

VILLAGE OF DECATUR DDA MEETING AGENDA

Wednesday
April 13, 2022



VILLAGE OF DECATUR
REGULAR DDA MEETING
Wednesday, April 13, 2022 – 1:00PM
Village Hall – 114 N. Phelps Street, Decatur, MI 49045

1:00 PM DDA Meeting (Action to be taken by DDA on the following agenda items)

Note: Please be courteous and turn cell phones off during the meeting.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL (Excused Absences if Any)

4. PUBLIC COMMENT

5. APPROVAL OF CONCENT AGENDA ITEMS

5A.1 - Approval of the Regular DDA Meeting Agenda for April 13, 2022.

5A.2 – Approval of meeting minutes for February 9, 2022

6. COMMUNICATIONS TO THE COUNCIL – PRESENTATIONS & GUEST

7. UNFINISHED BUSINESS

7A – Banners

7B – Projects, Events, Goals – Fireworks – Downtown Flowers

7C – Social Districts Discussion – Continue Discussion

7D – DDA Plan 1981

7E - Redevelopment Ready Communities (RRC) certification

8. NEW BUSINESS

9. PUBLIC COMMENTS – SECOND OPPORTUNITY

10. DDA MEMBER COMMENTS

11. ADJOURNMENT

PLEASE NOTE

AUDIENCE PARTICIPATION:

In addition to addressing the DDA during public hearings and under “Public Comment,” members of the audience may address the DDA, please limit your comments to three minutes or less per item. Please step up to the Podium and state your name and address.

The proposed process for items listed under agenda items above shall be as follows:

1. Announcement of the agenda item by the Chairperson.
 2. Verbal report provided by staff.
 3. Chairperson asks DDA members if they have any questions for staff to clarify the staff report.
 4. Motion is made by a DDA member and seconded by another DDA member.
 5. Chair then calls on DDA members to discuss the motion if DDA members wish to discuss.
 6. Chair calls for a vote on the item after discussion has occurred.
-

Village of Decatur
Downtown Development Authority

Wednesday, February 9, 2022, at 1:00 P.M
Village Hall, 114 N. Phelps Street
Decatur, MI 49045

I. James Creagan called the meeting to order at 1:00 P.M.

II. **Roll Call**

James Creagan (First State Bank), Jay Newell (Newell Insurance), Lee Moser (Moser Financial Group) excused David Moormann (Moornman Printing), excused Roger Kemp (RA Decatur Supply) Mary Miller (Mousse Lodge) Jami Swihart (Honor Credit Union), 1:10PM and Fred Reeder (CPA) excused, Village Manager Tapper, Megan Duncan, Clerk/Treasurer, Rebecca Harvey, Village Planner present.

III. **Public Comments**

a. Elissa Zimmer, Van Buren District Library was in attendance.

IV. **Approval of Agenda, Meeting Minutes, Accounts Payable**

- a. Kemp offered a motion to approve the corrected agenda for February 9, 2022, support by Newell, motion carried unanimously 7-0.
- b. Moser offered a motion to approve the minutes from January 12, 2022, meeting, support by Miller, motion carried unanimously 7-0

VI **Unfinished Business**

c. A general discussion ensued regarding the proposed social districts.

V.

VI. **Adjournment**

- a. Kemp made a motion with support from Miller to adjourn the meeting at 2:16 P.M.
Minutes submitted by: Megan Duncan, Village Clerk/Treasurer



Village of Decatur
114 N Phelps Street
Decatur, MI 49045

MEMORANDUM

TO: DDA
FROM: Christopher Tapper, Village Manager
REVIEWED BY: N/A
DATE: April 13, 2022

SUBJECT: Banners

Action Requested:

It is requested the DDA approve the quote from Creative Vinyl Signs, 54950 M-51 Dowagiac, MI 49047 at a cost not to exceed \$1,000.00 for new banners for the downtown.

Background:

The DDA has requested proposals for new banners in the downtown district. Staff has received three proposals. All proposals are similar to each other. It was recommended by members of the DDA to attempt to purchase these banners from a local vendor.

Light Post Banner Quotes			
	Display Sales	T-Shirt Printing Plus	Creative Vinyl Signs
	All options are full color, digital printing, double sided		
Description:	18 oz. 2 ply vinyl	16 oz. blackout vinyl	18 oz. blackout vinyl
Price per Unit:	\$59 each	\$51.11 each	\$49 each
Price- Qty 20:	\$1,180	\$1,022.20	\$980
	Display Sales	T-Shirt Printing Plus	Creative Vinyl Signs
	6300 W. Old Shakopee Rd, Ste 112	8608 W. Main St.	54950 M-51 North
	Bloomington, MN 55438	Kalamazoo, MI 49009	Dowagiac, MI 49047
	Ruth Koscielak	Kory Niltasuan	Pam Spivey
	rkoscielak@displaysales.com	signs@tsprintingplus.com	creativevinylsigns@yahoo.com
	952-767-4695		

Attachments:

Display Sales – quote

T-Shirt Printing Plus – quote

Creative Vinyl Signs – quote

Light Post Banner Quotes

Display Sales		T-Shirt Printing Plus	Creative Vinyl Signs
Description: 18 oz. 2 ply vinyl Price per Unit: \$59 each Price- Qty 20: \$1,180		All options are full color, digital printing, double sided 16 oz. blackout vinyl \$51.11 each \$1,022.20	18 oz. blackout vinyl \$49 each \$980
Display Sales 6300 W. Old Shakopee Rd, Ste 112 Bloomington, MN 55438 Ruth Koscielak rkoscielak@displaysales.com 952-767-4695		T-Shirt Printing Plus 8608 W. Main St. Kalamazoo, MI 49009 Kory Niltasuwan signs@tsprintingplus.com	Creative Vinyl Signs 54950 M-51 North Dowagiac, MI 49047 Pam Spivey creativevinylsigns@yahoo.com



8608 W. Main • Kalamazoo MI • 49009
T-Shirt Printing Plus Sign Department

Ph: (269)383-3666
Fx: (269)383-0023

Name: QUOTE
Company/: Village of Decatur
Organization
Address

Phone:
Alt Phone:
E-mail: spentland@decaturmi.us
Order Date: 3/28/22
Due Date: 4/11/22
Salesperson:
PO #:

Quantity	Size	Item	Description	Price	Total
20	16" x 46"	Double-sided banner	Welcome to Decatur	\$51.11	\$1,022.20
20	12" x 16"	Double-sided banner	Sponsors	\$13.33	\$266.60
					\$0.00
		Full Color Digital Printing			\$0.00
					\$0.00
		16 oz. Blockout Vinyl			\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

Subtotal: \$1,288.80
Tax: \$77.33
Total: \$1,366.13
Down Payment:
Balance:

T-Shirt Printing Plus policies: NO RETURNS! The date for order of completion will be determined by T-Shirt Printing Plus.
All items must be examined and counted by the customer at the time of pick up or delivery or the order is determined complete and final



**Live,
Work,
Play in
Decatur**

Sponsored by



**Live,
Work,
Play in
Decatur**

Sponsored by



***Live,
Work,
Play in
Decatur***

Sponsored by



(269) 782-2833

54950 M-51 North
Dowagiac, MI 49047

Estimate #28533

03/30/2022

Prepared for:
Village of Decatur

Prepared by:
Creative Vinyl Signs, Inc.

Salesperson: Pam Spivey

54950 M 51 North

Dowagiac, MI 49047

Phone: 423-7014

Fax: 423-9047

Phone: 269-782-2833

Fax: 269-783-1255

Description:

Pole Banners

Quantity	Description	Each	Amount	Tax
12	Pole banners / double sided with pole pockets and grommets per drawing provided Approx. 16" x 46"	\$49.00	\$588.00	
12	Pole banners / double sided with grommets sponsor banners	\$16.00	\$192.00	

TOTALS Subtotal: \$780.00

18 oz. DS Blockout Scrim Vinyl

Sales Tax: \$0.00

Total: \$780.00

Terms:

By my signature below, I authorize work to begin and agree to pay above amount in full according to the terms on this agreement.

SIGNED: _____ DATE: _____ AMT. PAID TODAY: _____

16 in

46 in

*Live,
Work
Play
in*



16 in

12 in

Sponsorerd By



QUOTE

DISPLAYSALES

Display Sales

6300 W Old Shakopee Rd, Suite 112

Bloomington, MN 55438

P: 800-328-6195

F: 952-885-0099

www.displaysales.com

ESTIMATE

QO-040264-2

DATE

3/30/2022

EXPIRATION DATE

4/28/2022

CUSTOMER ID

121344

Ship Shantel Pentland

To: Village of Decatur

Village Manager

114 N Phelps St

Decatur, MI 49045

Bill Shantel Pentland

To: Village of Decatur

Village Manager

114 N Phelps St

Decatur, MI 49045

PREPARED BY		JOB	PAYMENT TERMS	REQUEST DELIVERY DATE	
Ruth Koscielak			Net 20	4/22/2022	
QUANTITY	DESCRIPTION	UNIT PRICE			AMOUNT
20	Custom Pole Banner Size: 16" X 46" Fabric: Vinyl Process: Digital Same Image Front & Back 3" Pole Pocket - Top & Bottom 2 grommets Design with City Logo Art#: Size : Custom Style : Vinyl	59.00			1,180.00
1	No Charge for Set Up Fees Style : Setup	0.00			0.00

18 oz. 2ply vinyl

SUBTOTAL	1,180.00
SHIPPING & HANDLING	29.00
SALES TAX	0.00
TOTAL	1,209.00

Financing available.

To accept this quotation, sign here and return.

Thank you for your business.



Terms & Conditions

DISPLAYSALES

GRAPHIC ART SERVICE:

Display Sales encourages customers to provide vector-based artwork so that the process of proofing and printing may proceed quickly without interruption. Otherwise, if artwork is unusable, graphic art services will be billed at \$125 per hour to correct unusable art, redraw non-formatted art, or design and create custom imagery (per customer request). Alterations are \$50 per hour. You will be contacted by one of our Graphic Arts team members and provided a proof. Send your artwork to: artwork@displaysales.com

PRODUCTION TIMEFRAMES:

Normal production time is 14 working days AFTER art proof is approved and down payment is received. Upon approval, rush requests will include a \$50 fee.

TERMS:

- 50% down payment on orders for new customers.
- Check or credit card accepted for down payment.
- Balance due Net 20 days after final invoice.
- F.O.B. Display Sales - shipping & handling charges based on destination and size of order.
- Financing available for orders greater than \$5,000.

SHIPPING & FREIGHT RESPONSIBILITY:

FOR ALL SMALL PACKAGE DELIVERIES (UPS, FEDEX, USPS, ETC): All shipments MUST be inspected at the time of delivery. The customer has 48 hours from the time of delivery to notify Display Sales of any shortage or damage to the order. After 48 hours it will be at the discretion of Display Sales to decide how to proceed.

FOR LTL/TRUCKLOAD DELIVERIES: Any damage or visible loss to your shipment MUST be noted on the delivery receipt (signed by the customer) at the time of delivery. In the event of loss or damage this must be done to file a claim. Display Sales is ineligible to file a claim on behalf of the customer if this is not done and the customer will be responsible for all replacement and/or repair costs. Display Sales is not liable for shipments lost, delayed, or damaged in transit. Claims be filed by the purchaser within 10 days to Transit Company. Purchaser is responsible for reviewing merchandise upon receipt to verify order and condition

RETURN POLICY:

Returns are accepted within 30 days of delivery (excluding shipping charges). The customer must contact Display Sales for a Return Merchandise Authorization (RMA) number before sending back the items. The customer is responsible for returning the merchandise and all related shipping costs. A restocking fee may apply, up to 25% of the product cost. If there is an issue with the shipment (other than loss or damage) the customer must contact Display Sales within 30 days of receiving the shipment to resolve the issue.

Returns are NOT accepted for custom or modified merchandise.

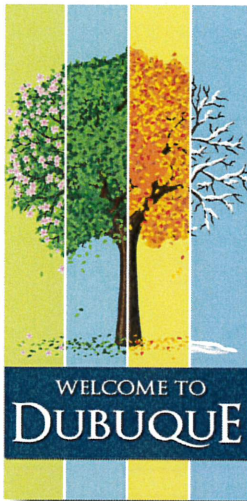
WARRANTIES for BANNERS & DECORATIONS:

Display Sales stands behind our products, however, on an occasion an issue may arise with a product. Please contact your sales representative at 800-328-6195 to discuss the issue and to see the details of warranty coverage.

Pictures of the product will be requested before we can fully determine the issue and attempt to resolve.

Customer is responsible for the cost of removal, reinstallation and shipping incurred for merchandise being repaired or replaced. Customer participation is required to troubleshoot product issues, which will provide a timely resolution.

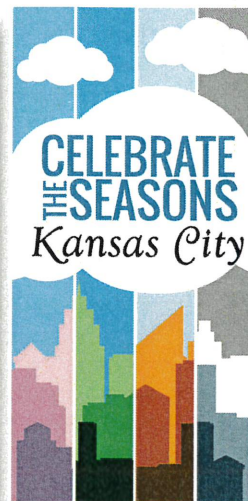
All issues must be pre-approved by Display Sales for repairs or replacement.



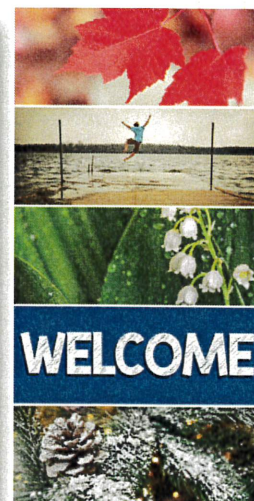
D395 All Seasons Tree



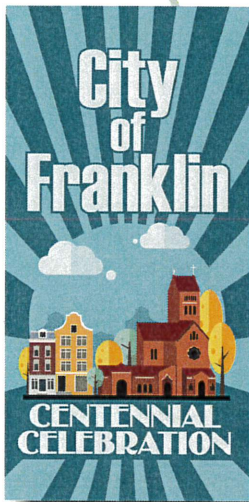
BS165 Four Seasons



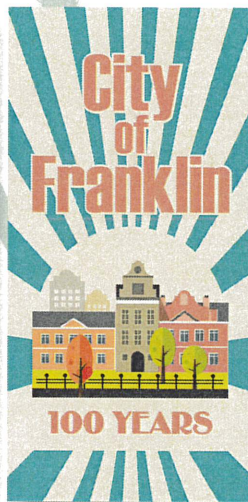
D366 City Seasons



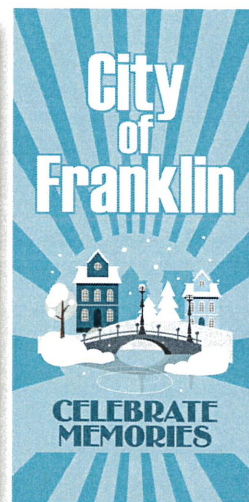
D396 All Season Layers



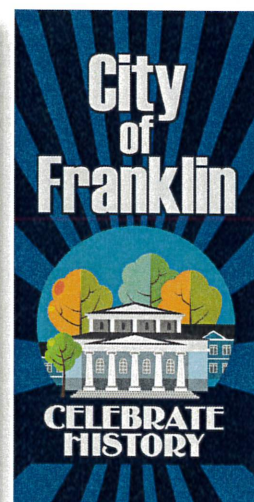
D336 Centennial 1



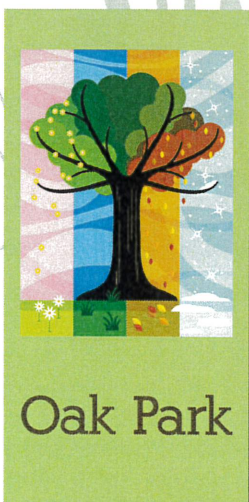
D337 Centennial 2



D338 Centennial 3



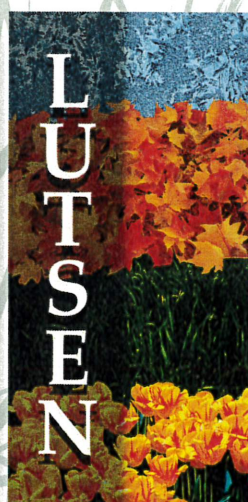
D339 Centennial 4



D231 Seasons Tree



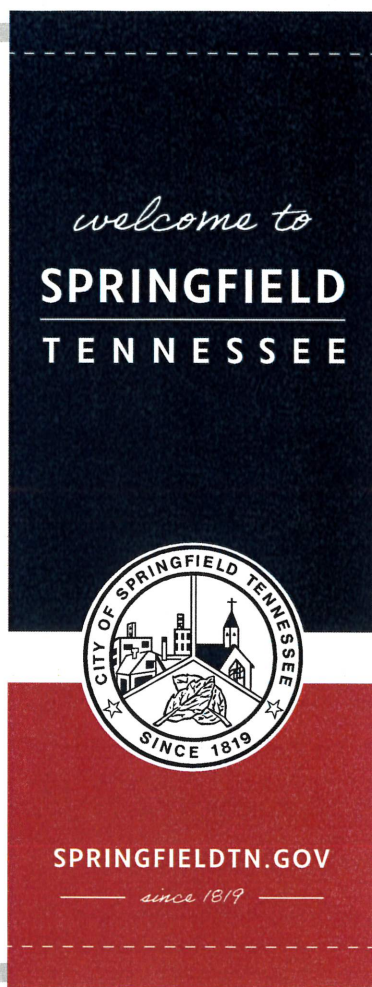
D394 Four Season Vineyard



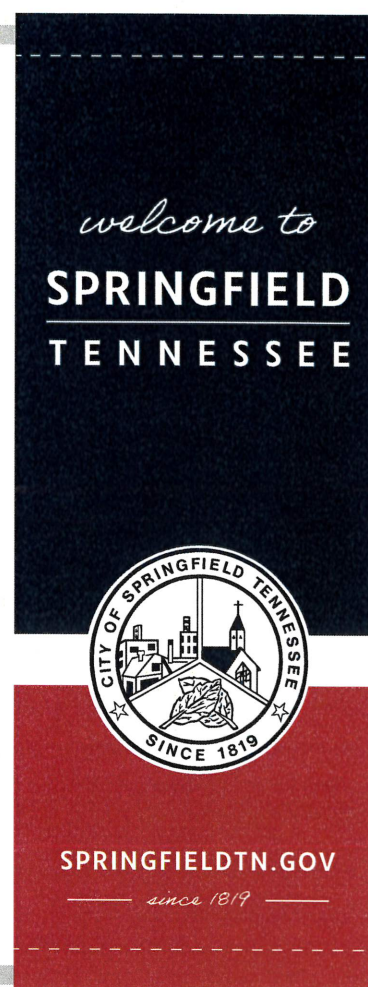
D367 Season Textures



D392 Geometric Welcome



Front View



Back View

Dashed line represents sew line. Gray shape represents light post.
Not an accurate representation of color or resolution. Post not to scale.



DISPLAYSALES

Sales Specialist: Ruth
Artist: Laurie

Phone: (800) 328-6195
Fax: (952) 885-0099

PROOF RESPONSIBILITY

Every effort has been made to create this proof accurately. We request that you review this proof carefully. Please review size, spelling, designation of ink color on the design and the placement of the design on the product.

Any critical colors must have a PMS number assigned. Display Sales cannot guarantee colors called out as CMYK or other formats. Please note, the appearance of ink color may vary depending on the fabric or printing process.

ALL CUSTOM WORK IS A FINAL SALE. Printing trade customs relieve Display Sales of responsibility if work is printed per customer's approval. To approve this proof you may either sign it and return it to us via email or fax, or you may reply to the proof email saying that you approve of a specified proof. (e.g., "I approve of Proof A") We also accept Adobe E- Signatures.

NAME: _____ DATE: _____





FAX to Display Sales at 952-885-0099 **EMAIL** to proofs@displaysales.com

PROOF A 5/8/2020

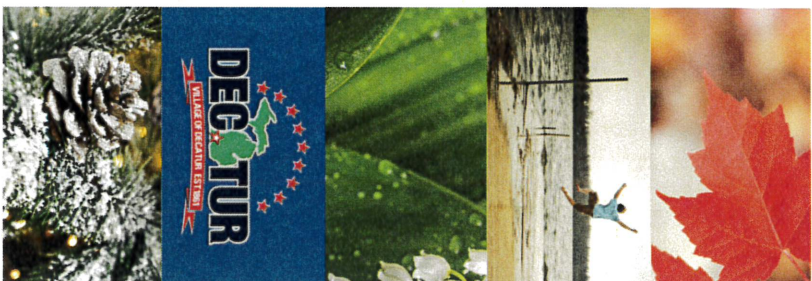
A20207 Springfield, TN

30"x80"

Ave Banner

Process	<input type="radio"/> Acid Dye	<input type="radio"/> Screen Print
<input type="radio"/> Dye Sub	<input checked="" type="radio"/> Digital	<input type="radio"/> Other
Media	Vinyl	
Media Color	White	
Font	Outlined	
Ink Colors	 CMYK (prints as is)	
	PMS 289 C	PMS
	PMS 7621 C	PMS
	PMS	PMS

Notes



A

X

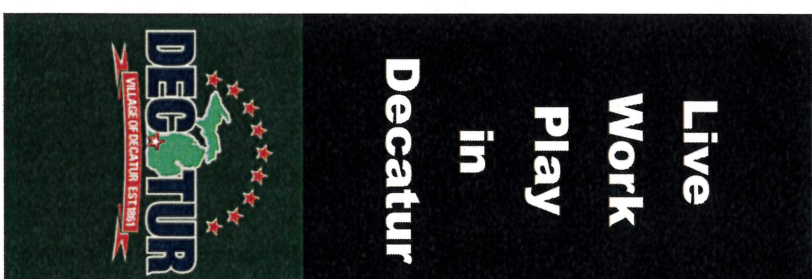


B

X



C



D



DISPLAY SALES

Please note: the graphics on this page are for reference only. This is not a proof.



Village of Decatur
114 N Phelps Street
Decatur, MI 49045

MEMORANDUM

TO: DDA
FROM: Christopher Tapper, Village Manager
REVIEWED BY: N/A
DATE: April 13, 2022

SUBJECT: Night Magic Display – Fireworks

Action Requested:

It is requested the DDA approve the quote from Night Magic Display for the annual fireworks display for 2022 and authorize staff to execute the necessary permits.

Background:

Decatur has historically held fireworks display for the July 4th celebration. Staff has requested proposals and has received one return. The Village President along with staff and the Assistant Fire Chief of the Decatur-Hamilton Fire Department met with Dick Wilson, Night Magic Display to discuss the details behind the proposal. Staff has also connected with Bernie Sherburn, property owner of the launch location of the display.

The VFW 4th of July event will always be an event in which takes place on the day of July 4th. The Village of Decatur supports this event and the activities of this day. I have spoken with the membership from the VFW about the fireworks display and membership had no concerns about the Village proceeding with the fireworks display for SUNDAY, JULY 3rd, 2022.

Staff has proposed this event to be a project of the Downtown Development Authority. This expenditure is in budget of the Downtown Development Authority. Staff has also sent out donation letters to businesses and stakeholders throughout Decatur. As of this report the DDA has received a total of \$1,300.00.

Attachments:

Night Magic Display

Corporate Office:
3999 Hupp Rd. Bldg R-3-1
LaPorte IN 46505



(800) 998-3900
(574) 272-6042 fax

March 21, 2022

Village of Decatur
Mr. Christopher Tapper
114 N. Phelps
Decatur MI 49045

Dear Mr. Tapper;

Enclosed please find your bid for the Village of Decatur Independence Day celebration fireworks display. Please take a moment to review the proposal, and if you should have any questions, please give me a call.

As always, we deeply appreciate your business and look forward to providing many new and exciting products and services that demonstrate our commitment to being your provider of choice for pyrotechnic displays.

A handwritten signature in black ink that reads "Dick Wilson". The signature is written in a cursive, flowing style.

Dick Wilson
magicpyro@aol.com

PROPOSAL

Village of Decatur

This proposal includes the following:

BID AMOUNT: \$20,000.00

**DISPLAY
DATES: July 3, 2022**

**LIABILITY \$10,000,000.00 Coverage provided by Everest
Insurance Company**

PRODUCT: All fireworks in enclosed bid.

**We reserve the right to substitute for equal or greater value if
product is not available.**

DELIVERY: By CDL/Hazmat endorsed drivers

**FIRING: All setup, firing of display by our protechnicians
and initial clean up.**

**WORKER'S
COMP.: Liberty Mutual Insurance
to cover the pyrotechnicians if provided**

Village of Decatur
Spectacular Fireworks!

July 03, 2022

\$20,000.00

REVISED MARCH 21, 2022

Opening Barrage

Three Inch Display Shells

12 - Wizard Chrysanthemum and Peony Shells

Body Of Display

Three Inch Display Shells

72 - Japanese Style Chrysanthemums

36 - Guandu Assorted Color Shells

9 - Guandu Fancy Flight Shells

8 - Crackling Nishiki Kamuros in flight

6 - Titanium Salute with Rising Tail

4 - Smiley Face

3 - Titanium Salutes with Rising Tails Shot in Flight

1 - White Strobe with Red Pistil

1 - Twitter Glitter

Four Inch Display Shells

18 - Guandu Assorted Shells

18 - Wizard Special Imported Shells

- 18 - Japanese Style Chrysanthemums
- 3 - Crackling Nishiki Kamuros in flight
- 3 - Assorted Ring Shells
- 3 - Red Strobe Waterfalls
- 3 - Brocade Crowns in Flight
- 1 - Red Strobe Sky Girl
- 1 - Purple to Lemon Strobe
- 1 - Red Bees
- 1 - Twitter Glitter
- 1 - Flower Crown
- 1 - Green Strobe Shell
- 1 - White Strobe Shells

Five Inch Display Shells

- 18 - Guandu Assorted Shells
- 18 - Wizard Special Imported Shells
- 18 - Yuan Yang Japanese Style Shells
- 10 - Fancy Color & Effect Shells
- 3 - Crackling Nishiki Willows in flight
- 3 - Brocade Crowns in Flight
- 2 - Yung Feng Japanese-Style Chrysanthemums
- 1 - Moving Blue Bees
- 1 - Brocade Crown
- 1 - Green Windbell Flower
- 1 - Orange Star Waterfall
- 1 - Purple to Lemon Strobe
- 1 - Red Bees
- 1 - Twitter Glitter

- 1 - White Windbell Flower
- 1 - Blue to Red Strobe
- 1 - Crackling Willow Flower
- 1 - Flower Crown with Pistil
- 1 - Gold Strobe Shell
- 1 - White Strobe Shell

Six Inch Display Shells

- 9 - Guandu Assorted Shells
- 9 - Wizzard Brand Display Shell
- 9 - Yuan Yang Japanese Style Shells
- 2 - Yung Feng Display Shell
- 1 - Brocade Ring to Saturn Shell

Eight Inch Display Shells

- 2 - Guandu Brilliant Chrysanthemums

Night Magic

The Grand Finale

120 - Three Inch Guandu Specialty Finale Shells

120 - Three Inch Wizard Multi-color Finale Shells

36 - Three Inch Gold Brocade Finale Shells

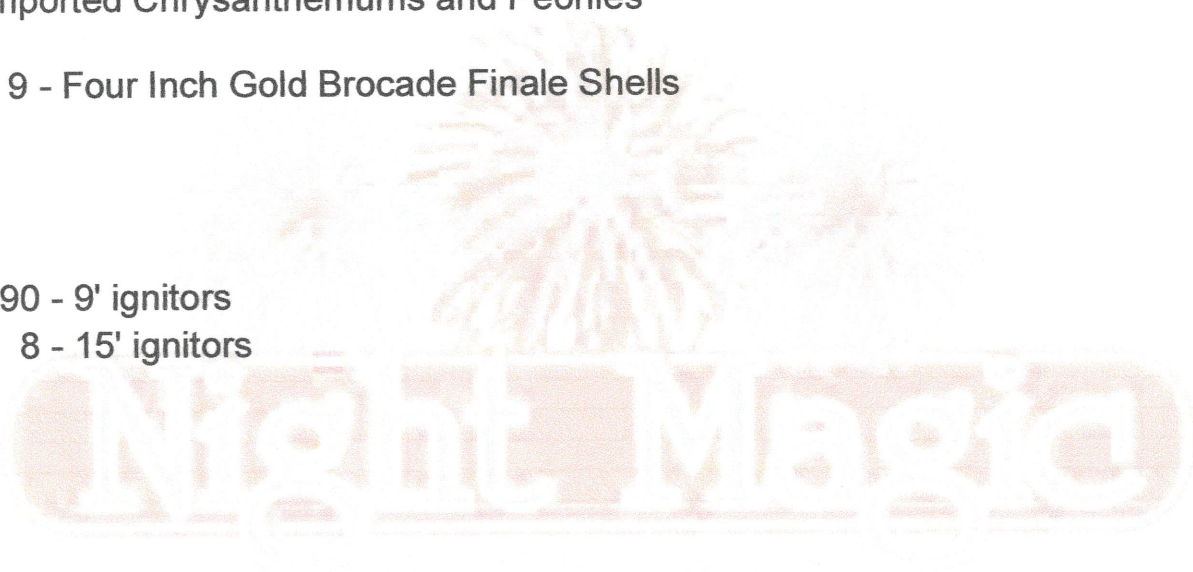
12 - Three Inch Titanium Salute Finale Shells

9 - Four Inch Grand Finale Bombshells consisting of Special Imported Chrysanthemums and Peonies

9 - Four Inch Gold Brocade Finale Shells

90 - 9' ignitors

8 - 15' ignitors





If you need to make the choice, which will it be?

MAKE THE RIGHT CHOICE!

“NIGHT MAGIC QUALITY”

Is there really a difference in the quality of fireworks?

Is there a difference in cars, electronics, shoes, clothing and so on? Definitely.

And fireworks have differences, too.

When comparing fireworks proposals you may be tempted to base your decision on the number of shells you are getting.

BE AWARE

A large quantity of shells does not translate into a quality show.

A proposal with a high shell count will contain many cheap star shells and other poor quality fireworks.

A company who emphasizes their high number of shells is not likely to provide high quality shells.

From Night Magic Displays you will get Top-Quality Premium shells which transform into “ooo's” and “aahh's” from your audience.

Never choose a fireworks company just because it appears to have the most shells and the cheapest price. Always make your decision based on the high quality, safety, and reputation from

Night Magic Displays

(800) 998-3900

Remember, the bitterness of poor quality remains long after the sweetness of low price.



**COMPLETE FIREWORKS PROGRAMS FROM
SET UP TO CLEAN UP INCLUDING FULL
INSURANCE COVERAGE.**

**CUSTOM DESIGNED DISPLAYS CREATED
SPECIFICALLY FOR YOUR SITE AND BUDGET.
NIGHT MAGIC STOCKS THE LARGEST VARIETY
OF AMERICAN AND ORIENTAL SPECIAL EFFECTS
AVAILABLE, GIVING YOUR SPECTATORS THE VARIETY
AND EXCITEMENT THAT THEY EXPECT.**



Photos by Ewan Cheung



**P.O. Box 778
NEW CARLISLE, IN 46552
800-998-3900
574-272-6042 FAX
MAGICPYRO@AOL.COM**

2022 Application for Fireworks Other Than Consumer or Low Impact

FOR USE BY LEGISLATIVE BODY
OF CITY, VILLAGE OR TOWNSHIP
BOARD ONLY

DATE PERMIT(S) EXPIRE:

Authority: 2011 PA 256

The LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this Legislative Body of City, Village or Township Board.

TYPE OF PERMIT(S) (Select all applicable boxes)

- ☐ Agricultural or Wildlife Fireworks ☐ Articles Pyrotechnic ☐ Display Fireworks
- ☐ Public Display ☐ Private Display
- ☐ Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes

NAME OF APPLICANT Night Magic Displays		ADDRESS OF APPLICANT 3999 Hupp Road, Building R-3-1, La Porte, IN 46350	AGE OF APPLICANT 18 YEARS OR OLDER <input type="checkbox"/> YES <input type="checkbox"/> NO
NAME OF PERSON OR RESIDENT AGENT REPRESENTING CORPORATION, LLC, DBA OR OTHER Richard Wilson		ADDRESS PERSON OR RESIDENT AGENT REPRESENTING CORPORATION, LLC, DBA OR OTHER 3999 Hupp Road, Building R-3-1, La Porte, IN 46350	
IF A NON-RESIDENT APPLICANT (LIST NAME OF MICHIGAN ATTORNEY OR MICHIGAN RESIDENT AGENT) Tony Nault		ADDRESS (MICHIGAN ATTORNEY OR MICHIGAN RESIDENT AGENT) 5980 East Hillcrest Drive Eaton Rapids, MI 48827	TELEPHONE NUMBER (517) 410-2361
NAME OF PYROTECHNIC OPERATOR Aubrey Schrock		ADDRESS OF PYROTECHNIC OPERATOR 66015 Miami Road Bremen, IN 46506	AGE OF PYROTECHNIC OPERATOR 18 YEARS OR OLDER <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
NO. YEARS EXPERIENCE 22	NO. DISPLAYS 100+	WHERE Diamond Lake, Paw Paw, Wyoming, MSU, etc	
NAME OF ASSISTANT		ADDRESS OF ASSISTANT	AGE OF ASSISTANT 18 YEARS OR OLDER <input type="checkbox"/> YES <input type="checkbox"/> NO
NAME OF OTHER ASSISTANT		ADDRESS OF OTHER ASSISTANT	AGE OF OTHER ASSISTANT 18 YEARS OR OLDER <input type="checkbox"/> YES <input type="checkbox"/> NO

EXACT LOCATION OF PROPOSED DISPLAY

DATE OF PROPOSED DISPLAY **7/3/2022** TIME OF PROPOSED DISPLAY **Dusk**

MANNER AND PLACE OF STORAGE, SUBJECT TO APPROVAL OF LOCAL FIRE AUTHORITIES, IN ACCORDANCE WITH NFPA 1123, 1124 & 1126 AND OTHER STATE OR FEDERAL REGULATIONS. PROVIDE PROOF OF PROPER LICENSING OR PERMITTING BY STATE OR FEDERAL GOVERNMENT

No storage is required. Delivered to shooting site day of display.

AMOUNT OF BOND OR INSURANCE (TO BE SET BY LOCAL GOVERNMENT) **\$10,000,000** NAME OF BONDING CORPORATION OR INSURANCE COMPANY **Britton-Gallagher & Associates**

ADDRESS OF BONDING CORPORATION OR INSURANCE COMPANY
One Cleveland Center, Floor 30, 1375 East 9th Street, Cleveland, OH 44144

NUMBER OF FIREWORKS	KIND OF FIREWORKS TO BE DISPLAYED (Please provide additional pages as needed)
440	3 inch display shells
91	4 inch display shells
85	5 inch display shells
30	6 inch display shells
2	8 inch display shells

SIGNATURE OF APPLICANT **Richard Wilson**

DATE **3/21/2022**

2022 Permit for Fireworks Other than Consumer or Low Impact

Authority: 2011 PA 256

The LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this Legislative Body of City, Village or Township Board.

This permit is not transferable. Possession of this permit authorizes the herein named person to possess, transport and display fireworks in the amounts, for the purpose of and at the place listed below only through permit expiration date.

TYPE OF PERMIT(S) (Select all applicable boxes)

- ☐ Agricultural or Wildlife Fireworks ☐ Articles Pyrotechnic ☒ Display Fireworks
☒ Public Display ☐ Private Display
☐ Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes

FOR USE BY LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD ONLY.

PERMIT(S) EXPIRATION DATE
(ENTER DATE OF EXPIRATION)

NAME OF PERSON PERMIT ISSUED TO

Aubrey Schrock

AGE (18 YEARS OR OLDER)

☒ YES ☐ NO

ADDRESS OF PERSON PERMIT ISSUED TO

66015 Miami Road, Bremen, IN 46506

NAME OF ORGANIZATION, GROUP, FIRM OR CORPORATION

Night Magic Displays

ADDRESS

3999 Hupp Road, Building R-3-1, LaPorte IN 46350

NUMBER AND TYPES OF FIREWORKS (Please attach additional pages if necessary)

648 pcs 3 to 8 inch display shells

EXACT LOCATION OF DISPLAY OR USE

CITY, VILLAGE, TOWNSHIP

Village of Decatur

DATE

7/3/2022

TIME

Dusk

BOND OR INSURANCE FILED

☒ YES ☐ NO

AMOUNT

\$10,000,000.00

Issued by action of the Legislative Body of a

☐ City ☐ Village ☐ Township of _____ on the _____ day of _____

(Signature and Title of Legislative Body Representative)

THIS FORM IS VALID UNTIL THE DATE OF EXPIRATION OF PERMIT

NIGHT MAGIC DISPLAYS

3999 Hupp Rd. Bldg R-3-1 La Porte IN 46350

800-998-3900 Toll Free

Fax 574-272-6042

AGREEMENT

AGREEMENT made this 21st day of March 2022 by **Night Magic Displays**, by its authorized agent hereinafter referred to as "Seller" and (the) **Village of Decatur** hereinafter referred to as "Buyer".

1. **SALE OF GOODS:** The Seller shall sell to the Buyer certain Fireworks Display(s) in accordance with the program (Bid) attached hereto which shall be incorporated herein. This Display will be given on the evening(s) of **July 3, 2022**, weather permitting, it being understood that should any factor prevent the giving of any Display on the date mentioned herein, it will be given on the next agreed upon date in 2022.*see item 2.

2. **PURCHASE PRICE and PAYMENT:** Purchase price shall be **\$20,000.00** Payment shall be made within 10 days after display is shot. A finance charge of one- and one-half percent per month will be assessed on all accounts overdue.

If inclement weather or any other factors should prevent the giving of this display on the agreed upon date, the Buyer will have the option of fulfilling this agreement with a buyout of 40% of the agreed display amount to the Seller.

3. **CLAIMS:** Any claims for loss or damage, defective materials and or product or shortages in count, or for any other cause is waived by Buyer unless made within Three (3) days after delivery.

WARRANTIES: The Seller warrants that the displays and their contents are in conformity with the specifications set forth in the Bid. No other representations or warranties have been made by the Seller or relied upon by the Buyer. This warranty is expressly in lieu of any and all warranties expressed or implied.

4. **LIABILITY:** The Buyer further agrees to provide the following:

- a) Sufficient area for the Displays in accordance with the N.F.P.A. code of distances.
- b) Adequate Security Staff protection to prevent spectators from entering Display Area.
- c) Protection of the Display area by roping off or similar facility.
- d) Daylight inspection of Display site the day following the Display.
- e) State Permit for Fireworks Display where required.

5. **ADDITIONAL COVENANTS:**

- a) Seller agrees to furnish Pyrotechnicians for this Display. This includes labor for setup, firing, tear down of display and initial inspection and cleanup of Display area.
- b) Seller shall purchase insurance for the benefit of Seller and Buyer in the amount of \$10,000,000.00 for each display. Such insurance shall cover damage and personal injury resulting from any aspect of this contract.
- c) All individual entities listed on the Certificate of Insurance will be deemed an additional insured per this contract.

6. **BENEFIT:** This agreement shall be binding upon and inure to the benefit of the parties, their successors, and assigns.

IN WITNESS, WHEREOF THE PARTIES HERETO HAVE EXECUTED THIS AGREEMENT THIS _____

DAY OF _____, 2022.

NIGHT MAGIC DISPLAYS

By _____
Authorized Agent of SELLER

By _____
Authorized Agent of BUYER

Insurance certificate will be emailed to
address provided here by buyer

Printed Name _____ email address _____

Billing Address _____ City _____ State _____ Zip _____

Social Districts

Introduction

The State of Michigan enacted a new law intended to spur economic activity and provide flexibility for hospitality businesses by enabling the on-site sale and off-site consumption of alcoholic beverages in designated “Social District” areas. On July 1, 2020, Governor Whitmer signed House Bill 5781 into law (MCL 436.1551) creating the “Social District Permit,” which allows local governments to designate a Social District within their jurisdictions. Businesses that are granted a Social District Permit may sell alcoholic liquor (beer, wine, mixed spirits, or mixed drinks) on their licensed premises to customers who may then consume the alcoholic liquor within the commons area of the Social District.

Permit Information for Local Governments

Local governments may now designate a Social District that contains a “commons area.” Once designated, “qualified licensees” whose licensed premises are contiguous to the commons area within the Social District and who obtain a license from the Michigan Liquor Control Commission (MLCC) may permit patrons to leave the licensed premises with the alcohol and consume it within the commons area.

Under MCL 436.1551(8)(a), a “commons area” is defined as: “an area within a social district clearly designated and clearly marked by the governing body of the local governmental unit that is shared by and contiguous to the premises of at least two other qualified licensees. Commons area does not include the licensed premises of any qualified licensee.”

Along with designating a Social District that contains a commons area, which must be clearly defined and marked with signs, a local government must establish local management and maintenance plans, including hours of operation, for a commons area. The statute provides that a local governmental unit shall not designate a Social District that would close a road unless the governing body receives prior approval from the road authority with jurisdiction over the road. In addition, the commons area must be maintained in a manner that protects the health and safety of the community.

A Social District designation must be filed with the MLCC, and include:

- A copy of the resolution passed by the governing body designating the Social District and commons area;
- A copy of management and maintenance plans, including the hours of operation, established by the local governmental unit for the Social District and commons area; and
- A diagram or map that clearly shows the boundaries of the Social District and commons area and identifies the qualified licensees that are contiguous to the commons area on the diagram or map.

To the extent a commons area threatens the health, safety, or welfare of the public or has become a public nuisance, a local government may revoke the Social District designation. Before revoking the designation, the local government must hold at least one public hearing on the proposed revocation, with appropriate notice being given under the Open Meetings Act (OMA). Any revocation of the Social District must be filed with the MLCC.

Bars and Restaurants May Apply for a Social District Permit

Bars and restaurants who are “qualified licensees” and wish to take advantage of the new law must first seek application approval from the governing body of their local government. Qualified licensees may then apply to the MLCC for a Social District Permit.

Pursuant to the statute, with some restrictions, qualified licensees include holders of Class C, Tavern, A-Hotel, B-Hotel, Club, G-1, G-2, and Brewpub licenses as well as licensees with on-premises and off-premises tasting rooms.

Upon receiving a Social District Permit, and upon additional approvals that may or may not be required by the municipality, a licensee may sell alcohol on its licensed premises in approved containers for customers to remove and consume in the commons area. A licensee is not permitted to sell alcohol in a commons area.

Approved containers must be glass free and not more than 16 oz., must prominently display the licensee's trade name or logo or some other mark that is unique to the licensee that sold the alcohol as well as a logo or mark unique to the commons area.

This Fact Sheet was provided by Sarah J. Gabis of the law firm of Foster Swift Collins & Swift, P.C.

Tecumseh documents:

Resolution

Map

Qualified licensees

Common Areas Management and Maintenance Plan

Commons Area Use Application



CITY OF TECUMSEH
CITY COUNCIL

Resolution R-16-20

Resolution #16-20 - Establishing Social Districts

WHEREAS, Michigan Public Act 124 of 2020 was signed into law on July 1, 2020; and

WHEREAS, the law allows Michigan municipalities to establish Social Districts that allow for Commons Areas where two or more contiguous licensed establishments could sell alcoholic beverages in special cups to be taken into the Commons Areas for consumption; and

WHEREAS, the Tecumseh Social District would be created and managed by the City through a collaboration with its Downtown Development Authority; and

WHEREAS, the Tecumseh Social District boundaries are generally Logan Street, Ottawa Street, Pottawattamie Street, and Pearl Street; and

WHEREAS, the Commons Areas boundaries incorporate the City-owned parking lots in the downtown area as well as the adjoining sections of North and South Evans Street. The Commons Areas include the sidewalks and streets along with the public parking lots within the boundaries that are not included in the qualified licensees' premises; and

WHEREAS, the City of Tecumseh will follow all stipulations of Michigan Public Act 124 of 2020 and follow established best practices in the creation and maintenance of the Social District; and

WHEREAS, the creation of the Tecumseh Social District will assist our downtown businesses in adapting to the social distancing requirements of the COVID-19 crisis as well as attract customers for enhanced outdoor dining and entertainment experiences in downtown Tecumseh.

NOW, THEREFORE, BE IT RESOLVED, that the Tecumseh City Council does hereby approve the creation of the Tecumseh Social District as depicted in the attached map (Exhibit A) for consideration by the Michigan Liquor Control Commission.

Motion for adoption by: Naugle

Supported by: Harmon


AYES Harmon, Naugle, Riddle, See, Wimple, Baker, Fox

NAYS

ABSENT

This is to certify that this resolution was duly adopted at the meeting of the City Council on **Sep 8, 2020**.



Jackson L. Baker
Mayor


Tonya A. Miller
Tecumseh City Clerk

CERTIFICATION

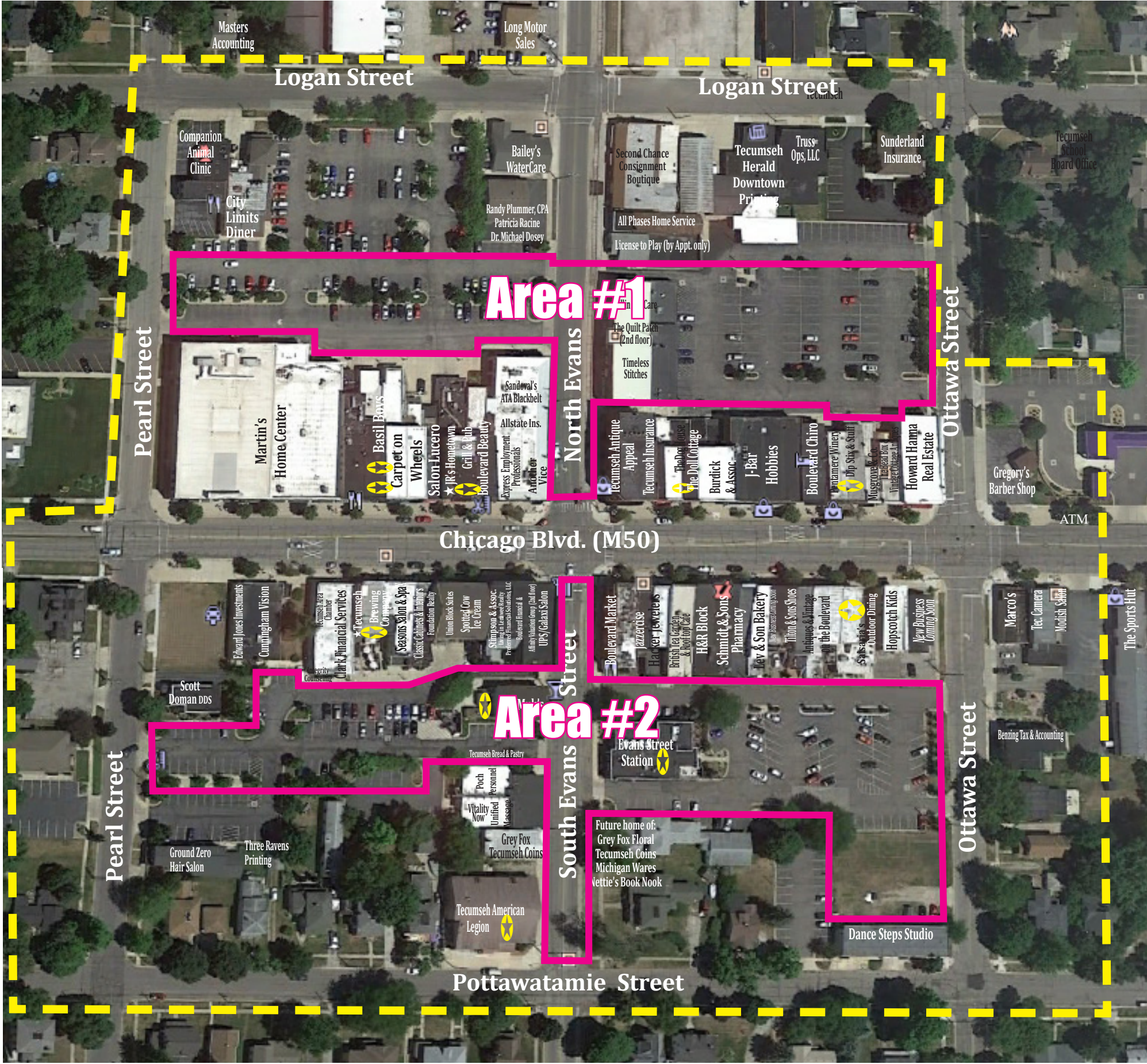
I, the undersigned, the duly qualified City Clerk for the City of Tecumseh, County of Lenawee, Michigan do hereby certify that the foregoing constitutes a true and complete copy of a motion adopted by the City Council of the City of Tecumseh, on **September 8, 2020**, the original of which is in my office, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, as amended, and that the full set of minutes from said meeting will be made available, as required by said Act.

Dated: 9/10/2020


Tonya A. Miller
Tecumseh City Clerk



Downtown Tecumseh Social District Commons Area



Social District Commons Area

Qualified Licensees

City of Tecumseh
Social District
Qualified Licensees

LARA ID	Account Name	DBA	Address
2098	Wrong Way Pub Inc.	Wrong Way Pub	107 S. Evans St. Tecumseh 49286
8127	American Legion Memorial Home Assn. of Tecumseh	American Legion Memorial Home Assn. of Tecumseh	101 W. Pottawatomie St. Tecumseh 49286
133417	Pentamere Winery, LLC	Pentamere Winery	131 E. Chicago Blvd. Tecumseh 49286
134702	Evans Street Station LLC	Evans Street Station	110 S. Evans St. Tecumseh 49286
153852	The Tecumseh Club	The Tecumseh Club	123 W. Chicago Blvd. Tecumseh 49286
215099	Devniks, Inc.	Basil Boys	125 W. Chicago Blvd. Tecumseh 49286
226011	LRS Restaurant Holdings, LLC	JR's Hometown Grill & Pub	111 W. Chicago Blvd. Tecumseh 49286
227486	The Dog House Restaurant, LLC	The Doghouse Restaurant	107 E. Chicago Blvd. Tecumseh 49286
235137	Salsaria's LLC	Salsarias	146 E. Chicago Blvd. Tecumseh 49286
237108	Tecumseh Brewing Company, LLC	Tecumseh Brewing Co	128 W. Chicago Blvd. Tecumseh 49286



P.O. Box 396, Tecumseh, MI 49286 • www.mytecumseh.org

Commons Areas Management and Maintenance Plan

Overview

In an effort to support local restaurants, microbreweries, bars, and similar food service businesses, the City of Tecumseh has established a permitting process for temporary outdoor social districts and commons areas ("Commons Areas"). Commons Areas are intended to allow for outdoor dining and alcoholic beverage consumption on City properties that are adjacent to or near associated business establishments. This application package is designed to ensure compliance with the Michigan Liquor Control Commission (MLCC) guidelines and Public Act 58 of 1998 as amended by Public Act 124 of 2020.

The Commons Areas are proposed to be administered through the City's Developmental Services Office and permits from both the MLCC and the City are required prior to utilization by any qualified establishment(s).

Intent

Commons Areas are intended provide extra outdoor space for dining and consumption of alcoholic beverages while ensuring sufficient separation between unrelated parties. This is in response to the social distancing requirements necessitated by the COVID-19 crisis. The areas will accommodate tables, chairs, barriers, boundaries, and accessory materials related to the offered services. Qualified establishments, as defined by PA 124 of 2020 may apply to utilize **certain specifically designated places within** the established Commons Areas:

1. City owned parking lots in the Central Business District.
2. The North and South Evans Street road right-of-way.
3. In accordance with the MLCC guidelines, all Commons Areas must be "contiguous to the premises of at least 2 qualified licensees."

It is also intended that Commons Areas may be shared by multiple businesses, so long as the shared use is defined by the City authorization and joint operation and maintenance guidelines are established.

However, public spaces immediately in front of or behind a business establishment will be reserved solely for that business (exp. public sidewalks and parking spaces).

All designated spaces will be subject to review by Tecumseh Police and Fire Departments for traffic and safety considerations.

City of Tecumseh
Commons Areas Management and Maintenance Plan

Page 2 of 5

Other Options for Outdoor Dining and Alcoholic Beverage Consumption

The establishment of the Commons Areas in accordance with the new MLCC provisions in no way negates the ability of businesses to establish sidewalk cafes for outdoor dining and alcoholic beverage consumption in accordance with the pre-existing MLCC guidelines and City ordinances. The Commons Areas are intended to be supplemental and in addition to these previous provisions.

Signage and Barriers

The City will prepare generic signs as required by the MLCC Rules that identify the general boundaries of the Commons Areas. The individual establishments may be required to provide additional barriers to define the portion of the Commons Area they plan to utilize and provide for the safety of their customers/patrons. Additional barriers or barricades as specified by the City **will** be required when the area utilized is within a public parking lot and/or on a public street or sidewalk. The City will assist in coordination between the permitted establishments to minimize the necessary investment in additional barriers/barricades.

Application Process

Commons Area permits must be requested by the business owner or an authorized representative. Applications and supplemental information must be provided in complete form for review and approval by the Building Official.

Required checklist items are the following:

1. Completed City application form.
2. Copy of Michigan Liquor Control Commission Permit. *Note: The City will conduct a preliminary review prior to the applicant submitting their MLCC permit in order to determine if the proposed use of the Commons Area is acceptable to the City.*
3. Certificate of Liability Insurance, naming the City of Tecumseh additionally insured.
4. Commons Area layout plan (drawn to-scale with dimensions noted and all information in legible form).
 - a. Lot lines, portion(s) of Commons Area intended for use, and proposed barriers/barricades.
 - b. Existing entries/exits, sidewalks, structures, and building footprints.
 - c. Proposed location of tables, chairs, tents, shelters, and other fixtures, allowing for at least 6 feet minimum between unrelated parties. *Note: The City may*

City of Tecumseh
Commons Areas Management and Maintenance Plan

Page 3 of 5

require the removal or relocation of these furnishings and fixtures at the end of each business day in order to facilitate access to the surrounding properties.

- d. Outdoor service and host area(s) (if any).
- e. Proposed occupancy. *Attached is the section of the International Building Code (IBC) which has been adopted as the standard for the State of Michigan related to occupancy calculations to provide you with a starting point. This does not consider the requirements in item (c) above.*

General Requirements

Commons Areas are subject to the following requirements:

1. Boundaries, structures, and materials associated with Commons Areas shall:
 - a. Not impede drivers, pedestrians, or wheelchair users. *Note: The City will consider the extended closure of sections of public parking lots and streets, subject to maintaining adequate access to the surrounding properties.*
 - b. Not block sight visibility of remaining parking lot aisles or intersections.
 - c. Not impede emergency vehicle and personnel access.
 - d. Not prevent access to nearby businesses or homes.
 - e. Be approved by City of Tecumseh Police and Fire Departments.
2. Alcohol service shall conform to all Michigan Liquor Control Commission requirements, including any Social District and Commons Areas Permit requirements. Specifically:
 - a. The serving container must prominently display the licensee's trade name or logo or some other mark that is unique to the licensee that sold the alcohol.
 - b. The serving container must prominently display a logo or some other mark that is unique to the commons area.
 - c. The serving container is not made of glass.
 - d. The serving container does not have a liquid capacity over 16 ounces.
3. **Hours of operation shall begin no earlier than 10:00 AM and food and beverage service shall discontinue in the Commons Areas no later than 11:00 PM.** However, hours shall be further restricted when adjacent to residential land uses. Service shall not extend beyond the range established in the MLCC or City permits.
4. Service shall conform to the permitted days of operation.
5. The layout of boundaries, structures, and materials shall conform to the proposed outdoor Commons Area layout plan during open hours. Tables, chairs, and temporary barriers may be permitted to remain outdoors during closed hours but must be secured. Service items, decorations, cleaning materials and equipment and other easily stored items must be removed from

City of Tecumseh
Commons Areas Management and Maintenance Plan

Page 4 of 5

the area at the end of each business day. Solid barriers, if incorporated, may remain for the duration of the permitted timeframe.

6. Sites and surfaces shall be cleaned before service hours and upon close.
7. Tents and other temporary shelter structures shall be approved by the Fire Department and Building Official.
8. Amplified music shall be set at reasonable levels so as not to disturb owners and occupants of neighboring properties.
9. Temporary lighting shall be established to ensure safe conditions during evening hours but shall not result in excessive glare onto adjacent properties.
10. Waste receptacles shall be provided within the Commons Area and shall be emptied regularly during open hours and at close each day.
11. Heaters must be approved by the Fire Department (type and location).
12. Smoking is not permitted within designated Commons Areas.

Review and Approval

The review of Commons Areas will occur in conjunction with the Developmental Services Office and Police Department and Fire Departments. The City reserves the right to request additional details and information to ensure the protection of public health, safety, and welfare.

If requirements and standards are met, the proposed outdoor social zone will be permitted for a period of time specified by the Building Official. Reasonable conditions may be applied by the City to ensure the protection of public health, safety, and welfare. Plan amendments may be considered at any time but must comply with all requirements for Commons Areas.

**Building Services Department**

P.O. Box 396, Tecumseh, MI 49286

Ph: 517-424-6544

www.mytecumseh.org**COMMONS AREA USE APPLICATION**

Date of Application:

Name of Business:

Requested Date Range for Commons Area Use

From:

To:

Recurring Dates Requested:

(Attach additional sheet if needed)

Name of Owner / Responsible Party:

Mailing Address:

Business Address:

(If different from above)

Contact Person:

Phone #:

E-Mail:

Description of Commons Area Services/Uses:

Required Attachments:

☐ Layout Plan*(See Management Plan for Requirements)*☐ Proof of MLCC Approval☐ Proof of Liability Insurance*(Naming City Additionally Insured)***X** _____
Signature of Owner/Responsible Party

Date: _____

*I verify all of the information on and attached to this application is accurate to the best of my knowledge; and I commit to adhere to the City of Tecumseh Commons Area Management Plan and the MLCC requirements for Social Districts/Commons Areas.***CITY USE ONLY BELOW THIS LINE**☐ ALL Required Attachments Provided☐ Logistics Meeting NeededDepartment Approval Needed: ☐ Police ☐ Fire ☐ Building ☐ DPW

Permit #:

☐ Approved

Date of Approval: _____

Conditions of Approval:

X _____ Printed Name: _____*Signature of Building Official*

Date: _____



Michigan Department of Licensing and Regulatory Affairs
Liquor Control Commission (MLCC)
Constitution Hall – 525 W. Allegan - Lansing, Michigan 48933
Toll-Free 866-813-0011 • www.michigan.gov/lcc

Updated December 21, 2021

Local Governmental Units That Have Established Social Districts

The following is an ongoing list of local governmental units (city, village, township, county) that have established a Social District under [MCL 436.1551](http://mcl.michigan.gov/436.1551).

Allegan County

- Allegan City
- Douglas City
- Fennville City
- Otsego City
- Saugatuck City

Alpena County

- Alpena City

Antrim County

- Central Lake Village

Barry County

- Hastings City

Branch County

- Coldwater City

Bay County

- Bay City

Berrien County

- Bridgman City
- Buchanan City
- Niles City
- St. Joseph City

Calhoun County

- Battle Creek City
- Marshall City

Charlevoix County

- East Jordan City
- St. James Township

Crawford County

- Grayling City

Emmet County

- Petoskey City

Ingham County

- Lansing City
- Webberville Village

Iosco County

- Oscoda Township

Jackson County

- Jackson City

Kalamazoo County

- Kalamazoo City
- Vicksburg Village

Kent County

- Cedar Springs City
- Grand Rapids City
- Lowell City
- Rockford City

Lapeer County

- Lapeer City

Lenawee County

- Adrian City
- Clinton Village
- Tecumseh City

Livingston County

- Brighton City
- Howell City

Macomb County

- Mt. Clemens City
- New Baltimore City
- St. Clair Shores City

Manistee County

- Manistee City

Mason County

- Ludington City

Midland County

- Midland City

Monroe County

- Dundee Village

Montcalm County

- Greenville City

Muskegon County

- Muskegon City

Newaygo County

- Newaygo City

Continued Next Page



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Oakland County

- Clarkston City
- Clawson City
- Farmington City
- Ferndale City
- Holly Village
- Lake Orion Village
- Oak Park City
- Oxford Village
- Pontiac City
- Royal Oak City
- Wixom City

Oceana County

- Hart City

Osceola County

- Reed City

Otsego County

- Gaylord City

Ottawa County

- Grand Haven City
- Holland City
- Spring Lake Village
- Zeeland City

Schoolcraft County

- Manistique City

Shiawassee County

- Owosso City

St. Clair County

- Port Huron City

St. Joseph County

- Sturgis City
- Three Rivers City

Van Buren County

- Lawton Village

Washtenaw County

- Ann Arbor City
- Chelsea City
- Dexter City
- Manchester Village
- Milan City

Wayne County

- Belleville City
- Dearborn City
- Grosse Pointe Park City
- Northville City
- Trenton City
- Wyandotte City

Wexford County

- Cadillac City