davidson Attorney – Bill Shirley
Police - Sawyer

Motion by Coughlin, second by Maloney to approve minutes of meeting held on February 4, 2019. Carried by roll call vote 6-0.

Motion by M. Davidson, second by Myers to approve the minutes of budget work sessions held on February 5, 2019 and February 13, 2019. Carried 6-0.

Motion by Roth, second by Myers to approve the Treasurer and Investment report for January 2019. Carried by roll call vote 6-0.

PUBLIC HEARING: Motion by Coughlin, second by Roth to open the public hearing for the purpose of a proposed ordinance to prohibit marihuana establishments. Carried by roll call vote 6-0.

Discussion: Merlene Koutz Jr, 280 E Orchard, asked if these establishments would be anything like an open marihuana bar and able to smoke? Attorney Bill Shirley stated that is a different type of use and not established yet. That would be under the recreational marihuana.

Robert Courter, 149 E Maple, asked how it can be stopped at places such like the VFW? Trustee Coughlin, who is a board member at the VFW, indicated that Post 8215 has prohibited this.

Motion by Coughlin, second by Maloney to close the public hearing. Carried by roll call 6-0.

Motion by Roth, second by Myers to adopt the new ordinance Prohibition of Marihuana Establishments, Article XIII, Special Provisions, Section 1322, to be effective 15 days after publication. Carried by roll call vote 6-0.

Public Comment:

Merlene Koutz Jr, 280 E Orchard, asked if there are any changes to the fire assessment rates for 2019. Council indicated there were no increases. Koutz Jr also asked about the water park research. Council stated that the Committee/Festival are still seeking information and

placement of the ball field. There has been funding for 3 years of maintenance fees given and grants are also being sought for the project.

Committee Reports:(Capital, DPW, Festival, Finance, Fire, Personnel, Police, Planning Commission; ZBA and Zoning)

DPW: electrical issue with the International; Kenny Trucking helped haul snow; drinking water inspection and future planning; budget; Wright Avenue 2020 project – discuss firms with Capital Projects; talked to Coe Township about future sidewalk to McDonald's.

Old Business:

Purchase Requisitions: none

Ordinance Project – Trustee Coughlin asked that 2 more organizations be contacted. Clerk Gross had the quote from American Legal and notice from Lake Isabella on how they do their ordinance process and cost. Clerk Gross had tried Municode as well with no response but will reach out to them again along with a couple other organizations and email any responses to Council.

Consumers Energy gas franchise agreement – the agreement has been changed to allow for street opening permits and notification of any tree removal with the Village. Motion by Roth, second by Coughlin to set the public hearing for March 18, 2019 to propose the changes to the Consumers Energy gas franchise ordinance agreement. Carried by roll call vote 6-0.

New Business:

Sidewalk Lease Agreement – annual agreement between Village of Shepherd and the Shepherd Bar & Restaurant to lease a portion of the sidewalk area in front of 324 W Wright Avenue. Motion by Maloney, second by Myers to approve the sidewalk lease agreement between the Village of Shepherd and the Shepherd Bar & Restaurant. Carried by roll call vote 5-1 (Roth abstained).

Farm to Table – Committee request to have the same set up as last year for their event to be held on Thursday, August 8, 2019. Closing of Second Street from Orchard Street to the Shepherd Post Office for through traffic from 12:00pm noon – 9:00 pm and from Orchard Street to the alley from 3:00 pm – 9:00 pm. Motion by Roth, second by Myers to approve the street closure request on Second Street from Orchard Street to the alley behind Mercantile Bank on August 8, 2019 for the Farm to Table Event. Carried by roll call vote 6-0. Council asked that the Committee contact Highland Plastics and the Shepherd Post Office with the information, so they are aware of the event and street closures.

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New Business cont'd...

Chief Sawyer stated that he and DPW Supt. Davidson spoke about the updating of the village ordinances and are in favor of this project as it will set new fees and better enforcement.

Clerk Gross reminded Council of the budget work session tomorrow at 5:00 pm.

Motion by Maloney, second by Myers to approve invoices in the amount of \$92,691.60. Carried by roll call vote 6-0.

Motion approved to adjourn at 7:38. Carried 6-0.

Respectfully submitted by

Gina L Gross

Village Clerk