

ELECTRONIC (VIRTUAL) COUNCIL MEETING NOTICE
VILLAGE OF GRAND BEACH
48200 PERKINS BLVD., GRAND BEACH, MI
WEDNESDAY, OCTOBER 21, 2020
6:30 P.M. (CST) – 7:30 P.M. (EST)

THE VILLAGE OF GRAND BEACH COUNCIL, in compliance with the Open Meetings Act, Public Act 267 of 1976, as amended, (MCL 15.264), and pursuant to the provisions of enrolled Senate Bill 1108 amending the Open Meetings Act to meet remotely, hereby gives notice of a Council meeting to be held electronically due to the COVID-19 pandemic.

The Village Hall will not be open during the meeting, so you will need to attend the meeting electronically.

There will be a limited amount of time at the start of the meeting for the public to speak on agenda items since we will not be taking comments on agenda items during the meeting. The public will be allowed to speak to other topics during the audience recognition portion of the meeting.

- If you would like to speak about an agenda item at the start of the meeting or would like to speak during the audience participation portion of the meeting, please send an email prior to 3:00 p.m. EST on October 21, 2020 to clerk@grandbeach.org stating your name, Grand Beach address, which agenda item you would like to speak about, or that you would like to speak during audience participation and include Council Meeting in the subject line of the email. Contact the clerk with any questions.

We are asking you to send an email if you plan to speak so that the moderator of the meeting will be able to call on those that wish to speak when the time comes during the meeting.

INSTRUCTIONS ON HOW TO JOIN THE ELECTRONIC (VIRTUAL) MEETING

Village of Grand Beach Council Meeting
Wed, Oct 21, 2020 7:30 PM PM (EDT)

Please join the meeting from your computer, tablet or smartphone with the following link or telephone number:

<https://global.gotomeeting.com/join/758727621>

You can also dial in using your phone.

(For supported devices, tap a one-touch number below to join instantly.)

United States: +1 (224) 501-3412

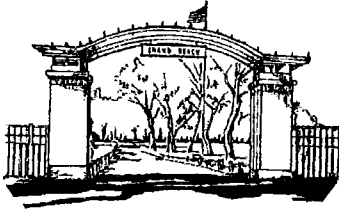
- One-touch: <tel:+12245013412,,758727621#>

Access Code: 758-727-621

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This notice is posted in compliance with the Open Meetings Act, Public Act 267 of 1976, as amended, (MCL 41.72a(2)(3)) and the Americans With Disabilities Act. The Village of Grand Beach Council will provide necessary reasonable auxiliary aids and services to individuals with disabilities at the meeting upon five days' notice to the Village of Grand Beach Council. Individuals with disabilities requiring auxiliary aids or services should contact the Village of Grand Beach Council by email at clerk@grandbeach.org or calling 269-469-3141.

MARY J. ROBERTSON, CLERK – TREASURER
(269) 469-3141



Village of Grand Beach
48200 Perkins Blvd.
Grand Beach, MI 49117

**AGENDA FOR REGULAR COUNCIL MEETING
ELECTRONIC (VIRTUAL) MEETING**

**OCTOBER 21, 2020
6:30 P.M. CST - 7:30 P.M. EST**

1. Call to Order
2. Adoption of Agenda
3. Consent Agenda
 - a. Approve Village Council Minutes:
 - i. Regular Council Minutes, September 16, 2020
 - ii. Special Council Meeting, October 7, 2020
 - b. Pay Bills with Written Additions
4. Comments on Agenda Items
5. Presentations/Recognition
6. Commission Reports
 - a. Building & Zoning - James Bracewell
 - b. Parks & Beaches - Steve Slater
 - c. Streets & Water - Paul Leonard Jr.
 - d. Police - Deborah Lindley
 - e. Pro Shop & Course - Blake O'Halloran
 - f. ServiScape Report - Clay Putnam
7. Personnel Reports
 - a. Superintendent - Bob Dabbs
 - b. Police Chief - Ryan Layman
 - c. Building Inspector - Bill Lambert
8. Public Hearing
9. Unfinished Business

AGENDA (CONTINUED)
REGULAR ELECTRONIC (VIRTUAL) COUNCIL MEETING
OCTOBER 21, 2020

10. New Business

- a. Fireworks Ordinance
- b. Metro Act Extension
- c. 42 Acres Update
- d. Resolution of Support for HB 6161
- e. Lexipol Policy & Procedures
- f. Bullet Proof Vest Purchase
- g. Defined Benefit Plan Adoption Agreement Addendum
- h. Employee Pay Increases
- i. Wage Ordinance #46
- j. Health Insurance Renewal
- k. Transfer Funds to Capital Projects Fund FY 2019-2020
- l. Transfer Local Revenue Sharing Funds to Capital Projects Fund
- m. Budget Amendments
 - 1. General Fund 2020-2021
 - 2. General Fund 2019-2020
 - 3. Water Fund 2019-2020
 - 4. Golf Fund 2019-2020
 - 5. Major Street Fund 2019-2020
 - 6. Local Street Fund 2019-2020
 - 7. Building Fund 2019-2020
 - 8. Capital Projects Fund 2019-2020

11. Audience Recognition

12. Correspondence

- a. John Deaner – Trash Cans
- b. Kathleen Higgins – Parking, Trash and Blocking View of Lake
- c. Diana Melichar – Tree Replacement

13. Adjournment

**VILLAGE OF GRAND BEACH
REGULAR COUNCIL MEETING (HELD ELECTRONICALLY)
SEPTEMBER 16, 2020**

CALL TO ORDER

Council President Deborah Lindley called the electronic (virtual) regular council meeting to order at 7:30 p.m. EST.

ROLL CALL – IN ATTENDANCE

James Bracewell
Paul Leonard
Deborah Lindley
Blake O’Halloran
Steve Slater

ADOPT AGENDA

Lindley moved, seconded by O’Halloran to adopt the September 16, 2020 agenda as presented with an addition to *Item A. to include “and Resolution” and to add Item G. “EGLE Special Exception – 49001 E. McKean Drive”.*

Roll Call Vote

Paul Leonard	Aye
Deborah Lindley	Aye
Blake O’Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye

Motion carried unanimously 5-0.

ADOPT CONSENT AGENDA

- a. Approve Village Council Minutes:
Regular Council Meeting, August 19, 2020
- b. Pay Bills with Written Additions

Lindley moved, seconded by Leonard to adopt the consent agenda as presented.

Roll Call Vote

Deborah Lindley	Aye
Blake O’Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye
Paul Leonard	Aye

Motion carried unanimously 5-0.

COMMENTS ON AGENDA ITEMS

None

PRESENTATIONS/RECOGNITION

VILLAGE COUNCIL CANDIDATES

Candidates for the upcoming Village Council election to elect two Council members to four-year terms to be held on

Regular Council Meeting – September 16, 2020

November 3, 2020 spoke to those in attendance. Incumbents James Bracewell and Blake O'Halloran spoke as well as candidate Harry Walder.

COMMISSION REPORTS

BUILDING & ZONING: Bracewell said the title search has been filed for the unfinished house on Oak Street and the sale should close any day. The house under construction in Fifteen Acres now has the roof on and side paneling on it, but the owner continues to progress slowly. The Village has served summons' on several different problem addresses; although the courts are slow to take action at this time due to Covid.

PARKS & BEACHES: Slater said there is a lot of work being done on the pump house beach and there was an approval given last month for work at Royal. He continues to get bids for the new budget year that begins on November 1 for tennis courts and a possible pickleball court.

STREETS & WATER: Leonard said that the heavy trucks continue to damage Village streets. He said there is an issue on Ely Avenue regarding an 8" water main that goes down the middle of the lot and will need to be moved by the Village. He hopes to talk to the homeowner to see if a plan can be worked out concerning the costs of the project that will be acceptable to both the property owner and the Village.

POLICE: Lindley said the Village has worked very hard for the safety of everyone and asked that everyone continues to remain diligent in stopping the spread of Covid. She said the summer season is winding down and reminded everyone to lock their cars and homes.

PRO SHOP & GOLF COURSE: O'Halloran said that the golf course and pro shop did very well this season even though it started out slow with Covid, it finished strong. He said that the Council hopes to utilize some of the money made to offset expenses to the General Fund to help with a drainage project near #4 which will benefit the Fifteen Acres and Golfmore Estates and will also help alleviate water from the course. He appreciates everyone's support of the course and pro shop, and said that is the only way the course can operate.

SERVISCAPE REPORT

Clay Putnam said they repaired leaks in the irrigation system on #5 tee and #9 fairway. Aerification will begin on September 22. Lindley said there has been damage done to the golf course and asked anyone who sees anything to contact the police department. O'Halloran thanked Putnam for the great job they have done and for ServiScape's commitment.

PERSONNEL REPORTS

SUPERINTENDENT: In addition to his written report, Superintendent Bob Dabbs said that the new fence is almost complete. He said they are in the process of making cement posts to replace those that have been broken or damaged and will make additional posts.

POLICE CHIEF: In addition to his written report, Police Chief Ryan Layman reported that there were 71 complaints. He said they found suspects that were involved in thefts a couple of months ago in the Village and they recovered stolen property from Chikaming Township, but none from Grand Beach. He reminded everyone to know who you have working for you and to be careful of whom you give your alarm codes and house keys out to.

BUILDING INSPECTOR: Building Inspector Bill Lambert was not in attendance.

Regular Council Meeting – September 16, 2020

PUBLIC HEARINGS

None

UNFINISHED BUSINESS

None

NEW BUSINESS

PROPERTY FORECLOSURE PURCHASE OPTION AND RESOLUTION

Lindley said there is a wooded lot that is being sold by Berrien County for delinquent taxes going back to 2017 and the Village has been given the first option to buy it at a cost of \$8,070 for public use. If the Village does not buy it, the property will go up for auction by the county. She said if the Village buys it and later decides to sell it; all money over the purchase price would have to go back to Berrien County. She said there is funding available in the Capital Projects Fund from the Local Revenue Sharing Board funds that were set aside which could be used for the purchase of the property.

Parks Commissioner Slater said that there are parks that are called pocket parks and that he thinks the Village should consider this. He thinks it is an opportunity that the Village should take advantage of.

Lindley moved, seconded by Slater to approve the resolution as presented to purchase the property from Berrien County at a cost of \$8,070.

Roll Call Vote

Blake O’Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye
Paul Leonard	Aye
Deborah Lindley	Aye

Motion carried unanimously 5-0.

BUDGET AMENDMENTS - GOLF FUND 2020-2021 AND CAPITAL PROJECTS FUND 2020-2021

Lindley said that the Council had agreed to do a drainage project to help the Fifteen Acres and the golf course, and tasked Clerk Mary Robertson with finding the funding. Robertson suggested that funds set aside in the Capital Projects Fund from Local Revenue Sharing Board funds could pay for half of the cost with the other half could come from the Golf Fund since the General Fund has spent a lot of money on the pump house revetment and the golf course had a great year this year.

Lindley moved, seconded by O’Halloran to approve budget amendments for the Golf Fund FY 2020-2021 and Capital Projects Fund FY 2020-2021 as presented.

Roll Call Vote

Steve Slater	Aye
James Bracewell	Aye
Paul Leonard	Aye
Deborah Lindley	Aye
Blake O’Halloran	Aye

Motion carried unanimously 5-0.

Regular Council Meeting – September 16, 2020

HSA CONTRIBUTION – COURTNEY SEVERN

Lindley explained that at the last meeting the Council agreed to allow new Police Officer Courtney Severn to receive insurance based on her part-time start date if the insurance company allowed it, and they have agreed to allow it. In addition, the Village will contribute \$525 to Severn’s Health Savings Account (HSA) on a pro-rated basis for 2020.

APPOINT PLANNING COMMISSION MEMBER TO FILL TERM EXPIRING AUGUST 31, 2021

Lindley said that the Council announced that they needed to appoint two people to the Planning Commission, and she was very happy to see that there were six or seven people that expressed interest. She, along with Planning Commission member Laurie Roche and ex-officio member Bracewell interviewed four or five of the applicants, and it was a very difficult decision.

APPOINT PLANNING COMMISSION MEMBER TO TERM EXPIRING AUGUST 31, 2023

Lindley moved, seconded by Bracewell to appoint Harry Walder to the Planning Commission to fill a term ending on August 31, 2021 and to appoint Robert Kegan to the Planning Commission to a term ending on August 31, 2023.

Roll Call Vote

James Bracewell	Aye
Paul Leonard	Aye
Deborah Lindley	Aye
Blake O’Halloran	Aye
Steve Slater	Aye

Motion carried unanimously 5-0.

REAPPOINT JIM BRACEWELL AS REPRESENTATIVE TO LOCAL REVENUE SHARING BOARD

Lindley said that Jim Bracewell serves as the representative on the Local Revenue Sharing Board for Grand Beach and also represents the interests of Chikaming Township, the Village of Three Oaks and the Village of Michiana.

Lindley moved, seconded by Leonard to reappoint Jim Bracewell as representative to the Local Revenue Sharing Board.

Roll Call Vote

Paul Leonard	Aye
Deborah Lindley	Aye
Blake O’Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye

Motion carried unanimously 5-0.

EGLE SPECIAL EXCEPTION – 49001 E. MCKEAN DRIVE

Lindley said there is a special exception necessary for a revetment project at 49001 E. McKean Drive to install a steel sheet wall. She thanked Superintendent Bob Dabbs for checking with all of the parties involved to make sure that there weren’t any problems. Lindley said the Village does not have to decide on the engineering plans that the owner said might be changed, but needs to give them permission for the special exception. She said after that, it is between the property owner, EGLE and the project engineer. Lindley told the owner that the Village doesn’t have anything to say about the project after this unless they need to use a Village beach access or are doing work outside of the normal time perimeter.

Regular Council Meeting – September 16, 2020

Lindley moved, seconded by O'Halloran to allow them the special exception for the project at 49001 E. McKean Drive.

Roll Call Vote

Deborah Lindley	Aye
Blake O'Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye
Paul Leonard	Aye

Motion carried unanimously 5-0.

AUDIENCE RECOGNITION

Lindley wanted to clear up misinformation that is going around and stated that any money that the Village collects for a millage or a special assessment remains in the Village and does not go to any other entity. She said that the email that went out was incorrect and she thinks the misinformation is still going around the Village. She said each public entity has a millage and that's how they operate, and that money goes to that entity.

CORRESPONDENCE

JOHN DEANER – TRASH CAN REMOVAL

Lindley said that she knows trash can removal is a concern of residents, but it is also a very difficult task for the part-time residents to set out and remove trash cans. She said the Council has had discussions in the past about this and did not come to a definite conclusion. She has assigned the task to the Planning Commission to coincide with rental policies.

ADJOURNMENT

Lindley moved, seconded by O'Halloran to adjourn the meeting.

Roll Call Vote

Blake O'Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye
Paul Leonard	Aye
Deborah Lindley	Aye

Motion carried unanimously 5-0.

With no further business, the meeting was adjourned at 8:46 p.m. EST.

Respectfully submitted,



Mary J. Robertson
Clerk-Treasurer

**VILLAGE OF GRAND BEACH
SPECIAL COUNCIL MEETING
OCTOBER 7, 2020**

Council President Deborah Lindley called the electronic (virtual) Special Council Meeting to order at 7:17 p.m. EST.

Roll Call – Attendance

James Bracewell	Aye
Paul Leonard Jr.	Aye
Deborah Lindley	Aye
Blake O’Halloran	Aye
Steve Slater	Aye

ADOPT AGENDA

Lindley moved, seconded by O’Halloran to adopt the agenda with the addition of *Item D. “Request to Use Walnut Beach Access for Revetment Work for a Homeowner”*.

Roll Call

Paul Leonard Jr.	Aye
Deborah Lindley	Aye
Blake O’Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye

Motion carried unanimously 5-0.

COMMENTS ON AGENDA ITEMS

None

UNFINISHED BUSINESS

None

NEW BUSINESS

SPECIAL ASSESSMENT AND MILLAGE INCREASE DISCUSSION

Village Attorney Sara Senica explained to the Council the procedures and differences for a special assessment and a millage rate increase. She said that section 43 of the charter allows the Village to do a special assessment, but the Village is also bound by state law.

The following is information that was discussed by Senica and Council members:

Special Assessment

- Requires a minimum of four public meetings, although there could be more.
- Requires a lot of work in advance because the Village must have very detailed engineering drawings for certain projects and detailed cost estimates.
- Very expensive for the Village because of the need for engineering drawings and multiple meetings and mailings.
- Property owners could do a petition to try and stop the assessment.
- Village must lay out the plan, and must do every project that was included in the plan.

Special Council Meeting – October 7, 2020

- If a project comes in under budget, or the Village decides not to do a project that money must be refunded to taxpayers.
- If the Village has detailed costs on many of the expenditures and does not require many engineering drawings, we are close to being ready to go.

Millage Increase

- Senica would create a 2-page resolution with the language for the millage increase to be put on the ballot.
- Language would dictate how the money could be used.
- The cost to a taxpayer with a millage increase is calculated by the taxable value of the property.
- Registered voters would vote on the millage increase at an election.
- One advantage to a millage is that you don't need the detailed engineered drawings.
- Village can spend the money where it wants to if it fits within the language on the ballot with a vote in favor of the expenditure by three of the five Council members.
- If you sell the millage increase to the taxpayers, and the Village does the projects included in the language, the taxpayers will be happy and their property values might be increased depending on projects that were done.

After hearing from Council members Slater and O'Halloran about having detailed costs for park projects and golf irrigation that might not require drawings, Senica said she didn't realize that the Council already had detailed costs on projects that don't require drawings and the Council might be ready to decide whether to go with a millage increase or a special assessment.

Senica said that the Village charter is not the same as the state law, so if we follow state law which is very strict, at least we can say we followed the strict law.

Slater asked about the possibility of getting a bond with the low interest rates that could be repaid over a specific period of time and Senica said that is something that could be done.

Senica explained that most municipalities only go 5-7 years with a millage increase because of the Headlee Rollback. After that set period of time, municipalities ask the voters for a renewal of the millage.

Bracewell explained that when the Village tried to pass a road millage several years ago, two out of three voters voted against it and it failed.

Leonard said he thinks it comes down to a very careful analysis of the projects. He said the beach access/platforms will probably require detailed drawings because they might have ADA requirements and the Village needs to take a good, hard look at these projects. He feels it is a lot less expensive to do a general category millage increase.

Lindley said the next step will be to hold a work session.

ENVIRONMENTAL, GREAT LAKES & ENERGY (EGLE) PUBLIC NOTICE FOR REVETMENT WORK AT 51015 LAKE PARK DRIVE

Lindley explained that she talked with Ben Zimont of EGLE for 40 minutes explaining the difference between a public notice and special exception. She said public notices fall under the Great Lakes law. She said the Village does not need to make any decisions, just read it and if the Council doesn't see a problem, there is nothing to do. With no concerns from the Council, no comments will be sent to EGLE regarding this public notice.

Special Council Meeting – October 7, 2020

DISCUSSION ON FUTURE EGLE PUBLIC NOTICES AND SPECIAL EXCEPTIONS

Lindley said that EGLE used to give the Village 30 days to respond to a public notice, but have reduced that to 20 days. Depending on when an EGLE public notice is received, the Council might need to hold a special meeting to look at the notice in order to meet the 20 day deadling. She said that EGLE used to notify Clerk Mary Robertson of any special exceptions, but hasn't done so lately. The Village has 60 days to make any comments on a special exception which is similar to a variance, although it is given by EGLE.

Lindley suggested a group consisting of the beach commissioner, president and superintendent take a look at the public notices and special exceptions as they come in to see if they see any issues with them. Robertson said that if the group did not see any issues with a special exception, EGLE could be notified and the property owner could get started on their project rather than waiting the 60 days or waiting for a council meeting. If the group did think there was an issue that the Council needed to consider, it could be added to a meeting agenda for discussion.

Lindley tabled the matter.

REQUEST TO USE WALNUT BEACH ACCESS FOR REVETMENT WORK FOR A HOMEOWNER

Lindley said that a contractor is planning to do revetment work on a property, but needs to explain what he wants to do in order to get permission from the Council to use the Walnut beach access.

Contractor Durwood (Woody) D'Agostino explained to the Council that his company wants to use the access to get material over to the homeowner's property which is adjacent to the Walnut access. He said they are not planning on building a road over the work that the Village has had done recently as was mentioned by Lindley. He said they need a place to land the material sand will not disturb any of the work that the Village has had done. He said the materials will be left on the public access until they can move them, saying that if they are delivered one day, they can move them the same or next day depending on the weather. He said it will take approximately four weeks for the project. He said he could coordinate a work schedule with contractor Arie Donkersloot who is using the access for revetment work on several properties.

Council members asked Mr. D'Agostino many questions regarding his plans and the placement of the materials.

Leonard moved, seconded by O'Halloran to allow D'Agostino Excavating access at Walnut provided that he coordinates the work with Arie Donkersloot to minimize any conflicts between the contractors.

Roll Call

Deborah Lindley	Aye
Blake O'Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye
Paul Leonard	Aye

Motion carried unanimously 5-0.

Bracewell told D'Agostino to pay close attention to the power lines as the Village does not want to lose power to its pump house. Lindley said contractors are usually courteous and let the Village know they are working even when on private property. She also said just because he was approved on Royal doesn't mean that he is approved for other projects.

Special Council Meeting – October 7, 2020

AUDIENCE RECOGNITION:

None

ADJOURNMENT

Lindley moved, seconded by Bracewell to adjourn the meeting.

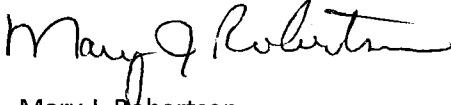
Roll Call

Blake O'Halloran	Aye
Steve Slater	Aye
James Bracewell	Aye
Paul Leonard	Aye
Deborah Lindley	Aye

Motion carried unanimously 5-0.

With no further business, the meeting was adjourned at 9:17 p.m. EST.

Respectfully Submitted,



Mary J. Robertson
Clerk-Treasurer

BILLS THAT ARRIVED AFTER ORIGINAL LISTGENERAL FUND

April Riordan	Cleaning Service	80.00
Blue Cross Blue Shield	October Premium	7,416.20
Comcast	9/20 to 10/19 Service	240.49
Fifth Third Bank	Intuit Payroll & Mail Chimp	255.81
	Back up for police computer	79.50
	Maint. on 4 Wheelers & Microsoft software	531.24
Go Daddy	E mail Backup	398.40
IN Michigan Power	8/4 to 9/1 Service Hall	221.76
	Street Lights	592.66
Met Life	October Premium	352.99
New Buffalo Township	Property Taxes on foreclosed property	887.44
Semco	8/24 to 9/23 Service Garage	30.87
Verizon	9/8 to 10/7 Service	38.20
Village of Grand Beach	Taxes on foreclosed property	<u>218.64</u>
		11,344.20

GOLF FUND

April Riordan	Cleaning Service	60.00
Comcast	9/14 to 10/13 Service	91.90
IN Michigan Power	8/3 to 9/2 Service	361.34
Semco	8/24 to 9/24 Service	15.00
Verizon	9/8 to 10/7 Service	<u>25.64</u>
		553.88

TAX FUND

Corelogic	Overpayment of taxes	1,556.67
Joe Sullivan	Overpayment of taxes	216.20
Joe Riddford	Overpayment of taxes	<u>3,426.47</u>
		5,199.34

WATER FUND

Comcast	8/14 to 9/13 Service	20.00
IN Michigan Power	8/4 to 9/1 Service	471.87
Semco	7/24 to 8/24/20 Service	30.92
U.S. Postal Service	500 .55 stamps	275.00
Verizon	9/8 to 10/7 Service	38.21
Village of Grand Beach	Trash & Recycle Oct. Billing	<u>9,124.04</u>
		9,960.04

ACH – ELECTRONIC PAYMENTS

GENERAL FUND

Direct Deposit Payroll	9/24, 10/07 Payroll	24,628.50
GO Daddy	Renew email accounts	998.34
Payroll Taxes	9/24, 10/07 Payroll	7,735.42
MERS	September W/H	2,204.87
State of Michigan	Sept. W/H	<u>1,094.06</u>
		36,661.19

GOLF FUND

Horizon Bank	Credit Card Fees	1,170.86
State of Michigan	September Sales Tax	<u>658.66</u>
		1,829.52

WATER FUND

Horizon Bank	September Service Fee	<u>58.25</u>
		58.25

12:10 PM
10/16/20

Village of Grand Beach-General Fund
OPEN INVOICE REPORT
As of October 16, 2020

Type	Date	Num	Memo	Split	Open Balance
AALF'S PETROLEUM INC.					
Bill	09/29/2020	47736		000.111 · Gasoline Inventor...	635.30
Bill	09/29/2020	47737		000.111 · Gasoline Inventor...	296.20
Total AALF'S PETROLEUM INC.					931.50
ADAMS REMCO, INC.					
Bill	09/23/2020	2025...	COPIER MAINTENANCE SAVI...	215.776 · Equipment Maint...	45.37
Total ADAMS REMCO, INC.					45.37
ARAMARK UNIFORM SERVICES					
Bill	09/14/2020	6310...	3319001 MATS	265.956 · Miscellaneous	33.00
Total ARAMARK UNIFORM SERVICES					33.00
BLUE CROSS BLUE SHIELD OF MICHIGAN					
Bill	10/07/2020		007015332 NOVEMBER	852.852 · Hospitalization	8,172.50
Total BLUE CROSS BLUE SHIELD OF MICHIGAN					8,172.50
DALE POWELL					
Bill	10/09/2020		TELEPHONE ALLOWANCE	266.850 · Telephone & Inter...	50.00
Total DALE POWELL					50.00
DAVID & JANICE BRANDES					
Bill	10/13/2020		HALL REFUND	000.677 · Rentals	480.00
Total DAVID & JANICE BRANDES					480.00
GRAND BEACH AUTO					
Bill	09/21/2020	22629	MOUNT & BALANCE SNOW T...	-SPLIT-	210.38
Total GRAND BEACH AUTO					210.38
INDIANA MICHIGAN POWER					
Bill	10/02/2020		9/3-10/2	265.920 · Utilities	590.83
Bill	10/02/2020		9/2-10/2	266.920 · Utilities	187.11
Total INDIANA MICHIGAN POWER					777.94
LAND INFORMATION ACCESS ASSOCIATION					
Bill	10/15/2020	7183	WEBSITE HOSTING 10/1/20-9...	105.818 · Council - Contrac...	330.00
Total LAND INFORMATION ACCESS ASSOCIATION					330.00
LAW OFFICE OF ATTORNEY SARA SENICA PLLC					
Bill	10/15/2020	1037...	FIREWORKS, GRASS, RENTA...	-SPLIT-	2,160.00
Total LAW OFFICE OF ATTORNEY SARA SENICA PLLC					2,160.00
METLIFE - GROUP BENEFITS					
Bill	10/09/2020		TS05945291 0001	855.855 · Life & Disability In...	425.76
Total METLIFE - GROUP BENEFITS					425.76

12:10 PM
10/16/20

Village of Grand Beach-General Fund
OPEN INVOICE REPORT
As of October 16, 2020

Type	Date	Num	Memo	Split	Open Balance
NEW BUFFALO HARDWARE					
Bill	09/23/2020	A161...	PAINT ROLLERS	266.778 · Repairs & Maint ...	15.98
Total NEW BUFFALO HARDWARE					15.98
OZINGA INDIANA RMC, INC.					
Bill	09/18/2020	1514...	CEMENT POSTS	265.778 · Repair and Maint ...	392.00
Total OZINGA INDIANA RMC, INC.					392.00
PUMMILL PROMARK					
Bill	09/20/2020	26330	600 DEPOSIT TICKETS	105.956 · Miscellaneous	91.55
Total PUMMILL PROMARK					91.55
RED ARROW FIRE EXTINGUISHER SERVICE					
Bill	09/09/2020	13762	FIRE EXTINGUISHERS-MAIN...	266.778 · Repairs & Maint ...	110.25
Bill	09/09/2020	13761	FIRE EXTINGUISHERS-POLICE	300.778 · Repair & Maint. S...	66.50
Total RED ARROW FIRE EXTINGUISHER SERVICE					176.75
REPUBLIC SERVICES					
Bill	09/30/2020	0715...	3-0715-1003848 OCTOBER	520.818 · Contractual Servi...	4,372.40
Total REPUBLIC SERVICES					4,372.40
SHERWIN WILLIAMS CO.					
Bill	09/25/2020	6372-6	PAINT-FOR ADA PARKING SP...	265.778 · Repair and Maint ...	127.20
Total SHERWIN WILLIAMS CO.					127.20
STAR UNIFORM					
Bill	07/01/2020	8291-1	2 PANTS, 2 SHIRTS, BELT, M...	300.940 · Clothing & Cleani...	477.77
Bill	10/01/2020	1182...	2 SHIRTS, JACKET - SEVERN	300.940 · Clothing & Cleani...	464.88
Total STAR UNIFORM					942.65
TELE-RAD, INC.					
Bill	09/16/2020	8990...	RADIO MAINTENANCE 4TH ...	300.851 · Radios & Mainten...	245.25
Total TELE-RAD, INC.					245.25
THE TECH OF SOUTHWEST MICHIGAN					
Bill	10/02/2020	27153	FIREWALL & WIFI NOVEMBER	-SPLIT-	132.67
Total THE TECH OF SOUTHWEST MICHIGAN					132.67
THREE OAKS FORD					
Bill	05/29/2020	65514	SHOP SUPPLIES FOR INV. #6...	300.934 · Vehicle Maintena...	3.83
Total THREE OAKS FORD					3.83
TIM PENDERGAST					
Bill	10/09/2020		TELEPHONE ALLOWANCE	266.850 · Telephone & Inter...	50.00
Total TIM PENDERGAST					50.00

12:10 PM

10/16/20

Village of Grand Beach-General Fund

OPEN INVOICE REPORT

As of October 16, 2020

Type	Date	Num	Memo	Split	Open Balance
VILLAGE OF GRAND BEACH WATER DEPT.					
Bill	10/01/2020		GARAGE	266.920 · Utilities	78.25
Bill	10/01/2020		HALL	265.920 · Utilities	84.50
Total VILLAGE OF GRAND BEACH WATER DEPT.					162.75
VILLAGE OF MICHIANA					
Bill	10/06/2020		POLICE SERVICES	300.818 · Contractual Servi...	2,500.00
Total VILLAGE OF MICHIANA					2,500.00
WAYNE HEATING & AIR CONDITIONING, INC.					
Bill	09/18/2020	2011...	REPAIR DUCT WORK IN HALL	265.818 · Contractual Servi...	300.00
Total WAYNE HEATING & AIR CONDITIONING, INC.					300.00
TOTAL					23,129.48

12:15 PM

10/16/20

Village of Grand Beach - Water Fund

OPEN INVOICE REPORT

As of October 16, 2020

Type	Date	Num	Memo	Split	Open Balance
ADAMS REMCO					
Bill	09/23/2020	202515	COPIER MAINTENANCE SAVI...	818.000 · Contractua...	45.36
Total ADAMS REMCO					45.36
GARRETT LABORATORIES, INC.					
Bill	10/07/2020	75730	WATER SAMPLES	801.000 · Profession...	275.00
Total GARRETT LABORATORIES, INC.					275.00
INDIANA MICHIGAN POWER					
Bill	10/02/2020		9/3-10/2	920.000 · Utilities	212.00
Bill	10/02/2020		9/2-10/2	920.000 · Utilit	21.87
Bill	10/03/2020		9/3-10/3	920.000 · Utilities	345.39
Total INDIANA MICHIGAN POWER					579.26
MICHIANA WATER AUTHORITY					
Bill	10/01/2020		10/1/2020 READING	927.000 · Water Pur...	23,776.41
Total MICHIANA WATER AUTHORITY					23,776.41
NEW BUFFALO TIMES					
Bill	10/13/2020	8771	FLUSHING HYDRANT NOTICE	900.000 · Printing & ...	58.00
Total NEW BUFFALO TIMES					58.00
PUMMILL PROMARK					
Bill	09/20/2020	26330	400 DEPOSIT TICKETS	900.000 · Printing & ...	71.14
Total PUMMILL PROMARK					71.14
TOTAL					24,805.17

1:22 PM
10/16/20

Village of Grand Beach-Golf Fund
OPEN INVOICE REPORT
As of October 16, 2020

Type	Date	Num	Memo	Split	Open Balance
ADAMS REMCO					
Bill	09/23/2020	202515	COPIER MAINTENANCE S...	000.818 · Contractual ...	45.37
Total ADAMS REMCO					45.37
ARAMARK UNIFORM SERVICES					
Bill	09/14/2020	631000...	792008368 Mats	000.956 · Miscellaneous	51.00
Total ARAMARK UNIFORM SERVICES					51.00
GORDON FOOD SERVICE					
Bill	09/09/2020	821243...	SOAP & BLEACH	000.948 · Food & Golf ...	16.97
Total GORDON FOOD SERVICE					16.97
INDIANA MICHIGAN POWER					
Bill	10/02/2020		9/3-10/2	000.920 · Utilities	44.57
Bill	10/02/2020		9/3-10/2	000.920 · Utilities	349.91
Total INDIANA MICHIGAN POWER					394.48
LANCAM INC.					
Bill	10/07/2020		INSTALL 2 SPRINGS	000.778 · Repair & Mai...	245.00
Total LANCAM INC.					245.00
NEW BUFFALO HARDWARE					
Bill	09/29/2020	B61395	DISTILLED WATER	-SPLIT-	5.37
Total NEW BUFFALO HARDWARE					5.37
SCOTTY'S DYNAMIC DESIGNS					
Bill	09/18/2020		2 ENGRAVED PLATES	000.727 · Office Supplies	11.00
Total SCOTTY'S DYNAMIC DESIGNS					11.00
SERVISCAPE					
Bill	09/30/2020		SEPTEMBER	-SPLIT-	14,587.38
Total SERVISCAPE					14,587.38
THE TECH OF SOUTHWEST MICHIGAN					
Bill	10/02/2020	27153	FIREWALL NOVEMBER	000.818 · Contractual ...	34.33
Total THE TECH OF SOUTHWEST MICHIGAN					34.33
TOTAL					15,390.90

12:40 PM

10/16/20

Village of Grand Beach - Major Street Fund

OPEN INVOICE REPORT

As of October 16, 2020

Type	Date	Num	Memo	Split	Open Balance
ART & IMAGE OF HARBOR COUNTRY					
Bill	09/11/2020	2947	SIGN - GB ROAD & DEE...	463.782 · Street Supplies	34.00
Total ART & IMAGE OF HARBOR COUNTRY					34.00
RIETH-RILEY CONSTRUCTION CO, INC.					
Bill	09/29/2020	6603509	COLD PATCH	463.782 · Street Supplies	121.44
Total RIETH-RILEY CONSTRUCTION CO, INC.					121.44
TOTAL					155.44

12:38 PM

10/16/20

Village of Grand Beach - Local Streets Fund OPEN INVOICE REPORT

As of October 16, 2020

Type	Date	Num	Memo	Split	Open Balance
RIETH-RILEY CONSTRUCTION CO., INC.					
Bill	09/29/2020	6603509	COLD PATCH	463.782 · Street Supplies	80.96
Total RIETH-RILEY CONSTRUCTION CO., INC.					80.96
SEIFERT'S FARM SUPPLY					
Bill	10/08/2020	214143	PIPE	463.782 · Street Supplies	163.80
Total SEIFERT'S FARM SUPPLY					163.80
TOTAL					244.76

12:35 PM

10/16/20

Village of Grand Beach - Building Inspection Fund

OPEN INVOICE REPORT

As of October 16, 2020

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Memo</u>	<u>Split</u>	<u>Open Balance</u>
PUMMILL - PROMARK					
Bill	09/20/2020	26330	400 DEPOSIT TICKETS	000.727 · Office Supplies	<u>71.15</u>
Total PUMMILL - PROMARK					<u>71.15</u>
WILLIAM H. LAMBERT					
Bill	10/16/2020		INSPECTIONS	000.500 · Building Inspection Fees	<u>1,487.28</u>
Total WILLIAM H. LAMBERT					<u>1,487.28</u>
TOTAL					<u><u>1,558.43</u></u>

Grand Beach Golf Course

Rounds of Golf Report

AUG

Type	2020	2019	2018
Non-Resident Weekday	474	311	338
Non-Resident Weekend	260	149	153
Resident Weekday	649	545	497
Resident Weekend	535	365	260
Pass	793	475	551
Total	2711	1845	1799

Financial Data

	2020	2019	2018
Golf	\$ 29,893.00	\$ 20,921.30	\$ 19,261.00
Food	\$ 3,890.38	\$ 5,529.05	\$ 5,475.95
Accessories	\$ 2,335.00	\$ 1,729.94	\$ 2,086.45
Clothing	\$ 1,665.00	\$ 6,040.60	\$ 2,317.00
Cart Rental	\$ 9,391.00	\$ 6,477.00	\$ 5,960.00
Gam/Hdcp			
Subtotal	\$ 47,174.38	\$ 40,697.89	\$ 35,100.40
Cart Reg			
Total	\$ 47,174.38	\$ 40,697.89	\$ 35,100.40

Grand Beach Golf Course

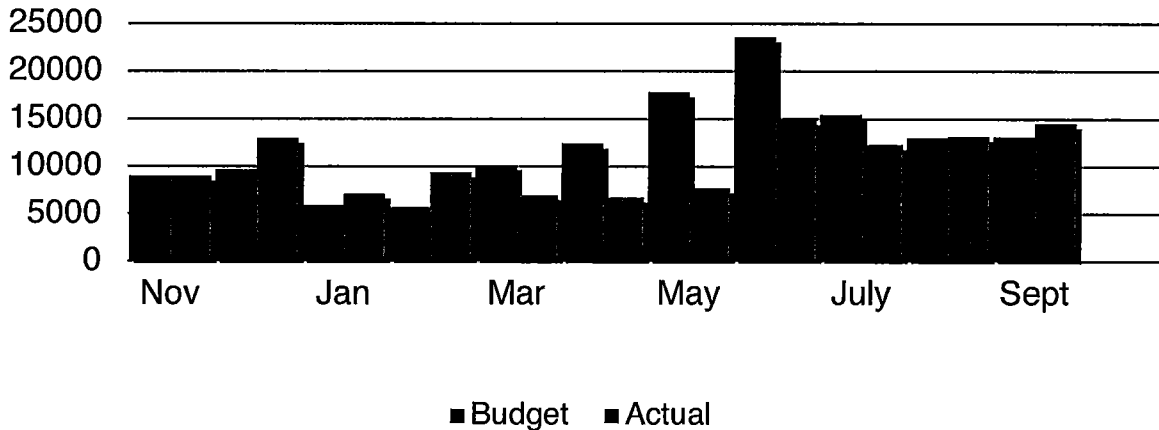
Rounds of Golf Report

SEPT

Type	2020	2019	2018
Non-Resident Weekday	146	181	97
Non-Resident Weekend	109	142	104
Resident Weekday	585	102	337
Resident Weekend	688	349	317
Pass	364	163	267
Total	1892	937	1122

Financial Data

	2020	2019	2018
Golf	\$ 19,169.00	\$ 10,874.20	\$ 11,215.00
Food	\$ 1,854.59	\$ 1,336.39	\$ 2,348.79
Accessories	\$ 1,490.50	\$ 727.20	\$ 1,120.76
Clothing	\$ 1,710.05	\$ 1,831.70	\$ 2,472.20
Cart Rental	\$ 7,537.00	\$ 4,083.00	\$ 4,072.00
Gam/Hdcp			
Subtotal	\$ 31,761.14	\$ 18,852.49	\$ 21,228.75
Cart Reg			
Total	\$ 31,761.14	\$ 18,852.49	\$ 21,228.75



October 14, 2020

Dear Grand Beach Council,

We are happy to provide you with the October Golf Course Maintenance Report.

Financial

Year to date we are \$20,882 under budget.

Course News & Conditions

- Routine golf course maintenance is being performed.
- Repaired three irrigation leaks.
- All greens and tees have been aerified and top dressed.
- Fairways will be aerified the week of October 26th.
- Anticipate winterizing the irrigation system the second week in November.

Respectfully Submitted,

Clay Putnam
ServiScape, LLC

SUPERINTENDENT'S REPORT

October 15, 2020

HALL - GROUNDS - MAINTENANCE GARAGE

Cleaned Maintenance garage.
Painted handi cap parking at Village Hall.

STREETS - PARKS - BEACHES

Weekly Brush and Bag Pickup.
Cleaned out storm drains.
Mowed and trimmed beach easements and side streets.
Cleaned beaches at White Wood and walnut.
Removed Buoy's from beaches.

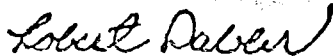
WATER DEPARTMENT

Sampled water September 27, 2020 and took to New Buffalo water treatment plant for analysis.
Submitted monthly reports for September readings to State of Michigan on October 10, 2020.
Residential water meters were read for August and September billing.
Flushing hydrants the week of October 26th.

EQUIPMENT

Service, Oil and grease equipment.

Respectfully Submitted



Robert Dabbs
Superintendent

Grand Beach/Michiana Police Offense Summary

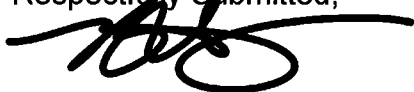
Occurred 9/1/2020 - 9/30/2020

Offense	Total Offenses
0301 - 03000 - Illegal Entry	1
2309 - 23007 - Larceny - From Yards (Grounds surrounding a building)	3
2902 - 29000 - Damage to Property - Private Property	1
4196 - 41002 - Liquor Violation - Minor in Possession - Consume or Purchase Attempts	1
5707 - 57001 - Trespass (Other)	2
73001 - 7300 - Ordinance Violation	5
8290 - 54003 - Traffic - Improper Parking	1
98007 - 9944 - Open Door on Residence	1
9913 - 93004 - Traffic, Non-Criminal - Parking Violations	1
9943 - 98007 - Inspections/Investigations - Suspicious Situations	6
9944 - 98008 - Inspections/Investigations - Lost and Found Prop	2
9953 - 99008 - Miscellaneous - General Assistance	5
9954 - 99009 - Miscellaneous - Non-Criminal	1
9955 - 99008 - Miscellaneous - Assist to EMS	6
9956 - 99008 - Miscellaneous - Assist to Other Police Agency	4
9957 - 99008 - Miscellaneous - Residential/Business/Bank Alarm - False	3
Total	43

I am sending out an Emergency Information sheet in the water bills, please fill out and send back to me so we have current information on file. The form can also be found on the website.

We will be starting winter security checks in the coming month or so. I will send a message out for those who wish to participate.

Respectfully Submitted,



VILLAGE OF GRAND BEACH
MONTHLY BUILDING INSPECTION REPORT
PREPARED BY BILL LAMBERT
OCTOBER 21, 2020

PERMIT#	NAME/ADDRESS	WORK TO BE DONE	COST
2016-24	STITELER 47110 Oak St SOLD AS IS	NEW HOME	\$400,000
2018-20	HUNTER 48305 Rohde Ct Framing	NEW HOME	\$111,748
2019-23	KOSTINER 50236 Marjeanette Need EGLE Ok	NEW POOL	XXXX
2019-25	CALLAGHAN 52301 Robin Ln Finished	NEW HOME	\$900,000
2019-28	LINGLE 47109 Cedar Finished	REHAB	\$100,000
2019-31	ZALANSKAS 46291 Royal Finished	REHAB	\$300,000
2019-38	SULLIVAN 50251 Golfview Finished	REHAB	\$150,000
2020-02	DAVID Lot #19 Main St Finishing	NEW HOME	\$464,200
2020-11	DOERR 46307 Fairway Finished	NEW GARAGE	\$46,000
2020-16	VANECKO 50003 Calla Ave Started	REMODEL	\$478,000
2020-17	O'TOOLE 48304 Reitz Pl Finished	NEW GARAGE	\$14,000

2020-18	PIPER 46125 Whitewood Finished	NEW ROOF	\$29,862
2020-19	WILBER 47123 Perkins Finished	NEW ROOF	\$1,800
2020-20	KENNY 46201 Royal Finished	NEW SIDING	\$31,000
2020-21	FAUL 47106 Oak Finishing	REPAIR ROOF	\$25,000
2020-22	MIZ 48017 Ridge Rd Started	GARAGE/ REHAB	\$583,932
2020-23	KENNY 48106 McKean Dr Started	NEW POOL	\$82,500
2020-24	LUCUS 45317 Fairway Dr Finishing	NEW POOL	\$106,000
2020-25	GIGLIO 47019 Lakeview Finished	NEW ROOF	\$12,850
2020-26	RIDDIFORD 51110 Lake Park Started	REMODEL	\$350,000
2020-27	KERN 51216 E Arnold Next Fall	NEW POOL	\$40,000

STATE OF MICHIGAN

COUNTY OF BERRIEN

VILLAGE OF GRAND BEACH

AN ORDINANCE TO PROVIDE FOR THE REGULATION OF THE IGNITION, DISCHARGE
AND USE OF CONSUMER FIREWORKS IN THE VILLAGE OF GRAND BEACH.

ORDINANCE NUMBER 2020-99

Effective Date _____

Purpose. This is an ordinance to provide for the regulation of the ignition, discharge and use of consumer fireworks, as allowed under the Michigan Fireworks Safety Act, Act 634 of the Public Acts of Michigan of 2018, being MCL 28.451, et seq., as amended.

The Village of Grand Beach finds that fireworks endanger property, can cause physical injury, and disrupt the peace and quality of residential neighborhoods and other zoning districts. The Village of Grand Beach endeavors to reconcile the rights that the Act confers upon sellers and consumers, with the rights of citizens and families to reside in a safe, peaceful, and harmonious community. This ordinance is adopted to repeal existing fireworks ordinances that conflicted with the Act, and to impose conditions on the time, place, manner of use, discharge, and ignition of fireworks deemed to be within the purview of local regulation, and to protect the public health, safety and general welfare.

The Village of Grand Beach ordains:

Section 1. Definitions.

As used in this chapter, the following definitions shall apply:

- (1) "*Act 634*" means the Michigan Fireworks Safety Act, Act 634 of the Public Acts of Michigan of 2018, being MCL 28.451, et seq., as it may be amended from time to time.
- (2) "*Consumer fireworks*" means that term as defined in Act 634.
- (3) "*Firework*" or "*fireworks*" means that term as defined in Act 634
- (4) "*Homemade fireworks*" means that term as defined in Act 634.
- (5) "*Retailer*" means that term as defined in Act 634.
- (6) "*Village*" means Village of Grand Beach.
- (7) "*Wholesaler*" means that term as defined in Act 634.

Section 2. Compliance with Applicable Ordinances and Codes.

The manufacture or sale of fireworks is prohibited within the Village unless otherwise provided by the Village Zoning Ordinance, as well as all building codes and regulations.

Section 3. Use of Consumer Fireworks Prohibited.

(a) Unless otherwise provided in this Ordinance, no person shall ignite, discharge, or use consumer fireworks in the Village.

(b) A person may only ignite, discharge, or use consumer fireworks on private property owned or controlled by that person, or with the owner's permission in the Village of Grand Beach on the following days, after 11:00 a.m.:

1. December 31 until 1:00 a.m. on January 1.
2. The Saturday and Sunday immediately preceding Memorial Day, until 11:45 p.m. on each of those days.
3. June 29 to July 4 until 11:45 p.m. on each of those days.
4. July 5, if that date is a Friday or Saturday, until 11:45 p.m.
5. The Saturday and Sunday immediately preceding Labor Day until 11:45 p.m. on each of those days.

(c) No person shall ignite, discharge, or use consumer fireworks on any public property in the Village of Grand Beach at any time, including on any public street, in any Village park, on the golf course or driving range, on any Village beach, on the pier, or on any other Village owned property.

(d) Burn Ban. Due to the Village's natural topography, location on Lake Michigan, and the extreme weather events, including severe draughts that have become more common in recent years, the Village has a considerable amount of natural dune grasses which are highly flammable in the event of unusually high temperatures combined with very dry or draught-like conditions. In extreme circumstances, the Village's Police Chief or New Buffalo Township's Fire Chief may issue a burn ban to protect the Village residents' health, safety and welfare. In the event of a Village-wide ban on burning, the discharge of fireworks of any nature or sort shall also be temporarily prohibited until the burn ban is lifted.

Section 4. Firework Safety.

No person shall individually, or in concert with another person, recklessly endanger the life, health, safety, or well-being of any person, by the ignition, discharge, or use of consumer fireworks.

Section 5. General Restrictions.

(a) Fireworks, including consumer fireworks, shall not be ignited within 20 feet of an open flame, a burner, gasoline, ignited gas or electric grill, a residential structure, a

vehicle, or in any enclosed structure, garage, tent, or shed, or under any canopy, or overhanging cover, of any nature.

- (b) No person shall, either individually or in concert with another person, cause damage to any private or public property by the use, discharge or ignition of any fireworks.

Section 6. Applicability of General Ordinances.

Nothing in this Ordinance or in the Act shall preclude the enforcement of ordinances prohibiting conduct that is secondary or incidental to the use, discharge, or ignition of fireworks.

Section 6. Violations, Fines and Penalties.

Any person violating the provisions of this ordinance shall be guilty of a municipal civil infraction, punishable by a fine of \$1,000.00, plus the cost of prosecution.

Section 7. Repealer.

Village Ordinance Number 2014-85 and 2019-97 are hereby repealed in their entirety. Any other ordinance or parts of any ordinance in conflict with any provisions of this ordinance are hereby repealed.

Section 8. Severability.

If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of remaining portions of the ordinance, it being the intent of the Village that this ordinance shall be fully severable.

Section 9. Effective Date.

This Ordinance shall become effective after publication in accordance with the Charter of the Village of Grand Beach.

AYES: _____

NAYES: _____

ABSENT: _____

ORDINANCE DECLARED ADOPTED.

Deborah Lindley, Council President

Mary J. Robertson, Village Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of an Ordinance adopted by the Village Council of the Village of Grand Beach, County of Berrien, State of Michigan, at a Regular Meeting, held on the 21st day of October, 2020, and that said Meeting was conducted and public notice of said meeting was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended.

Mary J. Robertson, Village Clerk



AT&T Michigan
Angela Wesson
METRO Act Administrator
54 N. Mill Street
Mailbox #30
Pontiac, MI 48342

September 1, 2020

Grand Beach Village
48200 Perkins Rd
Grand Beach, MI 49117

METRO ACT RIGHT OF WAY PERMIT EXTENSION

Dear Grand Beach Village,

This is a letter agreement which extends the existing METRO Act Permit issued by the Grand Beach Village/Berrien County to Michigan Bell Telephone Company d/b/a AT&T Michigan ("AT&T") which expires on March 31, 2021. The extension is for a term to end on March 31, 2026.

If this is agreeable, please sign both copies of the extension letter agreement in the place provided below and return to AT&T Michigan at the address on this letterhead. Upon receipt AT&T will acknowledge and return one copy for your files.

Additional information regarding this renewal request may be found at <http://www.michigan.gov/mpsc>. Please click on Telecommunications, METRO Act/Right of Way, and AT&T 5 Year permit extension.

We would appreciate return of the signed copies within 30 days of receiving this request. Your cooperation is appreciated.

If you have any questions feel free to contact Ms. Angela Wesson via e-mail, AD3245@att.com or 248-456-0361.

Agreed to by and on behalf of the
Grand Beach Village

**Michigan Bell Telephone Company d/b/a
AT&T** acknowledges receipt of this

Permit Extension granted by the municipality.

By: _____
Signature

By: _____
Angela Wesson

Its: _____

Its: METRO Act Administrator

Date: _____

Date: _____

METRO Act
Unilateral Form
Revised 12/06/02

RIGHT-OF-WAY
TELECOMMUNICATIONS PERMIT

This permit issued this 21st day of Jan., 2004 by Village of Grand Beach [name of Municipality].

1 Definitions

- 1.1 Date of Issuance shall mean the date set forth above.
- 1.2 Manager shall mean Municipality's [Mayor/Manager/Supervisor/Village President] or his or her designee.
- 1.3 METRO Act shall mean the Metropolitan Extension Telecommunications Right-of Way oversight Act, Act No. 48 of the Public Acts of 2002, as amended.
- 1.4 Municipality shall mean Village of Grand Beach, a Michigan municipal corporation.
- 1.5 Permit shall mean this document.
- 1.6 Permittee shall mean **Michigan Bell Telephone Company D.B.A SBC** organized under the laws of the State of Michigan whose address is **444 Michigan Ave., Detroit, MI 48226**.
- 1.7 Public Right-of-Way shall mean the area on, below, or above a public roadway, highway, street, alley, easement, or waterway, to the extent Municipality has the ability to grant the rights set forth herein. Public Right-of-Way does not include a federal, state, or private right-of-way.
- 1.8 Telecommunications Facilities or Facilities shall mean the Permittee's equipment or personal property, such as copper and fiber cables, lines, wires, switches, conduits, pipes, and sheaths, which are used to or can generate, receive, transmit, carry, amplify or provide telecommunication services or signals. Telecommunication Facilities or Facilities do not include antennas, supporting structures for antennas, equipment shelters or houses, and any ancillary equipment and miscellaneous hardware used to provide federally licensed commercial mobile service as defined in Section 332(d) of Part I of Title III of the Communications Act of 1934, Chapter 652, 48 Stat. 1064, 47 U.S.C. 332 and further defined as commercial mobile radio service in 47 CFR 20.3, and service provided by any wireless, two-way communications device.
- 1.9 Term shall have the meaning set forth in Part 7.

2 Grant

- 2.1 Municipality hereby issues a permit under the METRO Act to Permittee for access to and ongoing use of the Public Right-of-Way identified on Exhibit A to construct, install and maintain Telecommunication Facilities on the terms set forth herein.
- 2.1.1 Exhibit A may be modified by Manager upon written request by Permittee.
- 2.1.2 Any decision of Manager on a request by Permittee for a modification may be appealed by Permittee to Municipality's legislative body.
- 2.2 Overlapping. Permittee shall not allow the wires or any other facilities of a third party to be overlapped to the Telecommunication Facilities without Municipality's prior written consent. Municipality's right to withhold written consent is subject to the authority of the Michigan Public Service Commission under Section 361 of the Michigan Telecommunications Act, MCL § 484.2361.
- 2.3 Nonexclusive. The rights granted by this Permit are nonexclusive. Municipality reserves the right to approve, at any time, additional permits for access to and ongoing usage of the Public Right-of-Way by telecommunications providers and to enter into agreements for use of the Public Right-of-Way with and grant franchises for use of the Public Right-of-Way to telecommunications providers, cable companies, utilities and other providers.

3 Contacts, Maps and Plans

- 3.1 Permittee Contacts. The names, addresses and the like for engineering and construction related information for Permittee and its Telecommunication Facilities are as follows:
- 3.1.1 *The address, e-mail address, phone number and contact person (title or name) at Permittee's local office (in or near Municipality) is * see Application Information
- 3.1.2 If Permittee's engineering drawings, as-built plans and related records for the Telecommunication Facilities will not be located at the preceding local office, the location address, phone number and contact person (title or department) for them is: Same as stated above.
- 3.1.3 The name, title, address, e-mail address and telephone numbers of Permittee's engineering contact person(s) with responsibility for the

design, plans and construction of the Telecommunication Facilities is: same as stated above.

- 3.1.4 The address, phone number and contact person (title or department) at Permittee's home office/regional office with responsibility for engineering and construction related aspects of the Telecommunication Facilities is * see Application Information
- 3.1.5 Permittee shall at all times provide Manager with the phone number at which a live representative of Permittee (not voice mail) can be reached 24 hours a day, seven (7) days a week, in the event of a public emergency.
- 3.1.6 Permittee shall immediately notify Municipality in writing as set forth in Part 12 of any inaccuracies or changes in the preceding information.
- 3.2 Route Maps. Within ninety (90) days after the substantial completion of new Facilities in a Municipality, a provider shall submit route maps showing the location of the Telecommunication Facilities to both the Michigan Public Service Commission and to the Municipality, as required under Section 6(7) of the METRO Act, MCLA 484.3106(7).
- 3.3 As-Built Records. Permittee, without expense to Municipality, shall, upon forty-eight (48) hours notice, give Municipality access to all "as-built" maps, records, plans and specifications showing the Telecommunication Facilities or portions thereof in the Public Right-of-Way. Upon request by Municipality, Permittee shall inform Municipality as soon as reasonably possible of any changes from previously supplied maps, records, or plans and shall mark up maps provided by Municipality so as to show the location of the Telecommunication Facilities.

4 Use of Public Right-of-Way

- 4.1 No Burden on Public Right-of-Way. Permittee, its contractors, subcontractors, and the Telecommunication Facilities shall not unduly burden or interfere with the present or future use of any of the Public Right-of-Way. Permittee's aerial cables and wires shall be suspended so as to not endanger or injure persons or property in or about the Public Right-of-Way. If Municipality reasonably determines that any portion of the Telecommunication Facilities constitutes an undue burden or interference, due to changed circumstances, Permittee, at its sole expense, shall modify the Telecommunication Facilities or take such other actions as Municipality may determine is in the public interest to remove or alleviate the burden, and Permittee shall do so within a reasonable time period. Municipality will attempt to require all occupants of a pole or conduit whose facilities are a burden to remove or alleviate the burden concurrently.
- 4.2 No Priority. This Permit does not establish any priority of use of the Public

Right-of-Way by Permittee over any present or future permittees or parties having agreements with Municipality or franchises for such use. In the event of any dispute as to the priority of use of the Public Right-of-Way, the first priority shall be to the public generally, the second priority to Municipality, the third priority to the State of Michigan and its political subdivisions in the performance of their various functions, and thereafter as between other permit, agreement or franchise holders, as determined by Municipality in the exercise of its powers, including the police power and other powers reserved to and conferred on it by the State of Michigan.

- 4.3 Restoration of Property. Permittee, its contractors and subcontractors shall immediately (**subject to seasonal work restrictions**) restore, at Permittee's sole expense, in a manner approved by Municipality, any portion of the Public Right-of-Way that is in any way disturbed, damaged, or injured by the construction, installation, operation, maintenance or removal of the Telecommunication Facilities, to a reasonably equivalent condition as that which existed prior to the disturbance. In the event that Permittee, its contractors or subcontractors fail to make such repair within a reasonable time, Municipality may make the repair and Permittee shall pay the costs Municipality incurred for such repair.
- 4.4 Marking. Permittee shall mark the Telecommunication Facilities as follows: Aerial portions of the Telecommunication Facilities shall be marked with a marker on Permittee's lines on alternate poles which shall state Permittee's name and provide a toll-free number to call for assistance. Direct buried underground portions of the Telecommunication Facilities shall have (1) a conducting wire placed in the ground at least several inches above Permittee's cable (**if such cable is nonconductive**); (2) at least several inches above that, a continuous colored tape with a statement to the effect that there is buried cable beneath; and (3) stakes or other appropriate above ground markers with Permittee's name and a toll-free number indicating that there is buried telephone cable below. Bored underground portions of the Telecommunication Facilities shall have a conducting wire at the same depth as the cable and shall not be required to provide the continuous colored tape. Portions of the Telecommunication Facilities located in conduit, including conduit of others used by Permittee, shall be marked at its entrance into and exit from each manhole and handhole with Permittee's name and a toll-free telephone number.
- 4.5 Tree Trimming. Permittee may trim trees upon and overhanging the Public Right-of-Way so as to prevent the branches of such trees from coming into contact with the Telecommunication Facilities, consistent with any standards adopted by Municipality. Permittee shall dispose of all trimmed materials. Permittee shall minimize the trimming of trees to that essential to maintain the integrity of the Telecommunication Facilities. Except in emergencies, all trimming of trees in the Public Right-of-Way shall have the advance approval of Manager.

- 4.6 Installation and Maintenance. The construction and installation of the Telecommunication Facilities shall be performed pursuant to plans approved by Municipality. The open cut of any Public Right-of-Way shall be coordinated with the Manager or his designee. Permittee shall install and maintain the Telecommunication Facilities in a reasonably safe condition. If the existing poles in the Public Right-of-Way are overburdened or unavailable for Permittee's use, or the facilities of all users of the poles are required to go underground then Permittee shall, at its expense, place such portion of its Telecommunication Facilities underground, unless Municipality approves an alternate location. Permittee may perform maintenance on the Telecommunication Facilities without prior approval of Municipality, provided that Permittee shall obtain any and all permits required by Municipality in the event that any maintenance will disturb or block vehicular traffic or are otherwise required by Municipality.
- 4.7 Pavement Cut Coordination. Permittee shall coordinate its construction and all other work in the Public Right-of-Way with Municipality's program for street construction and rebuilding (collectively "Street Construction") and its program for street repaving and resurfacing (except seal coating and patching) (collectively, "Street Resurfacing").
- 4.7.1 The goals of such coordination shall be to encourage Permittee to conduct all work in the Public Right-of-Way in conjunction with or immediately prior to any Street Construction or Street Resurfacing planned by Municipality.
- 4.8 Compliance with Laws. Permittee shall comply with all laws, statutes, ordinances, rules and regulations regarding the construction, installation, and maintenance of its Telecommunication Facilities, whether federal, state or local, now in force or which hereafter may be promulgated. Before any installation is commenced, Permittee shall secure all necessary permits, licenses and approvals from Municipality or other governmental entity as may be required by law, including, without limitation, all utility line permits and highway permits. Permittee shall comply in all respects with applicable codes and industry standards, including but not limited to the National Electrical Safety Code (latest edition adopted by Michigan Public Service Commission) and the National Electric Code (latest edition). Permittee shall comply with all zoning and land use ordinances and historic preservation ordinances as may exist or may hereafter be amended.
- 4.9 Street Vacation. If Municipality vacates or consents to the vacation of Public Right-of-Way within its jurisdiction, and such vacation necessitates the removal and relocation of Permittee's Facilities in the vacated Public Right-of-Way, Permittee shall, as a condition of this Permit, consent to the vacation and remove its Facilities at its sole cost and expense when ordered to do so by Municipality or

a court of competent jurisdiction. Permittee shall relocate its Facilities to such alternate route as Municipality, applying reasonable engineering standards, shall specify.

- 4.10 Relocation. If Municipality requests Permittee to relocate, protect, support, disconnect, or remove its Facilities because of street or utility work, or other public projects, Permittee shall relocate, protect, support, disconnect, or remove its Facilities, at its sole cost and expense, including where necessary to such alternate route as Municipality, applying reasonable engineering standards, shall specify. The work shall be completed within a reasonable time period.
- 4.11 Public Emergency. Municipality shall have the right to sever, disrupt, dig-up or otherwise destroy Facilities of Permittee if such action is necessary because of a public emergency. If reasonable to do so under the circumstances, Municipality will attempt to provide notice to Permittee. Public emergency shall be any condition which poses an immediate threat to life, health, or property caused by any natural or man-made disaster, including, but not limited to, storms, floods, fire, accidents, explosions, water main breaks, hazardous material spills, etc. Permittee shall be responsible for repair at its sole cost and expense of any of its Facilities damaged pursuant to any such action taken by Municipality.
- 4.12 Miss Dig. If eligible to join, Permittee shall subscribe to and be a member of "MISS DIG," the association of utilities formed pursuant to Act 53 of the Public Acts of 1974, as amended, MCL § 460.701 et seq., and shall conduct its business in conformance with the statutory provisions and regulations promulgated thereunder.
- 4.13 Underground Relocation. If Permittee has its Facilities on poles of Consumers Energy, Detroit Edison or another electric or telecommunications provider and Consumers Energy, Detroit Edison or such other electric or telecommunications provider relocates its system underground, then Permittee shall relocate its Facilities underground in the same location at Permittee's sole cost and expense.
- 4.14 Identification. All personnel of Permittee and its contractors or subcontractors who have as part of their normal duties contact with the general public shall wear on their clothing a clearly visible identification card bearing Permittee's name, their name and photograph. Permittee shall account for all identification cards at all times. Every service vehicle of Permittee and its contractors or subcontractors shall be clearly identified as such to the public, such as by a magnetic sign with Permittee's name and telephone number.

5 Indemnification

- 5.1 Indemnity. Permittee shall defend, indemnify, protect, and hold harmless Municipality, its officers, agents, employees, elected and appointed officials,

departments, boards, and commissions from any and all claims, losses, liabilities, causes of action, demands, judgments, decrees, proceedings, and expenses of any nature (collectively "claim" for this Part 5) (including, without limitation, attorneys' fees) arising out of or resulting from the acts or omissions of Permittee, its officers, agents, employees, contractors, successors, or assigns, but only to the extent such acts or omissions are related to the Permittee's use of or installation of facilities in the Public Right-of-Way and only to the extent of the fault or responsibility of Permittee, its officers, agents, employees, contractors, successors and assigns.

- 5.2 Notice, Cooperation. Municipality will notify Permittee promptly in writing of any such claim and the method and means proposed by Municipality for defending or satisfying such claim. Municipality will cooperate with Permittee in every reasonable way to facilitate the defense of any such claim. Municipality will consult with Permittee respecting the defense and satisfaction of such claim, including the selection and direction of legal counsel.
- 5.3 Settlement. Municipality will not settle any claim subject to indemnification under this Part 5 without the advance written consent of Permittee, which consent shall not be unreasonably withheld. Permittee shall have the right to defend or settle, at its own expense, any claim against Municipality for which Permittee is responsible hereunder.

6 Insurance

- 6.1 Coverage Required. Prior to beginning any construction in or installation of the Telecommunication Facilities in the Public Right-of-Way, Permittee shall obtain insurance as set forth below and file certificates evidencing same with Municipality. Such insurance shall be maintained in full force and effect until the end of the Term. In the alternative, Permittee may satisfy this requirement through a program of self-insurance, acceptable to Municipality, by providing reasonable evidence of its financial resources to Municipality. Municipality's acceptance of such self-insurance shall not be unreasonably withheld.
- 6.1.1 Commercial general liability insurance, including Completed Operations Liability, Independent Contractors Liability, Contractual Liability coverage, railroad protective coverage and coverage for property damage from perils of explosion, collapse or damage to underground utilities, commonly known as XCU coverage, in an amount not less than Five Million Dollars (\$5,000,000).
- 6.1.2 Liability insurance for sudden and accidental environmental contamination with minimum limits of Five Hundred Thousand Dollars (\$500,000) and providing coverage for claims discovered within three (3) years after the term of the policy.

- 6.1.3 Automobile liability insurance in an amount not less than One Million Dollars (\$1,000,000).
- 6.1.4 Workers' compensation and employer's liability insurance with statutory limits, and any applicable Federal insurance of a similar nature.
- 6.1.5 The coverage amounts set forth above may be met by a combination of underlying (primary) and umbrella policies so long as in combination the limits equal or exceed those stated. If more than one insurance policy is purchased to provide the coverage amounts set forth above, then all policies providing coverage limits excess to the primary policy shall provide drop down coverage to the first dollar of coverage and other contractual obligations of the primary policy, should the primary policy carrier not be able to perform any of its contractual obligations or not be collectible for any of its coverages for any reason during the Term, or (when longer) for as long as coverage could have been available pursuant to the terms and conditions of the primary policy.
- 6.2 Additional Insured. Municipality shall be named as an additional insured on all policies (other than worker's compensation and employer's liability). All insurance policies shall provide that they shall not be canceled, modified or not renewed unless the insurance carrier provides thirty (30) days prior written notice to Municipality. Permittee shall annually provide Municipality with a certificate of insurance evidencing such coverage. All insurance policies (other than environmental contamination, workers' compensation and employer's liability insurance) shall be written on an occurrence basis and not on a claims made basis.
- 6.3 Qualified Insurers. All insurance shall be issued by insurance carriers licensed to do business by the State of Michigan or by surplus line carriers on the Michigan Insurance Commission approved list of companies qualified to do business in Michigan. All insurance and surplus line carriers shall be rated A+ or better by A.M. Best Company.
- 6.4 Deductibles. If the insurance policies required by this Part 6 are written with retainages or deductibles in excess of \$50,000, they shall be approved by Manager in advance in writing. Permittee shall indemnify and save harmless Municipality from and against the payment of any deductible and from the payment of any premium on any insurance policy required to be furnished hereunder.
- 6.5 Contractors. Permittee's contractors and subcontractors working in the Public Right-of-Way shall carry in full force and effect commercial general liability, environmental contamination liability, automobile liability and workers' compensation and employer liability insurance which complies with all terms of this Part 6. In the alternative, Permittee, at its expense, may provide such

coverages for any or all its contractors or subcontractors (such as by adding them to Permittee's policies).

- 6.6 **Insurance Primary.** Permittee's insurance coverage shall be primary insurance with respect to Municipality, its officers, agents, employees, elected and appointed officials, departments, boards, and commissions (collectively "them"). Any insurance or self-insurance maintained by any of them shall be in excess of Permittee's insurance and shall not contribute to it (where "insurance or self-insurance maintained by any of them" includes any contract or agreement providing any type of indemnification or defense obligation provided to, or for the benefit of them, from any source, and includes any self-insurance program or policy, or self-insured retention or deductible by, for or on behalf of them).

7 **Term**

- 7.1 **Term.** The term ("Term") of this Permit shall be until the earlier of:

7.1.1 **Five Years (5)** [five years or less] from the Date of Issuance; or

7.1.2 When the Telecommunication Facilities has not been used to provide telecommunications services for a period of one hundred and eighty (180) days by Permittee or a successor or an assignee of Permittee; or

7.1.3 When Permittee, at its election and with or without cause, delivers written notice of termination to Municipality at least one-hundred and eighty (180) days prior to the date of such termination; or

7.1.4 Upon either Permittee or Municipality giving written notice to the other of the occurrence or existence of a default by the other party under Sections 4.8, 6, 8 or 9 of this Permit and such defaulting party failing to cure, or commence good faith efforts to cure, such default within sixty (60) days (or such shorter period of time provided elsewhere in this Permit) after delivery of such notice; or

7.1.5 Unless Manager grants a written extension, one year from the Date of Issuance if prior thereto Permittee has not started the construction and installation of the Telecommunication Facilities within the Public Right-of-Way and two years from the Date of Issuance if by such time construction and installation of the Telecommunication Facilities is not complete.

8 **Performance Bond or Letter of Credit**

- 8.1 **Municipal Requirement.** Municipality may require Permittee to post a bond (or letter of credit) as provided in Section 15(3) of the METRO Act, as amended

[MCL § 484.3115(3)].

9 Fees

- 9.1 Establishment; Reservation. The METRO Act shall control the establishment of right-of-way fees. The parties reserve their respective rights regarding the nature and amount of any fees which may be charged by Municipality in connection with the Public Right-of-Way.

10 Removal

- 10.1 Removal; Underground. As soon as practicable after the Term, Permittee or its successors and assigns shall remove any underground cable or other portions of the Telecommunication Facilities from the Public Right-of-Way which has been installed in such a manner that it can be removed without trenching or other opening of the Public Right-of-Way. Permittee shall not remove any underground cable or other portions of the Telecommunication Facilities which requires trenching or other opening of the Public Right-of-Way except with the prior written approval of Manager. All removals shall be at Permittee's sole cost and expense.

10.1.1 For purposes of this Part 10, "cable" means any wire, coaxial cable, fiber optic cable, feed wire or pull wire.

- 10.2 Removal; Above Ground. As soon as practicable after the Term, Permittee, or its successor or assigns at its sole cost and expense, shall, unless waived in writing by Manager, remove from the Public Right-of-Way all above ground elements of its Telecommunication Facilities, including but not limited to poles, pedestal mounted terminal boxes, and lines attached to or suspended from poles.

- 10.3 Schedule. The schedule and timing of removal shall be subject to approval by Manager. Unless extended by Manager, removal shall be completed not later than twelve (12) months following the Term. Portions of the Telecommunication Facilities in the Public Right-of-Way which are not removed within such time period shall be deemed abandoned and, at the option of Municipality exercised by written notice to Permittee as set forth in Part 12, title to the portions described in such notice shall vest in Municipality.

- 11 Assignment. Permittee may assign or transfer its rights under this Permit, or the persons or entities controlling Permittee may change, in whole or in part, voluntarily, involuntarily, or by operation of law, including by merger or consolidation, change in the ownership or control of Permittee's business, or by other means, subject to the following:

- 11.1 No such transfer or assignment or change in the control of Permittee shall be

effective under this Permit, without Municipality's prior approval (not to be unreasonably withheld), during the time period from the Date of Issuance until the completion of the construction of the Telecommunication Facilities in those portions of the Public Right-of-Way identified on Exhibit A.

11.2 After the completion of such construction, Permittee must provide notice to Municipality of such transfer, assignment or change in control no later than thirty (30) days after such occurrence; provided, however,

11.2.1 Any transferee or assignee of this Permit shall be qualified to perform under its terms and conditions and comply with applicable law; shall be subject to the obligations of this Permit, including responsibility for any defaults which occurred prior to the transfer or assignment; shall supply Municipality with the information required under Section 3.1; and shall comply with any updated insurance and performance bond requirements under Sections 6 and 8 respectively, which Municipality reasonably deems necessary, and

11.2.2 In the event of a change in control, it shall not be to an entity lacking the qualifications to assure Permittee's ability to perform under the terms and conditions of this Permit and comply with applicable law; and Permittee shall comply with any updated insurance and performance bond requirements under Sections 6 and 8 respectively, which Municipality reasonably deems necessary.

11.3 Permittee may grant a security interest in this Permit, its rights thereunder or the Telecommunication Facilities at any time without notifying Municipality.

12 Notices

12.1 Notices. All notices under this Permit shall be given as follows:

12.1.1 If to Municipality, to [address], with a copy to [address].

12.1.2 If to Permittee, to [as stated on application].

12.2 Change of Address. Permittee and Municipality may change its address or personnel for the receipt of notices at any time by giving notice thereof to the other as set forth above.

13 Other items

13.1 No Cable, OVS. This Permit does not authorize Permittee to provide commercial cable type services to the public, such as "cable service" or the services of an "open video system operator" (as such terms are defined in the Federal

Communications Act of 1934 and implementing regulations, currently 47 U.S.C. §§ 522 (6), 573 and 47 CFR § 76.1500).

- 13.2 Effectiveness. This Permit shall become effective when Permittee has provided any insurance certificates and bonds required in Parts 6 and 8, and signed the acknowledgement of receipt, below.
- 13.3 Authority. This Permit satisfies the requirement for a permit under Section 5 of the METRO Act [MCL 484.3105].
- 13.4 Interpretation and Severability. The provisions of this Permit shall be liberally construed to protect and preserve the peace, health, safety and welfare of the public, and should any provision or section of this Permit be held unconstitutional, invalid, overbroad or otherwise unenforceable, such determination/holding shall not be construed as affecting the validity of any of the remaining conditions of this Permit. If any provision in this Permit is found to be partially overbroad, unenforceable, or invalid, Permittee and Municipality may nevertheless enforce such provision to the extent permitted under applicable law.
- 13.5 Governing Law. This Permit shall be governed by the laws of the State of Michigan.

[Municipality name]

By: Mary Robertson
Its: Clerk
Date: 1/21/04

Acknowledgement of Receipt: Permittee acknowledges receipt of this Permit granted by Municipality.

Michigan Bell Telephone d.b.a. SBC

By: Robert Megard
Its: Director-Operations MichCTE
Date: 3-22-04

Exhibit A

Public Right-of-Way to be Used by Telecommunication Facilities:

All existing facilities assumed in all Existing Rights of Way.

Exhibit B

Bond

Letter of Credit to be submitted with Construction Permits at time of Specific Application

::ODMA\PCDOCS\GRR1764521\3

VILLAGE OF GRAND BEACH

COUNTY OF BERRIEN - STATE OF MICHIGAN

RESOLUTION NO. 2020-06

In compliance with the Open Meetings Act, Public Act 267 of 1976, as amended, (MCL 15.264), and pursuant to the provisions of enrolled Senate Bill 1108 amending the Open Meetings Act to meet remotely and to temporarily suspend rules related to physical presence at meetings and hearings of government entities, at a Regular Meeting of the Village Council, 48200 Perkins Blvd. of the Village of Grand Beach, County of Berrien, State of Michigan, held electronically (virtually) on the 21st day of October, A. D., 2020, at 7:30 o'clock p.m., Eastern Standard Time.

PRESENT: Council Members _____.

ABSENT: _____.

The following preamble and resolution was offered by Council Member _____ and supported by Council Member _____.

WHEREAS, the State of Michigan has substantial natural resources which lend themselves to recreation; and

WHEREAS, municipal investment is required to facilitate and maintain the safe and effective use of such natural resources while preserving their use for future generations of residents and visitors; and

WHEREAS, recreational facilities are an important element for the health and quality of life for residents and an economic development tool for the communities of Berrien County and across the State of Michigan; and

WHEREAS, recreational facilities also provide a popular activity for visitors to enhance their overall travel experience; and

WHEREAS, currently the funding for the development, expansion and maintenance of recreational facilities is currently borne primarily by municipal budgets and state grants; and

WHEREAS, the Strategic Leadership Council has collected input from various local, county, regional and statewide stakeholders and municipalities to develop this proposal; and

WHEREAS, the Village of Grand Beach has identified the development, expansion and maintenance of recreational facilities as a priority for Berrien County in order to improve our county as a place of interest for residents and visitors in the region.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Grand Beach hereby endorses HB6161, the Local Government Accommodations Excise Tax Act, as a means of improving the funding for the development, improvement and maintenance of its recreational facilities.

AYES: _____.

NAYS: _____.

ABSTAIN: _____.

RESOLUTION DECLARED ADOPTED.

MARY ROBERTSON, Village Clerk

CERTIFICATION

I, MARY J. ROBERTSON, duly appointed Village Clerk in and for the Village of Grand Beach, County of Berrien, State of Michigan, do certify that the foregoing Resolution is a true and exact copy of a Resolution adopted by the Village Council during its Electronic (Virtual) Regular Meeting, held October 21, 2020, and that said Meeting was conducted and public notice of said meeting was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the Minutes of said meeting were kept and will be or have been made available as required by said Act.

MARY ROBERTSON, Village Clerk

Funding Recreational Facilities by passing HB6161 of 2020; Improving Quality of Life for Residents and Visitors Alike

Michigan's Great Southwest



Best Practice Governance

Situation: Communities seek to offer experiences for every age to engage people who visit, live and work there.

People are attracted to communities with beaches, land and water trails, parks, boat launches, cross-country skiing and other similar amenities. We are fortunate to have an abundance of natural resources and these "destination" areas generate considerable visitor travel and engage local residents when the right amenities are in place.

PURE MICHIGAN

Pure Michigan generated
4.1 million trips in 2014
5.6 million trips in 2017
And over
37 million trips since 2006

Source: MEDC

HB6161

A bill to permit local units of government to impose and collect an excise tax on persons engaged in the business of providing rooms for dwelling, lodging, or sleeping purposes to transient guests; to provide for the disposition of the proceeds of the excise tax; and to prescribe penalties.

The Proposal:



1. Allow any municipality to levy a fee of 1% to 5% on short term transient rental facilities.
 - a. Rentals of less than 30 days
 - b. Includes hotels/motels
 - c. Can include STR units, if desired
2. Limit use of these funds to these recreational facilities only (no general salaries, no other municipal services, no debt reduction, etc.).
3. Local adopting ordinance required.

Result:

The proposal would allow the costs of creating and maintaining recreational facilities to be partially paid for by visitors, increasing the attractiveness of our communities and leading to improved local economies

Why this matters...

- Michigan has an abundance of natural resources, rich with water and agricultural areas to expand recreational areas
- Recreational facilities are important for tourism and residents
- General operating budgets do not allow sufficient funds for the upkeep of facilities
- Today the costs of acquiring, developing, improving and maintaining these facilities are borne solely by residents...yet the facilities benefit both visitors and residents. That funding competes with needed local value-added services for taxpayers.

Michigan's Great Southwest



Best Practice Governance

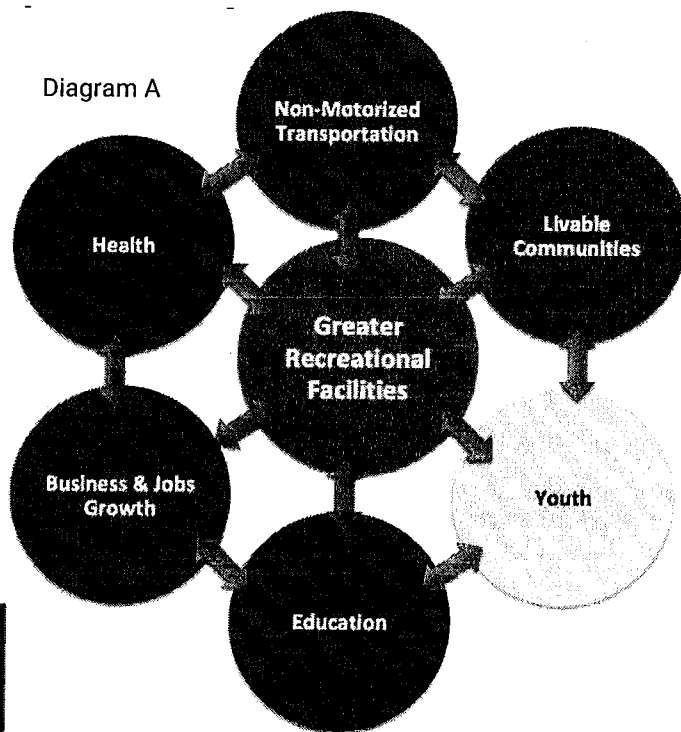
Residents currently bear the costs of acquiring, developing, improving and maintaining recreational facilities.

The availability of recreational facilities directly impacts communities broadly:

- Attracting and Retaining Employees
- A Draw for Active Tourism
- Economic Development
- Walkable Communities
- Health and Wellness
- Education and more

(See Diagram A)

Diagram A



Frequently Asked Questions

Q: We don't have hotels in our municipality, how is this going to benefit us?

A: Nearby facilities can be enhanced; also, funds may be shared among municipalities.

Q: In the past five years we've been adding recreational facilities. Can we use this funding to pay for repairs and upkeep?

A: Yes!

Q: Who decides if our local recreational fee will be zero or up to 5%?

A: Each municipality must do so through a local enabling ordinance.



For more information contact:
JB Hoyt jbhoyt7@gmail.com

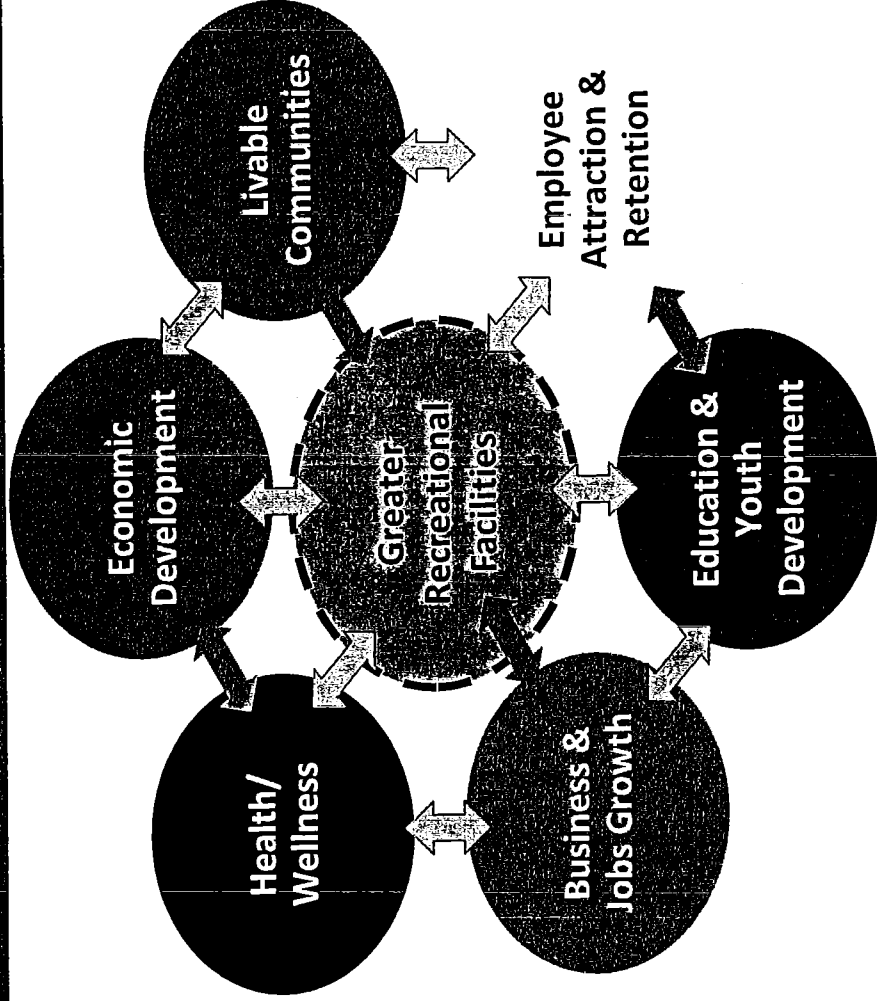
Why a Recreation Funding Fee? (HB6161)

- Michigan communities have abundant natural resources and are increasingly a “destination”
- All ages of the public seek greater recreational opportunities...they are attracted to municipalities with those amenities
- Yet today the costs of those facilities is borne solely by residents
- The proposed law would allow any municipality to levy a 1-5% fee on transient lodging strictly to fund recreational facilities
 - Development, improvements, maintenance
 - Hotel/motel & short term rentals...each municipality defines
- Thus, visitors who use local recreation facilities would contribute to their funding
- Improves quality of life for residents and visitors alike
- Will require significant lobbying effort

Why This Matters...

Enhanced recreation facilities:

- Favorably impact most aspects of community life
- Increased attractiveness of communities leads to improves local economies



HOUSE BILL NO. 6161

September 02, 2020, Introduced by Reps. Wendzel and Marino and referred to the Committee on Government Operations.

A bill to permit local units of government to impose and collect an excise tax on persons engaged in the business of providing rooms for dwelling, lodging, or sleeping purposes to transient guests; to provide for the disposition of the proceeds of the excise tax; and to prescribe penalties.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the "local
2 government accommodations excise tax act".

3 Sec. 2. As used in this act:

4 (a) "Accommodations" means the room or other space provided to



1 transient guests for dwelling, lodging, or sleeping purposes,
2 including furnishings and other accessories in the room or other
3 space. Accommodations also include the short-term rental of short-
4 term transient facilities. Accommodations do not include food and
5 beverages.

6 (b) "Administrator" means the official designated by the local
7 unit of government to collect the tax and to administer and enforce
8 the ordinance.

9 (c) "Governing body" means 1 or more of the following:

10 (i) The council, commission, or other entity vested with the
11 legislative power of a city or village.

12 (ii) The township board of a township or charter township.

13 (iii) The county board of commissioners of a county.

14 (d) "Local unit of government" or "local unit" means a city,
15 village, township, charter township, or county.

16 (e) "Person" means a natural person, partnership, fiduciary,
17 association, corporation, or other entity.

18 (f) "Public recreation facility" means parks, beaches,
19 parkways, wheel ways, nonmotorized or motorized trails,
20 bridlepaths, playgrounds, playfields, bathhouses, comfort stations,
21 swimming pools, boat launches, kayak launches, recreation centers,
22 ice rinks, skateboard parks, dog parks, Nordic and alpine skiing
23 facilities, and other similar recreational facilities, including
24 both supporting infrastructure and wayfinding for those facilities.
25 Public recreation facilities include the operation and equipment
26 used for the operation of the facilities.

27 (g) "Revenues" means the income derived from the tax, plus
28 interest and penalties imposed by this act, levied and assessed
29 under an ordinance adopted pursuant to this act.



1 (h) "Short-term rental" means, except as otherwise provided in
2 this subdivision, a rental of a short-term transient facility of
3 not more than 30 consecutive days. A short-term rental does not
4 include the rental of a short-term transient facility if that
5 property is rented out for 14 days or less in a calendar year.

6 (i) "Short-term transient facility" means an apartment, house,
7 cottage, condominium, or other occupied property where 1 or more
8 rooms are rented by an owner through the use of advanced
9 reservations. A short-term transient facility does not include a
10 hotel or a motel.

11 (j) "Transient guest" means a natural person staying less than
12 30 consecutive days.

13 Sec. 3. (1) The governing body of a local unit of government
14 may enact an ordinance to levy, assess, and collect an excise tax
15 from all persons engaged in the business of providing
16 accommodations, except in hospitals, confinement facilities, or
17 nursing homes, whether or not membership is required for the use of
18 the accommodations.

19 (2) The ordinance provided by this act may be amended or
20 repealed in the same manner as it was adopted.

21 (3) The tax imposed under this act shall be at a rate of not
22 more than 5% of the total charge for accommodations under this act.

23 (4) The levying of the excise tax described in subsection (1)
24 is subject to section 31 of article IX of the state constitution of
25 1963, and is subject to approval by a majority of the qualified
26 electors of the local unit of government.

27 Sec. 4. A local unit of government levying a tax pursuant to
28 an ordinance adopted under this act shall provide in the ordinance
29 for all of the following:



1 (a) The effective date of the ordinance which shall be in
2 accordance with section 6.

3 (b) The rate of the tax to be imposed.

4 (c) The rate and manner of the imposition of interest and
5 penalties for delinquency in payment of taxes or other violations
6 of the ordinance. The interest imposed on delinquency in payment of
7 the tax shall not be more than 1% per month or fraction of a month
8 of the unpaid tax after the due date until paid. The penalty for
9 delinquency in payment of the tax when due or other violations of
10 the ordinance may be in addition to the interest but shall not be
11 more than 5% of the amount of the unpaid tax per month or fraction
12 of of a month after the due date until paid. However, the penalty
13 shall not exceed 25% of the unpaid tax.

14 (d) The determination and allowance of abatements and refunds.

15 (e) The designation of the administrator of the tax and
16 methods of collection.

17 Sec. 5. A local unit of government levying a tax under this
18 act may provide in the ordinance for 1 or more of the following:

19 (a) The adoption and enforcement of rules to apply, interpret,
20 effectuate, and administer the ordinance and the purposes of the
21 tax.

22 (b) The prescribing and furnishing to taxpayers of forms,
23 instructions, manuals, and other materials necessary for
24 indorsement of the tax and the auditing of tax returns.

25 (c) The examination by the administrator or his or her agent
26 of the books and records of a taxpayer for purposes of determining
27 the correctness of a tax return or information filed, or the
28 determination of any tax liability under this act.

29 (d) The imposition of a fine of not more than \$500.00, or



1 imprisonment of not more than 90 days, or both for violation of the
2 ordinance.

3 (e) The tax imposed under this act may be a lien on the
4 premises regardless of whether or not a tenant is responsible for
5 the payment of the tax.

6 (f) The tax, if delinquent for 6 months or more, may be
7 certified annually by the administrator to the proper tax assessing
8 officer or agency, who shall enter the lien on the next tax roll
9 against the premises in which the accommodations have been
10 provided, and the charges shall be collected and the lien shall be
11 enforced in the same manner as provided for the collection of taxes
12 assessed upon the roll and the enforcement of the lien for the
13 taxes.

14 Sec. 6. An ordinance adopted under this act shall not become
15 effective before the first day of the month following the
16 expiration of 60 days after the ordinance is adopted.

17 Sec. 7. The taxes levied under this act shall be in addition
18 to any other taxes, assessments, charges, or fees.

19 Sec. 8. (1) The revenues derived from the taxes imposed
20 pursuant to this act shall be deposited in a special fund to be
21 used by the local unit of government or by an authority that is
22 organized pursuant to state law, together with other available
23 funds only to pay 1 or more of the following:

24 (a) The cost of administration and enforcement of the
25 ordinance.

26 (b) The financing of the acquisition, construction,
27 improvement, enlargement, repair, or maintenance of public
28 recreation facilities, including the payment of principal and
29 interest, when due, on bonds or other evidence of indebtedness



1 issued by the local unit of government for public recreation
2 facilities.

3 (c) Current or future annual rental payable by the local unit
4 of government to an authority organized pursuant to state law for
5 the purpose of acquiring, constructing, improving, enlarging,
6 repairing, or maintaining public recreation facilities and leasing
7 them to the local unit of government.

8 (d) The promotion and encouragement of tourist and convention
9 business and public recreation facilities owned or operated by the
10 local unit of government.

11 (2) A local unit of government may enter into agreements with
12 1 or more local units of government for the development, finance,
13 and operation of public recreation facilities that benefit the
14 residents of the local unit of government.





Proposal

Prepared By: Karen James
Phone: (949) 325-1230
Email: kjames@lexipol.com

Quote #: Q-11495-1
Date: 9/5/2020
Valid Through: 11/2/2020

Overview

Lexipol is America's leading source of state-specific policy and training solutions that reduce risk, lower litigation costs and improve personnel safety in public safety agencies. The services proposed below are designed to guide your agency in providing up-to-date, legally defensible policy and training content to your personnel.

QTY	DESCRIPTION	UNIT PRICE	DISC	DISC AMT	EXTENDED
1	Annual Law Enforcement Policy Manual & Daily Training Bulletins	USD 3,780.00	25%	USD 945.00	USD 2,835.00
1	Annual Law Enforcement Supplemental Manual(s)	USD 837.00	25%	USD 209.25	USD 627.75
1	Annual Law Enforcement Procedures	USD 325.00	25%	USD 81.25	USD 243.75
				USD 1,235.50	USD 3,706.50
				Discount:	USD 1,235.50
				TOTAL:	USD 3,706.50

Notes

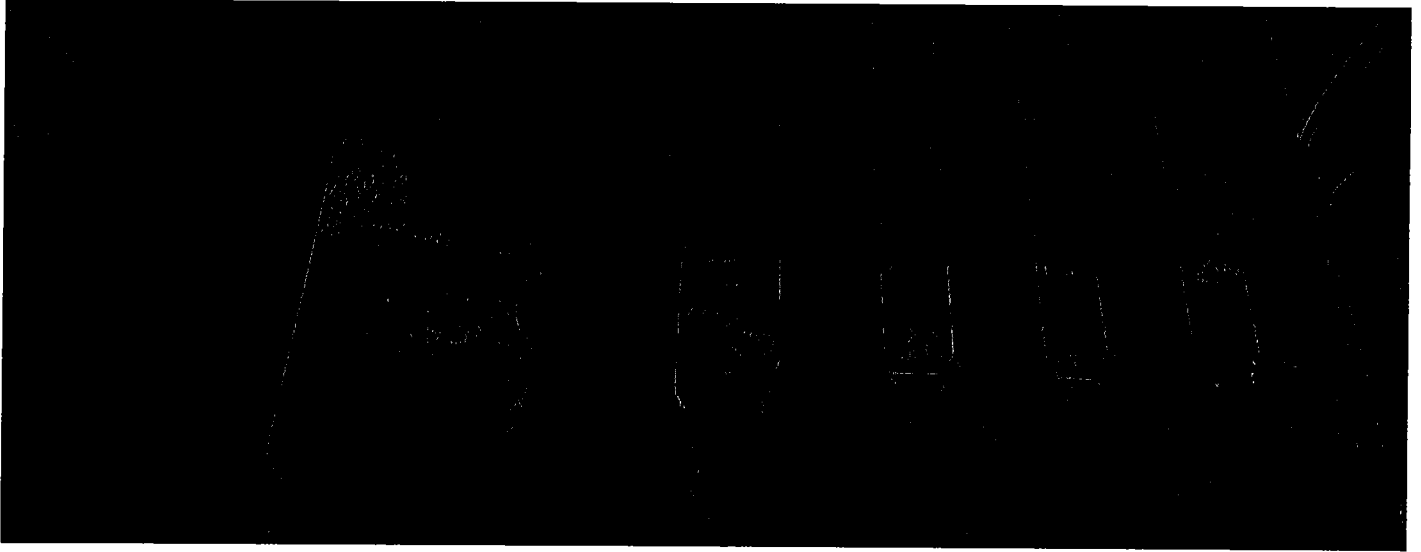
Pricing based on 5 FT + 2 PT sworn (5 FTE).

Discount Notes

Michigan 2020 Promo Discount. Year 1: 25% subscription discount. Subsequent year subscription discounts: Year 2: 20%; Year 3: 15%, Year 4: 10%. Valid only if agency starts with Lexipol on or before 12/1/2020. Note: Beginning Year 5: 5% annual MACP member annual subscription discount.



SOLUTIONS PROPOSAL



PREPARED FOR:

Grand Beach / Michiana Police Department

Chief Ryan Layman

rlayman@michianavillage.org

(269) 469-1884

PREPARED BY:

Karen James

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Frisco, Texas 75034

(844) 312-9500

www.lexipol.com

Executive Summary

Public safety agencies today face challenges of keeping personnel safe, reducing liability and maintaining a positive reputation. Add to that the dynamically changing legislative landscape and evolving best practices, and even the most progressive, forward-thinking agencies can struggle to keep up.

That is why Lexipol is pleased to present the Grand Beach / Michiana Police Department with a proposal for a customized policy management, update and training solution.

Our program is designed to save you time and money while protecting your personnel. Our team of public safety lawyers and policy experts continually monitor national and Michigan-specific policy changes. We then use these updates to help provide the content and training your department needs to minimize risk and effectively serve your community.

AGENCY GOALS

The Grand Beach / Michiana Police Department is looking for a way to access comprehensive policies to limit agency risk and enhance personnel safety. By using Lexipol, you will achieve peace of mind knowing your policies are up-to-date and legally defensible. The incorporated policy training component reinforces your staff's understanding of policies and provides individual training acknowledgement.

Once you have high-quality policies in place, you want to be sure your personnel use them. The Lexipol program offers online access to your agency's policies through a web-based platform and mobile app. This flexibility allows your personnel to easily reference policies and complete training in the field. Using Lexipol's program will provide the Grand Beach / Michiana Police Department with:

- Policies that reflect up-to-date industry standards and best practices
- Content specific to the laws and practices of Michigan
- Daily scenario-based training that reinforces your agency's policies
- Timely updates in response to new legislation and case law

THE LEXIPOL ADVANTAGE

Lexipol was founded by public safety experts who saw a need for legally defensible policy content that was continually monitored and updated based on legislative changes. Since the company launch in 2003, Lexipol has grown to represent more than 3,000 public safety agencies across the United States.

Lexipol is the only company with public safety professionals, attorneys and subject matter experts working together to provide essential policies and policy management tools, from continuous updates to mobile access to daily training. Our legal and content development teams follow a rigorous multi-step process to evaluate content for new policies and policy updates, reviewing thousands of pieces of legislation each year.

Agencies that use our policy service have clear, effective policy manuals that reflect the true values and philosophy of their agency. Proven benefits of using the Lexipol system include reduced risk and cost associated with litigation, reduced time spent developing and maintaining policy, and an



PROTECT YOUR COMMUNITY, MINIMIZE YOUR RISK

Special Policy Savings for Michigan Law Enforcement

Lexipol, the most trusted name in policy management and integrated policy training, is offering Michigan law enforcement agencies a special opportunity.

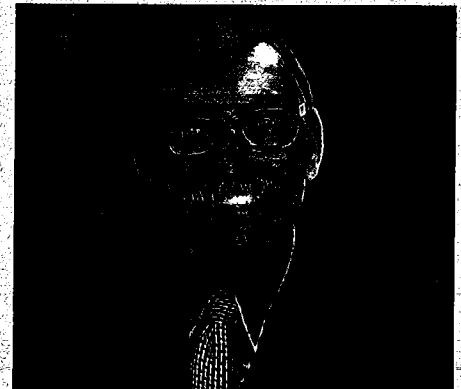
From now until December 1 2020, Michigan law enforcement agencies are eligible to receive 25% off Lexipol's Michigan Law Enforcement policy manual.

Lexipol's solution provides:

- Michigan **state-specific law enforcement policies**
- **Regular policy updates** in response to changing laws, regulations, and evolving best practices
- Scenario-based **training** that reinforces agency-approved policies
- Editing capabilities to **customize your manual** to reflect your unique policies, mission and philosophy
- **Policy acknowledgement** tracking and archiving
- **Mobile app** – where you can access your policies direct on your smartphone 24/7
- **Implementation** support services

Now is the time to get up-to-date policies continuously updated with changing legislation and best practices. Mitigate your risk with policies and training available any time, anywhere.

For more information, to request sample policies or to schedule a demo of Lexipol's policy solutions, contact Michael Boutsen at 469-598-0218 or mboutsen@lexipol.com.



"In every tragedy there is always a proximate cause; the event that instantly preceded the tragedy. But if you go back in time and look for the root cause, all too often it comes down to a lack of good policy and a lack of good training."

Gordon Graham
Co-founder, Lexipol

"It just makes good sense to me to have experts overseeing our policy manual as opposed to relying on myself to track the case law and the legislation."

Chief Clifford Block
Midland Police Department (MI)

Lexipol's Knowledge Management System provides intuitive reporting capabilities and easy-to-read reports that enhance command staff meetings and strategic planning.

- Track and report when your personnel have acknowledged policies and policy updates
- Produce reports showing completion of Daily Training Bulletins
- Sort reports by agency member, topic and other subgroups (e.g., shift, assignment)
- Reduce the time your supervisors spend verifying policy acknowledgement and training completion

Supplemental Publication Service

Lexipol's Supplemental Publication Service (SPS) streamlines the storage of your agency's content, giving you one place to access procedures, guidelines, general orders, training guides or secondary policy manuals.

- Electronically links department-specific procedural or supplemental content to your policy manual
- Provides electronic issuance and tracking for your agency's procedural or supplemental content
- Allows you to create Daily Training Bulletins against your procedural content
- Designed for standard operating guidelines, procedures, general orders or field guides

Law Enforcement Operations Procedures

To ensure consistent, effective and safe operations, a law enforcement agency's procedures should align with its policies and be accessible in an easy-to-understand format. Lexipol's Law Enforcement Procedure Guide and Framework, based on national best practices, gives you the guidance and a template to build such a procedure manual.

- More than 40 procedure guides designed to help you ensure your procedures follow important policy requirements and national best practices
- Each procedure provides an editable template to conveniently author new content and merge existing agency content
- Procedures are aligned with Lexipol policy requirements to address the most important operations of a law enforcement agency
- Well-structured and policy-aligned procedures enhance preparation for accreditation assessments

increased ability to focus resources on other agency priorities. We look forward to working with the Grand Beach / Michiana Police Department to realize these same benefits.

Scope of Services

Policy Manual

Legally defensible, up-to-date policies are the foundation for consistent, safe public safety operations and are key to lowering liability and risk. Lexipol's comprehensive policy manual covers all aspects of your agency's operations.

- More than 155 policies researched and written by public safety attorneys and subject matter experts
- Policies based on State and federal laws and regulations as well as nationwide best practices
- Content customized to reflect your agency's terminology and structure

Daily Training Bulletins (DTBs)

Even the best policy manual lacks effectiveness if it's not backed by training. Lexipol's Daily Training Bulletins are designed to help your personnel learn and apply your agency's policy content through 2-minute training exercises.

- Scenario-based training ties policy to real-world applications
- Understanding and retention of policy content is improved via a singular focus on one distinct aspect of the policy
- Each Daily Training Bulletin concludes with a question that confirms the user understood the training objective
- Daily Training Bulletins can be completed via computers or from smartphones, tablets or other mobile devices
- Reports show completion of Daily Training Bulletins by agency member and topic

Policy Updates

Lexipol's legal and content development teams continuously review state and federal laws and regulations, court decisions and evolving best practices. When needed, we create new and updated policies and provide them to your agency, making it simple and efficient to keep your policy content up to date.

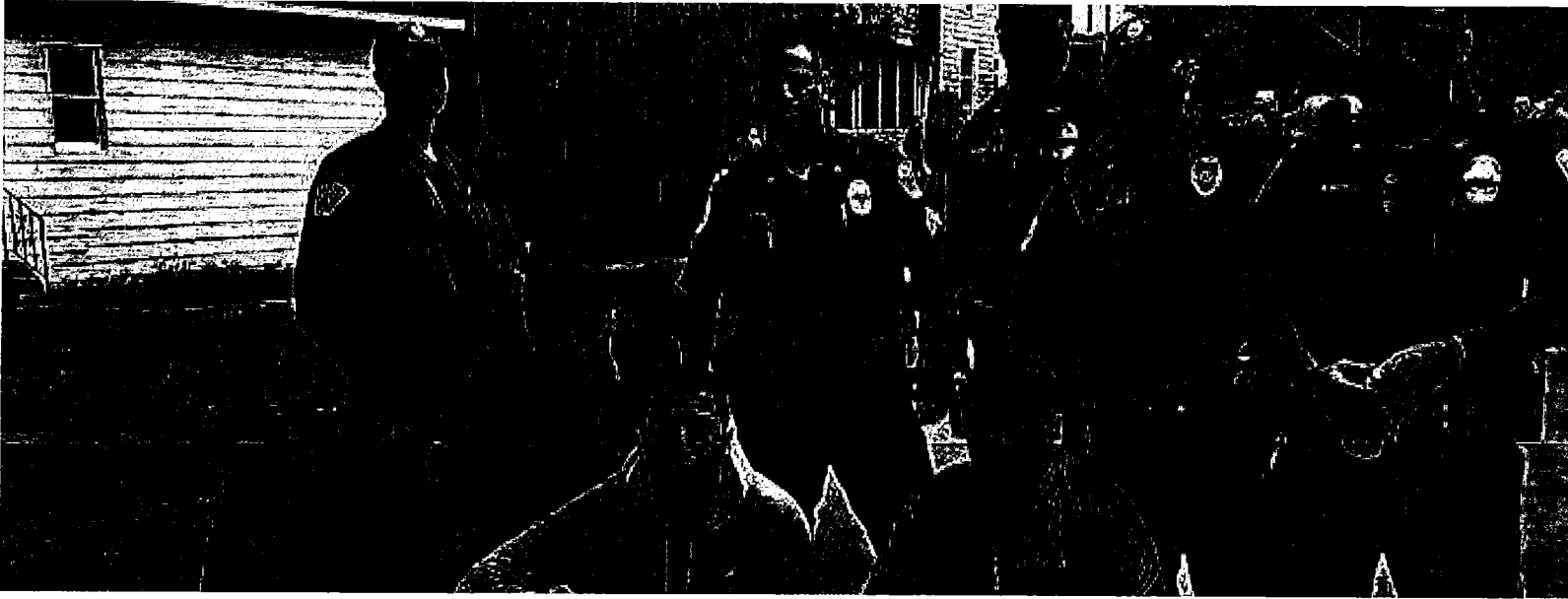
- Updates delivered to you through Lexipol's web-based content delivery platform
- Changes presented in side-by-side comparison against existing policy so you can easily identify modifications/improvements
- Your agency can accept, reject or customize each update

Web-Based Delivery Platform and Mobile App (Knowledge Management System)

Lexipol's online content delivery platform, called KMS, provides secure storage and easy access to all your policy and training content, and our KMS mobile app facilitates staff use of policies and training completion.

- Ability to edit and customize content to reflect your agency's mission and philosophy
- Efficient distribution of policies, updates and training to staff
- Archival and easy retrieval of all versions of your agency's policy manual
- Mobile app provides in-the-field access to policy and training materials

Reports



I'm at home I can pull up the policies on my cellphone." The system also tracks and documents officer acknowledgement of policies, putting an end to the paper-and-pen acknowledgment system.

Through the Daily Training Bulletins (DTBs), Lexipol also filled another need that had previously gone unmet at the GPD.

"I like providing my officers with as much training as possible, but logistically I can't send them to training every week," Chief Reilly says. "With DTBs, they're getting daily training on high-risk subjects—pursuits, use of force, dealing with the mentally ill. Instead of an officer reading a policy only when it's issued or when there's a potential policy violation, on a daily basis they are referencing policy that our training supervisor deems is important and appropriate."

The tools integrated into Lexipol's Knowledge Management System (KMS) offer additional opportunities for training. Chief Reilly sets recurring review dates for certain policies and KMS sends out reminders to officers on those dates. "As frequently as we choose, we can require officers to review a policy. We don't even have to think about it—the system sends it out for us, and documents it," he says.

THE RESULTS

Lexipol has been a big timesaver for the GPD. "I used to spend time going to various websites to review model policies or try to keep track of Iowa code changes or court decisions, and think about how that impacts our policy," Chief Reilly says. "I don't have to do that anymore because Lexipol is taking care of that for me." He also cites the accessibility of policy content and the reinforcement through training as huge benefits.

Recently, a Grinnell citizen's group became interested in the department's immigration violations policy. "In our prior policy manual, we didn't have a policy that addressed immigration," Chief Reilly says. "But Lexipol does, so when I met with the group, I was able to pull up the policy and show them clearly what we can and cannot do, based on federal law and best practice. That was really nice."

As valuable as the policy content is, Chief Reilly underscores it is just one part of the comprehensive Lexipol system. "The policy is a big piece—but just one piece," he says. "You also get training, you get web-based access, you get tracking and reporting. Put simply, Lexipol allows administrators to provide good policy, facilitate access to it and reinforce it through review and training."

“
With Daily Training
Bulletins, they're getting
daily training on high-risk
subjects—pursuits, use of
force, dealing with the
mentally ill.”



FACILITATING ACCESS TO UP-TO-DATE POLICY CONTENT GRINNELL (IA) POLICE DEPARTMENT

The 14 sworn officers of the Grinnell Police Department serve a community of more than 9,000 residents in central Iowa. The agency has been using Lexipol since 2016.

THE CHALLENGE

In law enforcement, change comes quickly, driven by new legislation and evolution in best practices. It's difficult for most agencies to keep up—something Chief Dennis Reilly of the Grinnell Police Department (GPD) experienced first-hand. “We had relatively good policies but keeping them up to date in an ever-changing climate was a big challenge,” he says.

Take use of force as an example: “Our Use of Force Policy included the force continuum,” Chief Reilly says. “But many law enforcement experts started to advise against that. I spent almost a year working on a policy update, trying to get it done with all the other administrative duties I had to take care of.”

As in most small departments, the burden of policy updates fell squarely on Chief Reilly's shoulders, but he had little time to devote to it. And even when he was able to author updates, getting them out to the officers was another challenge. “Our dissemination process was onerous,” he says. “I would update or create a policy

in a Word document, then create a PDF of that policy, move that to the network drive and print out a copy to put in the manual we kept at the station.” Tracking officer acknowledgement of policies was also done manually, further slowing the process.

The limited accessibility to the policies had a direct effect on the officers, too. “The only way they could access their manual was to consult the printed copy or go to the network—which had to be done in the office; it wasn't accessible from their in-car computers,” Chief Reilly says. “While it worked for us, there was certainly room for improvement.”

THE SOLUTION

Lexipol's Iowa Law Enforcement Policies and Training solution matched up perfectly with the policy challenges Chief Reilly faced. “Lexipol has subject matter experts and legal experts on staff who create and update the policies as needed,” he says. “It's all web-based so my officers can access the policies in their car or at their work stations—and if

“
Lexipol allows
administrators to
provide good policy,
facilitate access to it &
reinforce it through
review & training.”

Vest



6075 US Hwy 20
Portage, IN 46368

Estimate

Date	Estimate #
2/6/2020	7354

Name / Address
Michiana Police Dept. <i>Grand Beach</i> 4000 Cherokee Dr. Michiana, MI 49117

clothing
Agenda

Item	Description	Qty	Rate	Total
SBA-XT03-II-M	Jamie Flick jflick@grandbeach.org 2414/2215 SBA XTREME Level II, A7 - Male NU Model BA-20008-XT03 w/ m1 Balck Carrier & STP 5 X 8	1	700.00	700.00
USC1-4	Navy Uniform Shirt Carrier	1	160.00	160.00
Embroidery	Name Embroidery	1	8.00	8.00
Embroidery	Badge Embroidery	1	12.00	12.00
Sewing	Mic Tab Sewing Service	1	8.00	8.00
Patch	Police Back Patch Patch	1	8.00	8.00
			Subtotal	\$896.00
Phone # 219/763-2998			Sales Tax (0.0%) \$0.00	
Fax # 219/762-2358			Total \$896.00	
E-Mail staruniform@frontier.com				

VILLAGE OF GRAND BEACH
WAGE ORDINANCE #46

TO BE EFFECTIVE NOVEMBER 1, 2020

	MINIMUM-MAXIMUM HOURLY RATE	MAXIMUM SALARY
Superintendent – Salaried		\$72,250
Maintenance	13.00-24.50	
Part Time Maintenance	12.00-17.00	
Clerk/Treasurer	16.00-32.00	
Deputy Clerk/Treasurer	13.00-22.00	
Assistant Police Chief	18.00-34.00	
Officers – Full Time (3)	16.00-29.50	
Officers – Part Time	15.00-20.00	
Golf – Summer Maintenance	12.00-17.00	
Pro-Shop Manager – Salaried	\$20,000	
Pro-Shop Employees	9.87-14.00	
Ranger	9.87-14.00	

Moved and adopted by the Village of Grand Beach Council, this 21st day of October, 2020.

Motion By: _____

Seconded By: _____

Aye: _____

Nay: _____

Absent: _____

Deborah M. Lindley
Council President

Mary J. Robertson
Clerk-Treasurer

Transfer Funds from General Fund to Capital Projects Fund
Per 2019-2020 Budget

Computer - Clerk	100
Copy Machine	600
Codify Ordinances	3,500
Chairs for Clubhouse (Same)	3,000
Round Tables & Racks - 72" Round	3,500
Round Tables & Racks - 60" Round & 30" x 6'	3,500
Furnace & A/C Replacement	4,000
Roof Replacement - Garage	5,000
Repair Concrete on Hall	10,000
Carpet Replacement	10,000
Park Equipment	3,000
Tennis Court	4,000
Tennis Court Fence	1,000
Beach Stairs & Revetment	15,000
Remove Sheet Metal on Beach	10,000
Police Radios	5,000
Police Car	12,500
Police ATV	500
Backhoe/Tractor	3,000
Pick-Up Truck & Plow	4,000
Dump/Plow Truck & Salt Spreader	6,000
Leaf Collection Unit - Fan & Liner 3 Years	1,500
Salt Building	<u>100</u>
 Total Per FY 2019-2020 Budget	 108,800
Beach Grant Matching Funds (Budget Amendment FY 19-20, 8/21/19)	20,000
Parks Grant Matching Funds (Budget Amendment FY 19-20, 8/21/19)	<u>20,000</u>
 Total Proposed Transfer to Capital Projects	 148,800

VILLAGE OF GRAND BEACH
 BUDGET AMENDMENT
 GENERAL FUND 2020-2021
 MEETING ON OCTOBER 21, 2020

Account #	Revenue Accounts Account Name	Inc (+) Decr. (-)	Amount
Total Change in Revenue:			0

Account #	Expense Accounts Account Name	Inc (+) Decr. (-)	Amount
300-956	Police - Miscellaneous Expense	+	1,900

Total Change in Expenses:	+	1,900
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Net Effect on Budget	Increase in Expenses	+	1,900
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This amendment was made for the purchase of the policy management and update solution from Lexipol.

VILLAGE OF GRAND BEACH
 BUDGET AMENDMENT
 GENERAL FUND 19/20
 MEETING ON OCTOBER 21, 2020

Account #	Revenue Accounts Account Name	Inc (+) Decr. (-)	Amount
Total Change in Revenue:		+	0

Account #	Expense Accounts Account Name	Inc (+) Decr. (-)	Amount
215-956	Village Office - Misc.	+	2,500
265-956	Hall and Grounds - Misc.	+	12,025
266-956	Maintenance Garage - Misc.	+	12,000
300-956	Police - Misc.	-	-35,000
691-956	Parks & Recreation - Misc.	+	11,000
852-852	Hospitalization	-	-6,925
865-865	Insurance & Bonds	+	3,900
870-870	Holiday, Vacation & Sick Pay	-	-12,500
871-871	Workers Compensation	+	12,000
956-960	County Tax Reimbursements	+	1,000
965-000	Transfer to Capital Projects	+	46,300
Total Change in Expenses:			46,300

Net Effect on Budget	Increase	46,300
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Year end budget amendment. This includes additional expenses for wages, fence materials on Royal (donation was in 2019), engineering for Walnut & pump house, general and work comp insurance, 42 Acres title work and 2 appraisals.

The transfer to Capital Projects of \$46,300 is the transfer of Local Revenue Sharing Funds to Capital Projects for 2019 & 2020 less a \$5,000 transfer that was not necessary for a drain project that was completed. This increases the effect on the budget by \$46,300, although it wasn't an increased expense, but a transfer.

VILLAGE OF GRAND BEACH
 BUDGET AMENDMENT
 WATER FUND 19/20
 MEETING ON OCTOBER 21, 2020

Revenue Accounts			
Account #	Account Name	Inc (+) Decr. (-)	Amount
642-000	Revenue - Residential	+	25,000
Total Change in Revenue:			25,000

Expense Accounts			
Account #	Account Name	Inc (+) Decr. (-)	Amount
702-000	Wages - Head of Dept.	+	1800
707-000	Wages - Other	-	-3675
778-000	Repair & Maintenance	-	-7,000
818-000	Contractual Services	+	6,000
852-000	Hospitalization	-	-5,000
920-000	Utilities	+	1,000
927-000	Water Purchases	+	33,000
943-000	Equipment Rental	-	-1,625
957-000	Bank Service Charge	+	500
Total Change in Expenses:			Increase 25,000

Net Effect on Budget: **Increase in Revenue 0**

Year end budget amendment. Includes increased water purchases, utilities, altitude valve and water asset management report.

VILLAGE OF GRAND BEACH
BUDGET AMENDMENT
GOLF 19/20
MEETING ON OCTOBER 21, 2020

Account #	Revenue Accounts Account Name	Inc (+) Decr. (-)	Amount
Total Change in Revenue:			0

Account #	Expense Accounts Account Name	Inc (+) Decr. (-)	Amount
000-702	Wages - Head of Department	+	75
000-704	Pro Shop Mgr. & Employees	+	2,400
000-706	Wages - Clerical	+	700
000-709	Casual Labor	+	400
000-730	Point of Sale Software Fees	+	125
000-751	Gasoline & Oil	+	50
000-778	Repair & Maintenance	+	2,200
000-818	Contractual Services	+	675
000-852	Hospitalization	+	300
000-855	Life & Disability Insurance	+	50
000-862	FICA	+	250
000-863	Medicare Expense	+	100
000-865	Insurance & Bnds	-	-250
000-866	Holiday, Vacation and Sick	+	225
000-900	Printing & Publishing	-	-1,000
000-902	Professional Services	-	-900
000-920	Utilities	+	150
000-948	Food & Golf Concession Cost	-	-3,000
000-949	Clothing - Concession Cost	-	-1,900
000-956	Miscellaneous Expense	+	500
000-960	Credit Card Use Fees	+	1,150
000-985	Equipment Purchases	-	-18,000
000-987	Tree - Landscaping	+	15,700

Total Change in Expenses: **0**

Net Effect on Budget: **0**

Year end budget amendment. Includes additional wages, cart repairs, signage, cleaning, credit card fees, and tree removal and trimming.

VILLAGE OF GRAND BEACH
 BUDGET AMENDMENT
 MAJOR STREETS 19/20
 MEETING ON OCTOBER 21, 2020

Account #	Revenue Accounts Account Name	Inc (+) Decr. (-)	Amount
Total Change in Revenue:		+	

Account #	Expense Accounts Account Name	Inc (+) Decr. (-)	Amount
215-706	Wages - Clerical	+	175
463-707	Maint. Wages - Other	+	3550
463-710	Routine Maintenance-FICA	+	300
463-711	Routine Maintenance-Medicare	+	85
463-712	Pension	+	150
463-713	Vacation, Holiday & Sick Pay	+	425
463-818	Contractual Services - Tree Trimming	+	550
463-852	Routine Maintenance - Health Insurance	+	600
463-855	Routine Life & Disability Insurance	+	75
463-943	Equipment Rental	+	1,000
478-852	Winter Maintenance - Health Insurance	-	-920
478-943	Winter - Equipment Rental	-	-5,990
Total Change in Expenses:		+	0

Net Effect on Budget: + **0**

Year end budget amendment. Includes wages, benefits, tree trimming & equipment rental.

VILLAGE OF GRAND BEACH
 BUDGET AMENDMENT
 LOCAL STREETS 19/20
 MEETING ON OCTOBER 21, 2020

Account #	Revenue Accounts Account Name	Inc (+) Decr. (-)	Amount
Total Change in Revenue:		+	

Account #	Expense Accounts Account Name	Inc (+) Decr. (-)	Amount
215-706	Wages - Clerical	+	250
463-710	Routine Maintenance-FICA	+	50
463-711	Routine Maintenance-Medicare	+	50
463-782	Street Supplies	+	500
478-943	Winter - Equipment Rental	-	-850
Total Change in Expenses:		+	0

Net Effect on Budget: + 0

Year end budget amendment. Includes wages and street supplies.

VILLAGE OF GRAND BEACH
 BUDGET AMENDMENT
 BUILDING INSPECTION 19/20
 MEETING ON OCTOBER 21, 2020

Revenue Accounts			
Account #	Account Name	Inc (+) Decr. (-)	Amount
000-476	Licenses and Building Permits	+	550
000-477	Electrical Permits	+	1,400
000-490	Interest Earned	+	560
Total Change in Revenue:			2,510

Expense Accounts			
Account#	Account Name	Inc (+) Decr. (-)	Amount
000-500	Building Inspection Fees	+	3,625
000-727	Office Supplies	-	-220
000-801	Professional Services	-	-450
000-865	Insurance & Bonds	-	-275
000-950	Schooling	-	-170
Total Change in Expenses:			2,510

Net Effect on Budget:	+	0
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This is the end of year budget amendment.

VILLAGE OF GRAND BEACH
 BUDGET AMENDMENT
 CAPITAL PROJECTS 2019-2020
 MEETING ON OCTOBER 21, 2020

Account #	Revenue Accounts Account Name	Inc (+) Decr. (-)	Amount
Total Change in Revenue:			0

Account #	Expense Accounts Account Name	Inc (+) Decr. (-)	Amount
801-724	Land Purchases & Improvements	+	\$8,070.00

Total Change in Expenses:	+	\$8,070.00
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Net Effect on Budget	Increase in Expenses	+	\$8,070.00
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This amendment is for the purchase of tax foreclosure property on Alpine. This purchase was initially included in a budget amendment for 2020-2021 budget year, but the property was purchased in 2019-2020 budget year.

From: John Deaner
Sent: Monday, October 5, 2020 11:09 AM
To: dlindley grandbeach.org <dlindley@grandbeach.org>
Cc: jbracewell grandbeach.org <jbracewell@grandbeach.org>; clerk grandbeach.org
clerk@grandbeach.org

Subject: PLACEMENT AND REMOVAL OF GARBAGE CANS

Hi Debbie,

The statement in the September 16, 2020, meeting minutes about garbage cans being difficult for part time residents to move them off of our streets really interests me.

The quote: "Lindley said that she knows trash can removal is a concern of residents, but it is also a very difficult task for the part-time residents to set out and remove trash cans." She said the Council has had discussions in the past about this and did not come to a definite conclusion. She has assigned the task to the Planning Commission to coincide with rental policies.

Do you not think that this will be a problem for the City of New Buffalo part time residents too but they are going to have to take care of the it anyway?

Seventy (70%) of all the homes in the township are owned as 2nd part time residences. I have to believe a lot of the houses are within the New Buffalo city limits. So, I guess if the City of New Buffalo can handle it, we in Grand Beach certainly should be able to handle it. Am I right or wrong?

Sometimes difficult decisions must be stepped up to by leaders and take a little heat. The only time I can remember about the village taking heat was regarding the bike path and the council caved. Our part time owners will figure it out just like the part time owners will in the City of New Buffalo. Maybe hire landscapers or what ever! Maybe full time neighbors could move the cans like I do on our street. There are more multiple alternatives. I am sure our Planning Committee will come up with really good alternatives if they are willing to step up and make our village a beautiful looking community. The cans have to go! Did the City of New Buffalo broadcast alternatives to the city residences? My source says they did not but maybe that is not true.

Maybe full time residents should be contacted for their view on this subject. A majority of the time our part timers arrive on Friday and leave Sunday. Many really do not care about the garbage cans but maybe many do. You can bet on this. They don't leave their garbage cans out all week in front of their full time residences.

I would like to see this subject on the October 21, 2020, council meeting agenda.

I am always available to discuss this issue and/or help in any way as usual.

John I. Deaner
50211 Hicks Ave
Grand Beach

Higgins Property View

Kathleen Higgins [REDACTED]

Mon 9/14/2020 4:36 PM

To: clerk grandbeach.org <clerk@grandbeach.org>

Dear Grand Beach Village Board,

I am in need of advice and counsel.

I attach a letter which I emailed and hand delivered to my neighbors, Brian and Jayla Good, about a month ago. I have written and spoken to them regularly for five years about these issues, with little or no response. Neither of the Goods has responded to this recent email. However, they have made some effort to park their three vehicles and two golf carts in a different configuration.

The most frustrating issue is that their trees are blocking my lake view. There are photos attached to the email.

Is it possible for the Village Board to review this situation and perhaps act as a mediator so that a good solution can be reached?

I would appreciate your attention to this in whatever way you deem appropriate.

Please feel free to call me at [REDACTED].

Thank you,

Kathleen Higgins
46013 Lake View Avenue
Grand Beach, MI 49117
[REDACTED]

Sent from my iPad

Begin forwarded message:

From: kathleen7453 <[REDACTED]>
Date: August 17, 2020 at 2:54:22 PM EDT
To: Brian Good <[REDACTED]>
Subject: Good Neighbor Boundaries

Dear Brian and Jayla,

I want to be a good neighbor, and I know you do as well. I ask your cooperation to make that happen by respecting our boundaries.

- Please park your three vehicles closer together or use your driveway so your three vehicles straddle across your property only. This will also leave enough room for your garbage cans to fit in front of your home and not in front of mine. If you wish to use my driveway or garbage and recycling cans, please discuss it with me so we can come to agreement.
- Please do not walk on my stone revetment. I understand that your beach steps have been destroyed, but walking from the edge of your sea wall onto my revetment to access the beach is not a safe solution.
- I attach two photos of my porch view. My lake view has been largely obliterated by your trees. I have raised this issue with you before. My family has owned and cherished this home and its view since 1974. Over the last five years, as your trees grow taller and wider, the lake view is ruined, a little more each year. There is no other home on Lake View Ave with trees that block the view.

I will be happy to discuss these issues with you. Our Grand Beach homes and community are treasures. Call me anytime at [REDACTED] or email me at [REDACTED]

Thank you,

Kathleen Higgins





Encourage planting?

Diana Melichar <[REDACTED]>

Sun 9/20/2020 4:35 PM

To: clerk grandbeach.org <clerk@grandbeach.org>

Hi Mary,

I hope that you are well!

I have noticed several properties over the past few years where they have built new homes or swimming pools, and taken down many large trees (including on my old property at 46104 Whitewood Avenue. Is there a way that the Village can encourage new tree planting? We have a tree ordinance in our City that requires if you build, you have to replace trees. Or, is there a way to make people aware (like in a newsletter or on the website?) that we are losing irreplaceable forest? Perhaps if we plant today, our children and grandchildren can at least see the fruit of our labors.

Thank you, Diana

Diana Melichar, AIA | President



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Diana@MelicharArchitects.com