



Pamela Colestock – *Mayor*
William Steele – *Mayor Pro Tem*
Deb Malewski – *Council Member*
Rick Loftus – *Council Member*
Ken Nicholas – *Council Member*

Yvonne Ridge – *City Manager*
Larry Joe Weeks – *Police Chief*
Roger McNutt – *Fire Chief*
LeRoy Hummel – *Building Official*
Rob Pierce – *Public Works/Utilities Director*
Genny Allen – *Treasurer/Finance Director*
Robin Webb – *City Clerk*
Corey Cagle – *Director of Parks, Recreation and Events*
Lisa Barna – *Community and Economic Development Specialist*
Randy Jewell – *City Assessor*
Cullen Harkness – *City Attorney*

**CITY COUNCIL MEETING
AGENDA**

October 28, 2024

7:00 p.m.

City Hall

This meeting will be streamed live for viewing only at:

<https://us06web.zoom.us/j/81891922214>

Meeting ID: 818 9192 2214

Please note all public comments must be made in person.

1. CALL TO ORDER.

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. INVOCATION

5. APPROVAL OF THE AGENDA

6. APPROVAL OF MEETING MINUTES

- Approval of the Closed Session Minutes for October 14, 2024.
- Approval of the Closed Session Minutes for October 14, 2024.
- Approval of the City Council Work Session Meeting Minutes for October 14, 2024.
- Approval of the City Council Meeting Minutes for October 14, 2024.

7. APPROVAL OF EXPENDITURES

- Approve Expenditures of the City of Eaton Rapids for October 28, 2024, totaling \$924,285.64.

8. PUBLIC COMMENT

9. UNFINISHED AND SPECIAL BUSINESS

- Eaton Rapids Lions Club 80th Anniversary Proclamation

10. NEW BUSINESS

- Adoption of Ordinance 2024-02 to amend Section 15.26, Loud Noises Prohibited of Article II, Noise, of Chapter 15, Offenses – Miscellaneous, of the codified ordinances of the City of Eaton Rapids, Eaton County, Michigan.
- Adoption of Ordinance 2024-03 to amend Section 18.72, Performance Standards of Article XVIII, General Standards and Exceptions, of Appendix A, Zoning Ordinance, of the codified ordinances of the City of Eaton Rapids, Eaton County, Michigan.
- Approve the reappointment of Jan Denton to the Eaton Rapids Area District Library Board Trustee, term expiring 12/31/2028.
- Approve Event Application for the Eaton Rapids Area Chamber of Commerce for the Hometown Family Christmas event on December 7, 2024.

11. PUBLIC COMMENT

12. REPORTS

- Fire Chief, Police Chief, City Manager
- Council Members.
- Mayor

13. ADJOURNMENT

<p><u>ADDRESSING THE CITY COUNCIL</u></p> <p>This item on the agenda is for the public to present comments to City Council regarding any topic. Anyone wishing to speak should raise their hand and when recognized by the Mayor, should stand, come to the microphone, give their name, and address and proceed with their comments. In the interest of time, citizens are limited to five minutes to present their comments.</p>
--

NEXT MEETING

Monday, November 11, 2024

BOARDS AND COMMISSION OPENINGS:

Local Development Finance Authority (LDFA) (1)

City of Eaton Rapids

Work Session Meeting

October 14, 2024

A work session meeting of the Eaton Rapids City Council was held at City Hall, 200 S. Main Street, on October 14, 2024, at 5:00 p.m.

Call To Order:

Mayor Colestock called the work session meeting to order at 5:00 p.m. Present were Mayor Colestock, Mayor Pro-Tem Steele, Councilpersons Malewski, Nicholas, and Loftus.

Administrative Staff present were City Manager Ridge, City Clerk Webb, Fire Chief McNutt, Public Works/Utilities Director Pierce, Treasurer/Finance Director Allen, Police Chief Weeks, and City Attorney Harkness.

Public Comments: None

Unfinished and Special Business: None

New Business:

1. Intent to create and provide operation of a Brownfield Redevelopment Authority.

City Manager Ridge highlighted the benefits of establishing a City Brownfield, emphasizing local control and faster project approvals. She outlined the next steps for forming a City Brownfield Authority, engaged in discussion, and addressed various questions.

2. Noise Ordinance Amendment to Section 15.26 and Section 18.72.

Building Inspector Hummel explained the proposed amendments to Section 15.26 and 18.72, reviewed the Planning Commission's public hearing and their recommendations. Discussion followed and Hummel responded to all questions.

3. Urban Air Event Application

Parks, Recreation and Events Director, Cagle presented the application for the return of the Urban Air Event, set for October 2-5, 2025. The Steering Committee met in October and has another meeting scheduled for December. Discussion was held and Cagle responded to all questions.

4. Christmas Tree/ Donation – Discussion

Mayor Colestock led the discussion on the Christmas tree in Hamlin Square. Ideas included providing residents with information on donation opportunities and enhancing the tree's appeal as a photo spot by adding decorations in front of the tree.

Budget Amendment – Dewpoint Contract

Finance Director/Treasurer Allen explained the need for a Budget Amendment due to a larger than expected increase in the cost of IT services provided by Dewpoint. Discussion was held.

5. General Accounting Standards Board (GASB) 74 & 75 Report for Other Post Retirement Benefits (OPEB)

City Manager Ridge presented and explained the annual valuation for Other Post Retirement Benefits prepared by Watkins Ross. Discussion ensued.

Closed Session under 8(e) of the Open Meetings Act, to consider a matter of Attorney Client privilege (MCL – 15.268)

Malewski moved, Steele seconded to go into Closed Session under 8(e) of the Open Meetings Act, to consider a matter of Attorney Client privilege (MCL-15.268) at 5:45 pm.

Roll call vote.

Yeas – 5 – Steele, Malewski, Nicholas, Loftus and Mayor Colestock

Nays – 0

Absent – 0

Closed Session under 8(a) of the Open Meetings Act, for annual personnel evaluation (MCL – 15.268)

Steele moved, Nicholas seconded to go into Closed Session under 8(a) of the Open Meetings Act, for annual personnel evaluation (MCL-15.268) at 6:05 p.m.

Roll call vote.

Yeas – 5 – Steele, Malewski, Nicholas, Loftus and Mayor Colestock

Nays – 0

Absent – 0

Board & Committee Reports

- **Mayor Colestock** – DDA – Mayor Colestock reported the Winter Market is back and will begin November 9 at Union Street, a successful Raise the Woof Event, and a Wine Walk tentatively scheduled for December 6, 2024. She also provided updates on the Façade Grants from the Spring.
- **Mayor Colestock** – LDFA – Meeting is October 18th. No Report
- **Mayor Pro-Tem Steele** – Planning Commission – Mayor Pro-Tem Steele reported thoroughly on the Noise Ordinance amendments recommended by the Planning Commission.
- **Mayor Pro Tem Steele** – Reported attending the Election Commission Meeting and participated in the Public Accuracy Test for the November 5th Election.
- **Nicholas** – ZBA meeting canceled. No Report.
- **Loftus** – Parks and Recreation Board – Loftus reported on the Parks and Recreation Master Plan work being done and the need to hold additional meetings to complete the plan. Reported the Travel and City Basketball Leagues are open for registration. The Triathlon event was successful with increasing participation each year. Also, the Downtown Trick of Treat is October 30th from 5:00-7:00 p.m.
- **Loftus**- Oak Ridge Park – No Report.
- **Malewski** – Arts Council – Malewski volunteered for the Legend of the Rapids Escape game and made suggestions to work with DPW staff to prepare sites prior to events taking place.

Public Comments:

Patrick McNutt commented he is keeping track of parks and public restrooms, making sure there is no vandalism, and they are clean.

Adjournment:

Steele moved, Malewski seconded to adjourn the Meeting at 6:41 p.m. Meeting adjourned.

Pamela Colestock, Mayor

Robin Webb, City Clerk

**City Council Meeting
October 14, 2024**

A regular Eaton Rapids City Council meeting was held at City Hall, 200 S. Main Street, on October 14, 2024, at 7:00 p.m.

Call To Order:

Mayor Colestock called the meeting to order at 7:00 p.m.

Roll Call:

Mayor Colestock, Mayor Pro-Tem Steele, Councilpersons Malewski, Nicholas, and Loftus were present.

Invocation:

Mayor Colestock provided the invocation.

Approval of the Agenda:

Steele moved and Malewski seconded approving the Meeting Agenda for the October 14, 2024, Council Meeting as presented. **Motion carried.**

Approval of the minutes from September 23, 2024, Closed Session Meeting:

Loftus moved and Nicholas seconded approving the September 23, 2024, Closed Session Meeting Minutes as presented. **Motion carried**

Approval of the minutes from September 23, 2024, City Council Work Session Meeting:

Steele moved and Nicholas seconded approving the September 23, 2024, City Council Work Session meeting minutes as presented. **Motion carried.**

Approval of the minutes from September 23, 2024, City Council Meeting:

Nicholas moved and Steele seconded approving the September 23, 2024, City Council meeting minutes as presented. **Motion carried.**

Approval of Expenditures totaling \$716,099.22:

Malewski moved and Steele seconded approving expenditures of the City of Eaton Rapids, totaling \$716,099.22. **Motion carried.**

Public Comment:

Jan Dentin, representing Eaton Rapids Area Library, and a member of the YES committee, expressed strong support for the Library proposal on the November 5th Ballot, emphasizing community benefits

Unfinished and Special Business: None

New Business:

a. Approve the Second Amended Employment Agreement for Chief of Police, Larry Weeks.

Loftus moved and Nicholas seconded approving the Second Amended Employment Agreement for Chief of Police, Larry Weeks. **Motion carried.**

Roll call vote:

Yeas: 5- Steele, Malewski, Nicholas, Loftus, and Mayor Colestock

Nays: 0

Absent: 0

b. Approve the Settlement Agreement between the City of Eaton Rapids and Mill Street LLC.

Steele moved and Malewski seconded approving the Settlement Agreement between the City of Eaton Rapids and Mill Street LLC. **Motion carried.**

Roll call vote:

Yeas: 5- Malewski, Nicholas, Loftus, Steele, and Mayor Colestock

Nays: 0

Absent: 0

c. Approve Event Application for Urban Air to be held October 2 through October 5, 2025.

Malewski moved and Steele seconded approving the Event Application for Urban Air to be held October 2 through October 5, 2025. **Motion carried.**

d. First Reading of Ordinance to amend Section 15.26 to Article II, Noise, of the codified ordinances of the City of Eaton Rapids, Eaton County, Michigan.

No Action Required.

e. First Reading of Ordinance to amend Section 18.72 to Article XVIII, General Standards and Exception, of the codified ordinances of the City of Eaton Rapids, Eaton County, Michigan.

No Action Required.

f. Adopt Resolution 2024-35 to approve the intent to create and provide for the operation of a brownfield redevelopment authority for the City of Eaton Rapids pursuant to and in accordance with the provisions of ACT 381 of the Public Acts of the State of Michigan of 1996, as Amended.

Steele moved and Nicholas seconded to approve Resolution 2024-35 to approve the intent to create and provide for the operation of a Brownfield Redevelopment Authority for the City of Eaton Rapids pursuant to and in accordance with the provisions of ACT 381 of the Public Acts of the State of Michigan of 1996, as Amended. **Motion carried.**

Roll call vote:

Yeas: 5- Loftus Steele, Malewski, Nicholas, and Mayor Colestock

Nays: 0

Absent: 0

g. Adopt Resolution 2024-36 to amend the Budget for the general municipal purposes of the City of Eaton Rapids for the Fiscal year of 2024-2025.

Steele moved and Loftus seconded to amend the Budget for the general municipal purposes of the City of Eaton Rapids for the Fiscal year of 2024-2025. **Motion carried.**

Roll call vote:

Yeas: 5- Nicholas, Loftus, Steele, Malewski, and Mayor Colestock

Nays: 0

Absent: 0

h. Approve the reappointment of Gerald Kopack to the Zoning Board of Appeals as an Alternate, term expiring 12/31/2027.

Steele moved and Malewski seconded approving Gerald Kopack to the Zoning Board of Appeals as an Alternate, term expiring 12/31/2027. **Motion carried.**

i. Approve the reappointment of Cheryl Williams to the Local Officers Compensation Committee, term expiring 12/31/2029.

Steele moved and Loftus seconded approving Cheryl Williams to the Local Officers Compensation Committee, term expiring 12/31/2029. **Motion carried.**

j. Approve the reappointment of Dale Erion to the Local Officers Compensation Committee, term expiring 12/31/2029.

Malewski moved and Steele seconded approving Dale Erion to the Local Officers Compensation Committee, term expiring 12/31/2029. **Motion carried.**

k. Approve the reappointment of Marty Vanek to the Planning Commission, term expiring 1/31/28.

Nicholas moved and Malewski seconded approving Marty Vanek to the Planning Commission, term expiring 1/31/2028. **Motion carried.**

l. Approve the reappointment of Kyle Booher to the Downtown Development Authority, term expiring 12/31/2027.

Steele moved and Nicholas seconded approving Marty Vanek to the Planning Commission, term expiring 12/31/2027. **Motion carried.**

m. Approve the reappointment of Emelia Emerson to the Parks and Recreation Sub Committee, term expiring 12/31/2027.

Steele moved and Loftus seconded approving Emelia Emerson to the Parks and Recreation Sub Committee, term expiring 12/31/2027. **Motion carried.**

n. Approve the reappointment of Emelia Emerson to the Oakridge Park Interlocal Board, term expiring 12/31/2026.

Steele moved and Malewski seconded approving Emelia Emerson to the Oakridge Park Interlocal Board, term expiring 12/31/2026. **Motion carried.**

o. Approve the reappointment of Jodi Schrader to the Arts Council Sub Committee, term expiring 12/31/2026.

Loftus moved and Malewski seconded approving Jodi Schrader to the Arts Council Sub Committee, term expiring 12/31/2026. **Motion carried.**

Public Comments:

Commissioner Rogers thanked the council members for attending Eaton County Public Hearing regarding the Budget and handed out September and October Newsletters to City Council.

Reports:

a. **Fire Chief** – None

b. **Police Chief**- None. Thanked Council for renewing his contract.

c. **City Manager** - Ridge, provided several important updates: ongoing bridge work continues to progress smoothly, she is working with LEAP on the LDFA grant that encompasses six innovative projects for the North and South Industrial Parks and is working on employee Health Insurance Renewal. The city has scheduled leaf pickup from November 11 through November 14. Additionally, discussions are underway with Michigan Focused Municipal Advisors regarding the Drinking Water State Revolving Fund Grant. The Library is hosting a Cyber Security Training on October 16. Ridge reported she participated in the DDA Hometown Christmas Commercial and attended the Election Public Accuracy Test and the monthly EATRAN board meeting. The Urban Air Kickoff meeting was successful, and Dewpoint/DUO implementation of multifactor authentication for enhanced computer security is almost complete. Ridge participated in the Eaton County Hazard Identification and Risk Assessment plan that will be presented to the City Council in February or March of next year, and announced the City of Eaton Rapids Citizen Academy registration is now live.

d. **Council Members:**

Loftus – Reported summer Markets are over, and the Holiday or Winter market will run seven (7) weeks in November and December. Loftus attended and reported the Fire Departments 150th celebration was fantastic. The Miller Farm Open House is October 26 at 6:00 pm, offering tours, bonfires, and other events. Loftus signed up for the Newly Elected Officials Training hosted by the Michigan Municipal in February 2025.

Nicholas – None

Malewski – Announced the upcoming Gettysburg program at the GAR Museum on October 15 at 7 pm featuring a Living Historian and an actor from the movie "Gettysburg." She stated it is an exciting opportunity for history enthusiasts to engage with the past. Malewski congratulated Abie's Bar for winning the Judges Choice at the Lansing Olive Burger Festival. She was impressed by the several trailer loads of donations sent to the hurricane victims and thanked the donors, drivers, and ERHS honor society for their efforts. Malewski reported being part of the Chamber's Escape game and was glad to see around 30 participants, including an out-of-town group that enjoyed shopping and dining locally and is hopeful of more outside community involvement in the future.

Steele – He extended his gratitude to everyone reappointed to boards and committees. Steele reported that the recent weeks have been busy with activities, from the football homecoming parade to the Fire Department's 150th Anniversary which included the 5k Walk/Run and the fire station open house, the Raise the Woof event, the 4th Annual Color Tour Triathlon, and Autumn on the Island, among others. He stated that while the events themselves are noteworthy, thanks go to the volunteers who make them possible.

Mayor Colestock – Kudos to Corey Cagle, the Parks, Recreation, and Events Director, and his team for a remarkable 4th Annual Color Tour Triathlon. Colestock reported the Fire Department's 150th Anniversary celebration was fantastic, particularly participating in the 5k run/walk. She reported she will be presenting a city update at the Senior Center on October 15th. She stated

the Eaton Rapids Chamber is hosting a Pickle Ball Tournament and the Xavier DeGroat Autism Foundation is organizing a fundraiser at Howe Field on October 25th, with a goal to raise \$2,500 for an autism board to be installed at Howe Field. Colestock thanked the new and reappointed Board members, and thanked Councilwoman Malewski for her part in creating Charlie Brown Great Pumpkin decorations in the pocket park.

Adjournment

Steele moved, and Malewski seconded adjourning the Council meeting. **Motion carried.**

The meeting adjourned at 7:47 p.m.

Pamela Colestock, Mayor

Robin Webb, City Clerk

DRAFT

THE CITY OF
Eaton Rapids
 MICHIGAN

Pamela Colestock – *Mayor*
 William Steele – *Mayor Pro Tem*
 Deb Malewski – *Council Member*
 Ken Nicholas – *Council Member*
 Rick Loftus – *Council Member*

Yvonne Ridge – *City Manager*
 Larry Joe Weeks – *Police Chief*
 Roger McNutt – *Fire Chief*
 LeRoy Hummel – *Building Official*
 Rob Pierce – *Public Works/Utilities Director*
 Genny Allen – *Treasurer/Finance Director*
 Robin Webb – *City Clerk*
 Corey Cagle – *Director of Parks, Recreation and Events*
 Lisa Barna – *Community and Economic Development Specialist*
 Randy Jewell – *City Assessor*
 Cullen Harkness – *City Attorney*

MEETING DATE: OCTOBER 28, 2024

TREASURER/FINANCE DIRECTOR

To: Mayor and City Council

Work Session

From: Genny Allen

Regular Meeting

Submitted: 10/24/2024

Subject: Expenditures for Council approval on Monday, October 28, 2024

Recommendation

This expenditures report is provided to City Council for review no later than the Friday preceding the City Council meeting at which the expenditures are approved.

Questions regarding these expenditures should be directed to the Treasurer/Finance Director.

Expenditures

October 17 - 24, 2024	Check/Payment Disbursements (159830-15975)	\$ 650,829.82
October 18, 2024	ACH – Grand River Power Company	\$ 4,824.00
October 18, 2024	ACH – Eaton Rapids Solar, LLC	\$ 7,868.64
October 21, 2024	ACH – MPPA	\$ 75,988.03
October 25, 2024	Payroll	\$ 107,326.12
October 28, 2024	ACH - MPPA	\$ 80,449.03

Total	\$ 924,285.64
--------------	----------------------

Suggested Motion

Motion to approve the payment of expenditures in the amount of \$924,285.64.

Check Date	Bank	Check #	Invoice	Payee	Description	GL #	Amount
10/17/2024	GEN	159830	ADVANCED-SEPT24	ADVANCED AUTO PARTS	AUTO PARTS	101.441.93400	17.53
		159830	ADVANCED-SEPT24		AUTO PARTS	598.538.93210	82.54
		159830	ADVANCED-SEPT24		AUTO PARTS	598.538.93400	33.20
		159830	ADVANCED-SEPT24		AUTO PARTS	598.556.93400	17.54
							150.81
10/17/2024	GEN	159831	12684485	ALTEC INDUSTRIES, INC.	VERTICAL MOUNT FR. BUMPPER, CONE HO	598.538.93200	72.59
10/17/2024	GEN	159832	1DHL-7WTJ-FHKX	AMAZON	OFFICE EQUIPMENT CH	101.215.74406	89.48
		159832	1FM7-MY9F-XCRQ		OFFICE SUPPLIES PARKS	208.691.74400	64.90
							154.38
10/17/2024	GEN	159833	328424	APEX SOFTWARE	APEX SKETCHING SOFTWARE INV#328424	101.257.95900	260.00
10/17/2024	GEN	159834	77355	C2AE	2023 BRIDGE HIGH PRIORITY REHAB ENG	202.473.81900-P0325	13,271.78
		159834	77350		2023 CWSRF ENGINEERING	598.528.95500-P2301	1,688.85
							14,960.63
10/17/2024	GEN	159835	108035	CAPITAL ASHPALT	36A TICKET# 108035	203.463.74000	272.35
10/17/2024	GEN	159836	GARRISON-SEPT24	CHRIS GARRISON	ELECTRICAL INSPECTIONS	249.371.81700	411.25
10/17/2024	GEN	159837	320166	CIVICPLUS	MUNICODE ADMIN SUPPORT FEE INV	3201101.101.90100	275.00
10/17/2024	GEN	159838	203500465014	CONSUMERS ENERGY	GAS BILL 200 S MAIN CITY HALL (OCT)	101.299.93100	31.35
		159838	206081066070		GAS BILL 301 MARKET ST UNIT A (OCT)	101.441.92100	149.17
		159838	203589450618		GAS BILL 112 E.HAMLIN ST. (OCT)	208.691.92100	16.45
		159838	203500465000		GAS BILL 100 HOWE DR. (OCT)	208.691.92100	16.45
		159838	206169999894		GAS BILL 300 MARKET ST. (OCT)	598.528.92100	136.79
		159838	207147737684		GAS BILL 301 MARKET ST. UNIT B (OC)	598.538.92100	132.39
		159838	207147737666		GAS BILL 700 CANAL ST#B. WTP (OCT)	598.556.92100	16.45
		159838	205547174963		GAS BILL 700 CANAL ST. WTP (OCT)	598.556.92100	195.64
10/17/2024	GEN	159839	102126	DEWPOINT	DUO MONTHLY SOFTWARE INV# 102126	101.172.85400	1.00
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	101.215.81850	2.50
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	101.253.85400	5.50
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	101.276.85400	0.25
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	101.299.85400	1.00
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	101.301.85400	3.20
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	101.336.85400	2.51
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	101.441.85400	1.50
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	208.691.85400	1.00
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	249.371.85400	1.50
		159839	102126		DUO MONTHLY SOFTWARE INV# 102126	598.528.81850	15.01

CHECK DISBURSEMENT REPORT FOR EATON RAPIDS

CHECK NUMBER 159830 - 159875

Banks: GEN

Check Date	Bank	Check #	Invoice	Payee	Description	GL #	Amount
10/24/2024	GEN	159853	156804	BS & A SOFTWARE	ANNUAL SVS/SUPPORT INVOICE 156804	101.000.12300	317.55
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	101.253.73500	332.71
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	101.301.73500	312.40
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	208.000.12300	550.42
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	208.691.73500	1,093.41
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	249.000.12300	169.36
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	249.371.73500	332.71
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	598.000.12300	1,079.67
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	598.528.73500	698.85
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	598.538.73500	765.07
		159853	156804		ANNUAL SVS/SUPPORT INVOICE 156804	598.556.73500	698.85
							6,351.00
10/24/2024	GEN	159854	436411	CALEDONIA FARMERS ELEVATOR	50 LB. LAWN SEED	101.276.74400	179.99
		159854	436411		50 LB. LAWN SEED	208.691.93150	179.99
							359.98
10/24/2024	GEN	159855	42558	CANDY FORD-MERCURY, INC.	DPW MAINTENANCE INV# 42558	101.441.93400	1,221.37
10/24/2024	GEN	159856	6415	CAPITAL ASHPALT	36A TICKET# 00108168	203.463.74000	156.00
10/24/2024	GEN	159857	5235216008	CINTAS FIRST AID & SAFETY #:	FIRST AID SUPPLIES	101.276.74401	23.05
		159857	5235216008		FIRST AID SUPPLIES	101.336.74401	4.59
		159857	5235216008		FIRST AID SUPPLIES	101.441.74401	45.39
		159857	5235216008		FIRST AID SUPPLIES	598.528.74401	27.64
		159857	5235216008		FIRST AID SUPPLIES	598.538.74401	45.49
		159857	5235216008		FIRST AID SUPPLIES	598.556.74401	4.59
							150.75
10/24/2024	GEN	159858	017677	CMP DISTRIBUTORS, INC.	DUTY BELT ACCESSORIES INV# 017677	101.301.74200	36.00
10/24/2024	GEN	159859	207147737663	CONSUMERS ENERGY	PSB GAS BILL INV# 207147737663	101.301.92100	52.09
		159859	207147737663		PSB GAS BILL INV# 207147737663	101.336.92100	52.08
		159859	204657327624		ELECTRIC BILL 5421 S. CLINTON TRL	(598.538.92100	31.74
		159859	201186770458		ELECTRIC BILL 2650 S. MICHIGAN RD.	(598.538.92100	31.89
							167.80
10/24/2024	GEN	159860	CORMN0001805	CORE TECHNOLOGY CORPORATION	YRLY MAINT AGREEMENT INV# CORMN0001	101.301.73500	16,419.00
10/24/2024	GEN	159861	102135	DEWPOINT	MICROSOFT MONTHLY- AUG 2024 INV	102101.441.85400	7.22
		159861	102150		MICROSOFT MONTHLY- SEP 2024 INV	102101.441.85400	7.27
							14.49
10/24/2024	GEN	159862	2024-00000040	EATON COUNTY CLERK	PROGRAMMING TABULATORS	101.262.73000	48.00
		159862	2024-00000040		PROGRAMMING TABULATORS	101.262.81700	375.00

CHECK DISBURSEMENT REPORT FOR EATON RAPIDS
CHECK NUMBER 159830 - 159875
Banks: GEN

Check Date	Bank	Check #	Invoice	Payee	Description	GL #	Amount
		159862	2024-00000040		PROGRAMMING TABULATORS	101.262.90400	149.68
							572.68
10/24/2024	GEN	159863	304174	ELHORN ENGINEERING COMPANY	7661-30 LIQUFIED AQUADENE 30	G598.556.74600	1,999.10
10/24/2024	GEN	159864	S105924324.001	ETNA SUPPLY COMPANY	MTR 3/4" IPEARL 1 GAL ECR	598.556.75000	1,650.00
		159864	S1059254346.001		PJA4-13-Q-NL QUICK JOINT ASSY.	598.556.75000	1,080.00
							2,730.00
10/24/2024	GEN	159865	ER10182BATCH1	FAMILY FARE - SPARTAN NASH	WO-5280747 - ENERGY OPTIMIZATION	598.538.92320	12,850.00
10/24/2024	GEN	159866	2632921/1	GLENN BUEGE CHEVY	PV MAINTENANCE INV# 2632921/1	101.301.93400	102.40
10/24/2024	GEN	159867	10655416	HUTSON INC.	MISC. HARDWARE FOR MOWERS 24/25 SE	101.276.93200	30.70
10/24/2024	GEN	159868	29204923125INTERES	INDEPENDENT BANK	INTEREST BONDS:	204.906.99504	3,906.25
10/24/2024	GEN	159869	1101209154	INSIGHT PUBLIC SECTOR INC	LICENSE FOR PRIOR VIDEO SYS INV# 11	101.301.73500	563.10
10/24/2024	GEN	159870	MERS10-23-24	JAYNE LATCHAW	MILEAGE - MERS CONFERENCE OCT 2024	101.253.86000	105.86
10/24/2024	GEN	159871	2676	MACNLOW ASSOCIATES	LEGAL UPDATE TRAINING INV# 2676	101.301.95800	900.00
10/24/2024	GEN	159872	1004	RED CEDAR SPORT ENTERTAINME	7/8 GIRLS REGISTRATION 24/25	208.762.74409	245.00
10/24/2024	GEN	159873	23060	THE HARKNESS LAW FIRM, PLLC	ATTORNEY FEES INVOICE 23060	101.101.80200	450.82
		159873	23060		ATTORNEY FEES INVOICE 23060	101.301.80200	140.00
							590.82
10/24/2024	GEN	159874	11468	THE RIGHT TOUCH JANITORIAL	JANITORIAL SERVICES- INVOICE 11468	101.265.77600	360.00
		159874	11465		JANITORIAL SERVICES- INVOICE 11465	101.265.77600	360.00
							720.00
10/24/2024	GEN	159875	64	THE ROSSOW GROUP	ACCREDITATION PROCESS INV# 64	101.301.81800	6,125.00
TOTAL - ALL FUNDS							650,829.82

--- GL TOTALS ---

101.000.12300	PREPAID EXPENSE	317.55
101.101.80200	ATTORNEY LEGAL FEES	450.82
101.101.90100	CITY CODE SUPPLEMENTS	275.00
101.172.85400	CONTRACTED I.T. SERVICES	1.00
101.172.95700	MEMBERSHIP & DUES	50.00
101.215.74406	GENERAL OFFICE SUPPLIES	89.48
101.215.81850	CONTRACTED I.T. SERVICES	2.50
101.253.73500	SOFTWARE SUPPORT	332.71
101.253.85400	CONTRACTED I.T. SERVICES	5.50
101.253.86000	TRANSPORTATION	105.86
101.257.95900	MISCELLANEOUS	260.00

User: GENNY

CHECK NUMBER 159830 - 159875

DB: Eaton Rapids

Banks: GEN

Check Date	Bank	Check #	Invoice	Payee	Description	GL #	Amount
101.262.73000					GEN ELECT SUPPLIES/VOTING MACHINES		48.00
101.262.81700					GEN ELECT PROGRAMMING		375.00
101.262.90400					GEN ELECT PUBLISHING		149.68
101.265.77600					CUSTODIAL SERVICES		775.00
101.276.74400					OTHER SUPPLIES		179.99
101.276.74401					SAFETY SUPPLIES		23.05
101.276.85400					CONTRACTED I.T. SERVICES		0.25
101.276.93200					EQUIPMENT MAINTENANCE		42.69
101.299.85400					CONTRACTED I.T. SERVICES		1.00
101.299.93100					BUILDING MAINTENANCE		31.35
101.301.73500					SOFTWARE MAINTENANCE		17,294.50
101.301.74200					UNIFORMS & LAUNDRY		36.00
101.301.80200					ATTORNEY LEGAL FEES		1,341.00
101.301.81800					CONTRACTED CONSULTANTS		6,125.00
101.301.85400					CONTRACTED I.T. SERVICES		3.20
101.301.92100					PUBLIC UTILITIES		52.09
101.301.93400					VEHICLE MAINTENANCE		102.40
101.301.95800					EDUCATION & TRAINING		900.00
101.336.74401					SAFETY SUPPLIES		4.59
101.336.85400					CONTRACTED I.T. SERVICES		2.51
101.336.92100					PUBLIC UTILITIES		52.08
101.441.74401					SAFETY SUPPLIES		45.39
101.441.80200					ATTORNEY LEGAL FEES		168.00
101.441.85400					CONTRACTED I.T. SERVICES		15.99
101.441.92100					PUBLIC UTILITIES		149.17
101.441.93400					VEHICLE MAINTENANCE		1,238.90
202.473.81900-P0325					BRIDGE MAINT. ENGINEERING		13,271.78
203.463.74000					STREET MAINT. SUPPLIES & MATL		428.35
204.906.99504					BOND INTEREST		3,906.25
208.000.12300					PREPAID EXPENSE		550.42
208.691.73500					SOFTWARE SUPPORT		1,093.41
208.691.74400					OTHER SUPPLIES		64.90
208.691.85400					CONTRACTED I.T. SERVICES		1.00
208.691.92100					PUBLIC UTILITIES		32.90
208.691.93150					PROPERTY MAINTENANCE		179.99
208.691.94202					PORTABLE TOILETS		1,000.00
208.762.74409					BASKETBALL TEAM REGISTRATION FEES		245.00
249.000.12300					PREPAID EXPENSE		169.36
249.371.73500					SOFTWARE SUPPORT/UPDATE		332.71
249.371.81700					CONTRACTED INSPECTIONS		411.25
249.371.85400					CONTRACTED I.T. SERVICES		1.50
598.000.12300					PREPAID EXPENSE		1,079.67
598.528.73500					SOFTWARE SUPPORT		698.85
598.528.74400					SUPPLIES & MATERIALS		693.39
598.528.74401					SAFETY SUPPLIES		27.64
598.528.74900					LAB SUPPLIES		93.95
598.528.80200					ATTORNEY LEGAL FEES		168.00
598.528.81700					CONTRACTED PROGRAMMING		7,900.00

User: GENNY

CHECK NUMBER 159830 - 159875

DB: Eaton Rapids

Banks: GEN

Check Date	Bank	Check #	Invoice	Payee	Description	GL #	Amount
598.528.81850					CONTRACTED I.T. SERVICES		15.01
598.528.92100					PUBLIC UTILITIES		136.79
598.528.95500	P2301				CONSTRUCTION COSTS WWTP IMPROVEMENTS		538,975.92
598.538.73500					SOFTWARE SUPPORT		765.07
598.538.74401					SAFETY SUPPLIES		45.49
598.538.75100					POLE LINE TRANSFORMER SUPPLIES		20,000.00
598.538.75500					STREET LIGHT SUPPLIES		31.12
598.538.80200					ATTORNEY LEGAL FEES		168.00
598.538.81850					CONTRACTED I.T. SERVICES		25.02
598.538.92100					PUBLIC UTILITIES		196.02
598.538.92320					ENERGY OPTIMIZATION EXPENSE		12,850.00
598.538.93200					EQUIPMENT MAINTENANCE		72.59
598.538.93210					GENERATOR MAINTENANCE		683.44
598.538.93241	P2415				SUBSTATION TRANSFORMER - ENGINEERING		4,425.00
598.538.93400					VEHICLE MAINTENANCE		33.20
598.556.73500					SOFTWARE SUPPORT		698.85
598.556.74401					SAFETY SUPPLIES		4.59
598.556.74600					CHEMICALS		1,999.10
598.556.75000					METER SUPPLIES		2,730.00
598.556.75200					PIPE AND FITTINGS		3,164.40
598.556.80200					ATTORNEY LEGAL FEES		168.00
598.556.81850					CONTRACTED I.T. SERVICES		15.01
598.556.92100					PUBLIC UTILITIES		212.09
598.556.93400					VEHICLE MAINTENANCE		17.54
					TOTAL		650,829.82

Salaries and Wage Report By General Ledger Fund-Dept

Payroll Date: 10/25/2024

	Amount
Fund: 101 General Fund	
Department: 101 City Council	\$0.00
Department: 172 City Manager	\$1,359.36
Department: 215 City Clerk	\$745.44
Department: 253 City Treasurer	\$1,772.32
Department: 276 Cemetery	\$3,748.79
Department: 299 Community and Economic Development	\$869.51
Department: 301 Police Department	\$28,764.09
Department: 336 Fire Department	\$2,214.52
Department: 441 Public Works	\$7,083.20
Department: 445 Storm Sewers	\$ 439.00
Fund: 202 Major Street Fund	
Department: 445 Storm Sewers	\$168.92
Department: 463 Street Maintenance	\$310.34
Department: 473 Bridges	\$100.50
Department: 484 Recordkeeping	\$145.40
Department: 488 Sweeping & Flushing	\$0.00
Fund: 203 Local Street Fund	
Department: 445 Storm Sewers	\$168.92
Department: 463 Street Maintenance	\$382.28
Department: 478 Winter	\$0.00
Department: 711 Traffic	\$60.00
Fund: 208 Parks/Recreation Fund	
Department: 691 Parks/Recreation	\$5,725.03
Fund: 218 Rental Inspection Program	
Department: 371 Building Inspections	\$618.00
Fund: 248 Downtown Development Authority	
Department: 803 DDA	\$869.25
Fund: 249 Building Inspection Fund	
Department: 371 Building Department	\$4,122.82

Fund: 280 LDFA (Industrial Park Fund)	
Department: 804 Industrial Park	\$1,553.56
Fund: 598 Utilities	
Department: 528 Sewer	\$12,312.28
Department: 538 Electric	\$24,496.99
Department: 556 Water	\$9,295.60
Payroll Total Gross Wages for 10/25/2024	\$107,326.12

ORDINANCE NO. 2024-02

AN ORDINANCE TO AMEND SECTION 15.26, LOUD NOISES PROHIBITED OF ARTICLE II, NOISE OF CHAPTER 15, OFFENSES – MISCELLANEOUS, OF THE CODIFIED ORDINANCE OF THE CITY OF EATON RAPIDS, EATON COUNTY, MICHIGAN.

THE CITY OF EATON RAPIDS ORDAINS:

Section 1. Section 15.26 of the Codified Ordinances of the City of Eaton Rapids, shall be amended as follows:

Sec. 15-26. Loud noises prohibited.

Definitions

The following words, terms and phrases, when used in this article, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal means any living creature other than human beings, including, but not limited to, reptiles, amphibians, insects, fish, birds and mammals.

Audible means being heard or the capability of being heard by a person with ordinary hearing.

Construction means any site preparation building assembly, building erection, building repair, building alteration, building maintenance, or similar action, but excludes demolition for or of public or private right-of-way, structures, utilities or similar property.

dB(A) means the intensity of sound expressed in decibels read from calibrated sound level meter that utilizes the A-level weighing scale and the fast meter response, as specified by the American National Standard Institute (ANSI) S1.4-1971

Decibel means a unit to express the magnitude of sound pressure and sound intensity, equal to 20 times the logarithm to the base then of the ratio of the pressure of the sound measured to the reference pressure which is 20 micro pascals.

Emergency means any situation or set of circumstances involving actual or imminent physical trauma or property damage which demands immediate action.

Emergency work means any work performed for the purpose of preventing or alleviating physical trauma or property damage threatened or caused by an emergency following a public or private calamity or accident.

Noise or noise disturbance means any sound that is more than the maximum decibel limits according to the regulations set forth in section 18-72 or which is loud, unnecessary, unusual, or unreasonable and which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of persons with normal sensitivities.

Person means any individual, association, partnership or corporation, and includes any officer, employee, department. Agency or instrumentality of the state or any political subdivision thereof.

- (a) It shall be unlawful, and it shall be deemed a public nuisance, for any person to unreasonably make, continue, or cause to be made or continued any noise that annoys or disturbs the quiet, comfort, or repose of a reasonable person of normal sensitivity or that injures or endangers the health, peace, or safety of the public within the city. The following acts, among others, are declared to be unlawful noises in violation of this section and are deemed to be public nuisances per se, namely:
- (1) *Animal and bird noises.* The keeping of any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort or repose of any person.
 - (2) *Construction noises.* Construction noises and the excavation of streets and highways, except between the hours of 7:00 a.m. and 9:00 p.m.
 - (3) *Engines and engine exhausts.* Operating or permitting the operation of any steam engine or internal combustion engine, or the discharge into the open air of the exhaust of any steam engine or internal combustion engine, whether stationary or mobile, so as to annoy or disturb the quiet, comfort, or repose of a person of normal sensitivities in any office, dwelling, hotel, hospital, or residence.
 - (4) *Handling merchandise.* The creation of a loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates and containers.
 - (5) *Blowers.* The noise created from the discharge into the open air from any blower or power fan unless the noise from the blower or fan is muffled sufficiently to deaden the noise.
 - (6) *Hawking.* The hawking of goods, merchandise or newspapers in a loud and boisterous manner.
 - (7) *Horns and signal devices.* The sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle while not in motion, except when reasonably applied as a danger signal if another vehicle is approaching, apparently out of control, or to give warning of intent to go into motion, or if in motion, only as a danger signal after or as brakes are being applied and deceleration of the vehicle is intended.
 - (8) *Radio, phonographs, etc.* The using, operating or permitting to be played, used or operated any radio receiving set, musical instrument, phonograph or other machine or device for the producing or reproducing of sound in such manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or at any time with louder volume than is necessary for convenient hearing for the persons who are in the room, vehicle or chamber in which such machine or device is operated and who are voluntary listeners thereto. The operation of any such set, instrument, phonograph, machine or device in such a manner as to be plainly audible at a distance of one hundred (100) feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.
 - (9) *Shouting and whistling.* Yelling, shouting, hooting, whistling or singing or the making of any other loud noise on the public street, between the hours of 11:00 p.m. and 7:00

a.m., or the making of any such noise at any time so as to annoy or disturb the quiet, comfort or repose of any persons in the vicinity.

- (b) None of the terms or prohibitions of subsection (a) shall apply to or be enforced against:
 - (1) Any police or fire vehicle or any ambulance, while engaged in emergency business.
 - (2) Excavations or repairs of bridges, streets or highways by or on behalf of the city, county or the state during the night, when the public safety, welfare and convenience renders it impossible to perform such work during the day.
 - (3) Emergencies and or emergency work shall be excluded from this subsection upon authorization of the city.
- (c) The provisions of this section may be temporarily waived by the issuance of a special event permit approved by the city council.
- (d) The acts listed under subsection (a) shall be a non-exclusive and non-exhaustive list of nuisances per se for purposes of this section.
 - (1) Noises usually created by industrial, manufacturing, assembly, electrical power plants and similar uses when located on property zoned industrial under city ordinance.
 - (2) Noises usually created by agricultural operations, including animals, birds, etc., usually kept on property zoned agricultural under city ordinance.
 - (3) Noises of public or governmental safety signals, warning devices, and emergency devices when used as intended for warnings in case of emergency or danger or when tested, and noises of all fire alarms.
 - (4) Noises resulting from any authorized public service department responding to an emergency or acting in an emergency or while performing emergency work.
 - (5) Noise resulting from the operation of snow removal equipment either public or private.
 - (6) Any vehicle of the city while engaged upon necessary public business.
 - (7) Noise caused by lawn mowing and garden equipment with mufflers between the hours of 7:00 a.m. and 9:00 p.m.
 - (8) Athletic activities or events, including practices, conducted by or under the auspices of public or private schools.
 - (9) The use for noncommercial purposes of one or more bells or chimes which does not exceed 90 seconds in duration in an hour.
 - (10) Parades, concerts, musical activities, cultural events, festivals, fairs, or similar activities subject to the approval of a special permit subject to any sound limitations provided in the approval for such activity by the city.
 - (11) Public parks and public recreational areas.

(12) Any aircraft operated in conformity with or pursuant to federal law, federal air regulations, and air traffic control instruction used pursuant to and within the duly adopted federal air regulations.

(13) Legal firework displays.

(14) All railroad operations.

(15) Noise caused by construction between the hours of 7:00 a.m. and 9:00 p.m. provided it does not exceed 75 dB(A) at 100 feet from the source of the noise. Emergencies and/or emergency work shall be excluded from the limitations of this subsection.

(16) Noise caused by demolition between the hours of 7:00 a.m. and 9:00 p.m. provided it does not exceed 75 dB(A) at 100 feet from the source of the noise. Emergencies and/or emergency work shall be excluded from the limitations of this subsection.

(17) Noise caused by home repair between the hours of 7:00 a.m. and 9:00 p.m. excluding all holidays, provided it does not exceed 75 dB(A) at the property line or at 100 feet, whichever is furthest from the source of the noise. Emergencies and/or emergency work shall be excluded from the limitations of this subsection.

(18) Noise caused by the removal of solid waste, recyclables, or similar material from any premises between the hours of 7:00 a.m. and 9:00 p.m. provided it does not exceed 75 dB(A) at 100 feet from the source of the noise.

(19) Noise caused by stationary air conditioners, generators, pool pumps and similar equipment provided it does not exceed 75dB(A) as measured at the property line.

(Code 1966, §§ 9.75, 9.76; Ord. No. 1999-6, 6-28-99; Ord. No. 2016-2, 5-9-16; Ord. No. 2018-5, § 1, 8-20-18; Ord. No. 2021-7, § 1, 8-9-21)

Editor's note(s)—Ord. No. 2016-2, adopted May 9, 2016, changed the title of § 15-26 from "Loud noises prohibited; enumeration of prohibited noises; exceptions" to read as herein set out.

Pamela Colestock, Mayor
City of Eaton Rapids

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF EATON RPAIDS AT A MEETING THEREOF ON OCTOBER 28, 2024.

Robin Webb, City Clerk
City of Eaton Rapids

ORDINANCE NO 2024-03

AN ORDINANCE TO AMEND SECTION 18.72, PERFORMANCE STANDARDS OF ARTICLE XVIII, GENERAL STANDARDS AND EXCEPTIONS OF APPENDIX A, ZONING ORDINANCE, OF THE CODIFIED ORDINANCE OF THE CITY OF EATON RAPIDS, EATON COUNTY, MICHIGAN.

THE CITY OF EATON RAPIDS ORDAINS:

Section 1. Section 18.72 of the Codified Ordinance of the City of Eaton Rapids, shall be amended as follows:

Sec. 18.72. Performance Standards.

Any use permitted by this Ordinance, including conditional uses, is subject to compliance with the performance standards set forth in this section. No use hereafter established shall exceed the limits set forth in this section, except as provided in this Ordinance.

- A. *Noise.* No operation or activity shall be carried out in any zoning district, which operation or activity causes or creates measurable noise levels exceeding the maximum sound pressure levels described in this section, as measured on or beyond the boundary lines of such district. Sound measurements shall be made with industry accepted equipment and methodology.
 1. The maximum permitted sound pressure levels, in decibels, are as follows:

Noise levels shall not exceed seventy-five (75) decibels measured at the property line during the hours of 7:00 a.m. through 9:00 p.m. and shall not exceed sixty-five (65) decibels during the hours of 9:00 p.m. through 7:00 a.m.
- B. *Dust, soot, dirt, fly ash, and products of wind erosion.* No person shall operate or cause to be operated or maintained any process for any purpose, a furnace or a combustion device for the burning of coal and/or natural or synthetic fuels without maintaining and operating while using the process, furnace, combustion device, recognized and approved equipment, means, methods, devices, or contrivances to reduce the quality of gas-borne or air-borne solids carried in fumes emitted, directly or indirectly, into the open air, to a concentration level (per cubic foot of the carrying medium at a temperature of five hundred (500) degrees Fahrenheit) not exceeding two-tenths (0.20) grains. These standards are not intended to apply to residential uses, such as chimneys for fireplaces or wood/coal burning stoves.
- C. *Smoke.* No person shall discharge into the atmosphere, from any single source of emission, excepting smoke from a chimney for a fireplace or wood/coal burning stove in a residential structure, any smoke of a density or equivalent capacity which exceeds for any period of time, the density designated as No. 1 on the Ringelmann Chart or twenty (20) per cent opacity, which is hereby incorporated into this Ordinance by reference, except when the emission consists only of water vapors, or the shade, or appearance of which is equal to, but not darker than No. 2 of the Ringelmann Chart, for a period, or periods aggregating four (4) minutes in any thirty (30) minutes.

D. *Vibration.* Machines or operations which cause vibration shall be permitted, but no operations shall be permitted to produce ground transmitted oscillations which cause a displacement exceeding that specified in the following tables and/or as measured at the property line. These vibrations shall be measured with a seismograph or accelerometer, preferably the former.

1. The maximum permitted steady state vibration, in inches, is as follows:

Frequency (Cycles per second)	Permitted Vibration
10 and below	0.0010
10 to 19	0.0008
20 to 29	0.0005
30 to 39	0.0003
40 and above	0.0001

2. The maximum permitted impact vibration, in inches, is as follows:

Frequency (Cycles per second)	Permitted Vibration
10 and below	0.0020
10 to 19	0.0015
20 to 29	0.0010
30 to 39	0.0005
40 and above	0.0002

Between 9:00 p.m. and 7:00 a.m. of the following day, all maximum vibration levels, as measured at the boundary line of residentially used areas adjacent to non-residentially zoned districts, shall be reduced to one-half ($\frac{1}{2}$) the indicated permissible values by those activities causing the vibration.

E. *Odor.* The emission of noxious, odorous matter in such quantities as to be readily detectable at a point along any property line, when diluted in the ratio of one (1) volume of odorous air to four (4) or more volumes of clean air, so as to produce a public nuisance or hazard beyond lot lines is prohibited.

F. *Glare, heat, and light.* Any operation producing intense glare or heat (such as or similar to arc welding or acetylene torch cutting) which emits harmful rays shall be performed within an enclosure so as to completely obscure and shield such operation from direct view from any point along the lot lines and as not to create a public nuisance or hazard along such lot lines, except during the period of construction of the facilities to be used and occupied. Bare bulbs in or near a residentially used area shall be not greater than ten (10) watts. Within five hundred (500) feet of a residentially zoned area, bare bulbs which are visible in the residential area may not exceed fifteen (15) watts. Exterior lighting shall be so installed that the surface of the source of light shall not be visible

from the nearest residential district boundary, and it shall be so arranged to reflect light away from any residential use. In no case, shall more than one (1) footcandle power of light cross a lot line five (5) feet or more above the ground. In no case shall more than ten (10) footcandle power of light exist at any given point on site. Exterior spotlighting or other illumination shall be so installed as to eliminate any nuisance to adjoining business and industrial districts or the creation of a traffic hazard on public highways.

- G. *Fire and safety hazards.* The storage and handling of flammable liquids, liquefied petroleum gases, and explosives, ranging from free or active burning to intense burning, as determined by the fire chief, and highly toxic and highly radioactive materials shall comply with all state rules and regulations, regulations as established by the Fire Prevention Act, Act 207 of the Public Acts of 1941, as amended (MCLA 29.1 et seq.), the Flammable and Combustible Liquids Code (pursuant to Act 154 of the Public Acts of 1974, as amended, 29 CFR 1910.106, NfiPA prevention codes, and the requirements of the state fire marshal.

Further, such materials or products, if stored, utilized, or produced within completely enclosed buildings or structures, shall have incombustible exterior walls and meet the requirements of the applicable building code. All such buildings or structures shall be set back at least forty (40) feet from lot lines and all such buildings or structures.

Further, all exterior above-ground storage tanks for flammable liquid materials, liquefied petroleum gases, explosives, and highly toxic and highly radioactive materials shall be completely surrounded by earth embankments, dikes, and other types of retaining walls which will contain the total capacity of all tanks so enclosed. Below-ground bulk storage tanks of flammable liquids shall be located not closer to the property line than twice the depth to the bottom of the buried tank.

- H. *Open fires.* No person operating a permitted or conditional use shall cause to be burned any combustible refuse in an open outdoor fire.
- I. *Sewage wastes.* Sewage wastes shall comply with the City of Eaton Rapids Code regarding sewer use and the performance measures established therein.
- J. *Gases.* The escape or emission of any gas which is injurious, destructive, or explosive is unlawful and may be summarily caused to be abated. Sulphur dioxide gas, as measured at the property line at ground elevation, shall not exceed an average of three-tenths (0.3) ppm; hydrogen sulfide shall not exceed one (1.0) ppm; fluorine shall not exceed one-tenth (0.1) ppm; nitrous fumes shall not exceed five (5.0) ppm; and carbon monoxide shall not exceed fifteen (15.0) ppm, all measured as the average intensity during any twenty-four (24) hour sampling period.
- K. *Radio transmissions, explosives, and radioactive materials.* For electronic equipment required in an industrial operation, the equipment shall be shielded so that its operation will not interfere with radio, television, or other electronic equipment. All explosives and radioactive materials shall be stored and/or used in a manner which does not endanger abutting properties. Radioactive materials and wastes, and including electromagnetic radiation, such as X-ray machine operation, shall not be

emitted to exceed quantities established as safe y the U.S. Bureau of Standards, when measured at the property line. All transportation, including by rail, of radioactive materials, hazardous waste, and toxic waste shall be within permissible standards set by the federal government. Applicable regulations of the Federal Communications Commission regarding electromagnetic radiation are hereby incorporated into this Ordinance by reference.

- L. *Drifting and air-borne matter.* The drifting or air-borne transmission beyond the lot line, of dust, particles, or debris from any open stockpile is unlawful and shall be summarily caused to be abated.
- M. *Nuisances.* A person or industry shall not discharge from any source whatsoever such quantities of air contaminants or other materials which cause injury, detriment, or nuisance to the public, which endanger the comfort, repose, health, or safety of the public, or which cause or have natural tendency to cause injury or damage to business or property.
- N. *Stormwater.* All stormwater generated by a use and/or structure shall be managed and discharged in accordance with all applicable local, state, federal, and county drain commission standards and requirements.

Pamela Colestock, Mayor
City of Eaton Rapids

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF EATON RPAIDS AT A MEETING THEREOF ON OCTOBER 28, 2024.

Robin Webb, City Clerk
City of Eaton Rapids



Reservation and Special Event Permit Application

Complete this application and return it to City Hall at least 21 calendar days prior to the starting date of a type 1 event (less than 100 attendees), or 60 calendar days prior to the starting date of a type 2 event (greater than 100 attendees).

A \$20 deposit for a type 1 event, or \$50 deposit for a type 2 event must be paid at this time. The City of Eaton Rapids will schedule all events on a first-come, first-served basis. Where applicable, the City will notify the applicant of any additional deposit required. The event will not be confirmed until the City of Eaton Rapids approves this event.

1. Date of Event: 12/7/2024 Location: Downtown Eaton Rapids

2. Starting time of event: 6:00PM Ending time of event: 9:00PM

3. Sponsoring Organization: Eaton Rapids Area Chamber of Commerce

Address: 501 Union St, Eaton Rapids, MI 48827 Phone: 517-540-0400

Web Site: _____

4. Contact Person: Courtney Mead Title: Director

Address: _____ Phone: _____

E-mail: eracc.info@gmail.com

5. Type of Event: City Operated Event Non-Profit Event

Co-Sponsored Event For-Profit Event

Political or Ballot Issue Event

Describe the planned event: A Lighted Holiday Parade followed by the Downtown Tree Lighting

Anticipated number of attendees: Less than 100 attendees

Greater than 100 attendees

6. Annual Event: Is this event expected to occur next year? Yes No

If yes, you may reserve a date for next year with this application. To reserve dates for next year, please provide the following information: First Saturday of December

Normal event schedule (e.g., third weekend in July):

Next year's specific dates: 12/6/2025

7. An Event Map must be attached. If your event will use streets and/or sidewalks or will use multiple locations, please attach a complete map showing assembly and dispersal locations and the route plan. Also show streets or parking lots that you are requesting to be blocked off.
8. Vendors: Food/Beverage Concessions? Yes No
Other Vendors? Yes No
If yes, refer to the Rules and Regulations for requirements.
9. Event Signs: Will this event include the use of signs? Yes No
If yes, refer to the Rules and Regulations for requirements.
10. Parking: Are you requesting to charge for parking? Yes No
If Yes, list the lots or locations where this parking is requested.
11. Alcoholic Beverages: Will alcoholic beverages be served? Yes No
Who holds the Liquor Control Commission License? (Copy must be provided)

12. Other Requests: Regular Barricades to be placed for Downtown Holiday Parade & Barricades for parade lineup on McArthur River Drive. Also, please close down Hamlin Street (East & West) for the duration of the event.
13. Noise Ordinance: Request to be Waived? Yes No
14. Location: Permission has been granted by owner? Yes No
15. Certification and Signature: I understand and agree on behalf of the sponsoring organization that:
- A certificate of insurance must be provided which names the City of Eaton Rapids as an additional named insured party on the policy. (See the Rules and Regulations for insurance requirements)
 - Event sponsors and participants will be required to sign Indemnification Agreement forms.
 - If the event includes solicitation by workers standing in parking lots, the required safety requirements and use of traffic cones will be maintained at all times in accordance with the City's general policies and practices. The City does not allow standing in the street or making any solicitations from the street.
 - All food vendors must be approved by the Eaton County Health Department, and each food and/or other vendor must provide the City with a certificate of insurance in an amount approved by the City which names the City as an additional insured party on the policy.
 - The approval of this Special Event Permit may include additional requirements and/or limitations, based on the City's review of this application. The event will be operated in conformance within the Written Confirmation of Approval.

- f. The Sponsoring Organization will provide a security deposit for the estimated fees as may be required by the City and will promptly pay any billing for City Services which may be rendered.
- g. INDEMNIFICATION: I agree and bind my organization to hold the City of Eaton Rapids harmless from any claim for damage or injury arising out of our activities in connection with this event. I understand that this agreement to indemnify is for any and all liability of the City of Eaton Rapids, including costs of defense and attorney fees arising from any activity on our part which is legally negligent, reckless or a violation of a legal duty owed by us to the City of Eaton Rapids or any third person.

As an authorized agent of the sponsoring organization, I hereby apply for approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with City's Special Events Review Committee, the terms of the Written Confirmation of Approval, and all other City requirements, ordinances and other laws which may apply to this Special Event.

10/24/2024

Date

Signature of Sponsoring Organization's Agent

Courtney Mead

Please Print Sponsoring Organization's Agent

Return this form to:

City of Eaton Rapids
200 S. Main St.
Eaton Rapids, MI 48827
PH: 517-663-8118
FX: 517-663-1116

Date Deposit Paid _____ CER Account #208-253-694.00

Date Rec'd by City of Eaton Rapids _____

Date Approved by City of Eaton Rapids _____



Parade Permit

Organization: _____

Contact Person: _____

Address: _____

Phone: _____ Fax: _____

Email: _____

Parade route: _____

Event Date: _____

Start Time: _____

Duration: _____

Approximate Number of Units: _____

Comments: _____

This permit along with a completed Special Events Permit Application, must be signed and returned to City Hall at least 60 calendar days prior to the parade.

I, the undersigned, understand the Special Event Policy and agree to help enforce the rules as stated within. No throwing of anything from a vehicle. Participants may hand out candy or flyers, any left along the parade route will be cleaned up by the applicant.

Signature

Date

Print Name

C.E.R. Permit Received: _____

MDOT Permit Issued: _____

Special Events Committee Approved: _____

City Council Approved: _____



Banner Permit

***\$50 Non-refundable permit fee must be collected at time of application**

Organization: _____

Contact Person: _____

Address: _____

Phone: _____ Fax: _____

Email: _____

Please check one location:

S. Main Street, North of State Street _____

S. Main Street, North of Knight Street _____

Installation Date: _____

Removal Date: _____

Banner to read: _____

An overhead banner shall have a minimum bottom height of 18' above the pavement, shall not be placed closer than 10' on either side of traffic signals and shall not be placed so as to obstruct a clear view of traffic control devices.

A banner shall be made of heavy-duty canvas or suitable material to withstand the wind and weather. It shall have a maximum length of 24'(feet) with grommets placed in all four corners and every 5'(feet) top and bottom. The maximum height of the banner shall be 30" (inches) and wind slits measuring 6" (inches) must be placed every 3'(feet) along the center of the banner.

This permit must be signed and returned to the City at least three weeks before installation. The banner shall be brought to City Hall at 200 S. Main St. at least 48 hours before installation.

Signature

Date

Print Name

C.E.R. Permit Received: _____

MDOT Permit Issued _____



E Knight St



W Hamlin St F Hamlin St



Spicer St



PARADE LINEUP

E Hamlin St

Holmes St

S River St

S East St

S Main St

E Broad St

Dutton St

