

PUBLIC NOTICE OF ELECTRONIC MEETING OF THE CITY OF HART CITY COUNCIL

PLEASE NOTE: THIS NOTICE IS GIVEN AND PUBLISHED PURSUANT TO SECTION 4 (b)(5) OF EXECUTIVE ORDER 2020-160 ISSUED BY GRETCHEN WHITMER, GOVERNOR FOR THE STATE OF MICHIGAN.

The City of Hart Council is meeting electronically as a result of the COVID-19 virus and to protect the health, safety and welfare of the citizens of Hart, Michigan of such virus, pursuant to law and the mandates of Executive Order 2020-154 issued by Governor Gretchen Whitmer.

Indoor social gatherings and events among persons not part of a single household are permitted, but may not exceed 10 people. – This includes City Staff and Council in the building. As such until further notice City Meetings will continue to be available to the public via the Zoom Virtual meeting platform.

When: Sept. 8, 2020 07:30 PM Eastern Time (US and Canada)

Topic: City of Hart City Council Meeting

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/83908817466?pwd=MVZWWmlySG54M0l5d1VCRTZVdIZDQTO9>

Passcode: 831352

Or iPhone one-tap :

US: +13017158592,,83908817466#,,,,,0#,,831352# or +13126266799,,83908817466#,,,,,0#,,831352#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 301 715 8592 or +1 312 626 6799 or +1 646 558 8656 or +1 253 215 8782 or +1 346 248 7799 or +1 669 900 9128

Webinar ID: 839 0881 7466

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

Dated: September 4, 2020

Lynne Ladner, MPA
City Manager

City of Hart, Michigan
CITY COUNCIL AGENDA
September 8, 2020, 7:30 PM
Community Center, 409 State Street, Hart, Michigan

According to the Attorney General, interrupting a public meeting in Michigan with hate speech or profanity could result in criminal charges under several State statutes relating to Fraudulent Access to a Computer or Network (MCL 752.797) and/or Malicious Use of Electronics Communication (MCL 750.540). According to the US Attorney for Eastern Michigan, Federal charges may include disrupting a public meeting, computer intrusion, using a computer to commit a crime, hate crimes, fraud, or transmitting threatening communications. Public meetings are being monitored, and violations of statutes will be prosecuted.

1. Call to Order
2. Roll Call – LaPorte, Burillo, Frontiera, Hegedus, La Fever, Platt, Splane
3. Pledge of Allegiance
4. Approval of Agenda
5. Approval of Minutes from August 25, 2020.
6. Public Comments, Correspondence, Events, Presentations
 - a. MMRMA RAP Grant – Notification: \$1,000 received for in-car camera system Hart PD
 - b. Michigan Land Bank Demolition Grant – Notification of Lack of Funding for program
7. Department Reports (* written report will be provided)
 - a. Police b. BioPure c. Public Works d. Energy e. HEART
8. Reports of Boards, Commissions, and Committees (***) Minutes in the packet)

1. Cemetery	9. Power	16. Tax Abatement
2. DPW	10. Recreation	17. Water/BioPure
3. Housing Board of Review	11. Parks	18. Neglected/Dangerous Properties
4. Finance/Personnel	12. Library	20. H.E.A.R.T
5. Fire Board***	13. Planning	21. Hart Lake Board
6. Historic	14. TIFA	22. Election Commission
7. Police	15. ZBA	23. Starting Block Kitchen Incubator
24. Compensation Com.		
9. Bills, Claims, Payroll
10. Action Items
 - a. Resolution 2020-51 Authorization to extend timeframe for temporary Social Zones
 - b. Resolution 2020-52 Designate the City’s preferred method for Designating Assessor of Record for Oceana County
11. Discussion Items
 - a. Discuss preliminary cost estimate for installation of water service line to the JGP boat launch
 - b. Discuss preliminary cost figures for creation of designated Handicap Accessible Vehicle with Trailer parking spot adjacent to JGP boat launch
 - c. Discussion to determine preference to opt-out of or allow the opting-out by individual employees of the withholding, deposit and payment of certain payroll tax obligations for payrolls between September 1, 2020 and December 31, 2020
 - d. Discussion on intended use of City owned property on the North East corner of Wood and Water Sts.
12. City Manager Report
13. Communications from the Mayor and Council
14. Adjournment –

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**CITY OF HART
407 S. STATE ST.
HART, MI 49420
COUNCIL PROCEEDINGS
AUGUST 25, 2020, 7:30 pm
MINUTES - DRAFT**

PRESENT IN PERSON OR VIA ZOOM: Mayor Ron LaPorte, Councilors: Jason La Fever, Vicki Platt, Rob Splane, Catalina Burillo (late), Joe Frontiera, and Steve Hegedus

ABSENT: None

OTHERS PRESENT City Manager – Lynne Ladner, and Deputy City Clerk - Cheri Eisenlohr.

- Mr. George Sadler and Mr. Dave Dickman were allowed to attend as the total people present was less than the ten (10) maximum allowed by the Governor.
- Mayor LaPorte called the meeting to order at 7:30 pm; following the roll call; the mayor lead the Council in the pledge of allegiance.

AGENDA:

- Mr. Hegedus made a motion to approve the agenda, supported by Mr. Frontiera, all ayes, the motion carried.
 - Ayes: 6 Nays: 0 Absent: 1

MINUTES:

- Mr. Frontiera made a motion to approve the minutes of the August 11, 2020 meeting, supported by Mr. Hegedus, all ayes, the motion carried.
 - Ayes: 7 Nays: 0 Absent: 0

PUBLIC COMMENTS, CORRESPONDENCE, EVENTS, PRESENTATIONS:

- Mr. Sadler asked what the final decision was regarding Hart Sparks; he was informed that there would not be any fireworks this year.
- Mr. Sadler spoke about a pothole located in the alley where his outdoor seating area was near to, and that his patrons are being splashed when traffic goes through the alley. He stated that he had informed the City Manager about it last October and has also spoken to BioPure Superintendent Paul Cutter as well as DPW Superintendent Brad Whitney. Ms. Ladner explained that it was not a high priority item at this time. The Mayor asked about cold-patching it, Ms. Ladner stated that she would be in discussing this with Mr. Whitney.
- Mr. Dave Dickman asked why he was being charged for water, sewer, and garbage on a residence that he only wants electricity. He stated that he strongly disagrees with the City’s policy and that the document that Ms. Ladner provided to him doesn’t state that all utilities are to be charged. The City Manager and the Mayor advised him that this is a policy of the City to establish all services. Determining if the residence is being lived in is not the City’s responsibility, and utilities are provided as a base cost of service to all residents.
- Mr. Dickman asked the City Manager to re-write his termination letter of job abandonment. Ms. Ladner stated that she would not.

DEPARTMENT REPORTS:

- *Police Chief, Juan Salazar:*
 - A written report was provided.
- *Energy Dept. Superintendent, Mike Schiller:*
 - A written report was provided.
- *BioPure Superintendent, Paul Cutter:*
 - A written report was provided.
- *DPW Superintendent, Brad Whitney:*
 - A written report was provided.
- *HEART Director, Nichole Steel:*
 - A written report was provided.

BILLS, CLAIMS, & PAYROLL:

- o Bills: \$258,383.99 Payroll: \$57,489.24 Grand Total: \$315,873.23
- o Mr. Hegedus made a motion to approve, supported by Mr. Splane, the motion carried.
 - Ayes: 7 Nays: 0 Absent: 0

ACTION ITEMS:

Ms. Ladner addressed the following Action Items:

Memo

To: Mayor and Council
 From: Lynne Ladner
 Date: 08/23/20
 Re: JGP Boat Launch Parking

Ladies and Gentlemen,

As requested, following the last council meeting, I have drafted two resolutions related to parking at the JGP boat launch. The two options are 2020-50a, which would prohibit the parking of vehicles with trailers in the spaces immediately adjacent to the boat launch, picnic shelter, and beach area, or 2020-50b, which would designate the parking spaces immediately adjacent to the boat launch as first come first serve allowing vehicles both with and without trailers to utilize the spaces.

The issues that have been brought forward concerning this issue includes whether or not if all the spaces adjacent to the boat launch were occupied by vehicles with trailers that it renders the use of the boat launch by additional visitors difficult or unusable due to inadequate space for a vehicle with a trailer to navigate the turnaround and safely use the launch. Additionally, in the past, without any signage posted regarding the use of the parking other than the designation of a handicap accessible spot, complaints have been received that visitors have utilized the grassy area along the south side of the paved area for additional parking of vehicles with trailers which has again created challenges for others attempting to utilize the boat launch. One potential solution that has not been considered is whether or not it would be possible to clear additional space for a single vehicle with a trailer in that grassy area that could be designated only as handicap accessible parking for vehicles with trailers. This would add an additional handicap-accessible space near the boat launch for those that truly need parking near the launch, retain the other handicap accessible space for visitors that may not be utilizing the boat launch but are utilizing other areas of the waterfront, including the picnic shelter and beach without impeding other visitors from using all the facilities in the area.

If one of these resolutions is adopted, it will become formally known as 2020-50 without a letter designation. It is my recommendation that the Council adopts Resolution 2020-50a prohibiting the parking of vehicles with trailers to park in the spaces adjacent to the boat launch. I also recommend that the council direct the City Manager and DPW staff to investigate the requirements for the possibility of adding a single handicap accessible vehicle with trailer parking space in close proximity to the boat launch.

Lynne

RESOLUTION 2020-50
City Council
City of Hart, Michigan

PROHIBITING TRAILER PARKING ADJACENT TO JOHN GURNEY PARK PAVILLION

WHEREAS, the City of Hart owns and maintains the public boat launch in John Gurney Park; and

WHEREAS, in the area adjacent to the boat launch the open-air picnic pavilion, sandy beach area and four (4) paved parking spaces have been constructed; and

WHEREAS, additional parking has been designated in the grass area adjacent on the north side of the dirt street Kathryn for overflow vehicles using the public access to Hart Lake;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Prohibits parking of trailers or vehicles with trailers in the four (4) paved parking spaces adjacent to the boat launch and picnic pavilion at John Gurney Park.

Moved by Ms. Burillo, supported by Mr. Splane, and thereafter adopted by the Hart City Council at a regularly scheduled council meeting held on Tuesday, August 25, 2020.

Ayes 5 Nays 2 (Frontiera, La Fever) Absent 0

I hereby certify this to be a true and correct copy of the document on file with the office of the



Cheri Eisenlohr, Deputy City Clerk

SPECIAL EVENTS PERMIT:

- None

DISCUSSION ITEMS:

- Ms. Ladner advised the Council that the City did not receive the grant to do the work needed on Hansen Street, but the work will still be done and charged to the Local Street Fund.

CITY ATTORNEY'S REPORT:

- No report was given/provided.

CITY MANAGER'S REPORT:

- Bids are being requested for the work needed for the lagoons.
- RFP's will be issued soon for the management of John Gurney Park and a new garbage service provider as both contracts are expiring soon.
- The construction in the Pocket Park has been started and is progressing slowly. An unknown cement slab, 25'x30', was found today that now needs to be removed; there is also a gas line in that area that needs to be worked around.
- Ms. Ladner will be touring Assembly Solar Project in Lennon, MI.
- Requests for engineering qualifications were sent out and posted electronically; the deadline is 5:00 pm 9/3. Proposals will be screened by the Personnel and Finance Committee, and selected parties will be offered opportunities to present to the Council at the 9/22 meeting.
- The Redevelopment Ready Community is offering an on-line Academy training class, staff and officials are urged to attend.
- Mr. Sadler voiced concerns about back-flow prevention on the water lines at Church Street and the loss of pressure. Ms. Ladner advised him that the line has not been connected to the main water system at this time. Water testing is also taking place before the connection; two "clean" water tests are needed before the lines are joined.

COMMUNICATIONS FROM THE MAYOR AND COUNCIL:

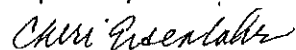
- Mayor LaPorte stated that Michigan Freeze Pack had concerns about rates being raised due to the recent rate study results that were presented to Council. They are asking that they are given

lead time to make any changes that they deem necessary. Ms. Ladner stated that firm pricing would be received soon but not go into effect until July of 2021.

- Mr. Frontiera asked if Resolution 2020-50 needed to be amended to add the possibility of a handicap spot; Ms. Ladner stated no, not until the investigation is complete as to whether or not a handicap spot would fit in that area.

There being no further business to come before the Council, the meeting adjourned at 8:03 pm upon a motion by Mr. Frontiera and supported by Mr. Hegedus. The next regularly scheduled meeting will be on September 8, 2020, at 7:30 pm, in the Hart Community Center.

Respectfully Submitted



Deputy City Clerk

From: [Horak, Linda \(LEO\)](#)
To: [abeeker@cityofhillsdale.org](#); [bctreas@baragacounty.org](#); [bergmant@cityofironwood.org](#);
[buffy@cheboygancounty.net](#); [cchurches@otsegocountymi.gov](#); [Charly.Loper@bessemermi.org](#);
[Christy.vantiem@gladwincounty-mi.gov](#); [dwalrack@coldwater.org](#); [Jeff@kedabiz.com](#);
[jpollard@ontonagoncounty.org](#); [Lynne.Ladner](#); [mccollumd@co.huron.mi.us](#); [mmitchell@emmetcounty.org](#);
[ranelson@manisteecountymi.gov](#); [reedcm@reedcityhall.org](#); [Tkozal@manisteemi.gov](#)
Cc: [Huntington, Jeff \(LEO\)](#); [Beardslee, Andrew \(LEO\)](#)
Subject: 2020 Mich. Rural Demolition Grant
Date: Monday, August 31, 2020 6:08:54 PM

Good afternoon,

It has been confirmed by documentation supplied to our Finance team that the dollars originally earmarked to fund this grant have been retracted. We saw some very positive and important work going on in your communities that we wish we could have supported through this opportunity.

While fiscal year 2021 does not look promising, please keep talking with your state legislators about the importance of this funding with the goal of seeing it return in 2022. We certainly will be continuing to seek opportunities to fill these type of gaps in all communities throughout the State of Michigan.

Stay Safe, Stay Well!!

Linda Horak
Property Analyst
State Land Bank Authority
PO Box 30766, Lansing MI 48909
Cell: (517) 648-1195 | email: horakl@michigan.gov



MICHIGAN MUNICIPAL
RISK MANAGEMENT
A U T H O R I T Y

August 24, 2020

Chief Juan Salazar
City of Hart
407 S. State Street
Hart, MI 4942

RE: Grant Funding – Requirements for Reimbursement

Dear Chief Salazar,

I am pleased to inform you that the Risk Avoidance Program (RAP)/Certification and Accreditation Program (CAP) application for your In Car Camera project was approved. The Membership Committee authorized funding up to a maximum of \$1,000 for your project.

RAP/CAP funds are issued on a reimbursement basis. Payment will be based upon verification received from the City of Hart of their payment of the project in full. Please see the attached **RAP/CAP Grant Reimbursement Procedure** for guidelines on processing your grant payment.

Such documentation is needed in order to verify that the grant allotted is being used for the project described in your application. If your application submission contained the above referenced documentation, please contact MMRMA.

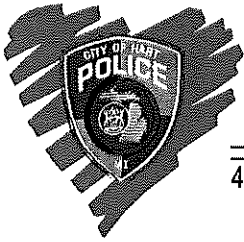
Payment of RAP/CAP funds is contingent upon the City of Hart remaining a member of MMRMA and in compliance with the Joint Powers Agreement. Your approved grant reimbursement is valid for six months from the date of this letter. **GRANT EXPIRATION: 02/28/2021.**

Sincerely,

Cara Ceci, ARM, CPCU
Manager of Risk Management Services

CC/sp

cc: Lynne Ladner
MMRMA Risk Manager



City of Hart Police Department

407 State Street

Ph. (231)873-2488 Fax (231)873-0100

Hart, MI 49420-1259

Juan Salazar, Chief

TO: City of Hart Mayor, City Council, and City Manager
FROM: Juan Salazar, Chief of Police
DATE: September 8th, 2020

RECENT EVENTS

From Thursday, August 20th, 2020, through Monday, August 31st, 2020, the Hart Police Department received 69 complaints ranging from Found Property, Well-Being Check, Vehicle Violations, Domestic Assaults, Larcenies, Abandoned Vehicles, Noise Complaints, Property Damage Crashes, Motorist Assists, Animal Complaints, Medical Assists, Harassment Complaints, Disorderly Conducts, Assist to Other Agencies, Family Trouble, Suspicious Situations, Threat Complaints, and an Indecent Exposure.

On Thursday, August 20th, 2020, the Hart Police Department initiated a traffic stop on 64th Avenue near Polk Road, regarding a vehicle violation. A 68-year-old Hart man was cited for Operating a Motor Vehicle on a Restricted License.

On Friday, August 21st, 2020, the Hart Police Department was dispatched to the 400 block of Church Street, referencing a Domestic Assault. A 41-year-old Hart woman claims her brother, a 37-year-old Hart man, had assaulted her by shoving her down the stairway. A report will be submitted to the Oceana County Sheriff's Office.

On Saturday, August 22nd, 2020, the Hart Police Department initiated a traffic stop on Lincoln Street near Griswold Street about a vehicle violation. A 32-year-old Shelby man was cited for Operating a Motor Vehicle without a License and Operating a Motor Vehicle without Insurance.

On Monday, August 24th, 2020, the Hart Police Department was dispatched to a disturbance in the 400 block of Church Street. A 39-year-old Hart man and his daughter, a 19-year-old Hart woman, were in an argument regarding the woman's boyfriend, a 37-year-old New Era man. During the argument, the Hart man had removed all the New Era's man's personal property from his home and began to pour gasoline all over the property. Officers attempted to speak with the woman about this complaint, but the woman was uncooperative with officers. The woman became upset and began to bang her head against a utility pole located near the home. When attempting to keep the woman from further injuring herself, due to the woman now bleeding from the head area,

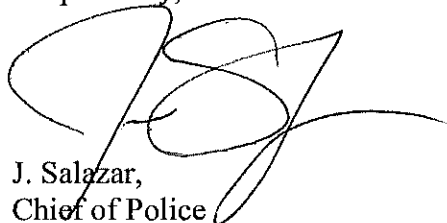
the woman swung her arm, striking the officer in the head area. The officer received no injury reference to this assault. The woman was arrested and lodged at the Oceana County Jail for Police Officer-Resisting/Obstructing/Opposing. A warrant was later received for the Hart man for Malicious Destruction of Property.

On Tuesday, August 25th, 2020, the Hart Police Department was dispatched to the 100 block of Washington Street, within a City-owned parking lot, for a 50-year-old Hart man who was noted with his pants around his ankles striking vehicles. Officers arrived on the scene and noted the man to be covered in urine and feces and talking to himself. The man was detained and turned over to LIFE EMS and later transported to Mercy Health Hackley Hospital in Muskegon for a mental health evaluation. It was later determined, the man had not taken his prescribed medication for some time.

On Friday, August 28th, 2020, the Hart Police Department was dispatched to Oceana Drive near Polk Road, referencing a Property Damage Crash. A 39-year-old Shelby man was cited for Operating a Motor Vehicle without a License and Failure to Yield.

On Friday, August 28th, 2020, the Hart Police Department was dispatched to the 500 block of East Main Street, about a Harassment Complaint / Indecent Exposure. A 56-year-old Hart man and a 60-year-old Hart woman, which are neighbors, are accusing one another of harassment. During the investigation, the woman was accused of exposing her bare breasts to an 8-year-old Hart boy who resides with the man. A report will be submitted to the Oceana County Prosecutor's Officer.

Respectfully,

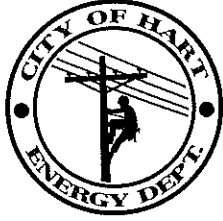


J. Salazar,
Chief of Police

DPW REPORT

September 8, 2020

- Check Wells/Towers/Booster Pump By-Weekly
- Fixed 9 Catch Basins
- Read Water & Electric Meters
- Monthly Water Samples
- 37 Miss Digs
- Mow & Clean Up Disc Golf Course
- Sanitary Man Hole Replaced on East Main St.
- 3 Sections of Side Walk Replaced
- Fire Hydrant Service on All Hydrant's. One Barrel Needs to be Replaced and 2 Hydrants Need to be Replaced So Far
- Price for Water Service at Boat Launch
- Price for More Handicap Parking at Boat Launch
- Pick Up Lawn Bags Weekly
- Street Sign Repair/Replace
- Cold Patch Weekly
- Playgrounds Sprayed Weekly With Disinfectant
- Street Sweeping Weekly
- Empty Garbage Cans Daily
- Mow Grass Every Day 40 Plus Hours a Week



Hart Energy Department

3907 N. Oceana Drive

Hart, Michigan 49420

Off: 231-873-5367

Mike Schiller, Superintendent

Email - mschiller@cityofhart.org

Council Report 9/8/2020

The Energy Department is doing well and staying healthy. We have been trying to keep our distance with other employees. We also continue our daily health checks.

We have started to do an upgrade on Water Street to transfer power to a newer circuit. This will also allow us to remove old over head conductors and remove old poles.

We have removed one large maple tree in John Gourney park that was leaning in the strong winds we received. We were able to get the tree down with our equipment and remove debris.

We have been helping with the pocket park removing old lights and installing conduit for the new power supply. We also have been continuing on replacing power poles that are in bad shape.

Please feel free to call with any questions or concerns.
(231)873-5367.

Thank You,

Mike Schiller

Hart Energy Dept





Heart Economic and Redevelopment Team
49 W State Street
Hart, MI 49420
231.301.8449

DIRECTOR'S REPORT

SEPTEMBER 8, 2020

EVENTS

- September 16th | 4p - HEART Board Meeting
- October 3rd | 8a-12p – United Way's Day of Caring, Community Cleanup Day. Seeking volunteers, equipment, etc. Collaborating with United Way on this event.

PROJECTS

- Signage on Community Display Boards - working on designing & printing maps/posters with QR codes to link to website on sign displays in front of courthouse downtown and both Polk & Water Rd trailheads showing water trail, ORV trails, bike trails & walking loop.
- Shop Local Video (ongoing) - a script has been completed for our shop local video and we are working on choosing businesses to be featured. Peterson Farms is donating the cost of production, estimated to be completed in late October.
- Shop Local Gift Cards – working on providing an online platform where gift cards can be purchased through our website and the Discover Oceana website and used at any participating business.
- Downtown Banner Replacement - working on design and quotes (ongoing).
- New website (ongoing).
- Band shelter at Hart Commons (ongoing).
- Pentwater Hart Trail Project (ongoing).
- Downtown Streetscape (ongoing).

UPDATES

- Oceana Grant Review Committee - committee awarded \$199k in grants to 66 Oceana businesses from thru the Small Business Relief Grant. All 66 applicants were given a grant of at least \$1,500. Businesses were notified on 09/01/20.
- Met with Historic District & toured the property. Plan to establish a meeting schedule to help with promotions and marketing.
- Met with Jen Freed, manager of John Gurney Park to offer support of promotions, marketing, etc & to invite Jen to participate in our committee discussions.

Respectfully Submitted,

Nichole Steel
Economic & Community Development Director

HART AREA FIRE
ADMINISTRATIVE BOARD

Meeting Minutes- July 30, 2020

The Hart Area Fire Administrative Board Meeting was called to order by Chairman Gary Beggs at 7:00PM. Others present for the meeting were, Mike Potter, Jake Whelpley, Mike Powers, and Jay McGhan, Dale Stevenson, Clancy Aerts, Assistant Chief Fuehring and undersigned.

Absent for the meeting was Bruce Mull and Chief White.

There were no others present for the meeting.

Motion was made by Aerts and supported by McGhan to approve the agenda as presented. Voice Vote, all Yes. Motion carried.

Motion was made by Whelpley and supported by Stevenson to approve the minutes of the June 25, 2020. Voice Vote, all yes. Motion carried.

Treasurer had handout on all the bills to be paid which totaled \$9,132.15. Treasurer reported the checking account totaled \$26,213.77. The Michigan Class General Fund is reported as \$212,569.27. The Michigan Class Capital Improvement Fund is at \$221,383.14. For a total of \$460,166.18.

Powers made the motion to pay the bills and accept the treasurers report. The motion was supported by Stevenson. Roll Call Vote, All Yes. Motion carried.

One Budget amendment was requested by Treasurer for the 2019/2020 budget year. Treasurer requested to move \$100 from Insurance to Equipment Testing. Motion was made by Potter and supported by Whelpley. Roll Call Vote, All yes. Motion carried.

Under Chief's report, Assistant Chief Fuehring discussed the calls the department had been on and also the request to purchase an AED and to hire Kyle Dillingham. He advised a background had been completed and requested the board consider him for employment.

A motion was made by Stevenson and supported by Whelpley to hire Kyle Dillingham as a probationary firefighter for the Hart Fire Department. Voice Vote, All yes. Motion carried.

Assistant Chief Fuehring discussed the bid for truck 141. Following discussion a motion was made by Stevenson and supported by Powers to sell the 1992 GMC Pumper for \$5,141.00. Roll call vote. All Yes. Motion carried.

On the status of the agreement change Powers advised he had been assured the change in the agreement was approved by the City of Hart at their Tuesday meeting.

Discussion on the purchase of the AED Unit. Stevenson questioned if more than one unit should be purchased so that a firefighter could have one in his personal vehicle. Assistant Chief Fuehring advised he did not think that was necessary. The most times when he gets to a scene, the ambulance or Law Enforcement are already there. He believes most of the Sheriffs Dept cars have one in their vehicle already. Motion was made by Stevenson and supported by Potter to purchase one AED unit for the Hart fire Department at a cost of \$1,553.00. Roll call vote, All yes. Motion carried.

Discussion on the need to make sure the fire hydrants are in working order and the ones that are not, that they be marked some how. Mike Powers will talk with Brad at the City DPW to see what can be done.

Chairman Beggs advised he noticed the blacktop around the building is in pretty rough shape. Assistant Chief Fuehring advised the building was build with framing for doors out the back. If the blacktop was going to be worked on maybe that should be looked at as well. There was need to be some grading it doors were going to be installed. Following discussion it was decided for Dwight to seek proposals for these projects for the board to consider.

Chairman Beggs advised next month the board positions of Chairman, Vice Chairman and Secretary/Treasurer will need to be voted on.

Meeting adjourned at 7:28PM.

Respectful Submitted,

Daniel Leimback

Sec/Treasurer

Payables Date: 9/08/2020	Description	Total	General +	DPW	Energy	BPTF	Water
Adams Heating & Cooling	Replaced Blower Motor	\$ 825.97				\$ 825.97	
Adams, Matt	Phone Reimbursement	\$ 35.00		\$ 35.00			
Anderson, Shawn	Phone Reimbursement	\$ 35.00	\$ 35.00				
Beaver Research	Supplies	\$ 322.42		\$ 133.82			\$ 188.60
Ceres Solutions	Sprayer/Spreader Parts	\$ 43.53				\$ 43.53	
City of Hart	Utilities	\$ 49,445.23	\$ 1,696.23	\$ 1,097.16	\$ 1,946.43	\$ 39,955.60	\$ 4,749.81
Dacott	July6, 2020 Purchase Report	\$ 650.00			\$ 650.00		
DTE	Natural Gas	\$ 413.08	\$ 142.69		\$ 102.27	\$ 130.64	\$ 37.48
DTE	Natural Gas	\$ 87.49			\$ 87.49		
Eisenlohr, Mike	Phone Reimbursement	\$ 35.00		\$ 35.00			
Excel Propane	Historic District	\$ 76.40	\$ 76.40				
Forner, Gayle	HEART Building Rent	\$ 400.00	\$ 400.00				
Freed Management	JGP Mgrs #11	\$ 3,570.00	\$ 3,570.00				
Frontier	Diesel Plant	\$ 89.93			\$ 89.93		
Gowell, Nate	Phone Reimbursement	\$ 35.00			\$ 35.00		
Gracon	Annual Support Agreement	\$ 2,853.00	\$ 951.00	\$ 475.50	\$ 475.50	\$ 475.50	\$ 475.50
HACH	Supplies	\$ 155.04				\$ 155.04	
Hart Cemetery Commission	2020 Summer Taxes	\$ 1,237.96	\$ 1,237.96				
Horizon Community Planning	Planning Services	\$ 1,505.70	\$ 1,505.70				
Huntington	Credit Card Charges	\$ 453.29	\$ 221.65		\$ 41.64		\$ 190.00
HydroCorp	Cross Connection Program	\$ 750.00					\$ 750.00
Ingalls, Joe	Phone Reimbursement	\$ 35.00	\$ 35.00				
Kies, Chris	Phone Reimbursement	\$ 35.00				\$ 35.00	
Klotz Auto	Auto Parts/Supplies	\$ 169.76			\$ 169.76		
Ladner, Lynne	Car Allowance	\$ 300.00	\$ 300.00				
LARA	LIEAF Program	\$ 1,091.39			\$ 1,091.39		
Lighthouse Car Care	Tires/Repairs	\$ 145.00	\$ 60.00	\$ 85.00			
Ludington Daily News	Publications	\$ 439.00	\$ 439.00				
Mantyck, Liz	Phone Reimbursement	\$ 35.00	\$ 35.00				
Medler Electric	Parts/Supplies	\$ 44.21			\$ 44.21		
Michigan Municipal Risk Mgmt	Policy Prem.	\$ 9,000.00	\$ 2,970.00		\$ 3,870.00	\$ 1,440.00	\$ 720.00
Mika Meyers	Legal Services	\$ 2,608.00	\$ 2,608.00				
Mineral Masters	Chemical Cleaner	\$ 1,102.50				\$ 1,102.50	
MIRAD	Deposit Refund	\$ 171.76			\$ 171.76		
Model Coverall Service	Uniforms/Rugs/Rags	\$ 629.45	\$ 136.58	\$ 178.12	\$ 87.88	\$ 226.87	
MPPA	Purchased Power	\$ 21,100.78			\$ 21,100.78		
NYE Uniform	Uniform Pants	\$ 70.50	\$ 70.50				
Oceana Builders	Building Supplies	\$ 74.74		\$ 74.74			
Oceana County Council on Aging	Energy Efficiency Incentive	\$ 805.76			\$ 805.76		
Power Line Supply	Parts/Supplies	\$ 212.34			\$ 212.34		
Power Line Supply	FR Shirts	\$ 159.00			\$ 159.00		
Power Line Supply	FR Shirts	\$ 144.00			\$ 144.00		
Power Line Supply	FR Shirts	\$ 144.00			\$ 144.00		
Power Line Supply	FR Shirts	\$ 159.00			\$ 159.00		
Power Line Supply	FR Pants	\$ 212.00			\$ 212.00		
Pranger Property Mgmt	City Hall Cleaning Services	\$ 168.00	\$ 168.00				
Praxair	Cylinder Rentals	\$ 93.97		\$ 53.62	\$ 40.35		
Quill	Office Supplies	\$ 126.65	\$ 126.65				
Quill	Office Supplies	\$ 103.74	\$ 103.74				
Republic Services	Garbage Service	\$ 16,490.31		\$ 16,490.31			
Republic Services	Starting Block - Garbage Service	\$ 179.18			\$ 179.18		
Ricoh	Copy overages fees	\$ 104.56	\$ 104.56				
Riggs, Jason	Phone Reimbursement	\$ 35.00		\$ 35.00			
Rotary Club	N. Steel Membership Dues	\$ 25.00	\$ 25.00				
Russell, John	Deposit Refund	\$ 186.89			\$ 186.89		
Salazar, Juan	Phone Reimbursement	\$ 35.00	\$ 35.00				
Schiller, Mike	Phone Reimbursement	\$ 35.00			\$ 35.00		
Skipski, Kevin	Phone Reimbursement	\$ 35.00	\$ 35.00				
State of Michigan	Water Testing	\$ 3,612.85					\$ 3,612.85
Syncwave	Internet Hosting	\$ 453.14	\$ 91.72	\$ 87.18	\$ 87.18	\$ 187.06	

Payables Date: 9/08/2020	Description	Total	General +	DPW	Energy	BPTF	Water
Tanner Plumbing & Heating	Plumbing Supplies	\$ 32.97				\$ 32.97	
Trace Analytical	Water Testing	\$ 1,932.00				\$ 1,932.00	
TriBerry	Adaptor Plates	\$ 188.00			\$ 188.00		
TriBerry	Pipe Puller/Fittings	\$ 790.00				\$ 790.00	
United Group Programs	Sept. Ins. Prem.	\$ 3,865.54	\$ 1,532.60	\$ 653.70	\$ 630.25	\$ 834.14	\$ 214.85
VanAgtmael, Scott	Phone Reimbursement	\$ 35.00			\$ 35.00		
VanZoeren, Andy	Phone Reimbursement	\$ 35.00			\$ 35.00		
		\$ -					
	Subtotal	\$ 130,470.03	\$ 18,712.98	\$ 19,434.15	\$ 33,216.99	\$ 48,166.82	\$ 10,939.09
HAND CHECKS/ACH							
Alerus - ACH	City Share 401 Retirement	\$ 2,906.49	\$ 2,906.49				
US Postmaster	Postage	\$ 465.52			\$ 302.59	\$ 139.66	\$ 23.27
		\$ -					
		\$ -					
	TOTAL HAND CHECKS	\$ 3,372.01	\$ 2,906.49	\$ -	\$ 302.59	\$ 139.66	\$ 23.27
	Sub-Total Regular Bills/Hand Checks	\$ 133,842.04	\$ 21,619.47	\$ 19,434.15	\$ 33,519.58	\$ 48,306.48	\$ 10,962.36
Gross Payroll							
	492						
	Sub-Total	\$ -					
	GRAND TOTAL	\$ 133,842.04	\$ 21,619.47	\$ 19,434.15	\$ 33,519.58	\$ 48,306.48	\$ 10,962.36

PAYROLL AMOUNTS					
08/06/20					
Pay 490		GROSS PAY	OVERTIME	ETO BUYBACK	BASE PAY
Employee Code	Dept.		PAY		
FULL-TIME					
DCC	Office	\$1,595.21	\$0.00	\$0.00	\$1,595.21
MGR.	Office	\$3,640.80	\$0.00	\$0.00	\$3,640.80
CC	Office	\$2,018.40	\$0.00	\$0.00	\$2,018.40
DCC	Office	\$1,416.00	\$0.00	\$0.00	\$1,416.00
PO	Police	\$2,150.40	\$0.00	\$0.00	\$2,150.40
PO	Police	\$2,150.40	\$0.00	\$0.00	\$2,150.40
PO	Police	\$2,921.16	-\$853.16	\$0.00	\$2,068.00
PC	Police	\$2,524.80	\$0.00	\$0.00	\$2,524.80
DS	Police	\$2,208.00	\$0.00	\$0.00	\$2,208.00
DPW1	DPW	\$2,219.36	\$0.00	\$0.00	\$2,219.36
DPW2	DPW	\$2,134.24	-\$116.64	\$0.00	\$2,017.60
DPW3	DPW	\$2,346.06	-\$89.74	\$0.00	\$2,256.32
DPWS	DPW	\$2,436.00	\$0.00	\$0.00	\$2,436.00
BIOS	WW	\$2,886.40	\$0.00	\$0.00	\$2,886.40
BIOS	WW	\$2,534.61	-\$315.25	\$0.00	\$2,219.36
BIOS	WW	\$2,509.52	-\$458.32	\$0.00	\$2,051.20
ENERGY1	Energy	\$3,656.38	-\$12,054.00	\$0.00	-\$8,397.62
ENERGY2	Energy	\$3,375.12	-\$120.54	\$0.00	\$3,254.58
ENERGYS	Energy	\$3,860.01	\$0.00	\$0.00	\$3,860.01
ENERGY3	Energy	\$3,278.27	-\$211.52	\$0.00	\$3,066.75
ENERGY4	Energy	\$2,450.64	-\$80.80	\$0.00	\$2,369.84
DIR.	HD	\$1,971.20	\$0.00	\$0.00	\$1,971.20
TOTAL		\$56,282.98	-\$14,299.97	\$0.00	\$41,983.01
COUNCIL					
CC1		\$0.00	\$0.00	\$0.00	\$0.00
CC2		\$0.00	\$0.00	\$0.00	\$0.00
CC3		\$0.00	\$0.00	\$0.00	\$0.00
CC4		\$0.00	\$0.00	\$0.00	\$0.00
CC5		\$0.00	\$0.00	\$0.00	\$0.00
CC6		\$0.00	\$0.00	\$0.00	\$0.00
CC7		\$0.00	\$0.00	\$0.00	\$0.00
TOTAL		\$0.00	\$0.00	\$0.00	\$0.00
PART-TIME					
MGR.	HHD	\$765.60	\$0.00	\$0.00	\$0.00
EW	Office	\$0.00	\$0.00	\$0.00	\$0.00
DPW	DPW-PT	\$858.75	\$0.00	\$0.00	\$0.00
PPO	POL-PT	\$750.00	\$0.00	\$0.00	\$0.00
PPO	POL-PT	\$225.00	\$0.00	\$0.00	\$0.00
TOTAL		\$2,599.35	\$0.00	\$0.00	\$0.00
TOTAL PAYROLL		\$58,882.33	-\$14,299.97	\$0.00	\$41,983.01

08/28/2020

Employee Hours and Gross by GL Number Report
 For Payroll ID: 103
 For Selected Pay Code(s): 15X, 2X, 225X

Pay Code ID	Distribution	Ot Hours	OT Gross	Gross	Check Date
23HYD - BIRKMAN, TERENCE L					
15X	580-537.300-702.900	2.00	120.54	120.54	09/03/2020
	Employee Totals:	2.00	120.54	120.54	
41DPW - EISENLOHR, MICHAEL D					
15X	101-441.000-702.900	1.75	66.20	66.20	09/03/2020
2X	101-441.000-702.900	1.00	50.44	50.44	09/03/2020
	Employee Totals:	2.75	116.64	116.64	
30HYD - GOWELL, NATHAN J					
15X	580-537.300-702.900	2.00	120.54	120.54	09/03/2020
	Employee Totals:	2.00	120.54	120.54	
19WWP - KIE5, CHRISTOPHER A					
15X	590-527.100-702.900	5.00	189.15	189.15	09/03/2020
2X	590-527.100-702.900	2.50	126.10	126.10	09/03/2020
	Employee Totals:	7.50	315.25	315.25	
46DPW - LLOYD, FRANKLIN J					
15X	590-527.100-702.900	6.25	240.38	240.38	09/03/2020
2X	590-527.100-702.900	4.25	217.94	217.94	09/03/2020
	Employee Totals:	10.50	458.32	458.32	
113HPD - MANTYCK, ELIZABETH A					
15X	101-301.000-702.900	22.00	853.16	853.16	09/03/2020
	Employee Totals:	22.00	853.16	853.16	
16WWP - RIGG5, JASON J					
15X	101-441.000-702.900	1.00	38.46	38.46	09/03/2020
2X	101-441.000-702.900	1.00	51.28	51.28	09/03/2020
	Employee Totals:	2.00	89.74	89.74	
21HYD - VAN AGTMAEL, SCOTT A					
15X	580-537.300-702.900	4.00	211.52	211.52	09/03/2020
	Employee Totals:	4.00	211.52	211.52	
25HYD - VAN ZOEREN, ANDREW					
15X	580-537.100-702.900	2.00	80.80	80.80	09/03/2020
	Employee Totals:	2.00	80.80	80.80	
Distribution Totals:					
	101-301.000-702.900	22.00	853.16	853.16	
	101-441.000-702.900	4.75	206.38	206.38	
	580-537.100-702.900	2.00	80.80	80.80	
	580-537.300-702.900	8.00	452.60	452.60	
	590-527.100-702.900	18.00	773.57	773.57	
	Grand Totals:	54.75	2,366.51	2,366.51	

Lynne Ladner

From: gpsadler@frontier.com
Sent: Wednesday, September 2, 2020 4:07 PM
To: Lynne Ladner
Subject: Fw: MLCC Extends Use of Outdoor Service Areas (ODS) to November 30, 2020 Allows Liquor Licensees to Convert to a Regular Permanent ODS with No Additional Fee
Attachments: Untitled

Here is a copy of requirement for the state that did extend the out door service an addl 30 days and it said to notify the local Municipal Plz let me know what we need to do if any thing?

----- Forwarded Message -----

From: Keith McEvoy <keith@ggtmlaw.com>
To: George P. & Kristi Sadler 30312 <gpsadler@frontier.com>
Sent: Wednesday, September 2, 2020, 02:23:39 PM EDT
Subject: FW: MLCC Extends Use of Outdoor Service Areas (ODS) to November 30, 2020 Allows Liquor Licensees to Convert to a Regular Permanent ODS with No Additional Fee

Keith L. McEvoy

Attorney at Law
(231) 291-0107

GIELOW GROOM TERPSTRA & McEVOY

Attorneys At Law

281 Seminole - 2nd Floor | Norton Shores, MI 49444

P: (231) 747-7160 Ext. 107 | F: (231) 747-8049

ggtmlaw.com | keith@ggtmlaw.com

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From: Josie Derby 24253 <josder2@aol.com>
Date: Wednesday, September 2, 2020 at 2:21 PM
To: Keith McEvoy <keith@ggtmlaw.com>
Subject: Fwd: MLCC Extends Use of Outdoor Service Areas (ODS) to November 30, 2020 Allows Liquor Licensees to Convert to a Regular Permanent ODS with No Additional Fee

From: Michigan Department of Licensing and Regulatory Affairs <LARA@govsubscriptions.michigan.gov>
Date: Tuesday, September 1, 2020
Subject: MLCC Extends Use of Outdoor Service Areas (ODS) to November 30, 2020 Allows Liquor Licensees to Convert to a Regular Permanent ODS with No Additional Fee
To: josder2 <josder2@aol.com>



To: MLCC Licensees & Stakeholders

September 1, 2020. The Michigan Liquor Control Commission (MLCC) today approved an extension for currently approved Limited Permanent Outdoor Service Areas from October 31, to November 30, 2020. This 30-day extension allows extra time for these licensees to convert to a Regular Permanent ODS, at no charge.

“We’re very pleased that well over 1,000 licensees applied and were approved for outdoor service areas since mid-May, when we streamlined applicable licensing for the 2020 summer season,” said MLCC Pat Gagliardi. “Bar and restaurant owners have been responsible when it comes to protecting public health and safety during this pandemic. So we’re giving them another 30 days to stay open outdoors and apply for a regular permanent outdoor service area.”

Licensees who are currently approved for Limited Permanent ODS and want to convert to a Regular Permanent ODS, may do so, with no additional fee. To make the change, licensees must complete the new [Conversion Application form](#).

Note: If converting from a 2020 Limited Permanent ODS to Regular Permanent ODS, no changes will be accepted to what has already been approved by the MLCC. Only the currently approved dimensions can be used. (Licensees who wish to increase the size of their outdoor service area must apply for a new Regular Permanent ODS.)

In addition, licensees with approved outdoor services areas:

- are prohibited from converting their ODS to anything that resembles an indoor structure. What is currently not allowed is any area that is enclosed fully or partially on the top and fully or partially on the sides, including tents or canopies with side walls or coverings. (Executive Order 2020-160 defines indoor structures, which are not permitted.)
- agree to comply with all requirements under Executive Orders regarding reduced occupancy and social distancing requirements, local and county health department orders and local ordinances related to the Coronavirus (Covid-19)

pandemic in the outdoor service area, including any tents or other temporary structures erected in the outdoor service area.

- must contact their local municipality and fire marshal for information/questions regarding local requirements/restrictions on outdoor service areas.
- have a continued responsibility to take all necessary steps to minimize the risk and combat the spread of the coronavirus in their hospitality establishments and communities all across Michigan.

For more information on the coronavirus/COVID-19 state of emergency please visit the State of Michigan's coronavirus website at www.michigan.gov/coronavirus.

The mission of the Michigan Liquor Control Commission (MLCC) is to make alcoholic beverages available for consumption while protecting the consumer and the general public through regulation of those involved in the sale and distribution of these alcohol beverage products.

Update your subscriptions, modify your password or email address, or stop subscriptions at any time on your [Subscriber Preferences Page](#). You will need to use your email address to log in. If you have questions or problems with the subscription service, please contact subscriberhelp.govdelivery.com.

This service is provided to you at no charge by [Michigan Department of Licensing and Regulatory Affairs](#).

This email was sent to josder2@aol.com using GovDelivery Communications Cloud on behalf of: Michigan Department of Licensing and Regulatory Affairs · P.O. Box 30004 · Lansing, MI 48909

RESOLUTION 2020-51
Hart City Council
City of Hart, Michigan

Extend authorization for Temporary Social Zones

WHEREAS, In June the City adopted a policy permitting the creation of temporary Social Zones to assist businesses facing the challenges of the COVID pandemic with the authorization to expire on October 31, 2020; and

WHEREAS, the State of Michigan Liquor Control Commission has extended their permissions for businesses that serve alcoholic beverages through November 30, 2020; and

WHEREAS, the need and desire for outdoor service areas/social zones has not changed :

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Authorize the extension of the Temporary Social Zones Policy and Social Zones Permit Application to for restaurants, microbreweries, coffee shops, bakeries, and taverns through November 30, 2020.

Moved by _____, supported by _____ and thereafter adopted by the Hart City Council at a regular council meeting held on September 8, 2020.

Ayes: Nays: Absent:

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.

Cheri Eisenlohr, Dep. City Clerk



Robert J. Sobie, Ph.D.
County Administrator

Stacey Becker
Financial and Human Resources
Coordinator

Angela Aerts
Administrative Assistant

100 S. State Street, Suite M-4
Hart, MI 49420
Phone (231) 873-4835
Fax (231) 873-5914

September 2, 2020

Ms. Lynne Ladner
City of Hart Manager
407 State Street
Hart, MI 49420

Re: Designated Assessor of Record – Step 2 (RFP or VanderVries)

Dear Ms. Ladner,

I have received enough responses from a majority our local governments approving the use of a proposed *Interlocal Agreement for County Designated Assessor of Record*, to proceed with the next step which is to determine your preferred course of action: 1) accept my earlier recommendation that Mr. Edward VanderVries (Oceana County Equalization Director) be named as the assessor of record; or 2) to release a Request for Proposal to qualified individuals seeking proposals for someone to serve as the assessor of record.

Although a few local officials have informed me of their preference already, a simple majority choosing one of the two options is lacking so it's necessary to seek a formal decision from your governing board no later than October 9, 2020 as to which of these two options is preferred. Please add this topic to an upcoming meeting agenda.

If you have any questions, please don't hesitate to contact me directly.

Sincerely,

A handwritten signature in black ink that reads "Robert J. Sobie".

Robert J. Sobie, Ph.D.

Attachment(s)

CC: City and Township Clerks
City and Township Assessors

Official County Website: <http://www.oceana.mi.us>



"This institution is an equal opportunity provider"

RESOLUTION 2020-52
Hart City Council
City of Hart, Michigan

Designate the City's preferred method for Designating Assessor of Record for Oceana County

WHEREAS, the City and County are required to Designate an Assessor of Record according to state statute; and

WHEREAS, the Council previously approved an interlocal agreement with the County for the Assessor of Record as did the majority of local governments in Oceana County but a clear decision on how the Assessor was to be selected; and

WHEREAS, the County has asked for a formal determination by the Council for the preferred selection process 1) Accept the recommendation of the County Administrator and select Mr. Ed Vandervries or 2) Release a request for proposal to qualified individuals seeking proposals for someone to serve as the assessor of record :

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Designates the City's preferred method for Designating Assessor of Record as option 1) accepting the recommendation of the County Administrator..

Moved by _____, supported by _____ and thereafter adopted by the Hart City Council at a regular council meeting held on September 8, 2020.

Ayes: Nays: Absent:

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.

Cheri Eisenlohr, Dep. City Clerk

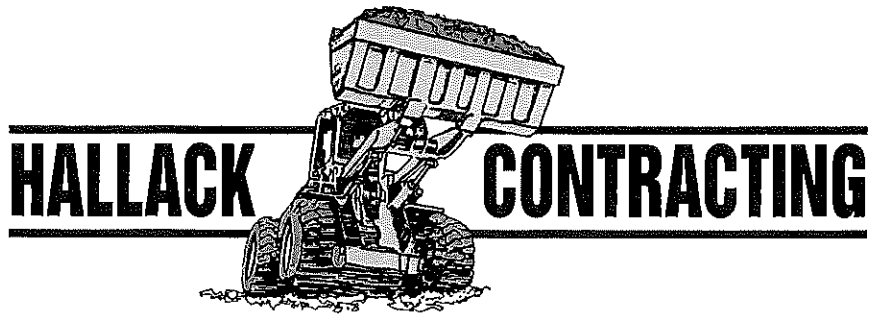
Water Service Estimate

Boat Launch

- Gustafson: 360' x 1" HDPE Directional Drilled from Woodlawn Ave. to Boat Launch Site. \$3,240.00
- Man Hours 8 x \$34.05 X 2 =\$544.80
- Backhoe 8 x 54.84 = \$438.72
- Pickup Truck 8 x \$10.11 = \$80.88
- 8" x 1" Tapping Saddle \$174.84
- 1" Corp Stop \$80.41
- 6' x 1" Galvanize Riser \$65.36
- Total For Job, \$4,625.01

To do the same job from John Gurney Park, Gustafson would be \$4680.00 and we would have to cut through the new asphalt road.

The better route would be from Woodlawn Ave.



August 31, 2020

Mr. Brad Whitney
City of Hart

RE: Boat Launch

Dear Brad,

Hallack Contracting, Inc proposes to perform the following work:

- Remove trees and brush
- Place fill sand approximately 30' x 90' x 5'
- Place 6" aggregate 90' x 21'
- Topsoil, seed and straw blanket on slope
-

The cost for this work will be \$12,150.00.

Add \$4,260.00 to pave 90, x 20' x 2.5"

Please contact me if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Daniel Hallack".

Daniel Hallack



Part III - Administrative, Procedural, and Miscellaneous

Relief with Respect to Employment Tax Deadlines Applicable to Employers Affected by the Ongoing Coronavirus (COVID-19) Disease 2019 Pandemic

Notice 2020-65

On August 8, 2020, the President of the United States issued a Presidential Memorandum directing the Secretary of the Treasury (Secretary) to use his authority pursuant to section 7508A of the Internal Revenue Code (Code) to defer the withholding, deposit, and payment of certain payroll tax obligations.¹ Accordingly, the Secretary has determined that employers that are required to withhold and pay the employee share of social security tax under section 3102(a) or the railroad retirement tax equivalent under section 3202(a) are affected by the COVID-19 emergency for purposes of the relief described in the Presidential Memorandum and this notice (Affected Taxpayers). For Affected Taxpayers, the due date for the withholding and payment² of the tax imposed by section 3101(a), and so much of the tax imposed by

¹ The Presidential Memorandum is available at <https://www.federalregister.gov/d/2020-17899>.

² The deposit obligation for employee social security tax does not arise until the tax is withheld. Accordingly, by postponing the time for withholding the employee social security tax, the deposit obligation is delayed by operation of the regulations. Thus, this notice does not separately postpone the deposit obligation.

section 3201 as is attributable to the rate in effect under section 3101(a), on Applicable Wages, as defined herein, (collectively Applicable Taxes) is postponed until the period beginning on January 1, 2021, and ending on April 30, 2021.

Applicable Wages

For purposes of this notice, Applicable Wages means wages as defined in section 3121(a) or compensation as defined in section 3231(e)³ paid to an employee on a pay date during the period beginning on September 1, 2020, and ending on December 31, 2020, but only if the amount of such wages or compensation paid for a bi-weekly pay period is less than the threshold amount of \$4,000, or the equivalent threshold amount with respect to other pay periods. The determination of Applicable Wages is made on a pay period-by-pay period basis. If the amount of wages or compensation payable to an employee for a pay period is less than the corresponding pay period threshold amount, then that amount is considered Applicable Wages for the pay period, and the relief provided in this notice applies to those wages or that compensation paid to that employee for that pay period, irrespective of the amount of wages or compensation paid to the employee for other pay periods.

Payment of Deferred Applicable Taxes

An Affected Taxpayer must withhold and pay the total Applicable Taxes that the Affected Taxpayer deferred under this notice ratably from wages and compensation

³ Because Applicable Wages are defined as wages as defined in section 3121(a) and compensation as defined in section 3231(e), any amounts excluded from wages or compensation under these sections are not included when determining Applicable Wages.

paid between January 1, 2021 and April 30, 2021 or interest, penalties, and additions to tax will begin to accrue on May 1, 2021, with respect to any unpaid Applicable Taxes. If necessary, the Affected Taxpayer may make arrangements to otherwise collect the total Applicable Taxes from the employee.

Drafting Information

The principal authors of this notice are attorneys of the Office of Associate Chief Counsel, Employee Plans, Exempt Organizations, and Employment Taxes, with the participation of staff from other offices. For further information regarding the guidance under this notice, please call the Notice 2020-65 Hotline at (202) 317-5436 (not a toll-free number).

020-350-002-00

020-350-004-00

020-350-011-00

020-350-010-00

020-730-005-00

020-730-006-00

020-100-001-020

020-730-001-020

020-730-001-00

020-730-001-20

020-350

Owner Information

Parcel Number: 020-730-006-00

Owner: CITY OF HART

Mailing Address: 407 STATE ST

Mailing City: HART

Mailing State: MI

Mailing Zip: 49400

020-350-011-00