City of Hart, Michigan
CITY COUNCIL AGENDA
January 24, 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. Council Appointment
4. Pledge of Allegiance
5. Approval of Agenda
6. Public Comments – **Public comment on any matter that is not included on the agenda for a public hearing by the Council. We ask that you please limit your comments to 3 minutes**
    a. Correspondence, Events, Presentations
        i. Elisabet and Mark Forner – Pink Elephant renovation plans presentation
        ii. Background discussion on Administrative Consent Order and review of 2022 annual progress report
7. Consent Agenda:
    a. Approval of Minutes from January 10, 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.
8. Action Items
    a. Resolution 2023-06 Authorize Purchase and Placement of Commissioned Art Piece
9. Discussion Items
    a. Mayoral Board and Commission Appointments
10. City Manager Report
11. Communications from the Mayor and Council (Including board and committee updates.)
12. Adjournment –

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CITY of Hart

407 State Street • Hart, MI 49420 • www.ci.hart.mi.us

January 31, 2023

Mr. Gary Kohlhepp
Surface Water Assessment Section
Michigan Department of Environment, Great Lakes, and Energy
525 West Allegan Street, Constitution Hall
Lansing, Michigan 48933

RE: 2022 Progress Report (#7)
Administrative Consent Order
City of Hart Hydroelectric Project
Approved Long Term Temperature Reduction Plan

Dear Mr. Kohlhepp:

In accordance with the Administrative Consent Order (ACO) paragraph 3.3 that the City of Hart, Michigan (City) entered into with the Michigan Department of Environmental Quality (MDEQ) (now known as Michigan Department of Environment, Great Lakes, and Energy (EGLE)), the City is pleased to submit this progress report detailing work completed to date to comply with the Long Term Temperature Reduction Plan (approved on March 22, 2016).

1. Water Quality Improvements Feasibility Study

In 2016, the City retained the services of Prein & Newhof to conduct a Water Quality Improvements and Feasibility Study. Milestone dates for the Water Quality Improvements Feasibility Study are as follows:

- Feasibility Study Submitted to MDEQ ----------January 30, 2017
- MDEQ Comments Received----------March 27, 2017
- Revised Feasibility Study Submitted ---------- April 27, 2017
- MDEQ Approval ----------May 25, 2017

The Study evaluated several alternatives to improve water quality relating to temperature and dissolved oxygen in the Pentwater River downstream of the dam. A computerized hydraulic and water quality model was used as a tool to evaluate the effectiveness of the alternatives considered. The approved Revised Feasibility Study included the following recommendations:

- Complete a hydrogeologic study of the aquifer and groundwater withdrawal permitting around Hart Dam.
- Proceed with a design and permit application for the removal of the Chippewa Creek restriction at East Main Street.

- Continue to incorporate Best Management Practices into City infrastructure projects.
- Continue to acquire property as well as maintain and improve natural shorelines along Russell Creek and Hart Lake.
- Incorporate water quality impact evaluation into the assessment of the storm water system under a recent Storm and Wastewater Assessment Grant from the MDEQ.

Progress on each of the recommendations is detailed further in the following sections of the Status Report.

2. Hydrogeologic Study

The City retained the services of Prein & Newhof to perform a hydrogeologic study on the aquifer near the Hart Dam. As outlined in the January 31, 2019 Progress Report #3, the following tasks were completed including:

- Two (2) soil borings drilled to evaluate potential for a high capacity well.
- Observation well installed, pumped, and water quality sample collected.

A summary of that work was provided in a technical memorandum dated September 7, 2018 and was provided with the January 2019 report.

As outlined in the February 11, 2020 Progress Report #4, a test well drilling site was identified and a test boring was completed to a depth of 400 feet. The test boring was ultimately abandoned as there was no apparent zone of groundwater that could support a high capacity well. No further evaluation of potential sites was conducted in 2022.

3. Design and Permitting Removal of Chippewa Creek Restriction at Main Street

The City retained the services of Prein & Newhof for the design and permitting of the removal of the Chippewa Creek Restriction at East Main Street. As noted in the February 11, 2020 Progress Report #4, design and permitting has been completed for the removal of the restriction, but property owner issues exist at the site preventing the City from replacing the structure. No progress was made in 2022 with respect to contacting property owners to obtain easements for the proposed culvert alignment.

4. Continued Implementation of Best Management Practices (BMP's)

No City projects included construction of storm sewers in 2022. The City will continue to evaluate opportunities in future construction projects to reduce stormwater runoff.

The City initiated a three-year project to inventory and assess the condition of the City-wide storm sewer system under a State of Michigan Stormwater and Wastewater Asset Management (SAW) grant. The assessment will allow the City to identify additional opportunities for BMPs to minimize the volume of stormwater runoff and

ultimately provide surface water quality benefits. The study will consider impacts to the temperature of the Pentwater River in all recommendations. The SAW grant ended on December 31, 2019 with deliverables submitted to EGLE at that time. The completed report for the SAW grant indicated that runoff has a direct impact on creek temperature during storm events, but the impacts are limited to the duration of rainfall. Although runoff has an instantaneous impact on creek temperature, it does not have a measurable effect on average monthly temperatures of the creeks.

5. **Property acquisition and/or establishment of conservation easements along Russell Creek and Chippewa Creek to protect water quality**

   The City has identified several parcels along Russell Creek, and is in varying stages of discussion and/or negotiation for acquiring property or conservation easements. The following table identifies each of the parcels on the enclosed map and table along with their status:

No.	Description	Approximate Frontage	Approximate Acres	Notes	Status
1	Acquisition	475 ft.	3	Donation negotiated	Complete
2	Acquisition	1,505 ft.	9.9	Owner willing to sell to City	Pending
3	Acquisition	1,265 ft.	8.6	Owner willing to sell to City	Pending
4	Acquisition	590 ft.	12.7	City now owns	Complete
6	Acquisition	110 ft.	0.3	City interested in purchasing from Private Owner	Pending
13	Infiltration Basin			Private owner	Basin Complete
14	Conservation Easement	3,200 ft.	10.1	City interested in acquiring Conservation Easement	Pending
15	Conservation Easement	2,970 ft.	8.5	City has acquired property - will require any new developer to reestablish and maintain riparian zone OR City could acquire a Conservation Easement	City now owns
16	Hydroelectric Building			City is relocating maintenance operations away from water – will convert from industrial to open space use	Building Use Discontinued

Note: Other updates noted on enclosed table and map.

6. Water Quality Monitoring

In accordance with the ACO and the Approved Long-Term Temperature Reduction Plan, the City retained the services of Lawson-Fisher Associates P.C. to conduct the 2022 Water Quality Monitoring. Continuous dissolved oxygen and temperature monitoring was conducted at the upstream (Peterson) location and the downstream location (72nd Avenue Bridge). Continuous temperature monitoring was conducted at two locations on Russell Creek (High School and Diesel Plant) and two locations on Chippewa Creek (Main Street and Oceana Drive). Semi-monthly dissolved oxygen and temperature profiling was conducted in the impoundment. Monitoring was conducted from July through September 2022. The Water Quality Monitoring Report was submitted to EGLE and Michigan Department of Natural Resources (MDNR) under separate cover on December 30, 2022 for review and comment.

7. Implementation Plan Schedule

The following table includes the proposed activity completion dates per the Approved Long-Term Control Plan Schedule, as well as the actual dates completed:

	ACTIVITY	PROPOSED COMPLETION DATE	ACTUAL DATE COMPLETED
A	Submit Revised Long-Term Temperature Reduction Plan to MDEQ	February 19, 2016	February 19, 2016
C	Requested MDEQ Review and Approval of Revised Plan	March 18, 2016	March 22, 2016
D	Implement Water Quality Monitoring Plan	July – September, 2016	July-September, 2016
F	Submit Water Quality Improvements Feasibility Study for City Review	November 30, 2016	November 30, 2016
G	Submit Water Quality Improvements Feasibility Study for MDEQ review	January 31, 2017	January 30, 2017
H	Request MDEQ Approval	March 31, 2017	
	MDEQ Comments Received		March 27, 2017
	Revised Feasibility Study Submitted to MDEQ for Approval		April 27, 2017
	MDEQ Approval of Revised Feasibility Study		May 25, 2017
I	Begin Preliminary Engineering	July 1, 2017	
	Hydrogeologic Study		Three sites evaluated to date with none identified as meeting needs.
	Removal of Restriction at Chippewa Creek and Main Street		October, 2019

	ACTIVITY	PROPOSED COMPLETION DATE	ACTUAL DATE COMPLETED
	Courtland and Jefferson Street Reconstruction		April 2017
	Pocket Park		Complete - City received bids in 2019 and awarded contract.
	Citywide Storm Sewer System Inventory and Assessment		Reports being completed early 2020
J	Begin Design Engineering	October 1, 2017	
	Removal of Restriction at Chippewa Creek and Main Street		October, 2019
	Courtland and Jefferson Street Reconstruction		Complete
	Pocket Park	August 15, 2020	Spring 2021
	City Hall Rain Garden		Complete
K	Begin Construction Subject to Permitting	April 1, 2018	
	Removal of Restriction at Chippewa Creek and Main Street	To Be Determined – Dependent available funding, and resolution of property issues	
	Courtland and Jefferson Street Reconstruction		Completed 2018
	Pocket Park	June 30, 2021	June 30, 2021
	City Hall Rain Garden		Completed October 2017
L	Complete Construction, Project Implementation, Property Acquisition and Conservation Easements	December 31, 2024	

8. Russell Creek Weir Board Removal

Although not an element in the Long-Term Temperature Reduction Plan, the City submitted a complete permit application for the removal of the weir boards on the culvert beneath Mechanic Street to the MDEQ on March 29, 2016. The Russell Creek Weir Board Removal Project Permit Application was denied by the MDEQ due to strong public resistance on April 17, 2017. The City does not intend to pursue this activity further.

Mr. Gary Kohlhepp
Surface Water Assessment Section
January 31, 2023

Please contact me with any questions or comments you may have.

Very truly yours,

CITY OF HART, MICHIGAN

Rob Splane
City Manager

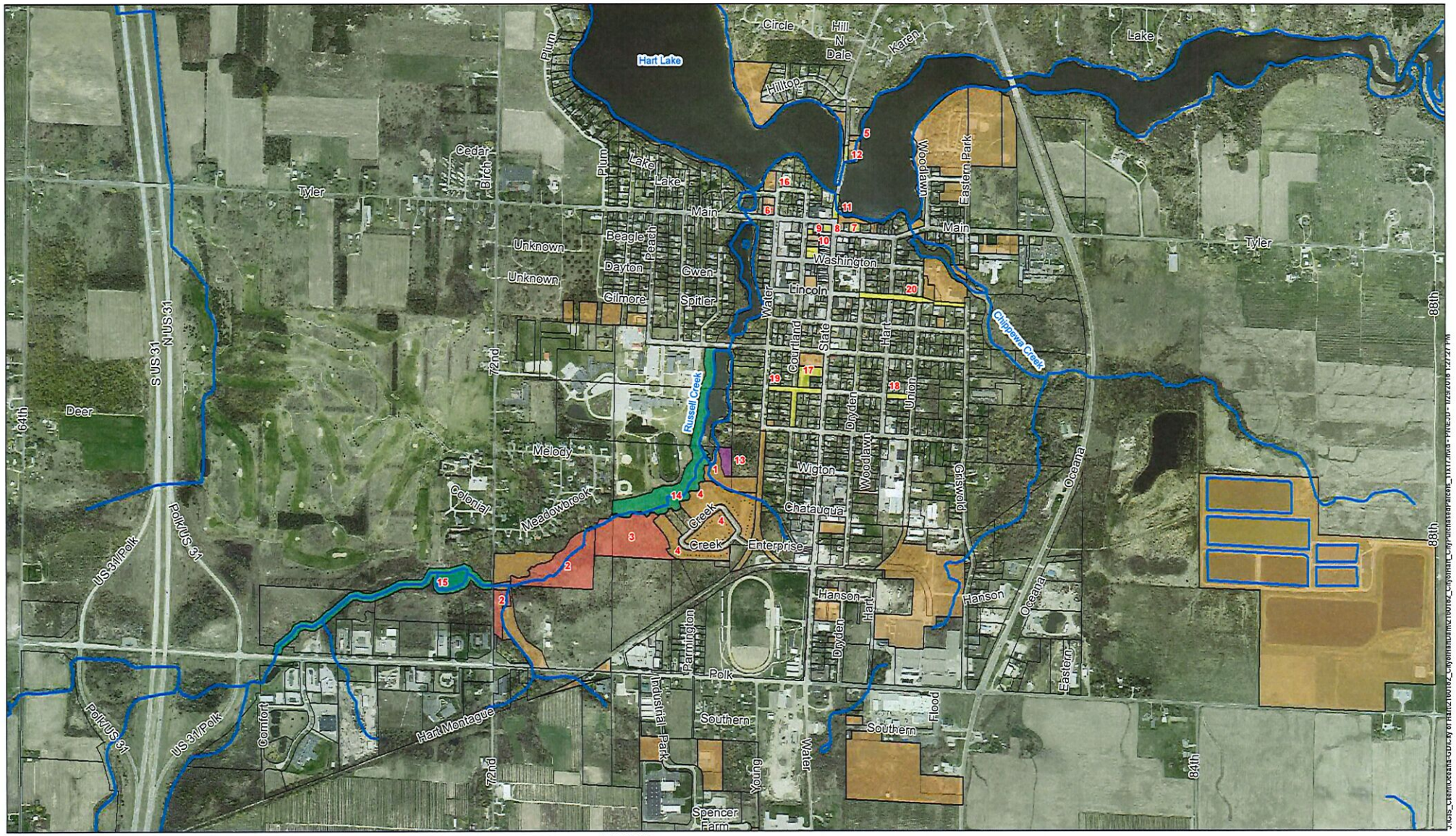
RS/cas
Encls: Map and Table of Properties
c: Matthew Zimmerman, Varnum Law
Barbara Marczak, PE, Prein & Newhof
Piper C. Tittle, PE, Lawson-Fisher Associates P.C.

City of Hart
Temperature Reduction Projects - January 2020 Update

Map ID	Description	Parcel ID	Owner	Approx. Frontage (ft)	Approx. Acreage (acre)*	Notes	Ownership Status
1	Property acquisition	020-353-004-03, 020-738-001-70	Blackmer, Robert A. & Verna J. et al.	475	3.0	City has received donation	Completed in 2017
2	Property acquisition	007-017-300-23	Hallack Contracting	1,505	9.9	Hallack Contracting willing to sell to city	Pending
3	Property acquisition	020-362-001-00	Stevens Wellington III	1,265	8.6	Stevens Wellington III willing to sell to city	Pending
4	Property acquisition	020-665-000-00	City of Hart	590	12.7	Developer went bankrupt, city has acquired property	Completed in 2017
5	Property acquisition	020-259-002-00	Forner Farms LLC	60	0.2	City purchased in order to expand Veteran's Park	City owned
6	Property acquisition	020-205-002-00	Stevens, Lawrence J. & Linda L. T.	110	0.3	City interested in purchasing from private owner	Pending
7	Pervious pavement	020-252-003-00	City of Hart	n/a	0.3	Pervious pavement in parking lot	City owned
8	Pervious pavement	020-208-003-30	City of Hart	n/a	0.2	Pervious pavement in parking lot	City owned
9	Pervious pavement	020-208-001-00	City of Hart	n/a	0.1	Pervious pavement in parking lot	City owned
10	Pervious pavement	020-208-011-00, 020-208-012-00	City of Hart	n/a	0.4	Pervious pavement in parking lot	City owned
11	Pervious pavement	n/a	City of Hart	n/a	0.4	Pervious pavement in parking lane	City owned ROW
12	Pervious pavement	n/a	City of Hart	n/a	0.2	Pervious pavement in parking lane	City owned ROW
13	Infiltration basin	020-353-004-03	Blackmer, Robert A. & Verna J. et al.	n/a	0.9	Zero discharge infiltration basin	Private development - Infiltration basin constructed in 2017
14	Conservation easement	020-293-001-00, 020-352-001-00, 020-353-001-00	Hart Public Schools	3,200	10.1	City interested in acquiring conservation easement for wooded strip adjacent to stream	Pending
15	Conservation easement	020-818-400-05, 007-018-400-08	DC Land LLC, Colonial Estates LLC	2,970	8.5	City will require developer to re-establish and maintain riparian zone OR city could aquire a conservation easement	Pending
16	Property Use change	020-204-001-00	City of Hart	255	0.7	City will change use from industrial to open space	In Process: 2018-2020
17	City Hall/Library	020-726-003-00	City of Hart	n/a	1.2	Rain Garden and botton less catch basins to serve expanded parking area	Completed in 2017
18	Jefferson Street Construction	267 'Right-of-Way	City of Hart ROW	n/a	0.4	Bottom less catch basins for stormwater	Completed in 2017
19	Courtland/Jefferson Street Construction	1004 ' of Right-of Way	City of Hart ROW	n/a	1.5	Reduction of paved area and bottomless catch basins for stormwater	Completed in summer 2018
20	Lincoln Street- Dryden to Griswold	1004 ' of Right-of Way	City of Hart ROW	n/a	n/a	Installed bottomless catch basins for stormwater infiltration	Completed in fall 2019

* Indicates acreage of parcel

Prein&Newhof



LEGEND

- Currently Owned by City
- Property Aquisition in Process
- Stormwater BMP
- Infiltration Basin (Private)
- Proposed Conservation Easement

SCALE: 1 " = 1,000 '

0 0.125 0.25 0.5 Miles

Map based on Oceana County GIS on January 25, 2018

CITY OF HART

OCEANA COUNTY, MICHIGAN

STORMWATER TEMPERATURE REDUCTION BMPs

Prein&Newhof

2160182

CITY OF HART
407 S. STATE ST.
HART, MI 49420
COUNCIL PROCEEDINGS
January 10th, 2023
MINUTES – Draft

PRESENT: Councilors: Justin Adams, Catalina Burillo, Jim Evans, Dean Hodges, Amanda Klotz, and Kris Trygstad
ABSENT: Mayor Vicki Platt,
OTHERS PRESENT: City Manager – Rob Splane, City Clerk – Karla Swihart, BioPure Superintendent – Paul Cutter, DPW Superintendent – Brad Whitney, Energy Superintendent – Mike Schiller, Hart PD Chief – Juan Salazar, Hart PD Officer Ray Ryder, Sharon Hallack and George Sadler

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:

- D. Hodges motioned to approve the agenda and was supported by J. Adams
  - Ayes: 6 Nays: 0 Absent: 1

PUBLIC COMMENTS:

- George Sadler, 4 years now there is a hydrant across the street from us by the public bathhouse that used to have a drinking fountain on there, which helped a lot, so people didn't come in and ask us for cups of water, going on 4 years now and there is just an ugly pipe sticking out which is a hazard and I don't understand why its not fixed by now. I have mentioned to Rob numerous times, and I have mentioned to Brad numerous times, and it just seems to fall on deaf ears

CORRESPONDENCE, EVENTS, PRESENTATIONS:

- Michigan Public Power Agency – 2022 Business Model Risk Assessment

Retail Rate Competitiveness:

Background & Importance:

- A weighted average comparison of your utility's all-in retail rates to your neighboring utility's all-in retail rates on a cents per kWh basis.
- Rates are improtant in influencing your utility's ability to attract and retain customers. Their relative affordability (to the neighboring utility) can influence the willingness to raise rates and revenue flexibility, which are key credit considerations.
- Understanding your utility's rates, whether below or above the neighboring utility, provides key and actionable informtaion that should be considered when making operational and financial decisions.

The Results:

Rate	Hart Rate*	Comparable Consumers Energy Rate*	% Difference
RE	11.5	18.4	-37.5%
CO	12.9	17.6	-26.9%
Demand	10.0	10.6	-4.8%

*Cents / kWh for Average Customers utilizing CY 2021 data

Risk Profile – Competitive Retail Rates:



Note: Overall risk calculated utilizing S&P Global Ratings' methodology scale for Retail Electric Market Position

Potential Next Steps:

- Develop a 5+ year Rate Strategy (if your utility does not yet have one)
- For Customer classes where your utility has lower / competitive rates:
  - Edcate and communicate this value proposition to your customers
  - Consider whether a small rate increase makes sense for the purpose(s) of investing in your utility's distribution system, staff facilities, IT infrastructure / systems or enhancing your creditworthiness.

Customer Concentration:

Background & Importance:

- The percentage share that key customer group make up of your utility's total retail load (in MWhs)
- Retail sales volatility can occur if a significant portion of your utility's sales are tied to a small set of customers (or perhaps just one customer). If one or more of these customers were to leave, the loss of sales would negatively affect cash flow. This is also true during recessionary periods – but to a lesser extent.
- Understanding how the following three key customers groups contribute to your utility's total retial sales provides key and actionable informtiaon that should be considered when making operational, power supply and long-term investment decisions.

The Results:

Customer Group	% of Load *
Residential Class	18.5%
To 10 Customers	62.8%
Top Customers	16.9%

*% of Retail Sales (MWhs) utilizing CY 2021 data

Risk Profile – Customer Concentration:



Note: Overall risk calculated utilizing S&P Global Ratings' methodology scale for Diversity of Sales and Demographics.

Potential Next Steps:

- Implement a Key Customer Accounts Program with sufficient resources and focus to maintain a relationship of mutual information sharing and benefits with each key customer.

- Develop a Rate Strategy to ensure your utility's fixed and variable expenses are being recovered appropriately in your rate structure.

Distributed Energy Resource ("DER") Readiness:

Background & Importance:

- Due to significant advancements in energy resource technology (such as solar), changing customer prespectives & objectives and Federal Energy Regulatory Commission ("FERC") reforms, the edge of the distribution grid (i.e. at the retail customer level) is becoming the most important part of the energy ecosystem.
- The grid edge is now where clean energy investements (solar, storage, fuel cells) meet the utility system.
- It is critical that your utility has visibility and control at the grid edge to integrate new and dynamic distributed energy resources.

The Results:

Catergory Evaluated	Readiness*
Advanced Metering Infrastructure ("AMI")	4 of 4
Electric Interconnection Policy	0 of 4
Retail Rates	1 of 4

*Utility's responses in Q1/Q2 of 2022 about whether or not key prerequisites for each Category are currently in place.

Risk Profile – DER Readiness:



Note: Overall risk calculated utilizing internal MPPA scale.

Potential Next Stes:

- Perform a value audit of how effectively and extensively you are using your AMI System to benefit your customers, rate structure and financial health and how adaptable it is for coming drid edge changes.
- Develop a detailed Electric Interconnection Policy in conjunction with an engineer or engineering firm.
- Include unbudling in your long-term Rate Strategy: structure the components of your rates (transmission, distribution, capcacity, energy) so they reflect cost causation and move your utility to financial indifference toward DER.

- Paul Cutter – Hart BioPure Presentation of deaprtment report and discussion

Hello, hope all are well.
Just have to say this is a great year to have behind us here at the Biopure facility. It has been a struggle for the past few years to operate the facility with any consistency. I think in 2022 we exhausted all possible efforts to keep the facility in compliance.
Although we meet our state permit limits, we were forced to let solids into ponds that should not have solids in them. The reason for this was influenced by a few things that were out of our control.
In 2022 we broke our incoming flow record it was previously 318 M.G.
in 2021, in 2022 it increased to 391 M.G. That's an increase of 73 M.G a year and roughly 200,000 gallons per day. Along with the increased flows we had a full biosolids basin and were waiting for the hauler to show up. We could not waste any of our solids in the aeration basin to the biosolids basin. The only alternative was to waste to the polishing pond. (Polishing ponds should not have any solids in them.)
A good way to picture the way the plant must work. If the flow coming into the plant is 500 gallons per minute, we must be treating 500 gallons per minute. That use to be very easy to obtain but since the increased loading and

flows over the years it has slowly begun to be more difficult. (Reason for the new clarifier you voted to be built. Thank You)
Engineers have determined that this facility can operate above its projected capacity. I would say over the last 2 years we have been running over its projected capacity 75% of the time.

Although we have projects in place to help the type of year, we had in 2022 none of the work being performed currently or this summer will help a year possible like last year.

Last year's operations left a large amount of biosolids in our polishing pond. I would say roughly 4 million gallons. Although we have a biosolids budget for each year, due to the time frame our biosolids contractor was here this year we spent the 2021-2022 budgeted funds and the 2022/2023 budgeted funds leaving no funds for biosolids removal in 2023. Not only do we have the 4 million gallons in the polishing pond we also have to remove the biosolids in the biosolids lagoon each year. That dilemma will be coming across your table during the year.
I plan to ask Rob if I can briefly go through the below information with you during my Superintendent report Tuesday night. Feel free to have lots of questions for me if you would like more detailed information.

A – Is showing the route the Griswold Forecmain takes to get to the Biopure Facility. The distance is roughly .81 miles of 16" HDPE (High Density polyethylene) fusable pipe.
The forcemain being replaced is the original which was installed in 1963. The original pipe size is 14."
Hallacks are currently installing the pipe. I expect to have the pipe online by the end of February 2023.
This will give the city reliability and assurance that the wastewater has a way to get out to the facility. Big peace of mind for me.
B – Is a head works building. This building will house a way to remove sand and rags from the influent flow.
Unfortunately, this was excluded in the original expansion.
This addition will remove the sand and rags that create problems in the aeration basin and the pumps and clarifers.
C- This area is currently the east end of the biosolids basin. Currently C&D are one lagoon. The new design will be for the east end (C) to be converted to an additional aeration basin.
This will give the city the ability to increase the amount of flow and loading we can handle. Referenced in a difference attachment.
D- This area will continue to be a biosolids basin but half the amount of existing. The line in the picture indicates the area an earthen berm will be constructed.
This will give me the opportunity to have more control of the biosolids inventory.
E- This pond is currently a polishing pond. The line in the picture indicates an earthen berm which will split the existing pond in half.
This will give me the opportunity to have more control of the biosolids inventory.
F- This area is currently a polishing pond liftstaton. This pumps the water from the polishing pond up to Storage lagoons 5&4.
With the additional incoming flows, we have been receiving, this liftstation is undersized. You may remember the mess we had with the clarifiers overflowing. The undersized pumps were partial to blame for that event. These new pumps will be sized to accommodate or future flows.
G- This area is where the 3rd clarifier will be constructed.
Again, due to the higher flows and loadings I feel you made a great decision to add this to the project. Our engineers have expressed to me that we are getting 110 percent out of our current operations. I like that comment but it's been very challenging to have a properly operating facility with the changes we have faced in the last 2 years.
It's been roughly 3 years that operations have been what I would say normal.
I might add if we did not have what we call the polishing pond available to us we would have violated our permit limits for most of 2022. As I mentioned earlier in the report, we have 4 million gallons of biosolids in our polishing pond which I'm not at all proud of, but it was the only thing we could do to continue to operate.

I'm nervous for this upcoming year. these projects I have laid out will not start until September 2023 apart from Griswold forcemain.
H- This area will be 2 pump stations one in each biosolids basin.
This area will give us the ability to dewater the biosolid basin prior to haul. This will also give me the ability to use the natural nutrients that are created by a properly running aeration basin and could be a substantial saving in our chemical purchases. It's possible we could see a savings of $15,000 to $20,000 dollars a year.
I -This pond will remain a polishing pond we will just be reducing the size by half its current capacity.
As most of the conversation with loading and flows is Industry related. If you look at this data, it is pretty apparent why we are concerned about the future of the industries.
Additional information on this spreadsheet is how the new blowers have saved the city money since being installed in late 2020.
If you just look at the end of the year dollars In column O, you can see a saving. But in all fairness, we need to look at column P, Column P shows the cost per lb. of loading, which is a true reflection of the savings.
Prior to the blowers it was costing us roughly .1cent per lb. of loading.
Since the new blower installation, we are at .05 and .06 cents per lb. of loading. Almost a 50% saving in electrical cost.
Lots of information I hope you get the time to review. Thank You.
Again, feel free to have questions with regards to this info. Paul

CONSENT AGENDA:

- Approval of minutes from January 10th, 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 K. Trygstad
        - Ayes: 6 Nays: 0 Absent: 0

ACTION ITEMS:

- Resolution 2023 – 01 Authorize Michigan Public Power Agency Member Authorized Representative to Sign Power Purchase Agreements
  WHEREAS, on March 11, 2009, the Michigan Public Power Agency ("MPPA") Board of Commissioners, by action in open meeting, created the Energy Services Project ("Project"); and
  WHEREAS, a Member joining the Project must execute an Energy Services Agreement ("ESA"); and
  WHEREAS, Section 2 of the ESA requires the Member's Governing Body to designate a Member Authorized Representative ("MAR"); and
  WHEREAS, the MAR is delegated the responsibility of binding the Member into Power Purchase Commitments ("PPC") with MPPA
  WHEREAS, in order to secure the benefits of efficient self-government and to promote and protect our common interest and welfare, the City Council hereby declares:
  NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:
  The City of Hart MAR has been delegated with the authority to approve and execute PPC's with MPPA so long as the PPC's are withing the term and quantity parameters of MPPA's Power Supply Risk Management Policy.
    - C. Burillo motioned to approve Resolution 2023-01 and supported by J. Adams
        - Ayes: 6 Nays: 0 Absent: 1

- Resolution 2023 – 02 Authorize Hanson Street Construction Change Orders
  WHEREAS, The City of Hart contact with Hallack Contracting 2022-2023 Street Program, and;
  WHEREAS, During the course of the project there was additional work needed due to various conditions, and;

WHEREAS, Hallack Contracting has submitted two change orders for the project totaling $23,354.66 bringing the total project cost to $829,083.16, and;
WHEREAS, City staff has reviewed the request and recommends approval, 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

The City of Hart hereby approves the change order requests from Hallack Contracting for a total project cost of $829,083.16 and authorizes the City Manger to sign related documents

- C. Burillo Motioned to approve Resolution 2023-02 and supported by K. Trygstad
  - Ayes: 6 Nays: 0 Absent: 1

- Resolution 2023 – 03 Resolve to remove former Mayor Pro-Tem Rybarz from City of Hart bank accounts and add current Mayor Pro-Tem Klotz as authorized signer.
  WHEREAS, The City of Hart maintains local bank accounts to conduct daily operations; and
  WHEREAS, the accounts require an authorized signer to conduct business as necessary; and
  WHEREAS, the Mayor, Mayor Pro-Tem, City Manager and City Clerk/Treasurer are generally accepted individuals as authorized signer; and
  WHEREAS, the Shelby State Bank which the City holds its investment requires formal action designating any new account signers, 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:

  Designates new City of Hart Pro-Tem Amanda Klotz as authorized signers on City bank accounts and authorizes the removal of former Mayor Pro-Tem Fred Rybarz from said accounts

  - C. Burillo Motioned to approve Resolution 2023-03 and supported by K. Trygstad
    - Ayes: 6 Nays: 0 Absent: 1

- Resolution 2023 – 04 Accept Amendment 3 proposal from Prein and Newhof to provide engineering services to add Clarifier to existing BioPure project
  WHEREAS, The City of Hart operates a wastewater treatment system at Hart BioPure, and;
  WHEREAS, The BioPUre system supports the Functionality of all City wastewater sewer components and provides for safe sanitary conditions for City residents, businesses, and industry partners, and;
  WHEREAS, on November 8th, 2022, Representatives presented project details to City Council inclusive of the proposal to add a new clarifier to the BioPure project providing much needed capacity improvements to the system, and;
  WHEREAS, in order to secure the benefits of efficient self-government and to promote and protect our common interest and welfare, the City Council hereby declares:
  NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

  The City of Hart hereby approves the Amendment 3 proposal from Prein and Newhof in the amount of $388,500 and authorizes the City Manager to sign related documents.

  - C. Burillo motioned to approve Resolution 2023-04 and supported by J. Adams
    - Ayes: 6 Nays: 0 Absent: 1

- Resolution 2023 – 05 Resolution for Charitable Gaming License
  WHEREAS, The City of Hart may approve or disapprove of the issuance of a charitable gaming license, and;
  WHEREAS, The Heart Economic and Redevelopment Team non-profit organization wishes to hold a fundraising raffle to benefit the 25 by 2025 art initiative, 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

Approves the request from Hart Economic and Redevelopment Team of the City of Hart, County of Oceana, asking that they be recognized as a non-profit organization operating in the community for the purpose of obtaining charitable gaming licenses be considered for approval.

- J. Adams motioned to approve Resolution 2023-05 and supported by J. Evans
  - Ayes: 6 Nays: 0 Absent: 1

- Ordinance 23-01 *SECOND READING* - Establish Chapter 1428 International Property Maintenance Code (IPMC)

CITY OF HART
ORDINANCE NO. 23-01
ZONING ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE CITY OF HART, MICHIGAN SPEFICICALLY TO ESTABLISH PART FOURTEEN – BUILDING AND HOUSING CODE TITLE TWO - BUILDING CODE – CHAPTER 1428 INTERNATIONAL PROPERTY MAINTENANCE CODE (IPMC)

At a regular meeting of the Hart City Council held at City Hall on the 10th day of January 2023, at 7:30 p.m.
PRESENT: Justin Adams, Catalina Burillo, James Evans, Dean Hodges, Amanda Klotz and Kris Trygstad
ABSENT:
The following ordinance was offered by C. Burillo and supported by K. Trygstad
THE CITY OF HART, COUNTY OF OCEANA, STATE OF MICHIGAN ORDAINS:

CITY OF HART CODE OF ORDINANCES, ESTABLISH PART 14, TITLE TWO, CHAPTER 1428 INTERNATIONAL PROPERTY MAINTENANCE CODE (IPMC), AND ADOPT IPMC 2021 TO ESTABLISH MINIMUM REQUIREMENTS FOR THE MAINTENANCE AND IMPROVEMENT OF PROPERTIES WITHIN CITY OF HART JURISTICTION

SECTION 1. AMENDMENT THE CITY OF HART ORDIANS: Part 14 Title 2 Chapter 1428.
Adoption of code by reference.
Pursuant to the provisions of Public Act No. 179 of 1909 (MCL 117.1 et seq. MSA 5. 2071 et seq.) the 2021 edition of the International Property Maintenance Code, as published by the International Code Council. Be and is hereby adopted as the Property Maintenance Code of the City of Hart, in the State of Michigan for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the City of Hart are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Chapter 1428.
Chapter 1428.01 Code on file. Complete printed copies of which are on file and available for public use and inspection in the office of the Development Services Department of the City of Hart, being marked and designated as the International Property Maintenance Code, 2021 edition, as published by the International Code Council.
Chapter 1425.02 References in code. Reference in the code adopted in this article to "State" and "Michigan" shall mean the State of Michigan; reference to "municipality" and "Hart" shall mean the City of Hart; references to "local ordinances" shall mean the City of Hart ordinances. All references to the International Building Code, International Residential Code, International Energy Conservation Code, National Electric Code, International Existing Building Code, International Mechanical Code, and International Plumbing Code, mean the Michigan Building Code, Michigan Residential Code, Michigan Uniform Energy Code, Michigan Electrical Code, Michigan Rehabilitation Code for Existing Buildings, Michigan Mechanical Code, and Michigan Plumbing Code respectively.
Chapter 1428.03 Delete and replace with the following: Changes in the code. The following sections of the 2021 International Property Maintenance Code (IPMC) are amended or deleted as set forth and additional sections and subsections are added as indicated. Subsequent section numbers used in this section shall refer to the like numbers used in this section shall refer to like numbered sections of the 2021 International Property Maintenance Code.
The following sections are hereby revised:
Section 101.1 Insert: City of Hart Zoning Administrator and Code Enforcement Department

Section 103.1 Insert: [The amount shall be established, from time to time, by resolution of City Council and shall cover the cost of inspection(s) and the supervision resulting from the enforcement of the code]
Section 302.4 Insert: Eight (8) inches
Section 304.14 Insert: April 1 to December 1
Section 602.3 Insert: October 1 to June 1
Section 304.14 Insert October 1 to June 1
Add Section 109.4 Violation penalties: Any person who shall violate any provision of this code upon conviction shall be penalized as provided in section 202.99 of the City of Hart Code of Ordinances – General code penalty; municipal civil infractions; equitable remedies; complicity.
Chapter 1428.05 Severability Clause. That if any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, clause, or phrase thereof irrespective of the fact that any one or more sections, subsection, clause, and phrases be declared unconstitutional.
Chapter 1428.06 Saving Clause. That nothing in this ordinance or in the Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Chapter 1428 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance. That this ordinance and the rules, regulations, provisions, requirements, orders, and matters established and adopted hereby shall take effect and be in full force and effect ten (10) days from publication thereof.
SECTION 2. Effective Date. This Ordinance shall become effective ten (10) days after it's publication or ten (10) days after publication of a summary of its provisions in a local newspaper of general circulation in the City of Hart

AYES: 6
NAYS: 0

ORDINANCE DECLARED ADOPTED
FIRST READING: December 13th, 2022
SECOND READING: January 10th, 2023
ORDINANCE BECOMES EFFECTIVE: January 30th, 2023

DISCUSSION ITEMS:

- Mayoral Board and Commission Appointments
  - C. Burillo Motioned to approve Travis Larson for Board of Review and supported by D. Hodges
    - Ayes: 6 Nays: 0 Absent: 1

  Remainder of appointments where tabled due to Mayor being out Sick
- Special Events Permit – Oceana County Right to Life Memorial Service
- Special Events Permit – Hart Winterfest
- Special Events Permit – Vintage Snowmobile Show and Swap Meet

CITY MANAGER'S REPORT:

UPDATES:

- 227 E. Main demolition is completed
- 511 and 513 Creeks drive are completed and will be listed very soon. Sue Payne has offered a private tour to anyone interested.
- Audio System downtown received many compliments from downtown businesses and area residents
- One member of Council will be taking the Newly Elected Official training offered by the Michigan Municipal League January 21st 8:30am-12:25pm registration is open until 1/16
- Rob was able to attend a Leadership Blueprint workshop that was funded by a State Grant. The workshop was a two-day event that covered lots of time-tested leadership concepts as well as some new innovative ideas

that we can employ in our operations at the City of Hart. One of the deliverables from the course was a Flippen Personality profile that used blind surveys of co-workers to help identify strengths and weaknesses. I plan to begin implementing some growth strategies professionally to help me role as a leader in our community

Legacy Topics:

- Working to have communities review intergovernmental operational agreement for property code enforcement department – Adoption of that agreement is pending – Financial negotiation is in progress
- Grant Funded 227 East Main property demolition completed. Site reconstruction to take place in the spring.
- The Charter review committee has finished its assessment for phase one City Charter amendments which include changing all pronouns to show gender equity and modifying the language which dictates the date and time of City Council meetings. The proposed changes are being reviewed by our City Attorney and we anticipate initiating that process soon

Upcoming Topics:

- Adoption of 2022-2026 Park and Rec Master Plan

COMMUNICATIONS FROM THE MAYOR AND COUNCIL:

- A. Klotz thanked department heads for their reports they submit before the meetings for review.

ADJOURN:

- There being no further business to come before the Council, the meeting adjourned at upon a motion by J. Evans and supported by K. Trygstad. The next regularly scheduled meeting will be on January 24th, 2023, at 7:30 pm.

Respectfully Submitted

Karla Swihart

Karla Swihart, City Clerk

ACCOUNTS PAYABLE

Payables Date 1.24.2023	Description	Total	General +	DPW	Energy	BPTF	Water
Alta Equipment	Poly-V Belt	$ 34.13		$ 34.13			
Axon Enterprise, Inc.	Non-Conductive Training Cartridge	$ 1,414.60	$ 1,414.60				
Axon Enterprise, Inc.	Std Cartridge	$ 682.00	$ 682.00				
Bandit	Alum. Battery Box	$ 211.79			$ 211.79		
BullDog	Parts/Supplies - Diesel Plant	$ 553.74			$ 553.74		
Charter	Hart Commons Internet	$ 114.99	$ 114.99				
Charter	Starting Block Phone	$ 348.89			$ 348.89		
City Web Central	HartNet Annual Renewal	$ 1,249.75	$ 1,249.75				
City Web Central	HartNet Hosting Services	$ 429.00	$ 429.00				
DHD #10	JGP Campground Annual Inspection	$ 120.00	$ 120.00				
DuBois Tree & Land Mgmt	City-wide Tree removal/trimming	$ 11,717.25			$ 11,717.25		
ETNA	Parts/Supplies	$ 829.00					$ 829.00
First Advantage	Drug Screening	$ 338.69			$ 338.69		
Fleis&VanDenBrink	Veteran's Park Improvements	$ 3,081.30			$ 3,081.30		
Freed Mgmt	15% Contract	$ 10,500.00	$ 10,500.00				
Frontier	Dam-Auto Dialer	$ 95.44			$ 95.44		
Frontier	JGP	$ 152.82	$ 152.82				
Great Lakes Energy	3 Meters	$ 2,499.63			$ 2,499.63		
Hart Automotive	Auto Parts/Supplies	$ 49.99		$ 19.40	$ 13.60	$ 16.99	
Heritage Preservation Group	Repairs/Maintenance Historic Dist	$ 471.97	$ 471.97				
Lawson-Fisher	2022 FERC Licensing Requirements	$ 2,212.30			$ 2,212.30		
LEAF	Police Copier Lease Fee	$ 39.00	$ 39.00				
Medler Electric	Parts/Supplies	$ 549.24			$ 549.24		
Medler Electric	Parts/Supplies	$ 59.12			$ 59.12		
Medler Electric	Parts/Supplies	$ 98.98			$ 98.98		
MPPA	Purchased Power	$ 147,735.44			$ 147,735.44		
MPPA	Purchased Power	$ 51,665.83			$ 51,665.83		
MPPA	Purchased Power	$ (155.16)			$ (155.16)		
Office Machines Co.	Police Copier Overage Fees	$ 26.28	$ 26.28				
Pixel Grafix Studio	MMEA reprint	$ 641.71	$ 641.71				
Pixel Grafix Studio	Envelopes	$ 213.34	$ 213.34				
Power Line Supply	Parts/Supplies	$ 111.00			$ 111.00		
Power Line Supply	Parts/Supplies	$ 84.00			$ 84.00		
Power Line Supply	Parts/Supplies	$ 60.30			$ 60.30		
Power Line Supply	Parts/Supplies	$ 314.80			$ 314.80		
Power Line Supply	Parts/Supplies	$ 1,451.87			$ 1,451.87		
Power Line Supply	Parts/Supplies	$ 2,733.00			$ 2,733.00		
Pranger Proptery Mgmt	CH/CC Cleaning Fee	$ 168.00	$ 168.00				
Quill	1099 Misc Tax Forms	$ 25.99	$ 25.99				
Quill	Office/Kitchen Supplies	$ 220.34	$ 220.34				
Riggs, Jason	Reimburse DOT physical fee	$ 75.67		$ 75.67			
UIS Scada	Cruise Subscription Fees	$ 4,165.00			$ 1,552.00		$ 2,613.00
USA BlueBook	Floor Scrubbing supplies	$ 52.72				$ 52.72	
Verizon	Office Phones	$ 445.47	$ 358.32	$ 29.05	$ 29.05	$ 29.05	
Verizon	Cell Phones	$ 718.95	$ 52.05	$ 257.29	$ 207.82	$ 201.79	
Wells Fargo	Copier Lease Fee	$ 143.20	$ 143.20				
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--OVER--

Payables Date 1.24.2023	Description	Total	General +	DPW	Energy	BPTF	Water
		$ -					
	Subtotal	**$ 248,751.37**	**$ 17,023.36**	**$ 415.54**	**$ 227,569.92**	**$ 300.55**	**$ 3,442.00**
HAND CHECKS/ACH/EFT							
Alerus	City Share 401 Retirement	$ 4,481.72	$ 4,481.72				
US Postmaster	Postage	$ -					
AFLAC	Insurance Premium	$ 921.18	$ 921.18				
Guardian	Insurance Premium	$ -					
Delta Dental	Insurance Premium	$ 1,768.60	$ 1,768.60				
United Group	Insurance Premium	$ -					
Blue Cross Blue Shield	Insurance Premium	$ 15,557.48	$ 15,557.48				
	TOTAL HAND CHECKS	**$ 22,728.98**	**$ 22,728.98**	**$ -**	**$ -**	**$ -**	**$ -**
	Sub-Total Regular Bills/Hand Checks	***$ 271,480.35***	***$ 39,752.34***	***$ 415.54***	***$ 227,569.92***	***$ 300.55***	***$ 3,442.00***
Gross Payroll	167	$ 74,767.57	$ 74,767.57				
	Sub-Total	**$ 74,767.57**					
	GRAND TOTAL	***$ 346,247.92***	**$ 39,752.34**	**$ 415.54**	**$ 227,569.92**	**$ 300.55**	**$ 3,442.00**

--OVER--

Grand Totals for Payroll:

Pay Code Id	Hours	OT Hours	Cur. Amnt.	YTD Amnt.
15X	0.00	21.00	1,414.76	2,635.14
2X	0.00	8.25	491.75	2,052.38
COMP	48.25	0.00	1,668.39	1,668.39
ETO	179.75	0.00	6,574.51	11,821.93
HOL	136.00	0.00	4,989.38	20,467.20
HOURLY	1,131.50	0.00	38,633.20	66,755.07
SALARY	486.50	0.00	20,764.38	35,402.28
STANDBY	8.00	0.00	231.20	231.20

Ded/Exp Id	Cur. Amnt.	YTD Amnt.
ALERUS 401	2,240.86	4,485.09
ALERUS 401 AD	8.00	16.00
ALERUS 457	900.00	1,650.00
ALERUS 457P	1,984.84	6,351.03
ALERUS R 457%	1,285.31	2,803.75
DENTAL_EE	116.17	232.34
DENTAL_ER	464.63	929.26
FITW	7,922.62	32,403.55
GAP_EE	381.08	762.16
GAP_ER	1,407.82	2,815.64
GUARDIAN _EE	20.07	40.14
GUARDIAN_ER	219.58	439.16
INS REIM	70.66	141.32
LOAN	159.86	319.72
MED_EE	1,492.60	2,985.20
MED_ER	5,970.29	11,940.58
MEDICARE_EE	1,083.13	3,745.42
MEDICARE_ER	1,083.13	3,745.42
SITW	2,969.56	9,633.77
SOCSEC_EE	4,631.19	16,014.75
SOCSEC_ER	4,631.19	16,014.75
UNI46	294.40	294.40
UNIFM	14.85	29.70
VOL. LIFE	156.75	156.75
VOL. LIFE - CH	19.25	19.25
VOL. LIFE - SPO	62.65	62.65

Gross Pay This Period	Deduction Refund	Ded. This Period	Net Pay This Period	Gross Pay YTD	Dir. Dep.	Expense This Period
74,767.57	0.00	25,813.85	48,953.72	258,676.72	47,597.80	13,776.64

* = Check Adjustment

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: January 10th, 2023

RECENT EVENTS

From Thursday, December 8th, 2022, through Wednesday, January 4th, 2023, the Hart Police Department received 145 Complaints range from Breaking & Entering's, Found Properties, Well-Being Checks, Larcenies, Domestic Assaults, Trespassing, Medical Assists, Suspicious Situations, Motorist Assists, Assist to Other Agencies, Disturbances and Illegal Use of a Financial Transaction Device.

On behalf of the Hart Police Department, we would like to extend our condolences to the family of Mary Sue Mahan, who passed away unexpectedly on December 4th, 2022. Ms. Mahan was a Hart native who continually volunteered her time to her community. In addition, Ms. Mahan was an active member of the Hart Rotary Club year after year, volunteering to assist the department during the Annual T.E.A.M (Teaching, Educating and Mentoring) Golf Outing. As far as I can remember, Ms. Mahan has donated her time, always bringing her positive attitude everywhere she went, assisting with the golf outing, seeing, and making it grow into what it is today. Ms. Mahan will be greatly missed.

As a result of the Hart Police Department being awarded a grant submitted via the Dickey Foundation for six (6) Cardiac Science G5 Powerheart AEDs to benefit six (6) local police departments in Oceana County, this allowed a Cardiac Science G5 Powerheart AED to be provided to Hart City Hall. The Cardiac Science G5 Poweheart AED has been currently installed within City Hall. D/Sgt. Skipski, a certified Heart Saver CPR/AED Instructor, will be training City Hall staff to familiarize them with the new life-saving equipment.

On Thursday, December 8th, 2022, the Hart Police Department was dispatched to the 800 block of Dryden Street, referencing a Breaking & Entering. Forced entry had been made into a local business with money (cash) and a surveillance system DVR being taken from the business. It was later reported a 2000 Pontiac Bonneville had been taken/stolen from the business. The stolen vehicle was entered into LEIN (Law Enforcement Information Network). On Sunday, December 19th, 2022, this vehicle was located in Ocean County. The vehicle was turned over to its owner without incident. An investigation is ongoing.

On Friday, December 9th, 2022, the Hart Police Department was dispatched to the 500 block of Wood Street regarding a U.D.A.A. (Unlawful Driveaway of Automobile). A vehicle had been taken/stolen from the residence by a 33-year-old homeless man. The man was suspected to be en route to the State of Nebraska. The stolen vehicle was entered into LEIN (Law Enforcement Information Network). On Tuesday, December 13th, 2022, this vehicle was located within the City of Wyoming. The vehicle was turned over to its owner without incident. An investigation is ongoing.

On Sunday, December 11th, 2022, the Hart Police Department was dispatched to the 2000 block of Comfort Drive referencing a Domestic Assault. A 12-year-old Ludington boy had assaulted his grandmother, a 68-year-old Ludington woman. The boy was being disrespectful to the woman and had elbowed the woman in the left side rib area 3-4 times. A report will be submitted to the Oceana County Prosecutor's Office for his review.

On Wednesday, December 14th, 2022, D/Sgt. Skipski instructed a C.P.R. (hands only) class to Mrs. Jazwinski's 7th & 8th Grade health students at the Hart Middle School. The class involved lectures, hands-on application and testing.

On Saturday, December 17th, 2022, Chief Salazar participated in the Roy's Kids program, established in 1996, to assist families in Oceana and Muskegon Counties. As part of this program, families can receive additional help providing Christmas gifts and food for their children. In addition, Roy's Kids volunteers take Santa to area houses. Each year the program has grown because of the generosity of so many people in Oceana County. Roy's Kids program assisted Santa in bringing presents and food to over 240 children this year due to the ongoing support and assistance of the volunteers.

On Tuesday, December 20th, 2022, the Hart Police Department was dispatched to the 400 block of State Street regarding a Fraud Complaint. A 70-year-old Hart man was attempting to pass a fraudulent check. The man admitted to the officer of entering a home he was not a resident of and stealing a jar of change/coins along with several personnel banking checks from the home. The man cashed in the change/coins and had passed/cashed two (2) forged checks within the City of Hart. The man also admitted to attempting to pass/cash two (2) further checks in the area. The man was arrested and lodged at the Oceana County Jail on violation of his conditional bond, which was currently on bond for an unrelated crime. A report will be submitted to the Oceana County Jail regarding Uttering & Publishing and Breaking & Entering.

On half of the Hart Police Department, we hope all of you had a Merry Christmas and Happy New Year.

Respectfully,

J. Salazar,
Chief of Police

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: January 24th, 2023

RECENT EVENTS

From Thursday, January 5th, through Wednesday, January 18th, 2023, the Hart Police Department received 68 Complaints range from Motorist Assists, Unwanted Persons, Trespassing, Suspicious Situations, Medical Assists, Threats Complaints, Domestic Assaults, Found Property, Alarms, Assist to Other Agencies, Fraud Complaints and Property Damage Crashes.

On Friday, January 6th, 2023, the Hart Police Department was dispatched to the 300 block of Johnson Street, referencing a Threats Complaint. A 12-year-old boy had threatened a 13-year-old boy with physical harm with a weapon. An investigation is ongoing.

On Friday, January 6th, 2023, the Hart Police Department was dispatched to the 60 block of Gwen Street regarding an attempted Breaking & Entering of a vehicle. A 42-year-old Hart man was able to view via his home surveillance camera system an individual, unknown at this time, attempting to look within a vehicle on the man's property. The unknown individual noted the surveillance camera and left the area. Additionally, several homeowners around the area were contacted, with none reporting any suspicious behavior or any items stolen in or around their homes. An investigation is ongoing.

On Friday, January 6th, 2023, D/ Sgt. Skipski conducted an American Heart Association CPR/First Aid/AED class for teachers at the Diman Wolf Early Childhood Center. The class was conducted according to AHA guidelines and allowed for question-and-answer sessions.

On Sunday, January 8th, 2023, the Hart Police Department was dispatched to the 400 block of Hart Street referencing a Domestic Assault. A 55-year-old Hart man claims to have been assaulted by a 43-year-old Hart man who also resides within the home. The 55-year-old Hart man stated the 43-year-old Hart man had shoved him, and they began to "wrestle" on the home floor. An obvious eye injury was noted on the 55-year-old Hart man. A report will be submitted to the Oceana County Prosecutor's Office.

On Monday, January 9th, 2023, the Hart Police Department was dispatched to the 300 block of Johnson Street regarding a 14-year-old child who had taken a photograph and disseminated the photograph to several other children. The photograph showed the child posing with a suspected handgun weapon near his head. As a result, the Hart Public School system went into a soft lockdown, with all the students continuing their day as normal, but no students were allowed to leave their classrooms, nor was anyone allowed to enter or exit the schools. The child was interviewed and later admitted that the weapon was a BB gun. An investigation is ongoing. Officers were assisted by the Michigan State Police, Hart Post.

On Thursday, January 12th, 2023, D/Sgt. Skipski conducted a sexting - computers crimes lecture to three separate Hart High School health classes. The class consisted of a PowerPoint presentation, lecture and answer/question sessions.

On Thursday, January 12th, 2023, D/Sgt. Skipski conducted the STEP (Student Tools for Emergency Planning) presentation to 5th-grade students at Oceana Christian Schools. The presentation consisted of a PowerPoint lecture and a question and answer session and concluded with the presentation of the STEP bags to students.

On Thursday, January 12th, 2023, the Hart Police Department was dispatched to the 400 block of Griswold Street, referencing a mental health complaint. A 67-year-old Hart man was threatening to commit suicide by ingesting a large amount of ammonia due to recent events in his life. Officers made contact with the man at his residence, who admitted wanting to end his life. The man was transported to Mercy Health Hospital in Muskegon for a mental health evaluation.

On Monday, January 16th, 2023, the Hart Police Department initiated a traffic stop on Polk Road near Industrial Park Drive about a vehicle violation. As a result, a 27-year-old Hart man was arrested and lodged at the Oceana County Jail for Operating a Motor Vehicle While Intoxicated (Drugs) and a Motor Vehicle without a License. The man was also cited for Improper Lane Use.

Respectfully,

J. Salazar,
Chief of Police

DPW Report *1-6-2023*

Current projects / On-going Tasks:

- Apply Cold Patch as Needed
- Brad attended a class on "Reasonable Suspicion" in Spring Lake.
- Matt will be attending a class on "Hands-on Microsoft Excel" in Mt. Pleasant.
- Work orders for water reads and shut offs.
- Grade Gravel Roads
- Trimming tree limes on the plow route, as time permits.
- Check all wells and towers, daily.
- Fixed hydraulic leaks on 2 dump trucks.
- Had to replace snow blower attachment on the John Deere.
- Pick up Christmas trees, roadside and Rail Trail parking lot.
- Took down Christmas decorations.
- Haul out debris bins.
- 51 Miss Digs in The Last month.
- Chip brush at the Historic District.
- Read Meters
- Clean Hart Commons, Veteran's Park & The Pocket Park Weekly (parks are checked daily).
- Trash cans checked daily, empty when needed.
- Street Sweeping is a Continuous Effort, when no snow.
- Mike will be gone on Vacation next week, Tuesday – Friday.
- Plowed a lot of snow Christmas weekend.

RESOLUTION 2023-06
Hart City Council
City of Hart, Michigan

Resolution to Authorize Purchase and Placement of Commissioned Art Piece

WHEREAS, The City of Hart City Charter Chapter 288 calls for the establishment of a Fine Arts Commission in and for the City, and;

WHEREAS, The City of Hart Fine Arts Commission struggled to retain active membership and funding in the 1980's and subsequently disbanded, and;

WHEREAS, The Heart Economic And Redevelopment Team non-profit organization has created an ad hoc committee of art supporters un-officially named The H-art Project which established a fundraising supported art initiative to bring 25 publicly available works of art to display by 2025, and;

WHEREAS, The H-art Project group with support from H.E.A.R.T. and the City of Hart TIFA almost $50,000 has been raised in an effort to commission an award winning artist to create a rendition of a 24 foot tall steel tinman, and;

WHEREAS, Input has been sought from multiple boards, community residents, business owners, and area visitors in pursuit of a consensus on design and final location of said art piece, 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

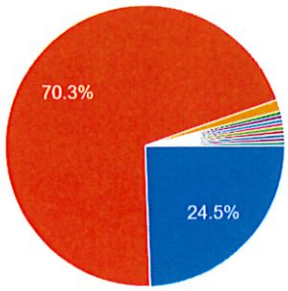
Approves the request from Hart Economic and Redevelopment Team to purchase and place this work of art on City of Hart property.

Moved by _____, supported by _____ and thereafter adopted by the Hart City Council at a regular council meeting held on January 24, 2023.

Ayes: __ Nays: __ Absent: __

PICK A LOCATION!!

229 responses



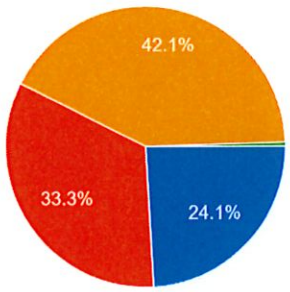
- Parking Lot #2 (next to LaProbadita)
- Parking Lot #1 (east of Hart Commons)
-
- Grassy area beside commons park
- On the roof of Hegg Furniture Store
- Next to the visitor's center by the court...
- On the roof of LaFiesta
- Historic District at end of Washington St

▲ 1/2 ▼

- Parking Lot #2 (next to LaProbadita)
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-
- Grassy area beside commons park
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PICK A POSITION!!

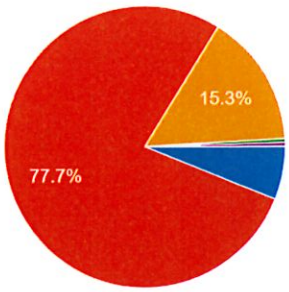
228 responses



- Standing
- Kneeling on both knees
- Kneeling on one knee
- Sitting on his butt

WHAT ABOUT THE HEART??

229 responses



- Looking at it
- Holding it
- Hanging
- holding above head with both hands
- It also had a clock in it. In case that's an option? Hanging is cool or around his neck

CHAPTER 288

Fine Arts Commission

288.01 Establishment.

288.02 Functions and duties.

288.03 Composition; terms.

288.04 Organization.

CROSS REFERENCES

Beautification Commission - see ADM. Ch. 276

288.01 ESTABLISHMENT.

There is hereby established a Fine Arts Commission in and for the City.

(Ord. 105. Passed 11-16-71.)

288.02 FUNCTIONS AND DUTIES.

(a) The purpose of the Fine Arts Commission shall be to advise of, and to extend to, the citizens of the City of Hart, the various cultural enrichment activities available in other areas and to promote and make available these same activities locally.

(b) It shall be the duty of the Fine Arts Commission to:

(1) Study, conceive, formulate, promulgate, develop and coordinate plans to provide the citizens of the City of Hart with opportunities to participate in, share, view and observe cultural activities; and

(2) To promote public interest in programs of cultural, intellectual and aesthetic enlightenment.

However, nothing herein shall be construed to abridge, invade, supplant or change the powers or duties of other commissions, departments, boards and agencies of the City of Hart.

(Ord. 105. Passed 11-16-71.)

288.03 COMPOSITION; TERMS.

The Fine Arts Commission shall consist of not more than nine members, composed of interested citizens of the greater Hart area appointed by the Mayor and Council for terms of two years each.

(Ord. 105. Passed 11-16-71.)

288.04 ORGANIZATION.

The Fine Arts Commission shall organize by annually electing a Chairperson and Vice-Chairperson from its membership, shall adopt its rules of procedure and shall hold such meetings, either regular or special, as are necessary to carry on its work.

(Ord. 105. Passed 11-16-71.)





