

**CITY COUNCIL  
121 N CHURCH STREET, HUDSON, MI  
PUBLIC HEARING  
February 7, 2023 at 7:00 p.m.**

**747796:**

The Public Hearing was called to order by Mayor Carmel Camp at 7:00 p.m. in the Council Chambers.

ROLL CALL: PRESENT: Carmel Camp, Lisa Enerson, Natalie Loop, Sherry Kirkland, Rick Moreno, Daniel Schudel and Carl Sword

ABSENT: None

ALSO PRESENT: Will Terrill, Barb Ireland – Hudson Post Gazette, Bill Thomas & Larry Jones – Modern Waste, Mike McClellan, Joann Simmons, Matt Shaffer, Devon Sandahl, Candi Best, DPW Superintendent Jay Best, City Manager Charles Weir and City Clerk Jeaniene McClellan

**ORDERS OF THE DAY:**

**Ordinance 400-23 Amending Water & Sewer Outstanding Bills**

**Ordinance 401-23 Amending Refuse Billing**

Adjourn sine die.

**CITY COUNCIL  
121 N CHURCH STREET, HUDSON, MI  
REGULAR MEETING  
February 7, 2023**

**747797:**

The regular meeting was called to order by Mayor Carmel Camp at 7:01 pm. in the Council Chambers.

ROLL CALL: PRESENT: Carmel Camp, Lisa Enerson, Natalie Loop, Sherry Kirkland, Rick Moreno, Daniel Schudel and Carl Sword

ABSENT: None

ALSO PRESENT: Will Terrill, Barb Ireland – Hudson Post Gazette, Bill Thomas & Larry Jones – Modern Waste, Mike McClellan, Joann Simmons, Matt Shaffer, Devon Sandahl, Candi Best, DPW Superintendent Jay Best, City Manager Charles Weir and City Clerk Jeaniene McClellan

### **ORDERS OF THE DAY:**

#### **Setting the Agenda:**

##### **747798:**

Motion by Lisa Enerson, seconded by Rick Moreno **to remove Item G Under New Business from the agenda.** CARRIED 7-0 by roll call

#### **Approval of Minutes of January 17, 2023:**

##### **747799:**

Motion by Carl Sword, seconded by Natalie Loop **to approve minutes of January 17, 2023 and place on file.** CARRIED 7-0 by roll call

#### **Approval of Minutes of January 24, 2023:**

##### **747800:**

Motion by Sherry Kirkland, seconded by Natalie Loop **to approve minutes of January 24, 2023 and place on file.** CARRIED 7-0 by roll call

### **PUBLIC COMMENT:**

At the end of the meeting Devon Sandahl from 509 N Maple Grove Avenue asked Council to allow the staff to use the existing tap in fee since the tap in was put in place while the street was being reconstructed.

### **NEW BUSINESS:**

#### **Discuss: Refuse Contract – Bill Thomas & Larry Jones (Modern Waste):**

We had a meeting with Bill Thomas and Larry Jones from Modern Waste Systems. The company has been sold and they will be changing their name to Lakeshore Recycling Services soon and there will be no personnel changes at this time. The refuse contract expires May 2023, and we asked Bill Thomas to join us at the Council Meeting on February 7<sup>th</sup> for the Council to ask questions. There are options and Council needs to decide what will be best for the residents of Hudson. Because of COVID, we have learned that recyclables were not being separated at the facility.

Options:

1. Keep the refuse the same – everything goes in the cart no recycling and two city wide clean up at the curbs. Consider how much will be allowed to be put at the curb.
2. Refuse every week at the curb – separate cart for recyclables (every other week pickup) and two city wide clean ups.
  - a. City wide – at the curb with a limit = approximately \$9,000.00 each time or consider once a year. This expense could be factored in the monthly billing or paid after each city wide pickup.
  - b. City wide – have a roll off set somewhere for people to drop their large items off.
  - c. Recyclable cart with the roll off for people to take the recyclable to (not at curb)

If we have just refuse at the curb the cost might not be too high but if we want recyclables that will add approximately \$2.50 per service. Or the Council could have a dedicated area for recyclables and roll off. This would have to have a fence around it, since people have tried this in the past and people will drop everything off. The City Wide with two times (spring and fall) at the curb will cost a lot more or possibly have a roll off first of each month or every other month where the residents can bring their large items to put in the dumpster. Items to think about – cost, convenience, how to monitor the dumpster and where would it be best for a roll off and the cost of the fence surrounding it.

Another option would be to have the contract go out for bid.

**Approve: 2<sup>nd</sup> Reading – Ordinance Amendment to 18-54 & 18-55 (Water & Sewer Outstanding Bills):**

At the meeting on January 17, 2023, Council was presented with Ordinance No 400-23: Water and Sewer Outstanding Bills for review. At that meeting Council approve the first reading and waived the actual reading of the Ordinance No 400-23.

If the second reading is approved at tonight's meeting, the Ordinance would become effective on February 23, 2023.

**Ordinance No. 400-23**

AN ORDINANCE TO AMEND CHAPTER 18 OF THE CODE OF ORDINANCES OF THE CITY OF HUDSON, BY AMENDING SECTION 54 ( c ) AND 55 ( a, b, d ) 104 and 105 OF CHAPTER 18.

THE CITY OF HUDSON ORDAINS:

Section 1. Amending Section 18-54 ( c )

Section 18-54 ( c ). of the Code of Ordinances, City of Hudson, Michigan (the “Code”), is hereby adding.

( c ) All Utility bills will remain with property owner.

Section 2. Amending Section 18-55, 18-104, 18-105

Section 18-55. (a, b, d) of the Code of Ordinances, City of Hudson, Michigan (the “Code”), is hereby removing:

- ( a ) In cases where the city is properly notified in writing, the notice to include a true copy of the lease of the affected premises, if there be one, in accordance with such Act No. 94 of 1933 that a tenant is responsible for water or sewage service charges, no such service shall be commenced or continued to such premises until there has been deposited with the city the sum of \$200.00.
- ( b ) or except as to tenants as to whom notice of responsibility for such charges has been filed with the city, when any eight successive quarterly bills shall have been paid by such customer with no delinquency.
- ( d ) The provisions of subsection (c) above shall not apply in any instance where a lease has been or is legally executed, containing a provision that the lessor shall not be liable for payment of water supply and/or sewer service bills, provided an affidavit with respect to the execution of such lease shall be filed with the city, and 20 days’ notice shall be given to the city by the lessor of any cancellation, change in or termination of the lease, whether said lease is in writing or not. In the event there is no written lease, and the lessor claims the lessee is liable for payment of water and/or sewer services, the affidavit shall also be signed by all lessees the lessor claims are liable for payment of water and/or sewer service bills.

Section 18-104 of the Code of Ordinances, City of Hudson, Michigan (the Code), is hereby removing:

“In cases where the city is properly notified in writing, the notice to include a true copy of the lease of the affected premises, if there be one, in accordance with such Act 94 of 1933 that a tenant is responsible for water and sewage service charges, no such service shall be commenced or continued to such premises until there has been deposited with the city the sum of \$150.00.

Section 18-105 of the Code of Ordinances, City of Hudson (the Code) is hereby removing:

“and a deposit as in the case of tenants is made” “similar” “except as to tenants as to whom notice of responsibility for such charges has been filed with the city, when any eight successive quarterly bills have been paid by such customer with no delinquency.”

**747801:**

Motion by Natalie Loop, seconded by Sherry Kirkland **to approve the second reading and waive the actual reading of Ordinance No. 400-23, Amending the Water and Sewer Outstanding Bills.** CARRIED 7-0 by roll call

**Approve: 2<sup>nd</sup> Reading – Ordinance Amendment to 9-4 (Refuse Billing):**

At the meeting on January 17, 2023, Council was presented with Ordinance No 401-23: Refuse billing for review. At that meeting Council approve the first reading and waived the actual reading of the Ordinance No 400-23.

If the second reading is approved at tonight’s meeting, the Ordinance would become effective on February 23, 2023.

### Ordinance No. 401-23

AN ORDINANCE TO AMEND CHAPTER 9 OF THE CODE OF ORDINANCES OF THE CITY OF HUDSON, BY AMENDING SECTION 9-4 (a) OF CHAPTER 9.

THE CITY OF HUDSON ORDAINS:

Section 1. Amending Section 9-4 (a)

Section 9-4 ( a ) of the Code of Ordinances, City of Hudson, Michigan (the “Code”), is hereby removing:

( a ) “quarterly” and adding “monthly” in its place.

Removing: “unless notice is given that tenant is responsible,” “for six months”

**747802:**

Motion by Dan Schudel, seconded by Lisa Enerson **to approve the second reading and waive the actual reading of Ordinance No. 401-23, Amending the Refuse billing.** CARRIED 7-0 by roll call

**Approve: Partnership with MSHDA:**

We received an email from Michigan State Housing Development Authority on January 10, 2023. The State has allocated \$242.80 million from the American Rescue Plan Act of 2021 to help homeowners with delinquent mortgage/housing payments, delinquent property taxes, and delinquent utility payments. We need to approve the agreement with MSHDA and provide them with a person to contact and the City’s banking ACH information.

One of our residents has already asked them for help but they need our information first and the Council’s approval.

**747803:**

Motion by Natalie Loop, seconded by Dan Schudel **to approve the Provider Participation Agreement with MSHDA.** CARRIED 7-0 by roll call

**Approve: Purchase of Street Signs & Traffic Control Signs:**

We have approximately 45 street signs and 42 traffic control signs in disrepair or missing. Council was given 3 quotes (Dornbos, Safetysign.com, and Econo Sign) for purchase of the street signs and Traffic control signs.

The City has \$5,000.00 budgeted for signage. DPW Superintendent Jay Best would like to purchase street signs first, then traffic control signs and with any funds left purchase No parking signs with the balance not to exceed \$4,500.00.

Dornbos will be the company used for the street signs.

Safetysign.com will be use for the traffic control signs.

Dornbos for the hardware.

These two options are the most economical choices.

**747804:**

Motion by Dan Schudel, seconded by Lisa Enerson **to approve the purchase of Street signs and traffic control signs in the amount not to exceed \$4,500.00 from the Major Street Fund.** CARRIED 7-0 by roll call

**Approve: Purchase Parts for the Repair of the Elgin Pelican**

Council was given the parts and cost of the parts for the repair of the street sweeper. LaCal is the only place that had the parts to repair the sweeper. ODB are not carrying the parts anymore and Elgin the company that made the sweeper do not carry the inventory for that age of the sweeper. Also, we have taken on the repair in house and are confident that we can repair the sweeper. It is disassembled, parts ordered and have been shipped. We are waiting for 1 of the parts and can reassemble the sweeper and have it serviced for spring cleanup.

The motor vehicle fund will be used to cover the expense. The current balance in the Motor Vehicle Fund line for the Street Sweeper is \$20,000.00.

**747805:**

Motion by Dan Schudel, seconded by Rick Moreno **to approve the purchase of the repair parts Lacal Equipment Company in the amount of \$3,000.00.** CARRIED 7-0 by roll call

**UNFINISHED BUSINESS:**

**Bills:**

Bills to Council  
February 7, 2023

**Bills to be Approve**

MML	\$11,750.00	Installment 4 of policy
Total	\$11,750.00	

**Bills to be Confirmed**

Modern Waste	\$9,718.68	Refuse Contract
Consumers	\$3,519.10	107 Mechanic Electric
Yeider Concrete	\$2,500.00	Emergency Repair in Front of Fire Station
Jones & Henry	\$12,898.20	Invoices for DWAM
Michigan Gas & Utilities	\$1,189.96	107 Mechanic
Miss Dig	\$1,173.70	2023 Membership
Innovative Software	\$3,824.55	Income Tax Program Yearly Fee
Next Generation	\$1,123.02	Ambulance Repairs
<b>Total</b>	<b>\$35,947.21</b>	

**747806:**

Motion by Lisa Enerson, seconded by Sherry Kirkland **to approve pay the bills.** CARRIED 7-0 by roll call

**Account Balances, Check Register and Revenue Expenditure Report:****Account Balances:**

General Fund	\$511,689.34
Cemetery Trust Fund	\$ 2,262.45
Major Street Fund	\$155,198.69
Local Street Fund	\$ 75,392.80
Fire Department Fund	\$ 37,716.28
Recreation Fund	\$ 3,523.44
Cemetery Foundation	\$ 24,208.47
Ambulance	\$ 45,055.59
Community Center	\$ 21,821.04
Thompson Museum Fund	\$ 57,662.33
Library Fund	\$ 0.00
Thompson Library Fund	\$ 0.00
Museum Fund	\$ 37,909.41
Downtown Development	\$ 43,670.76
Industrial Park Fund	\$ 11,105.69

L D F A	\$ 0.00
2021 Capital Improvement Bond Fund	\$108,548.53
Sidewalk Fund	\$ 2,565.98
Utilities Fund	\$ 12,574.84
Motor Veh and Equip Fund	\$228,385.39
Property Tax Collection	\$ 4,524.24
Income Tax Fund	\$135,633.77
Payroll Fund	\$ 3,464.23

**747807:**

Motion by Rick Moreno, seconded by Dan Schudel **to accept the account balances, check register and revenue expenditure report and place on file.** CARRIED 7-0 by roll call

**Department Head Reports:****747808:**

Motion by Rick Moreno, seconded by Natalie Loop **to accept the department head reports and place on file.** CARRIED 7-0 by roll call

**CITY MANAGER'S REPORT:**

- We are working on 2022-2023 budget amendments and plan on having them ready for Council review at the February 21<sup>st</sup> Council meeting.
- We are also beginning to work on the 2023-2024 budget. Department Heads have been given budget priority form to prioritize their budgetary needs for the upcoming fiscal year. It is going to be challenging to draft the 2023-2024 budget due to the increased cost of materials, medical insurance, unbudgeted expenses experienced this fiscal year. July 20, 2021, Council approved to temporarily suspend the City Income Tax Policy until June 30, 2023, to utilize more of the Income Tax dollars to help cover expenses. The Council may have to consider extending the temporary suspension of the Income Tax Policy.
- The water and sewer rate studies are underway. We are looking at meter sizes for the billing which will be more equitable with all users in the city. We are also factoring the expense for a new Wastewater Operator and to build reserve funding for the Water and Sewer Departments. Mr Weir is anticipating necessary rate increases in the water and sewer but do not have the numbers yet.
- The City Recreation Plan is expired. We are in the process of exploring options to get the plan updated economically. The city must have a up to date plan to be eligible for certain grants.
- Superintendent Jay Best and Mr Weir met with Tom Rounds of Dixon Engineering, the company that did the Webster Park water tank inspection. We went over the inspection report and there are 14 items that need attention on the water tower. Overall, the tank is in good condition. There are 5 items that are safety related and need updating per EGLE and OSHA regulations. These five items that are more critical to be fixed are approximately \$30,000.00. The exterior and interior painting of the tower, which is suggested and needed, is about \$410,000.00. Mr Weir contacted Jones & Henry and asked them to include this work in the project plan for the DWSRF grant the city is applying for.



**COUNCIL COMMENTS:**

**ADJOURNMENT:**

**747809:**

Motion by Rick Moreno, seconded by Natalie Loop to **adjourn the meeting at 8:23 pm**

APPROVED: \_\_\_\_\_

Carmel Camp, Mayor

ATTEST: \_\_\_\_\_

Jeaniene McClellan, City Clerk