

**VILLAGE COUNCIL PROCEEDINGS**  
**JULY 6, 2015**

Lincoln Village Council met on Monday July 6, 2015 at 7 p.m. at the Village Hall. Meeting opened with the Pledge of Allegiance. Present included President Jordan, Treasurer Kossa, Clerk Somers, Deputy Treasurer/Clerk Hussain and Council Members Gauthier, Healy, Kohn and Somers. Absent was Council Member Stutzman. A moment of silence was observed in remembrance of Constance Stutzman who passed away July 2nd. President Jordan stated that flags will be lowered on Tuesday July 7th in honor of Connie's funeral.

Minutes of the June meeting were approved on a motion from Gauthier with support from Somers. Minutes of the Public Input Session held on June 17th were also approved on a motion by Gauthier with support from Kohn. Treasurer's report was approved subject to audit on a motion from Gauthier with support from Healy.

Mike Serafin, fire chief stated that there were 4 fire runs and 7 medical runs within the past month. One firefighter is on an extended leave for additional fire training. A drug awareness training class was held in Mikado this past month. There will be training at LSSU this coming weekend that Mike will be attending. The fire department participated in the 4th of July parade in Barton City and they are looking forward to being apart of the upcoming parade in Mikado.

**Public Comment**

Two young men attended the meeting to apologize for their part in causing damage to the playground.

**President's Report**

Jordan gave the street report. Directional arrows are being painted on the roadways. Glenn Kohn and President Jordan will be meeting with Jesse Campbell of the Alcona County road Commission to discuss issues regarding the streets. The sewer report was given. Things are going well. A discussion was held about redoing sewer units that have changed. An established building was turned into apartments that are hooked up to the sewer system. Attorney Cook will be putting together an amendment to the sewer ordinance to change the number of units being charged. He will bring it to the next meeting.

**Old Business**

Glenn Kohn stated that work is continuing on the Village website. There have been some new photographs put up for viewing. He will be putting the Parks and Recreation plan on the website soon. Sara has been looking into grants for work on the bleachers. President Jordan stated that one set of bleachers have been re-done already and it is intended that the other set will be worked on shortly. Bonny Gauthier stated that the Public Input Session went very well and she thanked everyone for their support.

**New Business**

Kohn stated that he has been looking at other websites in neighboring areas. He would like to add several documents to the site and will begin looking into it further.

President Jordan stated that he will be going on vacation and Bonny and Sara will take over in his absence. The buoys are in at the lake - thanks to the volunteers who helped install the new ladder on the dock and those that helped with the buoys. Testing will be performed on the water at Brownlee Lake again this year. The aeration system on the lake has been turned off temporarily due to problems. The electrical issue on 2nd Street will cost \$650 to repair. Council members agreed that it should be done ASAP. A bed liner will be purchased for the Village pick-up.

A public hearing for the Parks and Recreation Plan will be held on August 3rd at 6 p.m. The regular Council meeting will follow. Attorney Cook stated that the home on Barlow Road is still a work in progress as far as cleanup. The owner said he will pay to have a dumpster brought in and have someone get rid of the garbage. Thanks to the Beautification Committee for their work in getting things perked up for the 4th of July weekend.

A tri-athlon will be held in Lincoln. Bonny will be in contact with Jerry Ludwiczak regarding his request to use the park for camping in conjunction with the ball tournaments.

A letter was sent to the Building Department requesting them to look at 2 properties for possible condemning. It is believed that there are serious health violations present.

Motion to pass a resolution to adopt the Skateboard Ordinance for the Village of Lincoln was made by Gauthier with support from Kohn. A roll call vote was taken. Gauthier, Healy, Kohn, Somers - all aye. Absent was Stutzman.

The Skateboard Ordinance reads:

### **SKATEBOARD ORDINANCE - VILLAGE OF LINCOLN 15-1**

#### **Definitions:**

Words and phrases defined for the purposes of this Ordinance shall have the meanings set forth in this section, unless normal construction in context shall clearly indicate to the contrary:

- (1) "Skateboard" has its ordinary meaning and includes a board of any materials with wheels affixed to the underside, designed to be ridden by a person. For the purposes of this Ordinance the term "skateboard" shall include the terms "scooter" and "coaster".
- (2) "Riding a skateboard" means standing with one or both feet touching the skateboard, crouching, sitting or lying upon the skateboard while it is in motion and/or propelling a skateboard.
- (3) Negligent maneuver means any maneuver that may cause injury to a person including the rider, and/or damage to property, and/or any maneuver that threatens such injury or damage.

#### **SKATEBOARDING PROHIBITED**

It shall be unlawful for any person to ride a skateboard in any area of the Village designated herein as an area where skateboarding is prohibited and/or in negligent manner as provided herein:

#### **AREAS OF VILLAGE SKATEBOARDING IS PROHIBITED**

Skateboarding shall be prohibited in the Village of Lincoln on the following: Village Hall and Village Hall grounds including sidewalks, parking areas, driveways, stairs and rails, yards, and all areas associated with the Village Hall/Village Garage and Village Garage grounds including sidewalks, parking areas, driveways, stairs, rails, yards and all areas associated with the Village Garage; All public streets and sidewalks within the Village of Lincoln.

NEGLIGENT SKATEBOARDING

It shall be a violation of this Ordinance for any person to ride a skateboard in a negligent manner within the Village of Lincoln.

COMPLIANCE WITH TRAFFIC REGULATIONS

In areas of the Village where skateboarding is not prohibited, it shall be a violation of this Ordinance for any person to ride a skateboard in a manner contrary to traffic and/or pedestrian regulations.

UNCONTROLLED SKATEBOARD PROHIBITED

It shall be a violation of this Ordinance for any skateboard to be out of the direct physical control of the owner or user while it is in motion anywhere within the Village of Lincoln. Any skateboard in violation of this provision is subject to seizure and forfeiture as provided herein.

SEIZURE AND FOREFEITURE

Whenever a law enforcement officer has probable cause to believe that a skateboard was or is intended to be used in violation of this Ordinance, such skateboard is subject to seizure and forfeiture. In the event of seizure pursuant to this Ordinance, forfeiture shall be deemed complete unless the owner requests a hearing before the Magistrate. At such hearing the forfeiture shall be ordered upon the officer's showing of probable cause as provided herein.

PENALTIES

Upon admission or determination of responsibility for a violation of this Ordinance, the responsible person shall be assessed the following civil fines and costs:

First Violation	Second Violation	Third Violation
\$50.00	\$150.00	\$300.00

And all costs incurred by the Village in enforcement and prosecution including actual attorney fees. In addition, violators shall be responsible for reimbursement/restitution for damage caused by the violation.

EFFECTIVE DATE

This Ordinance is necessary to protect the health, welfare and safety of the people of the Village of Lincoln and therefore this Ordinance shall become effective immediately upon publication of Ordinance, (July 15, 2015)

The Sheriff's Department report was read.

Motion to pay the bills as presented was made by Gauthier with support from Healy. Carried. A motion to adjourn was made by Gauthier with support from Kohn. Carried.

Linda K. Somers

Village Clerk  
lincolnmi.com  
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