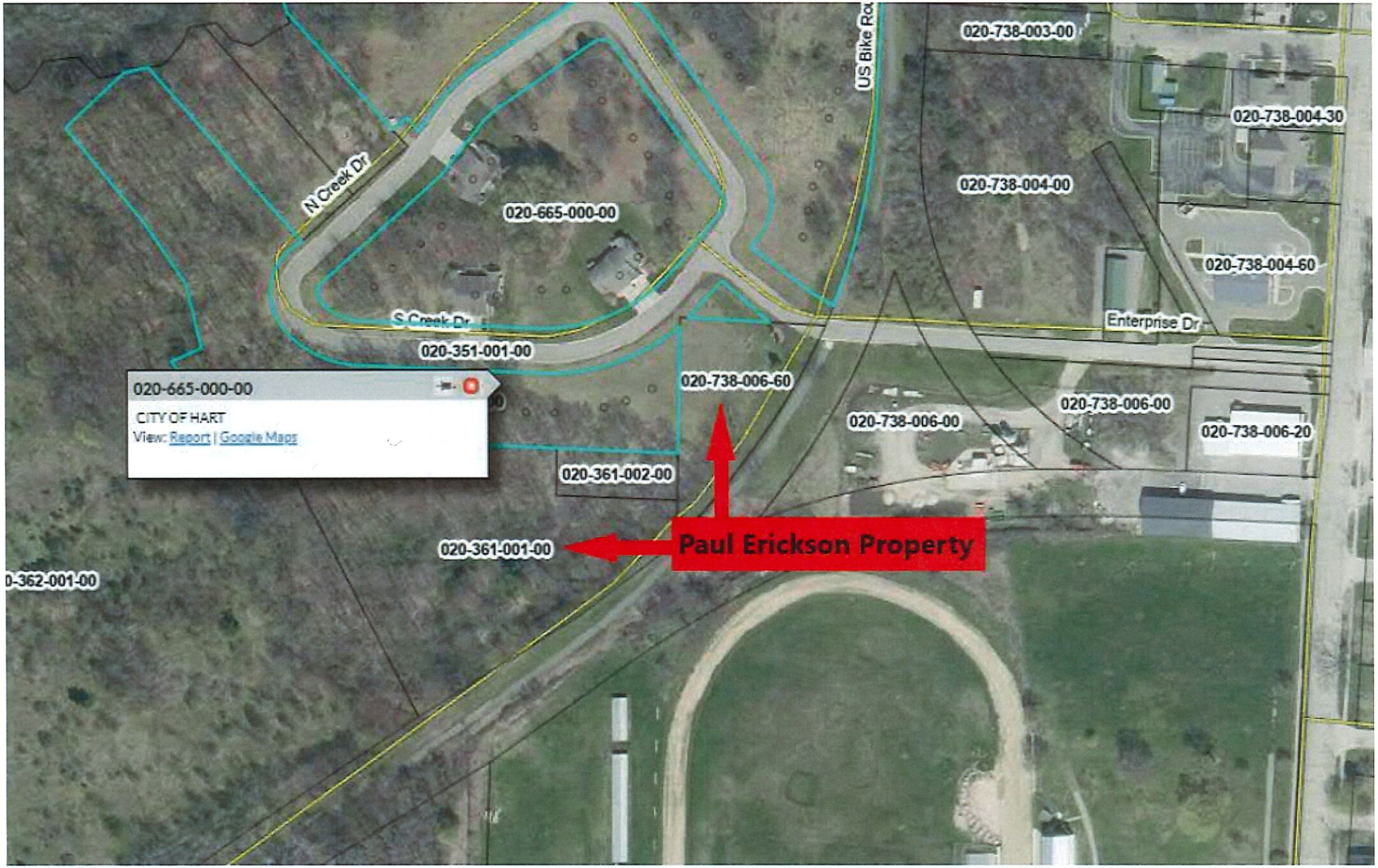
City of Hart, Michigan
CITY COUNCIL AGENDA
May 9, 2023, 7:30 PM
407 State St. – Council Chamber
NOTICE OF PUBLIC MEETING
REGULAR COUNCIL MEETING

1. Call to Order
2. Roll Call – Adams, Burillo, Evans, Hodges, Klotz, Trygstad, Platt
3. Pledge of Allegiance
4. Approval of Agenda
5. Public Comments – **Public comment on any matter other than a scheduled public hearing. We ask that you please limit your comments to 3 minutes.**
    a. Correspondence, Events, Presentations
        i. Paul Erickson – Fair and Circus update, Creeks Subdivision discussion
        ii. Public Hearing – Rezoning of Parcel 020-243-001-00 Located at 620 East Main Street
6. Consent Agenda:
    a. Approval of Minutes from April 25, 2023 Council meeting.
    b. Bills, Claims, Payroll
    c. Reports of Boards, Commissions, and Committees
    d. Department Reports – Police/BioPure/Public Works/Energy/♥C&E Dvlp.
7. Action Items
    a. Resolution 2023-19 Fireworks permit – National Asparagus Festival After Party
    b. Resolution 2023-20 Fireworks permit – Hart Sparks Celebration
    c. Ordinance 2023-02 Rezoning of Parcel 64-020-243-001-00 620 East Main from Planned Unit Development and M-1 Medical to A-1 Residential (1st Reading)
8. Discussion Items
    a. Special Event Permit – National Asparagus Festival After Party
    b. Special Event Permit – Hart Sparks Celebration
    c. Re-appointment of Penny Burillo to the Hart Area Library Board
9. City Manager Report
    a. Budget discussion and review of key issues and goals for fiscal year 2024
10. Communications from the Mayor and Council (Including board and committee updates.)
11. Adjournment –

Access is provided through the Michigan Relay Service for individuals with speech or hearing impairments. *https://hamiltonrelay.com/michigan/index.html*

With advance notice of seven calendar days, the City will provide interpreter services at all public meetings, including language translation and signage for the hearing impaired. Call 231-873-2488. La Ciudad proporcionará servicio de intérprete para esta reunión pública si se pide con siete días de anticipación, lo cual incluye la traducción de idioma y letreros para los con una discapacidad auditiva. Llame al 231-873-2488.


020-738-003-00
020-738-004-30
020-738-004-00
020-738-004-60
Enterprise Dr
N Creek Dr
020-665-000-00
S Creek Dr
020-351-001-00
020-665-000-00
CITY OF HART
View: Report | Google Maps
020-738-006-60
020-738-006-00
020-738-006-00
020-738-006-20
020-361-002-00
Paul Erickson Property
020-361-001-00
0-362-001-00

MCKENNA

March 28, 2023

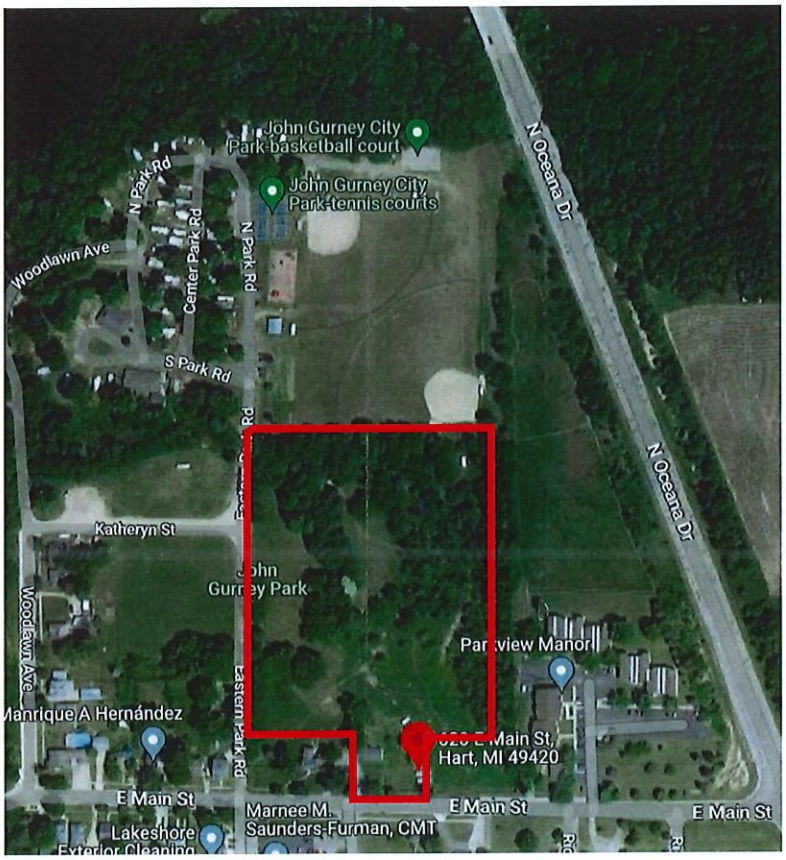
Planning Commission
City of Hart
407 S. State Street
Hart, MI 49420

Subject: **Proposed Rezoning of 620 E. Main St.**

Dear Commissioners,

As requested by the applicants, Randy and Lisa Bouwkamp, we have reviewed the above referenced application for the rezoning of 620 E. Main St. (Parcel number: 64-020-243-001-00) from PUD to A-Residential.

The lot is 528' wide x 752' long. The lot contains a single-family residence, but much of the lot is currently undeveloped. The lot is outlined (approximately) on the aerial photo below. The applicant proposes to rezone the lot to A-Residential and to keep farm animals on the grounds.

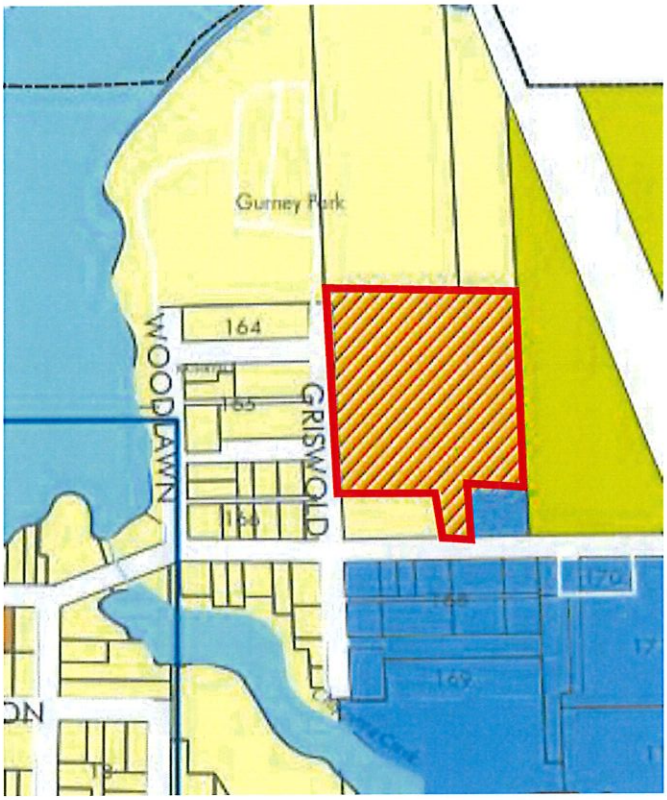


GRAND RAPIDS
124 East Fulton Street
6th Floor, Suite B
Grand Rapids, Michigan 49503

O 616.226.6375
F 248.596.0930
MCKA.COM

Communities for real life.

Below is the current zoning map in the area. The parcel in question is highlighted.



- A, Residential Zone
- A-1, Residential Zone
- A-2, Apartment Zoning District
- B-1, Central Business District
- B-2, General Business District
- C-2, Limited Commercial
- D-1, Industrial District
- D-2, Industrial Park District
- M-1, Medical/Institutional District
- PUD, Planned Unit Development

ZONING DISTRICT COMPARISON

The chart below compares the existing PUD District to the proposed A District. When considering a rezoning, the Planning Commission must take into account all potential uses under the new zoning classification, not merely the use the applicant has expressed interest in.

	Existing District PUD Planned Unit Development	***A- Residential***
Permitted Uses	• Single and multi-family housing; • Hospitals, medical or dental clinics; • Public, private or nursery schools; • Housing for the aged, nursing homes and retirement; • Children's homes; • Community swimming pools; • Executive professional or administrative offices; • Hotels and motels; and • Athletic and fitness clubs.	• Single family detached dwellings. • Two-family dwellings (duplexes) • Accessory apartments • Child and adult day care homes with no more than six minor children and adults. • State licensed adult foster care family homes with no more than six adults. • Home occupations. • Private communication antenna not exceeding twenty-five feet in height • Accessory uses, buildings and structures customarily incidental to any of the above uses • Essential public service equipment. • Churches, synagogues or other similar places of worship and customary related uses. • Public and institutional uses. • Public and private schools and school administration buildings.
Special Approval Uses	n/a	• Antenna and towers exceeding a height of twenty-five • Non-commercial parks, playgrounds and play fields. • Essential public service buildings and structures.

	Existing District *PUD Planned Unit Development*	*A- Residential*
		• Housing for the elderly, retired or those requiring assisted care including nursing homes. • Public and private golf courses. • Child day care homes which provide care to more than six but not more than twelve minor children. • Child day care centers. • Bed and breakfast establishments. • Foster care group home for seven or more persons. • **Domestic farm animals and fowls penned and housed more than 200 feet from any dwelling other than the dwelling occupied by the owner of the farm animals or fowls, and located on a parcel of land containing three acres or more.** • Duplexes. • Boarding houses.
Minimum Lot Size	Determined by the Planning Commission	6,000 square feet
Minimum Lot Width	Determined by the Planning Commission	45 feet
Minimum Setbacks	Determined by the Planning Commission	Front: 15 feet Side: 15 feet Rear: 25 feet
Maximum Building Height	Determined by the Planning Commission	35 feet 2.5 stories
Residential Density	Determined by the Planning Commission	7 units per acre w/ sewer 3 units per acre w/o sewer

The two districts are very different. The PUD district allows much more flexibility in site design, construction, and use, when compared to the A-Residential district. The PUD district is envisioned to allow for greater density and a mixture of uses such as commercial, residential, and service. A PUD allows for more intensive uses to take place. The A-Residential district allows primarily for single-family residences and their auxiliary uses. The parcel in question is Zoned PUD, but on the edge of that district and wedged between A-Residential lots and M-1 Medical/Institution lots. The site is currently partially developed, and a single-family residential structure is on site.

The applicants, seek to rezone this parcel from PUD to A-Residential and to house farm animals on the site-a permitted special use in this district. The applicants are in a family lineage of the original owners of the farm-Doc Stevens. The current owners wish to return the property and it's use to its original form-a residence and gentleman's farm.

REVIEW CRITERIA FOR REZONINGS

When reviewing a rezoning request, the Planning Commission should consider the following criteria.

1. **Consistency with the Master Plan.**
   The 2017 Hart Master Plan encourages single-family residential neighborhoods and properties to promote the community character of Hart. The 2017 Master Plan envisions a variety of uses in the A-Residential district.

2. **Consistency with the Zoning Ordinance.**
   Section 1245.03(j) of the Hart Zoning Ordinance states that, "Domestic farm animals and fowls penned and housed more than 200 feet from any dwelling other than the dwelling occupied by the owner of the farm animals or fowls, and located on a parcel of land containing three acres or more."

   The Hart Code of Ordinances page 13 (2) defines farm animals as "Farm animals and fowls" means those animals and fowls usually kept on a farm for the production of income, such as horses, cows, pigs, chickens, turkeys, sheep, ducks, and geese."

   The proposal to keep farm animals on the property is consistent with the Hart Zoning Ordinance. The applicants have submitted a detailed site plan for the uses on the property and the plan easily meets the 200' minimum setback from adjacent properties. A Special Use Permit will be required before the animals can begin residing on the site.

3. **The Site's Physical Compatibility with the Uses Permitted in the Zoning District.** The Planning Commission must consider whether the site can reasonably support the uses permitted in the proposed Zoning District, from a physical perspective.

   - **Natural Features:** The subject site is a partially developed lot that contains a single-family residence. The parcel has historically been the site of a gentleman's farm. The natural features of the site are consistent with a gentleman's farm with open spaces and wooded areas. The parcel is also primarily flat and does not contain protected wetlands or other natural features that would restrict development.

   - **Road Network:** The parcel fronts Main Street, which is the main east/west corridor in Hart. The parcel is approximately a mile east of Downtown Hart. To the east of the parcel is Oceana Rd., a

regional road which bypasses Downtown Hart. The proposed rezoning is not anticipated to have any negative impacts on the road network.

4. **Compatibility with Surrounding Uses.** The Planning Commission must consider whether all of the permitted uses in the proposed A-Residential District would be appropriate adjacent to the existing surroundings. The table below summarizes the land use attributes of the site and the surrounding properties.

	Current Zoning	Existing Land Uses	Future Land Use (Master Plan)
Subject Parcel	PUD	Single-Family Residence	PUD
North	A-Residential	John Gurney Park	Park or Residential
East	A-2	Multiple Family Residential	Multiple Family Residential
South	M-1 Medical/Institutional	Medical/Institutional	Medical/Institutional
West	A-Residential	Single-Family Neighborhood	Single-Family Neighborhood

The surrounding land uses to the north, east, and west are residential, with single family homes to the west, John Gurney Park to the north, and multiple family apartments to the east. A single-family residence with farm animals could be appropriate and compatible with the neighborhood. Given the size of the parcel and the setbacks from other residential properties to the east and west, the proposed uses would be compatible with the surrounding area.

5. **Most Appropriate Zoning District**. The parcel's future land use designation as a single-family residence that houses farm animals strongly suggests a rezoning to the A-Residential district.

6. **Infrastructure Capacity.** We are not aware of any infrastructure capacity issues that would restrict the ability to own and house farm animals as a special use in the A-Residential District. The site appears to have access to public water and sewer without needing any extensions of that system.

RECOMMENDATION

We recommend that the Planning Commission recommend approval of the rezoning to A-Residential to the City Commission. Please do not hesitate to contact us with any questions.

Respectfully submitted,
MCKENNA

Christopher Khorey, AICP
West Michigan Manager

Jeff Keesler
Associate Planner

Historic Reference

CITY OF HART
ORDINANCE NO. 2012-04

A ZONING ORDINANCE AMENDMENT ESTABLISHING A PLANNED UNIT DEVELOPMENT (PUD) AT 608 EAST MAIN STREET

First Reading:	July 10, 2012
Second Reading & Adoption:	July 24, 2012
Publication:	August 2, 2012
Effective Date:	Ten days after publication

THE CITY OF HART ORDAINS:

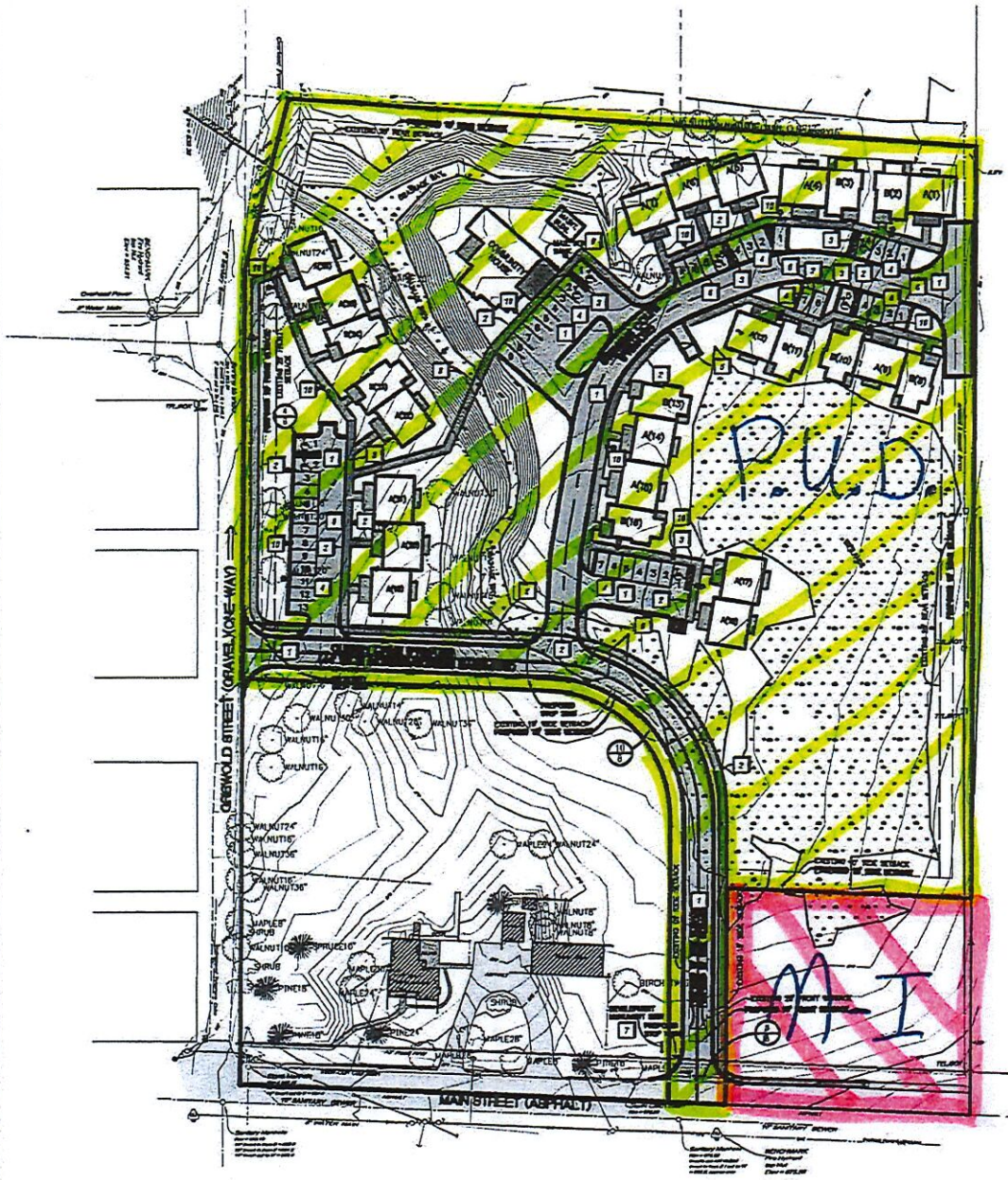
The rezoning of a portion of 608 East Main Street (parcel ID #64-020-243-001-00), from A, Residential Zone, to PUD, Planned Unit Development for a 26-unit senior housing development. The property proposed for rezoning is legally described as follows:

A parcel of land situated in the Southwest One-quarter of the Southwest One-quarter of Section 9, Town 15 North, Range 17 West, City of Hart, Oceana County, Michigan, more fully described as follows: Commencing at the Southwest Corner of said Section 9; thence North 00°30' 51" East, 315.22 feet, along the West Line of said Section 9 and the Easterly line of Griswold Street, to the Point of Beginning; thence North 00°30'51" East, 318.68 feet, continuing along said West Line of Section 9 and Easterly line of Griswold Street; thence North 14°35'29" East, 137.30 feet; thence South 85°37'54" East, 530.13 feet; thence South 00°31'05" West, 585.04 feet; thence North 87°19'27" West, 188.41 feet; thence South 00°30'51" West, 167.62 feet, to a point on the South Line of said Section 9 and the centerline of Main Street; thence North 87°19'27" West, 44.03 feet, along said South Line of Section 9 and centerline of Main Street; thence North 00°30'51" East, 315.22 feet; thence North 87°19'28" West, 330.24 feet, to the Point of Beginning. Said parcel contains 6.66 acres of land, more or less. SUBJECT TO the right-of-way of Main Street across the Southerly 33 feet thereof. ALSO SUBJECT TO easements or restrictions, if any.

STATE OF MICHIGAN)
) SS.
COUNTY OF OCEANA)

I, the undersigned, the duly qualified and acting City Clerk of the City of Hart, Oceana County, Michigan, do hereby certify that the foregoing Ordinance amendments and additions were adopted by City of Hart at a regular City Council meeting duly held on the 24th day of July, 2012; and that the meeting with held in compliance with notice provisions and all other requirements of Act 267 of the Public Acts of 1976, as amended, I hereby certify that I published the Ordinance amendments and additions in the Oceana Herald Journal on the 2nd day of August, 2012.

Laura L. Stevens
Hart City Clerk



Construction Notes

1. PAVING DETAIL
2. INSTALL CONCRETE SIDEWALK
3. INSTALL BARRIER-FREE RAMP
4. LAYOUT FOR STANDARD AND ACCESSIBLE PARKING SPACES
5. INSTALL BUMPER ENCLOSURE AND PAD
6. INSTALL CANTILEVERED CARPORT (LENGTH VARIES BY NUMBER OF UNITS)
7. INSTALL MONUMENT SIGN INSIDE CITY OF HART ZONING REQUIREMENTS AND SIGNS REQUIREMENTS WHICH MAY NOT BE IN CONFLICT
8. INSTALL FREE SPAN BRIDGE FOR FOOT TRAFFIC – TO BE DESIGNED BY OTHERS
9. INSTALL COMMUNITY MAILBOXES (ONE PER UNIT) (TO BE DESIGNED BY OTHERS)
10. INSTALL STREET, SIDEWALK, AND PARKING LOT LIGHTING WITHIN ALL CITY OF HART AND SIGNS REQUIREMENTS. FINAL LOCATION AND SPECIFICATIONS TO BE PROVIDED FOR CONSTRUCTION DOCUMENTS BY OTHERS.

Legend

	TANK COVER	N.	NORTH
	ELECTRICAL PANEL	S.	SOUTH
	GUARD POST	E.	EAST
	FLAG POLE	W.	WEST
	FLOOD LIGHT	°	DEGREES
	CATCH BASIN	'	FEET OR MINUTES
	TEST LEAD	"	INCHES OR SECONDS
	LIGHT POLE	Sq.	SQUARE
	CURB STOP	Ft.	FEET
	MANHOLE	Vol.	VOLUME
	ELEC. TRANSFORMER	Pg.	PAGE
	FIRE HYDRANT	O.R.	OFFICIAL RECORD
	MAILBOX	Calc.	CALCULATED
	SIGN	Rec.	RECORDED
	UTILITY POLE	R/W	RIGHT OF WAY
	TELE. RISER	C/L	CENTERLINE
	FOUND IRON	T	TITLE
	FOUND MONUMENT		
	SECTION CORNER LABEL		
	SOIL BORING		

PROPOSED ASPHALT PAVEMENT

PROPOSED CONCRETE

Typical Units

A — 2-BEDROOM UNITS 1,200 SF (17 TOTAL) PROPOSED COVERED CONCRETE PATIOS

B — 1-BEDROOM UNITS 896 SF (9 TOTAL) PROPOSED COVERED CONCRETE PATIOS

Site Data

PARCEL INFORMATION
PARCEL ZONING (EXISTING): A-RESIDENTIAL
PARCEL ZONING (PROPOSED): PUD

PARCEL REQUIREMENTS (AS PROPOSED PUD)
ALL NUMBERED SPACES ARE GRASS AT 10' X 20' MIN.
1.5 PARKING SPACE PER UNIT
(26 UNITS/UNIT) = 39 PARKING SPACES REQUIRED
39 TOTAL PARKING SPACES PROVIDED, INCLUDING
8 HANDICAPPED SPACES
COMMUNITY HOUSE (2,700 SF) AT (1) SPACE PER 300 SF
(9) SPACES REQUIRED, (9) PROVIDED

PARCEL ADDRESS
LOT 1 HART ZONING ORDINANCE DESIGNED AND MAIN STREET)
HART, MICHIGAN 49420

ZONE SETBACKS (REQUIRED)
- FRONT 30'
- SIDE 15'
- REAR 15'

ZONE SETBACKS (PROPOSED)
- FRONT 30'
- SIDE 15' TOTAL, 8' MIN.
- REAR 30'

BUILDING HEIGHT
NORTH A-RESIDENTIAL
EAST A-2 APARTMENTS
SOUTH OF MAIN STREET
M-2 MEDICAL, INSTITUTIONAL
EAST A-RESIDENTIAL
SOUTHWEST A-RESIDENTIAL
PARCEL "C": A-RESIDENTIAL
(PROPOSED FOR REZONING TO M-2)
PARCEL "A": A-RESIDENTIAL

General Notes

1. DEVELOPMENT OF THIS SITE SHALL BE IN ACCORDANCE WITH STATE, COUNTY AND CITY REQUIREMENTS.
2. DIMENSIONS AND/OR COORDINATES ARE TO BACK OF CURB, UNLESS OTHERWISE NOTED.
3. SITE LIGHTING SHALL MEET NEMA, OCEANA COUNTY AND CITY OF HART REQUIREMENTS, AND SHALL BE DIRECTED AWAY FROM ADJACENT RESIDENCE AND PROPERTIES.
4. SIGNAGE SHALL MEET NEMA, OCEANA COUNTY AND CITY OF HART REQUIREMENTS, FOR TYPE, SIZE AND LOCATION.
5. PROPOSED ASPHALT DRIVE AND PARKING SHALL BE GRADED TO DIRECT ANY RUN-OFF TO ON-SITE STORM WATER MANAGEMENT SYSTEMS. DESIGN TO BE APPROVED AND PERMITTED BY THE OCEANA COUNTY DRAIN COMMISSIONER.
6. IMPACTS TO WETLAND AREAS SHALL REQUIRE APPROVAL AND PERMITTING BY THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY (MDEQ).

kendra c.
THOMPSON
architects, p.c.
803 Cherry Street
Muskegon, MI 49440
tel: 231.723.4195
thompson.kendra@boslogic.net
www.kendrathompsonarchitects.com

Gourdie-Fraser
Municipal | Development | Transportation
www.gourdie-fraser.com
tel: 231.943.3051
fax: 231.943.3059
1715 Pierce Street
Muskegon, MI 49441

OCEANA COUNTY HOUSING COMMISSION
THE COTTAGES AT GURNEY FARMS SENIOR LIVING
SITE PLAN
SECTION 9, T14N, R17W,
CITY OF HART, OCEANA COUNTY, MICHIGAN

These documents are prepared in accordance with the contractual terms and conditions for this project.

12180

SHT 4 OF 9

Historic Reference

CITY OF HART
407 S. STATE ST.
HART, MI 49420
COUNCIL PROCEEDINGS
April 25th, 2023
MINUTES – Draft

PRESENT: Councilors: Justin Adams, Jim Evans, Amanda Klotz, and Kris Trygstad
ABSENT Mayor Vicki Platt, Catalina Burillo and Dean Hodges
OTHERS PRESENT: City Manager – Rob Splane, BioPure Superintendent – Paul Cutter, Hart PD – Ray Ryder, Sharon Hallack, Bill Volpp, Dick Huntington
A large crowd gathered in support of Drive Safe Bill.

Mayor Pro-Tem Klotz called the meeting to order; following the roll call, then led the Council in the pledge of allegiance.

APPROVAL OF AGENDA:

- J. Adams motioned to approve the agenda and was supported by J. Evans
  - Ayes: 4 Nays: 0 Absent: 3

PUBLIC COMMENTS:

- Cindy Fout Hart Mi, thank you all for your service to our community and for being on the Hart City Council, I am here regarding the article in our local paper about the Drive Safe Proclamation, after reading the article I researched the issue as history and its current status, and from what I see this appears to be a hot button issue. The legislator did pass these bills into law and I am wondering if this means that the City Council is choosing a side in this issue based on the wording of the proclamation and if so is this proclamation going to be issued by the City Council as something that can be seen as a voice for residents of the City of Hart and if so has the word been put out to the residents so that they can provide input, as the newspaper article was the 1st I've heard about the Proclamation and I just wondering whether or not what the purpose was and also based upon the article there are other avenues available that the council can take rather than a proclamation, these are avenues that would require personal commitment or personal involvement of those wishing to support or rescind of the bill. I am a supporter of self-government and I know I reside in a republic and that each of us has a responsibility to be involved in the laws and actions that are being taken not just locally but within the State and Federal Government. This appears to be a political issue and from everything I read its very partisan and I wonder if that isn't a risk as such action could be seen as not promoting and protecting the common interests and welfare of the whole community and residents of the City, but more focus on special interests. In my opinion Lansing will do what Lansing will do and each of us should be in contact with our legislators with regards to support with these laws as we see appropriate, but I ask you carefully considering whether a proclamation is an appropriate route to take for the City of Hart Council.
- Dick Huntington, 115 Creeks Drive, I am looking forward to meeting with the two council members and the HOA to go over some of the things that we are concerned about. Also, I would like the Council to consider one is the burnt down house on Wood Street that has been there a couple years now and it does represent a health and safety hazard I'm surprised there hasn't been any problems up to this point. There are ways that the City can be more aggressive and go after the home owner to get the house repaired or torn down. I know the insurance company and lawyers are involved but there are ways to put pressure on homeowner as it is an eye sore but more so a dangerous piece of property the way that it is.
  The other concern is Polk rd., Polk rd. must be one if not the worst connector off Us 31. That road is terrible I was on the township board for 10 years and we've heard all the stories from the Road commission, State and our representatives about how they have a plan, for one Polk rd. is not going to become 28th street, but there needs to be a plan to get it paved or fixed in order to get 3 lanes put in so there is a turn lane in the middle instead of putting in sidewalks. It's not going to develop into a strip mall or shopping center. So, I would encourage the City the County Commissioners and County Road Commission to get together with our representatives get some action taken as there is money available to get these roads fixed as that is a primary connector to a federal highway and this needs to get done while the money is there.

- Irma Hinojosa, Catalina Burillo wanted me to share what she wrote to the entire Council last meeting that was not read for everyone to hear.
  To my fellow Council members of the City of Hart:
  Unfortunately, as you know, I am unable to be in attendance at this evening's council meeting, but I wanted to take the liberty to submit to you the reasons this resolution and proclamation are so important to our community. I am in favor of passing this resolution and proclamation. It is our opportunity as a council to demonstrate and take the lead in our community and to set the example that we know it's important to the residents that live in our community to have the same access to tools and resources; to travel to and from work and earn a living, take their children to daycare, take care of their family's health, seek an education, and to have the best quality of life that they can have without having to constantly live in fear. Daily, residents in our community live in fear of getting pulled over, arrested, and ultimately creating family separation, due to the simple issue of not having a driver's license or having the ability to obtain one. As we all know, Oceana County does not have a college, university, or trades schools, nor do we have public transportation. In order for our residents to continue thriving, they need access to a driver's license to get to places such as these I named.
  As a Council we can show our support by saying that we believe our residents should have the same access to the tools in their toolbox. This is about quality of life, and about safety and security. Our residents are productive workers, pay taxes, and many of them contribute to benefits such as social security, but may never get to receive those benefits. By passing this resolution and proclamation, as a Council, we are showing the residents that they have representation here on this Council and that we know the needs and concerns of our community. Individuals living in our community should have the right to move around and have all the privileges that everyone else has, regardless of their level of documentation.
  I am proud to live in this community and to support all our residents. I would like us to set the example that we are a safe and welcoming community, and further that we are a diverse and inclusive community. What better way to set that example than passing this resolution and proclamation right here in the City of Hart-in the "Hart" of Oceana County. #HartStrong
  As a welcoming City, we are showing our support to our residents that come here to seek a better life for themselves and their families, that they too can obtain the American dream.
  I couldn't be prouder to support this resolution and I'm asking and encouraging all my fellow council members to show your favorable support by unanimously voting tonight in favor of the resolution and proclamation. This is something that will unify and strengthen our community, rather than dividing us because of political partisan reasons. I believe that politics has no place here, this is simply about dignity, about humanity, and about quality of life.
  It is my hope that once the Hart City Council passes this resolution that other municipalities, etc. in our county will take notice and follow suit. This is our opportunity to lead on this issue and to show the county and the state that we need action to protect our community members. Thank you
  And thank you to all those who are present tonight to show their support.
  Sincerely Catalina Burillo, Hart City Council member
- Dan Hooker, 586 6th street Pentwater, the reason I am here is because you are Hart of this county and has the Hart of this county you beat for everyone. I would like to think as a veteran the Hart of the county I live in would respect the fact that we are a land of laws and as such each and every one of us live under those laws each and every day. I do not want to welcome those who will not live under the laws. And as the Hart of this county, I don't think that is something you would want also. So, I ask you to look at yourselves, look at the community, what you promote is what you will invite, and we see that all over this country. Diversity I believe in whole heartly, I grew up in Oceana County. Folks would come folks would go, folks I ask that you do not promote the things which our children will grow up regretting what we opened the door to. You are the Hart and you can show love and the best way to show love, is to show people that you also love the law.
- Beverly Mills, 4667 S 44th Ave New Era, Question on the Drive Safe bill, If someone gets given a drivers license in this country only citizens can vote and we use a driver's license as an id to show who they are, what's to stop them from attempting to vote, the secretary of state signs people up to vote when they get a drivers license, I see this could be a big problem with people who are not citizens when it comes to voting. If someone wants to drive in this county all they have to do is become a citizen, which that option is open today. I've heard it said that they are driving now, and they fear being caught, if I don't have a license and I get caught I'm going to

have to pay the consequences because that is what our laws are, you're not allowed to drive without a driver's license period.

- Erin MacGregor, Benona Township, I feel like our County is more like a small City and what each of us does in our townships affects each other. I am all for immigration and I love immigration I personal and directly responsible for two legal immigrants, and I think that is the past that serves. We are a land of laws if we pick and choose which laws we like and which we don't like and enforce those we like and ignore those we don't like we will wind up like the big City's are now where there are no laws, chaos, you know we are a smaller community and it will take longer to fall into that, but when you ignore the laws that is what happens that's the ultimate outcome and there is no way around it. As I said I love immigrants I am personally responsible for immigrants and there is a right way to do it if we need more paths for more people fine, let in a million, two million or even three million a year the right way and let everyone get accommodated, let the country get accommodated to take more people in as we can accommodate them. We will give illegally and enabling dilly-dally by our actions as kindhearted as we are and as much as we want to help people, we must obey the laws, or we are going to fall into chaos. So, I don't understand why the City feels they need to enable this and I don't understand why the State feels they need to enable this, I think it will ultimately be bad the unattended consequences will bring harm to our State, our County and our Communities.
- Penny Burillo, 515 Griswold St Hart, I was born and raised in Hart Michigan and as you can see, I am angry. The reason my daughter Catalina brought this to Council is because she wanted to educate everyone about the laws and that we need a change in the laws. That is why we are here asking for your support to contact your legislators regarding a change to the law. Up until 2008 any person no matter what the status, immigration status or not (which is not the issue) they could present proper identification and prove that they lived in Oceana County and get a drivers license or an Id to go to a doctor's office, to go to school, to go anywhere in this Country you need identification. You people think that we are encouraging people who are illegal to live here, but you know what, people who have been living here 30 years in Hart, they own their homes they pay taxes here, their kids go to school, you live with them know them they live every day in fear because they do not have the ability to have a drivers license. If we had taxis, if we had a bus system it would be different, but we don't. I worked for the Department of Human Services for 20 years. I've been retired now for 12 years. You know what I do? I transport people almost every day. Why is it because there is not an uber, there is not a bus and there is no public transportation in Hart. The rationality behind all of this was not to cause conflict in the community the idea was to say hey we have people who have been living here all these years and there is not a path through immigration for them to get citizenship unfortunately. I would encourage people to become informed about that part of our government and talk to your legislator, because that is what its about getting involved making changes that are good for us and for the people who live in our community, who work here and support us in doing these things all these years. So read through this those of us who are in this group so that we have done our duty. What we wanted to do was bring this to our board and we want you to contact your legislator and help us pass this legislation because we truly need it, and it will help. There will be more people buying insurance, buying more gas, buying cars, paying more taxes which helps improve the roads. We are grateful for the council listening to us and considering this, whatever your decision maybe we have accomplished what we came to do, which is to make this issue known and get people involved.
- Cynthia Hernandez, Shelby Mi, and work for Trinity health, Regarding the question about voting, your able to put on a driver's license notes so there is a way to put on these licenses "no Voting" and as Penny said a drivers license will help with taxes and more people coming and going. I just wanted to make it known that I am a supporter for Drive Safe Bill.
- Marylin Morse, Benona Township, For the last seven weeks we have had as many as 45 people attend a biblical citizenship class right on the other side of this wall, and I have learned more about the constitution and our declaration of independence, than I ever did in school and I'm 72yrs old. What I have really learned is that we are a nation of laws, but those laws are being circumvented more and more every year. What am I concerned about, is I have family that hire H2A people that come in and help with the crops they are here legally; I don't know the group of people we are talking about here that need the driver's license are they here legally or illegally? And if they are here illegally I would say the only way that I would every say it's appropriate for them to get a license is if we could assure that they would not vote because with all of the illegal immigrants coming across our boards, it is not right, it is alarming, there have been many slippery slops that have happened in the

last 10-12 years with laws passing that blossom into other things. So, we need to be careful and thoughtful. So, everyone should be contacting their legislators with their comments and concerns regarding this Drive Safe Bill, but I really encourage you not to as a whole community.

- Crystal Ryder, Crystal Township, I am a granddaughter of an immigrant, my grandfather was 9yrs old when he came here, and he became a citizen of the United States which was the greatest day of his life. I guess I just don't understand I think that maybe a lot of people in the community don't understand so before making any decision should read up on it, I don't know if I'm for it or against it also I am unsure of what you are trying to do here, what kind of documentation are they needing to get a drivers license is it the same as my daughter/son is it your birth certificate, social security or school record to show that they live in the community, is that what you are talking about? You're making a decision for the community that I don't think the community is aware of, so I feel that there needs to be more information put out to our community. We maybe in different townships but it's the Hart of our County.
- Larry Walker, Walkerville Mi, I am very concerned that we make laws and support laws that are not known by the people or not understood by the people, so I feel this needs to go wider than just our small group of people to make the discussion for our area.
- Maria Rosas, 19 S State St Hart, I was here at the last meeting and did speak at the last meeting, we are not asking for you to change any laws, we are simply asking for your support for what is going on at the State level. I have heard a few different comments about people not being informed. As a business owner I see a lot of H2A workers, but before that there was a lot of undocumented people in our community who have worked our fields for 20/30yrs, then H2A became a thing which is good, but go back 6 years when we had undocumented people out in those fields and all them undocumented people had to find jobs elsewhere whom still live in our community and still driving without a license. The feeling I am getting is they were appreciated then but are not appreciated now. They are still here; they didn't just disappear; they are still here and still driving. I understand that you cannot make the decision for the State but thank you for listening to us.

CORRESPONDENCE, EVENTS, PRESENTATIONS:

- NONE

CONSENT AGENDA:

- Approval of minutes from April 11th, 2023.
- Bills, Claims, Payroll
- Reports of Boards, Commissions, and Committees
- Department Reports – Police/BioPure/Public Works/Energy/C&E Dvlp
    - J. Adams motioned to approve Consent Agenda and supported by J. Evans
        - Ayes: 4 Nays: 0 Absent: 3

ACTION ITEMS:

- Resolution 2023-17 Accept Proposal and Award work to upgrade Remote Terminal Units at Hart Well Sites, Water Towers, and Booster Station

  WHEREAS, The City of Hart owns, operates, and maintains a municipal water supply system that requires continual maintenance to ensure the safety of the system and meet system demands, and;

  WHEREAS, The City of Hart water delivery infrastructure depends on a Supervisory Control and Data Acquisition (SCADA) system to properly monitor and operate the water system, and;

  WHEREAS, Aging communication components have created the need for more frequent costly service calls, while also leaving the system in an unmonitored condition, and;

  WHEREAS, The design of the SCADA system supplied by UIS includes some proprietary programming designating USIs as a sole service provider, UIS has indicated that existing system communication components have reached their end of life and are no longer serviceable, and;

  WHEREAS, in order to secure the benefits of efficient self-government and to promote and protect our common interests and welfare, the City Council hereby declares:

  NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL

  Accepts and approves the equipment replacement proposal from UIS to furnish and install

replacement equipment at the City Well, Rossiter Well, North Valley Well, South Well, Old Water Tower, New Water Tower, and Booster Station Remote Terminal Units in the amo0unt of $64,550

- J. Adams Motioned to approve Resolution 2023-17 and supported by K. Trygstad
  - Ayes: 4 Nays: 0 Absent: 3

- Resolution 2023-18 Designate American Rescue Plan Act Funds to Offset Public Safety Payroll and Covered Benefits

WHEREAS, The City of Hart oversees many facets of public safety efforts including maintaining a municipal police department, and;

WHEREAS, The City of Hart was allocated $217,323.47 of State and Local Fiscal Recovery Funding (SLFRF) in 2021 and 2022 with a stipulation that the funds must be obligated by December 31, 2024 and expended by December 31, 2026, and;

WHEREAS, The City of Hart audit presentation in December 2022, included a statement from City auditors identifying a general fund balance decline beginning in 2019 leaving the City with an unrestricted fund balance short of the Government Finance Officers Association recommended percentage of operating fund availability, and;

WHEREAS, the City auditors made note that ARPA funds may be used to offset public safety payroll and covered benefit costs, saving unrestricted funds for other appropriations, and;

WHEREAS, in order to secure the benefits of efficient self-government and to promote and protect our common interests and welfare, the City Council

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL

Authorizes the allocation of $217,323.47 in American Rescue Plan Act Funds

To be used to supplement public safety wages and covered benefits until said funds are expended.

- J. Evans Motioned to approve Resolution 2023-18 and supported by J. Adams
  - Ayes: 4 Nays: 0 Absent: 3

- Proclamation to Support Drive Safe Bills

CITY OF HART – OFFICIAL PROCLAMATION

CITY OF HART CITY COUNCIL HEREBY PROCLAMS IN SUPPORT OF THE DRIVE SAFE BILLS

April 11, 2023

WHEREAS, Michigan extended a universal right to a driver's license to all Michigan residents who were capable and qualified to pass a knowledgeable and practical driving test until 2008 when the rights of some Michiganders, who were unable to provide proof of legal presence, were revoked, and;

WHEREAS, current immigration law systematically excludes many members of our immigrant communities from a path to permanent status or even temporary legal presence and therefore rendered those residents unable to obtain a Michigan driver's license since 2008, and;

WHEREAS, all persons (including immigrants) without a driver's license experience a diminished quality of life effecting their ability to take care of themselves and their families, work and attend schools, and fully participate in the community they call home, and;

WHEREAS, this nation has a strong tradition and heritage in welcoming immigrants, it too, has an unfortunate history of xenophobic, segregationist, and unequal policies that discriminate against and disproportionately affect immigrants, and;

WHEREAS, immigrants who are prevented access to a driver's license continue to experience daily anxiety, toxic stress, and perpetual worry that if they drive without a license, they are likely to be targeted and/or detained by federal immigration officials, and;

WHEREAS, undocumented immigrants have the same hopes, fears, and dreams as every other member of our community. We acknowledge their humanity and support them in their struggle for permanent protection, dignity, and respect, and;

WHEREAS, in recent years, new laws have been passed that now offer driver's licenses to immigrants residing in the following statement and territories: California, Colorado, Connecticut, Delaware, Hawaii, Illinois,

Maryland, Nevada, New Mexico, New York, Oregon, Puerto Rico, Utah, Vermont, Washington, and Washington D.C, and;
WHEREAS, The City of Hart is a welcoming City and in pursuit of securing the benefits of efficient self-government and to promote and protect our common interest and welfare, the City Council makes the flowing proclamation;
NOW THEREFORE BE IT PROCLAMED, that the Hart City Council calls on the State of Michigan and its leaders to support the restoration of driving rights of Michiganders by passing the Drive Safe bills speedily.

- **J. Evans motioned to reopen the discussion on the proclamation to support the Drive Safe Bill that was tabled at the April 11th meeting with no support.**
  J. Adams motioned to table until there is a full council present and supported by K. Trygstad. Motion to table failed with 2-2-3 roll call.
  After lots of discussion and comments from the City Council A. Klotz motioned to deny the proclamation on the Drive Safe Bill and supported by J. Adams
  - Ayes: 3 Nays: 1 Absent: 3

DISCUSSION ITEMS: NONE

CITY MANAGER'S REPORT:

UPDATES:

- Earth Day celebration at the Oceana County Fairgrounds was well attended with over 25 vendors and 250+/- attendees throughout the day.
- Hart Hills gravel bike race was another great success with over 300 racers registered and many support crew, volunteers and cheerleaders filling downtown Hart.
- The City Treasurer is attending the Michigan Municipal Treasurer Association Institute this week. This is year two of a three-year path to become a Michigan Certified Professional Treasurer. The Michigan Municipal Risk Management Authority will be covering some of the costs of this program upon completion.
- 1st Hart Lake Board is scheduled for Monday May 1st at 12:30 at the Hart Community Center. This will be the first Lake Board meeting in at least 5 years.
- 1st BioPure-Water Board meeting is set for Tuesday May 2nd at 4pm at the Hart BioPure Plant. This is the 1st BioPure-Water Board meeting since February 2020.
- A new timecard system is planned for installation this Thursday, training on Friday, and deployment immediately following. This was a planned budgeted expense as of 2023 goal to eliminate payroll errors and increase City efficiency. Likely savings to the City are estimated to be $2,200 per year in time savings, gas use, and paper printing.
- Hart Rotary Sponsored Hart Lake and Surrounding Area Clean-up Day is planned for May 6th from 10am-1pm with day of organization booth at Hart Commons.
- Shelby Optimist Club Derby Day is May 6th at the Shelby Optimist Club beginning at 6pm.

Legacy Topics:

- The Charter review committee has finished its assessment for phase one City Charter amendments. The committee will continue its review to identify additional changes for review by the council. The amendments will be processed for ballot approval at the next general election.
- Safe Routes to School trail project – pending state approval projected start date June 24th.

Upcoming Topics:

- Adoption of 2022-2026 Park and Rec Master Plan
- Veteran's Memorial Park final design approval
- Water, Wastewater, and Energy rate studies = 2024 Utility Rate recommendations.
- Council adoption of code enforcement policies, procedures, and implementation

COMMUNICATIONS FROM THE MAYOR AND COUNCIL:

- Mayor Pro-tem Klotz, thank you to everyone for coming out tonight. It was good to hear all the comments.

ADJOURN:

- There being no further business to come before the Council, the meeting adjourned upon a motion by J. Adams and supported by J. Evans. The next regularly scheduled meeting will be on May 9th, 2023, at 7:30 pm.

Respectfully Submitted

Karla Swihart

Karla Swihart, City Clerk

Payables Date 5.09.2023	Description	Total	General +	DPW	Energy	BPTF	Water
Adams, Matt	Phone Reimbursement	$ 35.00		$ 35.00			
APX	Mirecs	$ 78.33	$ 78.33				
Bell Equipment	LeaSe pmt street sweeper	$ 5,800.00		$ 5,800.00			
Blue Cross Blue Shield Medicare	Insurance Prem	$ 2,125.08	$ 1,416.72		$ 708.36		
BS&A	Timesheets/ESS module	$ 3,195.00	$ 1,278.00		$ 639.00	$ 639.00	$ 639.00
CEDAM	Conference/Splane & Platt	$ 550.00	$ 550.00				
Chrouch Communications, Inc.	Batteries	$ 503.80	$ 503.80				
City of Hart	Utilties	$ 36,691.86	$ 1,571.95	$ 1,105.81	$ 2,012.22	$ 28,927.43	$ 3,074.45
Dacott	Power Purchase Report	$ 650.00			$ 650.00		
DTE	Natural Gas	$ 2,830.15	$ 622.15	$ 501.94	$ 739.09	$ 843.50	$ 123.47
Eisenlohr, Mike	Phone Reimbursement	$ 35.00		$ 35.00			
ETNA	Parts/Supplies	$ (90.75)					$ (90.75)
First-Net	Police Modems	$ 88.46	$ 88.46				
Freed Mgmt	Pmt 4 JGP Mgrs	$ 3,500.00	$ 3,500.00				
Gillison's	Parts/Supplies	$ 93.27				$ 93.27	
Gracon	Licenses	$ 877.67	$ 292.56	$ 146.28	$ 146.28	$ 146.28	$ 146.27
Gracon	Microsoft License - Preston	$ 304.25		$ 304.25			
Hart Cemetery Comm.	Summer/Winter Taxes	$ 7,061.92	$ 7,061.92				
Hart Cemetery Comm.	Tax 2022	$ 1,524.16	$ 1,524.16				
Hart Township	425 2022 property tax season	$ 6,844.80	$ 6,844.80				
Hutson	Parts/Supplies	$ 84.46		$ 84.46			
HydroCorp	Cross Connection Control Program	$ 707.00					$ 707.00
Ingalls, Joe	Phone Reimbursement	$ 35.00	$ 35.00				
Jons to Go	Balance for Veteran's Park	$ 44.25			$ 44.25		
Kies, Chris	Phone Reimbursement	$ 35.00				$ 35.00	
Klotz Auto Partss	Auto Parts/Supplies	$ 933.48	$ 47.02	$ 226.34	$ 660.12		
LARA	LIEAF Pmt	$ 961.20			$ 961.20		
Larson's	Various Projects	$ 5,148.47	$ 103.80	$ 2,140.14	$ 2,423.33	$ 481.20	
Lighthouse Car Care	Oil Changes/Tires	$ 393.00	$ 68.00	$ 305.00		$ 20.00	
Linde	Cyclinder Rental	$ 185.07		$ 80.02	$ 105.05		
Mears Service Center	Starter for Kawasaki	$ 273.37		$ 273.37			
Medler	Seals	$ 240.35			$ 240.35		
Mich. Assoc. of Muni Clerks	Membership Dues - Swihart	$ 85.00	$ 85.00				
Mich. Econ. Dev. Assoc.	2023 Membership Dues	$ 325.00	$ 325.00				
Mich. Mun. Treasurers Assoc.	Membership Exp - Swihart	$ 20.00	$ 20.00				
Michi Assoc of Planning	Membership Dues - Splane	$ 65.00	$ 65.00				
Mineral Masters	Hypochlorite/Chemical Cleaner	$ 4,899.00				$ 4,899.00	
Mineral Masters	Hypochlorite	$ 3,166.40				$ 3,166.40	
MMRMA	Annual Meeting Splane	$ 612.78	$ 612.78				
Model Coverall Svc.	Uniforms/Rags/Rugs	$ 441.14		$ 157.72	$ 66.20	$ 217.22	
Moore, Andrew	Phone Reimbursement	$ 35.00	$ 35.00				
MPPA	Purchased Power	$ 34,223.99			$ 34,223.99		
MPPA	Purchased Power	$ 23,302.43			$ 23,302.43		
NODON Properties	Deposit Reimbursement	$ 7.08			$ 7.08		
NYE Uniform	Shirt/Flag Emblem	$ 55.59	$ 55.59				
Pixel Grafix	Aparagus /History Banners	$ 1,925.00	$ 1,925.00				
Power Line Supply	Parts/Supplies	$ 783.31			$ 783.31		
Power Line Supply	Parts/Supplies	$ 384.76			$ 384.76		
Power Line Supply	Parts/Supplies	$ 723.20			$ 723.20		
Power Line Supply	Parts/Supplies	$ 200.00			$ 200.00		
Pranger Property Mgmt	CH/CC Cleaning Services	$ 228.00	$ 228.00				
Pranger Property Mgmt	Hart Commons Restrooms	$ 41.00	$ 41.00				
Prein & Newhof	Various Projects	$ 59,308.65	$ 23,687.40			$ 31,384.85	$ 4,236.40
Quill	Office/Kitchen Supplies	$ 340.93	$ 340.93				
Republic Services	Monthly Garbage Service	$ 19,031.21		$ 19,031.21			
Republic Services	JGP Garbage	$ 248.73		$ 248.73			
Republic Services	Starting Block Garbage	$ 200.66			$ 200.66		
Ricoh	Copy Overage Fees	$ 74.69	$ 74.69				
Riggs, Jason	Phone Reimbursement	$ 35.00		$ 35.00			
Rivers	Building Supplies	$ 154.99		$ 154.99			
Rotary Club	Splane - Dues	$ 180.00	$ 180.00				
Ryder, Ray	Phone Reimbursement	$ 35.00	$ 35.00				
Salazar, Juan	Phone Reimbursement	$ 35.00	$ 35.00				
Schiller, Mike	Phone Reimbursement	$ 35.00			$ 35.00		
Schmeiding, Kevin	Reimburse Vol. Life Sp Ins	$ 47.20			$ 47.20		
Schmieding, Kevin	Phone Reimbursement	$ 35.00			$ 35.00		
Schoedel, Elizabeth	Phone Reimbursement	$ 35.00	$ 35.00				
Skipski, Kevin	Phone Reimbursement	$ 35.00	$ 35.00				
Splane, Rob	Car Monthly Allowance/Phone Reimbursement	$ 335.00	$ 335.00				
Spring Brook	Parts/Supplies	$ 217.72				$ 217.72	
Stoneman, Thomas	Phone Reimbursement	$ 35.00				$ 35.00	
Swihart, Karla	Travel Exps for Conf	$ 142.56	$ 142.56				
SyncWave	Internet Hosting	$ 468.14	$ 107.66	$ 84.27	$ 84.27	$ 191.94	
Tanner Plumbing & Heating	Parts/Supplies	$ 380.62	$ 25.98	$ 40.58		$ 314.06	
Team Life	Defibrillation pads	$ 175.00	$ 175.00				
Trace Analytical	Water Testing	$ 935.29				$ 935.29	
Trails End Pest Control	Pest Spraying City Hall	$ 225.00	$ 225.00				
Tru-Green	Lawn service	$ 50.78	$ 50.78				
Underwood, Sarah	Deposit Reimbursement	$ 161.79			$ 161.79		

--OVER--

Payables Date 5.09.2023	Description	Total	General +	DPW	Energy	BPTF	Water
VanAgtmael, Scott	Phone Reimbursement	$ 35.00			$ 35.00		
VanZoeren, Andrew	Phone Reimbursement	$ 35.00			$ 35.00		
West.Mich. Criminal Justice	Taser Instructor - Skipski	$ 145.00	$ 145.00				
Whitney, Devin	Phone Reimbursement	$ 35.00			$ 35.00		
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
		$ -					
	Sub-total	**$ 236,471.29**	**$ 54,609.04**	**$ 30,790.11**	**$ 69,689.14**	**$ 72,547.16**	**$ 8,835.84**
HAND CHECKS/ACH/EFT							
Alerus	City Share 401 Retirement - PR 175	$ -					
US Postmaster	Postage	$ 485.30			$ 315.45	$ 145.59	$ 24.26
AFLAC	Insurance Premium	$ 921.18					
Pranger Property Mgmt	Cleaning Services	$ 269.00					
Guardian	Insurance Premium	$ -					
Delta Dental	Insurance Premium	$ -					
United Group	Insurance Premium	$ 3,821.46					
Blue Cross Blue Shield	Insurance Premium	$ -					
	TOTAL HAND CHECKS	**$ 5,496.94**	**$ -**	**$ -**	**$ 315.45**	**$ 145.59**	**$ 24.26**
	Sub-Total Regular Bills/Hand Checks	***$ 241,968.23***	***$ 54,609.04***	***$ 30,790.11***	***$ 70,004.59***	***$ 72,692.75***	***$ 8,860.10***
Gross Payroll	PR 175	$ -					
	Sub-Total	**$ -**					
	GRAND TOTAL	***$ 241,968.23***	**$ 54,609.04**	**$ 30,790.11**	**$ 70,004.59**	**$ 72,692.75**	**$ 8,860.10**

City of Hart Police Department

407 State Street Ph. (231)873-2488 Fax (231)873-0100 Hart, MI 49420-1259

Juan Salazar, Chief

TO: City of Hart Mayor, City Council, and City Manager
FROM: Juan Salazar, Chief of Police
DATE: May 9th, 2023

RECENT EVENTS

From Wednesday, April 20th, 2023, through Wednesday, May 3rd, 2023, the Hart Police Department received 97 Complaints ranging from Juvenile Runaways, Vehicle Violations, Assault & Batteries, Truancies, Property Damage Crashes, Warrant Arrests, Suspicious Situations, Medical Assists, Threat Complaints, Domestic Assaults, Assist to Other Agencies and Motorist Assists.

On Thursday, April 20th, 2023, at approximately 1:40 a.m., the Hart Police Department was dispatched to the 20 block of Apple Street, referencing a 14-year-old Hart girl who was being reported as a juvenile runaway. Officers and parents contacted several friends of the girl but could not locate the girl on the reported missing date. At approximately 9:02 a.m., on April 20th, 2023, the girl was noted walking on West Main Street near Apple Street. The girl's parents were contacted and later arrived on the scene. The girl was turned over to her parents without incident.

On Thursday, April 20th, 2023, the Hart Police Department was dispatched to the 600 block of Water Street regarding a Domestic Assault. Officers had received a Law Enforcement Notification from the State of Michigan Health and Human Services Centralized Intake, Child Protective Services Division, of a 37-year-old Hart woman who had thrown a book at her daughter, a 10-year-old girl. As a result, the girl received an injury to her chest area. The woman stated an argument erupted between the woman and the girl, and the woman had tossed the book toward the girl striking the girl in the chest. The woman stated this was accidental. A report will be submitted to the Oceana County Prosecutor's Office for his review.

On Thursday, April 20th, 2023, the Hart Police Department was dispatched to 72nd Avenue near Pirate Way for an unsupervised 4-year-old child walking the roadside. Through investigation, the child was transported to his residence in the 3000 block of Melody Lane, where his mother, a 33-year-old Hart woman, stated they were actively searching for the child. The child was turned over to the woman without incident. The State of Michigan Health and Human Services Centralized Intake, Child Protective Services Division, was notified of this complaint.

On Saturday, April 22nd, 2023, the Hart Police Department was dispatched to the 2000 block of Comfort Drive referencing a Suspicious Situation. Officers were advised two (2) male individuals were noted near the dumpster area of a local business. Officers made contact with the men, who stated they were "dumpster diving" for soda cans. Officers ran both men in LEIN (Law Enforcement Information Network), with one (1) of the men, a 49-year-old Mears man, showing an active/valid warrant for this arrest out of Oceana County. The man was arrested and lodged on this active/valid warrant at the Oceana County Jail.

On Saturday, April 22nd, 2023, the Hart Police Department was dispatched to the 400 block of Stater Street referencing a Suspicious Situation. Officers were advised a male individual was noted standing directly behind a local church near an air condition unit. Officers located and ran the man in LEIN (Law Enforcement Information Network). The 32-year-old Rothbury man showed an active/valid warrant for this arrest out of Oceana County. The man was arrested and lodged on this active/valid warrant at the Oceana County Jail.

On Saturday, April 22nd, 2023, D/Sgt. Skipski assisted with the chaperoning of the Hart High School Prom. D/Sgt. Skipski interacted with the guests and reassured a safe and fun environment for all in attendance.

On Wednesday, April 26th, 2023, the Hart Police Department began a joint investigation with Oceana County Child Protective Services referencing a Domestic Assault. A 30-year-old Hart man allegedly threw a AAA battery at his daughter, a 6-year-old Hart girl. The battery had struck the girl in the face area, right eye. During the interview with the girl, the responding officer noted an obvious right eye injury. A report will be submitted to the Ocean County Prosecutor's Office for his review.

On Thursday, April 27th, the Hart Police Department was dispatched to the 1000 block of State Street regarding a Fraud Complaint. A 40-year-old Twin Lake woman attempted to pass counterfeit money at a local business. The employees of the business were immediately able to identify the money as being counterfeit and contacted law enforcement. Unfortunately, the woman had left the area before the officer's arrival. An investigation is ongoing.

On Monday, May 1st, 2023, D/Sgt. Skipski conducted two drug awareness classes for Mrs. Hlady's health class students. The class consisted of a PowerPoint presentation and visual displays of various drug paraphernalia. The class concluded with a question-and-answer session with students regarding various drug usage and vaping.

On Tuesday, May 2nd, 2023, D/Sgt. Skipski conducted 4 separate instructional classes on Miranda vs. Arizona for Mr. Gilberts Freshman and Sophomore classes. The classes covered an explanation of case law regarding Miranda vs. Arizona and how Miranda is utilized by Law Enforcement officers.

Respectfully,

J. Salazar,
Chief of Police

RESOLUTION 2023-19
City Council
City of Hart, Michigan
Oceana County

FIREWORKS PERMIT

WHEREAS, the Hart Economic and Revitalization Team, authorized by a Special Events Permit for the National Asparagus Festival After Party; and

WHEREAS, a fireworks display associated with The 50th Anniversary of the National Asparagus Festival is planned to follow live musical performances through the day leading up to dusk; and

WHEREAS, Pyrotecnico Inc. intends to apply for a fireworks display permit in accordance with MSP Fire Marshall regulations; and

WHEREAS, in order to secure the benefits of efficient self-government and to promote and protect our common interests and welfare:

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL

Approves the MSP Fire Marshall permit for the fireworks display on June 10, 2023, at Hart Lake, Hart, MI

Authorizes and directs the City Manager to sign the permit on behalf of the City of Hart.

Moved to deny by _____, supported by _____, and thereafter adopted at the regular City of Hart City Council meeting on May 9, 2023.

Ayes: __ Nays: __ Absent: __

2023 Application for Fireworks Other Than Consumer or Low Impact

FOR USE BY LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD ONLY
DATE PERMIT(S) EXPIRE:

Authority: 2011 PA 256	The **LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD** will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this Legislative Body of City, Village or Township Board.

TYPE OF PERMIT(S) (Select all applicable boxes)

- ☐ Agricultural or Wildlife Fireworks
- ☐ Articles Pyrotechnic
- ☑ Display Fireworks
- ☑ Public Display
- ☐ Private Display
- ☐ Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes

NAME OF APPLICANT	ADDRESS OF APPLICANT	AGE OF APPLICANT 18 YEARS OR OLDER
Pyrotecnico Fireworks, Inc.	299 Wilson Rd, New Castle, PA 16101	X YES ☐ NO
NAME OF PERSON OR RESIDENT AGENT REPRESENTING CORPORATION, LLC, DBA OR OTHER Stephen Vitale	ADDRESS PERSON OR RESIDENT AGENT REPRESENTING CORPORATION, LLC, DBA OR OTHER 299 Wilson Rd, New Castle, PA 16101	
IF A NON-RESIDENT APPLICANT (LIST NAME OF MICHIGAN ATTORNEY OR MICHIGAN RESIDENT AGENT) Michael Falk	ADDRESS (MICHIGAN ATTORNEY OR MICHIGAN RESIDENT AGENT) 4369 E Summit Woods Dr NE, Rockford, MI 49341	TELEPHONE NUMBER 616.427.0377
NAME OF PYROTECHNIC OPERATOR Michael Falk	ADDRESS OF PYROTECHNIC OPERATOR 4369 E Summit Woods Dr NE, Rockford, MI 49341	AGE OF PYROTECHNIC OPERATOR 18 YEARS OR OLDER X YES ☐ NO
NO. YEARS EXPERIENCE 33 years / NO. DISPLAYS 400+ displays	WHERE Michigan, Indiana, Illinois, Missouri, Texas, Florida, California	
NAME OF ASSISTANT Jacob Boers	ADDRESS OF ASSISTANT 4369 E Summit Woods Dr NE, Rockford, MI 49341	AGE OF ASSISTANT 18 YEARS OR OLDER X YES ☐ NO
NAME OF OTHER ASSISTANT Lexi Stephens	ADDRESS OF OTHER ASSISTANT 4369 E Summit Woods Dr NE, Rockford, MI 49341	AGE OF OTHER ASSISTANT 18 YEARS OR OLDER X YES ☐ NO
EXACT LOCATION OF PROPOSED DISPLAY Hart Veterans Park, N State St., Hart MI 49420		
DATE OF PROPOSED DISPLAY June 10, 2023	TIME OF PROPOSED DISPLAY Approx. 10:25 pm	
MANNER AND PLACE OF STORAGE, SUBJECT TO APPROVAL OF LOCAL FIRE AUTHORITIES, IN ACCORDANCE WITH NFPA 1123, 1124 & 1126 AND OTHER STATE OR FEDERAL REGULATIONS. PROVIDE PROOF OF PROPER LICENSING OR PERMITTING BY STATE OR FEDERAL GOVERNMENT No storage necessary, delivered on date of display		
AMOUNT OF BOND OR INSURANCE (TO BE SET BY LOCAL GOVERNMENT) $5,000,000.00	NAME OF BONDING CORPORATION OR INSURANCE COMPANY Britton-Gallagher & Associates	
ADDRESS OF BONDING CORPORATION OR INSURANCE COMPANY One Cleveland Center, Floor 30; 1375 East 9th Street, Cleveland, OH 44114		

NUMBER OF FIREWORKS	KIND OF FIREWORKS TO BE DISPLAYED (Please provide additional pages as needed)
Approximately 600	Aerial display shells ranging in size from 1 ¼ inches to 5 inches in diameter

SIGNATURE OF APPLICANT	DATE
Michael Falk	March 23, 2023

Bureau of Fire Services
P.O. Box 30700
Lansing, MI 48909
(517) 241-8847

Authority: 1988 PA 358 Compliance: Voluntary Penalty: Permit will not be issued	The Department of Energy, Labor & Economic Growth will not discriminate against any individual or group because or race, sex, religion, age, national origin, color, material status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the American with Disabilities Ace, you may make your needs known to this agency.

This permit is not transferable. It authorizes the resident wholesale dealer or jobber named below to have in his or her possession fireworks of any type, for sale only to holders of permits for public display or agriculture control.

☒ PUBLIC DISPLAY ☐ AGRICULTURAL PEST CONTROL

Issued To Pyrotecnico Fireworks, Inc.		Age (18 or over) Yes
Address 4369 E Summit Woods Dr NE, Rockford, MI 49341		
Name of Organization, Group, Firm, or Corporation City of Hart, MI		
Address 407 State Street, Hart MI 49420		
Number and Types of Fireworks Approximately 600 aerial display shells ranging in size from 1 ¼ inches to 5 inches in diameter.		
Exact Location of Display Hart Veterans Park, N State St., Hart MI 49420		
City, Village, Township City of Hart, MI	Date June 10, 2023	Time Approx. 10:25 pm
Bond or Insurance Filed? ☒ Yes ☐ No		Amount $5,000,000.00

Issued by action of: ☐ Council ☐ Commission ☐ Board of the

☐ City ☐ Village ☐ Township of _____
(Name of City, Village, Township)

on the _____ day of _____, _____

_____
(Signature and Title of Council/Commission/Board Representative)

Instructions for Application for Fireworks Other Than Consumer or Low Impact

Applications shall be submitted to the legislative body of a city, village or township board. A permit may be issued as a result of official action by the legislative body. A permit shall be valid only for use within the limits of the jurisdiction of the legislative body of a city, village or township board.

1. Type of Permit – check all boxes that may apply to the type of permit needed. You may select several permit types depending on your fireworks display. You may check with your legislative body of a city, village or township board for assistance when making your selection. Please review the following definitions to determine which type of permit to select:
    - Agricultural or Wildlife Fireworks – devices distributed to farmers, ranchers, and growers through a wildlife management program administered by the US Department of Interior or Michigan DNR.
    - Articles Pyrotechnic – 1.4G fireworks for professional use only that is classified as UN0431 or UN0432.
    - Display Fireworks – 1.3G fireworks for professional use only
    - Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes – devices with a combination of chemical elements or compounds capable of burning independently of the oxygen of the atmosphere and designed and intended to produce an audible, visual, mechanical or thermal effect for pest or animal control.
    - Public Display – a fireworks display that is open to all persons for viewing.
    - Private Display – a fireworks display that is not open to the general public for viewing.
2. Name of applicant – list the name of the applicant. The applicant may be a person representing an organization, group, firm or corporation, or self. If the applicant is also the operator, enter the same name in the operator's section.
3. Address of applicant – complete the address of the applicant; include the street address, city, state and zip code.
4. Name of person or resident agent representing corporation, LLC, DBA or other – list the name of the person or resident agent that represents the corporation, LLC, DBA or other.
5. Address of person or resident agent that represents the corporation, LLC, DBA or other – list the address of the person or resident agent representing the corporation, LLC, DBA or other.
6. Non-resident applicant – list the name of the non-resident applicant. A non-resident applicant shall appoint a Michigan attorney or Michigan resident agent in writing to be the applicant's legal representative upon whom all service of process in any action or proceeding may be served.
7. Name of pyrotechnic operator – list the name of the pyrotechnic operator. The pyrotechnic operator is the person in charge of the display. The legislative body of a city, village or township board shall rule on the competency and qualifications of the operator before granting a permit and may require an affidavit from the applicant as to the operator's experience, former pyrotechnic accidents, criminal record, sobriety, etc.
8. Address of pyrotechnic operator – list the address of the pyrotechnic operator; include the street address, city, state and zip code.
9. Age of the pyrotechnic operator – list the age of the pyrotechnic operator; the operator must be 18 years of age or older.
10. Name of assistant – list the name of the assistant to the pyrotechnic operator;
11. Address of assistant – list the address of the assistant; include the street address, city, state and zip code. If there is more than one assistant, please list additional assistants on a separate sheet and include the address and age of those additional assistants.
12. Age of assistant – list the age of the assistant to the pyrotechnic operator; the assistant must be 18 years or older.
13. Name of other assistant – list the name of other assistant to the pyrotechnic operator.
14. Age of other assistant – list the age of the assistant to the pyrotechnic operator; the assistant must be 18 years or older.
15. Exact location of proposed display – list the address of the exact location of the proposed fireworks display.
16. Date of proposed display – indicate the date of the proposed fireworks display; only one display date can be used per application.
17. Time of proposed display – indicate the time of the proposed fireworks display.
18. Manner and place of storage - indicate the manner and place of storage within the legislative body of a city, village or township board of fireworks that are ready for display, just prior to the display in the area of exhibition. The legislative body of a city, village or township board shall obtain approval from the local fire authorities of the manner and place of storage before any permit is issued.

19. Amount of bond or insurance - the issuing legislative body of a city, village or township board shall set the amount of and proof of bond or insurance for the protection of the public to satisfy claims for damages to property or personal injuries arising out of any act or omission on the part of the person, firm or corporation, or any agent or employee of the applicant. The applicant shall assure the bond or insurance required is provided.
20. Name of bonding corporation or insurance company – provide the name of the bonding corporation or insurance company for which the bond was issued through.
21. Address of bonding corporation or insurance company – list the address of the bonding corporation or insurance company; include the street address, city, state and zip code.
22. Number of fireworks and kind of fireworks to be displayed– indicate the total amount of fireworks proposed for the display or use and a description of the type of fireworks for display; such as 10 aerial bombs, 30 aerial rocket bursts, etc.
23. The application is valid for the calendar year in which the application was received and permit was issued.
24. Permit fees shall be established by the legislative body of a city, village or township board and shall be submitted to and retained by legislative body of a city, village or township board.
25. Permitting will be in compliance with the Michigan Fireworks Safety Act, PA 256 of 2011, MCL 28.466, Section 16.
26. **Mail the application to the legislative body of a city, village or township board within the location jurisdiction of the display.** DO NOT mail the application to the Bureau of Fire Services (BFS). If mailed to the BFS, it will be returned to the sender.

RESOLUTION 2023-20
City Council
City of Hart, Michigan
Oceana County

FIREWORKS PERMIT

WHEREAS, the Hart Economic and Revitalization Team, authorized by a Special Events Permit for the Hart Sparks Celebration; and

WHEREAS, a fireworks display associated with The Hart Sparks Celebration is planned to follow a live musical performance in the evening leading up to dusk; and

WHEREAS, Pyrotecnico Inc. intends to apply for a fireworks display permit in accordance with MSP Fire Marshall regulations; and

WHEREAS, in order to secure the benefits of efficient self-government and to promote and protect our common interests and welfare:

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL

Approves the MSP Fire Marshall permit for the fireworks display on July 2, 2023, at Hart Lake, Hart, MI

Authorizes and directs the City Manager to sign the permit on behalf of the City of Hart.

Moved to deny by _____, supported by _____, and thereafter adopted at the regular City of Hart City Council meeting on May 9, 2023.

Ayes: __ Nays: __ Absent: __

2023 Application for Fireworks Other Than Consumer or Low Impact

FOR USE BY LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD ONLY
DATE PERMIT(S) EXPIRE:

Authority: 2011 PA 256	The **LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD** will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this Legislative Body of City, Village or Township Board.

TYPE OF PERMIT(S) (Select all applicable boxes)

- ☐ Agricultural or Wildlife Fireworks
- ☐ Articles Pyrotechnic
- ☑ Display Fireworks
- ☑ Public Display
- ☐ Private Display
- ☐ Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes

NAME OF APPLICANT	ADDRESS OF APPLICANT	AGE OF APPLICANT 18 YEARS OR OLDER
Pyrotecnico Fireworks, Inc.	299 Wilson Rd, New Castle, PA 16101	X YES ☐ NO
NAME OF PERSON OR RESIDENT AGENT REPRESENTING CORPORATION, LLC, DBA OR OTHER Stephen Vitale	ADDRESS PERSON OR RESIDENT AGENT REPRESENTING CORPORATION, LLC, DBA OR OTHER 299 Wilson Rd, New Castle, PA 16101	
IF A NON-RESIDENT APPLICANT (LIST NAME OF MICHIGAN ATTORNEY OR MICHIGAN RESIDENT AGENT) Michael Falk	ADDRESS (MICHIGAN ATTORNEY OR MICHIGAN RESIDENT AGENT) 4369 E Summit Woods Dr NE, Rockford, MI 49341	TELEPHONE NUMBER 616.427.0377
NAME OF PYROTECHNIC OPERATOR Jacob Boers	ADDRESS OF PYROTECHNIC OPERATOR 4369 E Summit Woods Dr NE, Rockford, MI 49341	AGE OF PYROTECHNIC OPERATOR 18 YEARS OR OLDER X YES ☐ NO
NO. YEARS EXPERIENCE 3 years	NO. DISPLAYS 15 displays	WHERE Michigan, Texas
NAME OF ASSISTANT Josh Youngsma	ADDRESS OF ASSISTANT 4369 E Summit Woods Dr NE, Rockford, MI 49341	AGE OF ASSISTANT 18 YEARS OR OLDER X YES ☐ NO
NAME OF OTHER ASSISTANT Michael Falk	ADDRESS OF OTHER ASSISTANT 4369 E Summit Woods Dr NE, Rockford, MI 49341	AGE OF OTHER ASSISTANT 18 YEARS OR OLDER X YES ☐ NO
EXACT LOCATION OF PROPOSED DISPLAY Hart Veterans Park, N State St., Hart MI 49420		
DATE OF PROPOSED DISPLAY July 2, 2023	TIME OF PROPOSED DISPLAY Approx. 10:30 pm	

MANNER AND PLACE OF STORAGE, SUBJECT TO APPROVAL OF LOCAL FIRE AUTHORITIES, IN ACCORDANCE WITH NFPA 1123, 1124 & 1126 AND OTHER STATE OR FEDERAL REGULATIONS. PROVIDE PROOF OF PROPER LICENSING OR PERMITTING BY STATE OR FEDERAL GOVERNMENT

No storage necessary, delivered on date of display

AMOUNT OF BOND OR INSURANCE (TO BE SET BY LOCAL GOVERNMENT)	NAME OF BONDING CORPORATION OR INSURANCE COMPANY
$5,000,000.00	Britton-Gallagher & Associates

ADDRESS OF BONDING CORPORATION OR INSURANCE COMPANY

One Cleveland Center, Floor 30; 1375 East 9th Street, Cleveland, OH 44114

NUMBER OF FIREWORKS	KIND OF FIREWORKS TO BE DISPLAYED (Please provide additional pages as needed)
Approximately 1200	Aerial display shells ranging in size from 1 ¼ inches to 5 inches in diameter

SIGNATURE OF APPLICANT	DATE
Michael Falk	February 10, 2023

Bureau of Fire Services
P.O. Box 30700
Lansing, MI 48909
(517) 241-8847

Authority: 1988 PA 358 Compliance: Voluntary Penalty: Permit will not be issued	The Department of Energy, Labor & Economic Growth will not discriminate against any individual or group because or race, sex, religion, age, national origin, color, material status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the American with Disabilities Ace, you may make your needs known to this agency.

This permit is not transferable. It authorizes the resident wholesale dealer or jobber named below to have in his or her possession fireworks of any type, for sale only to holders of permits for public display or agriculture control.

☒ PUBLIC DISPLAY ☐ AGRICULTURAL PEST CONTROL

Issued To Pyrotecnico Fireworks, Inc.		Age (18 or over) Yes
Address 4369 E Summit Woods Dr NE, Rockford, MI 49341		
Name of Organization, Group, Firm, or Corporation City of Hart, MI		
Address 407 State Street, Hart MI 49420		
Number and Types of Fireworks Approximately 1200 aerial display shells ranging in size from 1 ¼ inches to 5 inches in diameter.		
Exact Location of Display Hart Veterans Park, N State St., Hart MI 49420		
City, Village, Township City of Hart, MI	Date July 2, 2023	Time Approx. 10:30 pm
Bond or Insurance Filed? ☒ Yes ☐ No		Amount $5,000,000.00

Issued by action of: ☐ Council ☐ Commission ☐ Board of the

☐ City ☐ Village ☐ Township of _____
(Name of City, Village, Township)

on the _____ day of _____, _____

_____
(Signature and Title of Council/Commission/Board Representative)

Instructions for Application for Fireworks Other Than Consumer or Low Impact

Applications shall be submitted to the legislative body of a city, village or township board. A permit may be issued as a result of official action by the legislative body. A permit shall be valid only for use within the limits of the jurisdiction of the legislative body of a city, village or township board.

1. Type of Permit – check all boxes that may apply to the type of permit needed. You may select several permit types depending on your fireworks display. You may check with your legislative body of a city, village or township board for assistance when making your selection. Please review the following definitions to determine which type of permit to select:
    - Agricultural or Wildlife Fireworks – devices distributed to farmers, ranchers, and growers through a wildlife management program administered by the US Department of Interior or Michigan DNR.
    - Articles Pyrotechnic – 1.4G fireworks for professional use only that is classified as UN0431 or UN0432.
    - Display Fireworks – 1.3G fireworks for professional use only
    - Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes – devices with a combination of chemical elements or compounds capable of burning independently of the oxygen of the atmosphere and designed and intended to produce an audible, visual, mechanical or thermal effect for pest or animal control.
    - Public Display – a fireworks display that is open to all persons for viewing.
    - Private Display – a fireworks display that is not open to the general public for viewing.
2. Name of applicant – list the name of the applicant. The applicant may be a person representing an organization, group, firm or corporation, or self. If the applicant is also the operator, enter the same name in the operator's section.
3. Address of applicant – complete the address of the applicant; include the street address, city, state and zip code.
4. Name of person or resident agent representing corporation, LLC, DBA or other – list the name of the person or resident agent that represents the corporation, LLC, DBA or other.
5. Address of person or resident agent that represents the corporation, LLC, DBA or other – list the address of the person or resident agent representing the corporation, LLC, DBA or other.
6. Non-resident applicant – list the name of the non-resident applicant. A non-resident applicant shall appoint a Michigan attorney or Michigan resident agent in writing to be the applicant's legal representative upon whom all service of process in any action or proceeding may be served.
7. Name of pyrotechnic operator – list the name of the pyrotechnic operator. The pyrotechnic operator is the person in charge of the display. The legislative body of a city, village or township board shall rule on the competency and qualifications of the operator before granting a permit and may require an affidavit from the applicant as to the operator's experience, former pyrotechnic accidents, criminal record, sobriety, etc.
8. Address of pyrotechnic operator – list the address of the pyrotechnic operator; include the street address, city, state and zip code.
9. Age of the pyrotechnic operator – list the age of the pyrotechnic operator; the operator must be 18 years of age or older.
10. Name of assistant – list the name of the assistant to the pyrotechnic operator;
11. Address of assistant – list the address of the assistant; include the street address, city, state and zip code. If there is more than one assistant, please list additional assistants on a separate sheet and include the address and age of those additional assistants.
12. Age of assistant – list the age of the assistant to the pyrotechnic operator; the assistant must be 18 years or older.
13. Name of other assistant – list the name of other assistant to the pyrotechnic operator.
14. Age of other assistant – list the age of the assistant to the pyrotechnic operator; the assistant must be 18 years or older.
15. Exact location of proposed display – list the address of the exact location of the proposed fireworks display.
16. Date of proposed display – indicate the date of the proposed fireworks display; only one display date can be used per application.
17. Time of proposed display – indicate the time of the proposed fireworks display.
18. Manner and place of storage - indicate the manner and place of storage within the legislative body of a city, village or township board of fireworks that are ready for display, just prior to the display in the area of exhibition. The legislative body of a city, village or township board shall obtain approval from the local fire authorities of the manner and place of storage before any permit is issued.

19. Amount of bond or insurance - the issuing legislative body of a city, village or township board shall set the amount of and proof of bond or insurance for the protection of the public to satisfy claims for damages to property or personal injuries arising out of any act or omission on the part of the person, firm or corporation, or any agent or employee of the applicant. The applicant shall assure the bond or insurance required is provided.
20. Name of bonding corporation or insurance company – provide the name of the bonding corporation or insurance company for which the bond was issued through.
21. Address of bonding corporation or insurance company – list the address of the bonding corporation or insurance company; include the street address, city, state and zip code.
22. Number of fireworks and kind of fireworks to be displayed– indicate the total amount of fireworks proposed for the display or use and a description of the type of fireworks for display; such as 10 aerial bombs, 30 aerial rocket bursts, etc.
23. The application is valid for the calendar year in which the application was received and permit was issued.
24. Permit fees shall be established by the legislative body of a city, village or township board and shall be submitted to and retained by legislative body of a city, village or township board.
25. Permitting will be in compliance with the Michigan Fireworks Safety Act, PA 256 of 2011, MCL 28.466, Section 16.
26. **Mail the application to the legislative body of a city, village or township board within the location jurisdiction of the display.** DO NOT mail the application to the Bureau of Fire Services (BFS). If mailed to the BFS, it will be returned to the sender.

CITY OF HART
ORDINANCE NO. 2023-02

AN ORDINANCE TO RE-ZONE 64-020-243-001-00 FROM PUD AND M-I MEDICAL-INSTITUTIONAL TO A-1 RESIDENTIAL

First Reading:	May 9, 2023
Second Reading & Adoption:	May 23, 2023
Publication:	June 1, 2023
Effective Date:	Ten days after publication

THE CITY OF HART ORDAINS:

The rezoning of 620 East Main Street parcel ID #64-020-243-001-00 with frontage on East Main Street from an established PUD and M-I, Medical-Institutional District to A-1, Residential Zone,. The property proposed for rezoning is legally described as follows:

A parcel of land situated in the Southwest One-quarter of the Southwest One-quarter of Section 9, Town 15 North, Range 17 West, City of Hart, Oceana County, Michigan, more fully described as follows: Commencing at the Southwest Corner of said Section 9; thence North 00°30' 51" East, 315.22 feet, along the West Line of said Section 9 and the Easterly line of Griswold Street, to the Point of Beginning, thence North 00°30'51" East, 318.68 feet, continuing along said West Line of Section 9 and Easterly line of Griswold Street; thence North 14°35'29" East, 137.30 feet; thence South 85°37'54" East, 530.13 feet; thence South 00°31'05" West, 585.04 feet; thence North 87°19'27" West, 188.41 feet; thence South 00°30'51" West, 167.62 feet, to a point on the South Line of said Section 9 and the centerline of Main Street; thence North 87°19'27" West, 44.03 feet, along said South Line of Section 9 and centerline of Main Street; thence North 00°30'51" East, 315.22 feet; thence North 87°19'28" West, 330.24 feet, to the Point of Beginning. Said parcel contains 6.66 acres of land. SUBJECT TO the right-of-way of Main Street across the Southerly 33 feet thereof. ALSO SUBJECT TO easements or restrictions, if any.

A parcel of land situated in the Southwest One-quarter of the Southwest One-quarter of Section 9, Town 15 North, Range 17 West, City of Hart, Oceana County, Michigan, more fully described as follows: Commencing at the Southwest Corner of said Section 9; thence South 87°19'27" East, 374.27 feet, along the South Line of said Section 9 and the centerline of Main Street, to the Point of Beginning. thence North 00°30'51" East, 167.62 feet; thence South 87°19'27" East, 188.41 feet; thence South 00°31'05" West, 167.62 feet, to a point on said South Line of Section 9 and centerline of Main Street; thence North 87°19'27" West, 188.41 feet, along said South Line of Section 9 and centerline of Main Street, to the Point of Beginning. Said parcel contains 0.72 acres of land. SUBJECT TO the right-of-way of Main Street across the Southerly 33 feet thereof. ALSO SUBJECT TO easements or restrictions, if any.

STATE OF MICHIGAN)
) SS.
COUNTY OF OCEANA)

I, the undersigned, the duly qualified City Clerk of the City of Hart, Oceana County, Michigan, do hereby certify that the foregoing Ordinance amendment was adopted by City of Hart at a regular City Council meeting duly held on the 23rd day of May, 2023; and that the meeting with held in compliance with notice provisions and all other requirements of Act 267 of the Public Acts of 1976, as amended, I hereby certify that I published the Ordinance amendments and additions in the Oceana Herald Journal on the 1st day of June, 2023.

Karla Swihart
Hart City Clerk

CITY OF HART

407 S. State St., Hart, MI 49420

Ph: 231-873-2488 Fax: 231-873-0100

SPECIAL EVENTS PERMIT

THE CITY IS NOT RESPONSIBLE FOR BY-STANDERS AT YOUR EVENT.

DATE OF APPLICATION: 04/07/2023

NAME OF EVENT: National Asparagus Festival - After Party

DATE OF EVENT: 06/10/2023 TIME: 4pm setup TO 11 pm end

RAIN DATE OF EVENT: **MUST PROVIDE** 6-11-23

LOCATION AND/OR ROUTE OF EVENT:

Fireworks setup @ Veteran's Park, 1p display beginning at 10p, band will play from 5pm-10pm @ Hart Commons

DESCRIPTION OF EVENT: Live music performances 5pm-7pm & 8pm-10pm. Followed by firework show at dusk. Open social district

SPECIAL NEEDS: will hold a logistics mtg w/ DPW & HPD and or NAF board prior to event to outline special needs & times on map

NAME OF ORGANIZATION OR SPONSOR: H.E.A.R.T. & City of Hart

ADDRESS: 407 S State St, Hart, MI

CONTACT PERSON: Erin Stotler

PHONE:616-232-547 FAX:

EMAIL: events@cityofhart.org

X Erin Stotler

SIGNATURE OF EVENT COORDINATOR/SPONSOR **DATE** 4/07/2023

IT IS YOUR RESPONSIBLITY TO SCHEDULE THE LOGISTICS MEETING WITH THE CITY DEPARTMENTS INDICATED IF YOUR APPROVED PERMIT INDICATES THAT A MEETING IS NEEDED. PLEASE NOTE THAT A 7 - 10 DAY ADVANCE NOTICE WILL BE NEEDED TO SCHEDULE THE MEETING.

POLICE: 873-2488, DPW: 873-3100, HYDRO: 873-5367, EMS: 873-8240

SECTIONS BELOW TO BE COMPLETED BY THE CITY

PROOF OF LIABILITY INSURANCE FOR STREET SOLICITATION: YES OR NO

LOGISTICS MEETING NEEDED: YES OR NO

DEPT. ATTENDING: DPW POLICE EMS HYDRO

PERMIT NUMBER: APPROVED BY CITY COUNCIL/CITY MANAGER

DATE OF APPROVAL/DENIAL: YES OR NO

CONDITIONS:

CITY REPRESENTATIVE'S SIGNATURE:

CITY OF HART

407 S. State St., Hart, MI 49420

Ph: 231-873-2488 Fax: 231-873-0100

SPECIAL EVENTS PERMIT

THE CITY IS NOT RESPONSIBLE FOR BY-STANDERS AT YOUR EVENT.

DATE OF APPLICATION: 04/07/2023

NAME OF EVENT: Hart
Sparks Fireworks

DATE OF EVENT: 07/02/2023 TIME: 1pm setup TO 11 pm end

RAIN DATE OF EVENT: **MUST PROVIDE** July 3, 2023

LOCATION AND/OR ROUTE OF EVENT:

Fireworks setup @ Veteran's Park, 1p display beginning at 10p, band will play from 7-10p in Hart Commons

Food vendors displays if permitted. Street vendors and booth displays if permitted, family activities if permitted.

DESCRIPTION OF EVENT:

fireworks, family activities, vendor booths, live music, food

SPECIAL NEEDS: will hold a logistics mtg w/ DPW & HPD prior to event to outline special needs & times on map

blocking Main St btwn Courtland & Hart St; State St btwn Washington & North City limits. "No Pkg" signs out 8a, blocked @ 5p

NAME OF ORGANIZATION OR SPONSOR: H.E.A.R.T. & City of Hart

ADDRESS: 407 S State St, Hart, MI

CONTACT PERSON: Erin Stotler

PHONE:616-232-547 FAX:

EMAIL: events@cityofhart.org

X Erin Stotler

SIGNATURE OF EVENT COORDINATOR/SPONSOR **DATE** 4/07/2023

IT IS YOUR RESPONSIBLITY TO SCHEDULE THE LOGISTICS MEETING WITH THE CITY DEPARTMENTS INDICATED IF YOUR APPROVED PERMIT INDICATES THAT A MEETING IS NEEDED. PLEASE NOTE THAT A 7 - 10 DAY ADVANCE NOTICE WILL BE NEEDED TO SCHEDULE THE MEETING.

POLICE: 873-2488, DPW: 873-3100, HYDRO: 873-5367, EMS: 873-8240

SECTIONS BELOW TO BE COMPLETED BY THE CITY

PROOF OF LIABILITY INSURANCE FOR STREET SOLICITATION: YES OR NO

LOGISTICS MEETING NEEDED: YES OR NO

DEPT. ATTENDING: DPW POLICE EMS HYDRO

PERMIT NUMBER: APPROVED BY CITY COUNCIL/CITY MANAGER

DATE OF APPROVAL/DENIAL: YES OR NO

CONDITIONS:

CITY REPRESENTATIVE'S SIGNATURE: