

City Council

Regular Meeting Minutes

Monday, February 23, 2015
7:00 p.m., Council Chambers



1. Call to Order by Mayor 7:00 p.m.

2. Invocation – Moment of Silence

3. Roll Call

Present: Arnold, Gruber, Klavins, Patterson
Absent: Fitzgibbon, Kozlik Wall, Burr

Moved by Patterson to excuse Mayor Burr and Councilmembers Fitzgibbon and Kozlik Wall for personal reasons. Seconded by Arnold.

Voted Yes: All. Motion carried.

4. Proclamation – Albemarle Corporation

5. Approval of Agenda

Moved by Patterson to approve the agenda. Seconded by Gruber.

Voted Yes: All. Motion carried.

6. Consent Agenda: Items A thru D (Roll Call Vote Required)

Moved by Patterson seconded by Arnold to approve the Consent Agenda as follows:

- A. Council will be requested to approve the City Council Minutes of February 2, 2015.
- B. Bills totaling \$ 1,316,589.19 for the period ending February 24, 2015 be approved and forwarded to the Clerk and Treasurer for payment.
- C. Council will be asked to approve a proposal by Abonmarche to perform dredging permit application services for a dredging permit in the Turning Basin.
- D. Council will be asked to receive the following administrative reports and approved minutes to be placed on file:
 - 1) 05-05-2014 CBA Minutes
 - 2) 11-19-2014 Airport Authority Minutes
 - 3) 11-19-2014 Housing Commission Minutes
 - 4) 12-16-2014 Harbor Commission Minutes
 - 5) 12-17-2014 Housing Commission Minutes
 - 6) 12-18-2014 BPU Special Minutes
 - 7) 01-13-2015 Parks Minutes

A Roll Call Vote was taken:

Yeas: Arnold, Gruber, Klavins, Patterson

Nays: None

Motion carried.

UNFINISHED BUSINESS

- 7. Council will be asked to consider a motion to prohibit animals from entering the Huron Street Pavilion during the hours of operation for the city's Farmers' Market, with the exception of guide and service animals.**

Background Information: The City Council will be asked to reconsider a prohibition on animals from entering the Huron Street Pavilion, during the hours of operation for the city's Farmers' Market, with the exception of guide and service animals.

The city's Farmers' Market operates under and around the Huron Street Pavilion, on Wednesday and Saturday, from June until August. During the event, pedestrian traffic is quite high in the area under the pavilion. As a result, bringing animals into the crowded area potentially places pedestrians at risk.

Staff has reviewed rules issued for farm markets in nearby communities. The City of Holland has restricted animals from entering their market. The City of Grand Rapids has restricted animals from entering their market. Further, the city has received guidance from the Michigan Department of Agriculture, which notes that state's 2009 Food Code recommends a prohibition on animals from the premises of a food establishment.

At the February 2nd regular meeting of the City Council, staff requested the City Council to consider the adoption of a prohibition on animals at the city's Farmers' Market, during the hours of market operation. During discussion of the issue, representatives from the Al-Van Humane Society requested the City Council allow the organization to continue displaying animals for adoption, as part of the market. City Council tabled the issue, and instructed staff to communicate with the market manager and representatives from the Al-Van Humane Society, to work towards a compromise. Staff has met with those parties and has reached an agreement which allows the prohibition to proceed. The Al-Van Humane Society will be allowed space in Dyckman Park, adjacent to the city's pavilion. The city will help provide a temporary shade structure to Al-Van Humane Society, to allow the animals to avoid the direct sunlight. As a result of the compromise, staff recommends that the City Council proceed with the adoption of the animal prohibition.

Moved by Arnold to prohibit animals from entering the Huron Street Pavilion during the hours of operation for the city's Farmers' Market, with the exception of guide and service animals. Seconded by Patterson.

Voted Yes: All. Motion carried.

NEW BUSINESS

- 8. Council will be asked to consider approval of a Declaration and Notice to close out the Van Buren Trail grant.**

Background Information: The total project cost for the Van Buren Trail was \$488,040. Total eligible expenses for the grant project were \$389,198. The grant amount was \$217,400, of which we have been paid 90%. The remaining 10% amount of \$21,740 will be paid upon submittal of the Declaration and Notice document to the DNR.

Moved by Patterson to approve a Declaration and Notice to close out the Van Buren Trail grant. Seconded by Arnold.

Voted Yes: All. Motion carried.

9. Council will be asked to consider Special Event 2015-02, Festival of Cars/Kruisin for Kylie to be held June 6, 2015.

Moved by Arnold to approve Special Event 2015-02, Festival of Cars/Krusin for Kylie to be held June 6, 2015. Seconded by Gruber.

Derek Gruber - Spoke about the event.

Voted Yes: All. Motion carried.

10. Council will be asked to consider the following regarding the South Haven Recreation Plan:

A. Hold a public hearing regarding the proposed amendment.

B. Approve Resolution 2015-06, a resolution amending the South Haven Recreation Plan.

Background Information: In late 2014, we were made aware that the MDNR will require that cities applying for Waterways grants must include a reference to planning for marinas in their Recreation Plan.

Our 2014 Marina Capital Improvement Plan identifies the following 2015 grant applications:

South Side Marina Building Renovation
South Side Marina Dock Extension and Wave Attenuation Study
Black River Park Driveway Improvements.

We are busy preparing these applications, anticipating a spring application date. In order to be eligible for these grants, the MDNR is requiring a statement in the Recreation Plan regarding harbor planning.

In order to avoid a delay in applying for grants for these projects, staff proposes to amend the Recreation Plan to include two existing plans which have been approved by the Harbor Commission.

The Harbor Commission Strategic Plan is a description of goals and recommendations for improvement of South Haven Harbor.

The South Haven Municipal Marina, Black River Park and River Maintenance Capital Improvement Plan is a five year plan showing a number of improvement projects to those facilities, and potential grant sources for those projects.

We hope that by including these two documents as an amendment to the Recreation Plan that we will be eligible to apply for Waterways grants this spring.

Item A: Hold a public hearing regarding the proposed amendment.

Moved by Gruber to open a public hearing regarding the proposed amendment to the South Haven Recreation Plan. Seconded by Patterson.

Voted Yes: All. Motion carried.

No public comment

Moved by Arnold to close the public hearing regarding the proposed amendment to the South Haven Recreation Plan. Seconded by Patterson.

Voted Yes: All. Motion carried.

Item B: Approve Resolution 2015-06, a resolution amending the South Haven Recreation Plan.

Moved by Patterson to approve Resolution 2015-06, a resolution amending the South Haven Recreation Plan. Seconded by Arnold.

Voted Yes: All. Motion carried.

11. Council will be asked to consider a motion to schedule a workshop session to begin the annual priority setting process.

Background Information: The City Council will be asked to schedule a series of priority setting workshops, which will illustrate the Council's priorities for the upcoming calendar year.

Over the coming weeks, the City Council will be asked to host a series of workshops to discuss priority setting for the upcoming fiscal year. Through these conversations, elected and appointed officials will be able to compile lists of items, projects, and concerns. From the lists, the City Council will begin the process of prioritizing their goals for the upcoming year. Based on those priorities, staff will work to develop a draft budget document which is intended to meet the bulk of the council's priorities.

Attached are the approved Fiscal Year 2014-15 Annual Priorities. It is my hope that through the review of the previously approved priorities and goals, the City Council members will develop ideas for the upcoming priority setting workshop.

Possible workshop dates that the City Council could consider are:

- March 2nd at 5:30 p.m.
- March 16th at 6:00 p.m.

It is my hope that only one workshop session will be needed for the bulk of the priority setting process. However, an additional session has been scheduled if more time is needed to discuss the priorities. As a result, I am requesting that the City Council schedule one workshop session, but note that the additional workshop session may be needed.

Moved by Arnold to schedule a workshop session to begin the annual priority setting process. Seconded by Patterson.

Voted Yes: All. Motion carried.

12. Council will be asked to consider Resolution 2015-07, a resolution authorizing the City Manager to apply for a Michigan Natural Resources Trust Fund Grant for North Beach Improvements.

Background Information: The City Council adopted the “Fiscal Year 2014-15 Priorities.” As part of the approved priorities, the City Council seeks to plan and develop improvements to the public infrastructure at the North Beach Park. Application to the MNRTF for the North Beach Park project supports the Council’s priority.

The intent of the North Beach Park improvements is to provide improvements to the city’s sidewalks, streets, and beach areas for residents and visitors to the North Beach Park. Over the past two years, the city’s staff has worked with Monroe Park residents (Monroe Park is the neighborhood adjacent to the North Beach Park) to seek their input on the proposed park improvements. At the December 11, 2012 meeting of the city’s Parks Commission, the commission approved the proposed North Beach Park plan.

In 2013, the City Council approved a grant application to the MNRTF for the proposed improvements to the city’s North Beach Park. The 2013 grant application was not successful. A similar process occurred in 2014, with the city submitting the application and being denied by the State of Michigan. Staff recommends resubmitting the grant application, in an effort to secure MNRTF grant funds for the project.

One change to the application that will be made is the inclusion of a non-motorized watercraft lane. The lane is intended to provide access to Lake Michigan for small non-motorized watercraft (e.g., kayaks, stand-up paddleboards, and/or canoes.) The planned lane has been reviewed and recommended by the city’s Harbor Commission and Parks Commission. The planned inclusion of the non-motorized watercraft lane is predicated on the city’s efforts to secure grant funding for the reconstruction of the North Beach. For the past two years, the city has sought grant funds from the MNRTF. Each of those grant applications has been denied, due to limited MNRTF funding. In an effort to boost the city’s grant application score, and increase the likelihood of the grant being awarded, the city has consulted with the Michigan Department of Natural Resources (MDNR) on possible changes to the grant application. The MDNR oversees the MNRTF grant process, and was able to provide guidance on how to improve the application. The MDNR indicated that a non-motorized watercraft lane, which connects to Lake Michigan, is likely to result in additional points for the city’s application. As a result, staff anticipates the lane addition may be helpful in securing the MNRTF grant funding for the North Beach project.

The city’s staff has begun the process of preparing the MNRTF grant, and one of the required steps is for the City Council to pass a resolution supporting the grant application

submission. The funding request will be \$300,000 and the city will provide a 64% match of \$536,644 for a total project cost of \$836,644. The source of the local matching funds will be from the city's general fund. Due to funding pressures impacting the MNRTF, staff anticipates that recreation grant funds may be more competitive than previous years. As a result, the city's grant application seeks to build the North Beach Park improvements in two phases, as part of an effort to seek a lower grant request from the MNRTF. The proposed grant application seeks to fund to make improvements to the sidewalks, roadway, night sky compliant street lighting, playground equipment, and an ADA accessible beach mat. The installation of seat walls, dumpster enclosures, public showers/foot-wash, and the reconstruction of the concession stand would be delayed until the second phase of the project.

Moved by Patterson to approve Resolution 2015-07, a resolution authorizing the City Manager to apply for a Michigan Natural Resources Trust Fund Grant for North Beach Improvements. Seconded by Gruber.

Voted Yes: All. Motion carried.

13. Interested Citizens in the Audience Will be Heard on Items Not on the Agenda

Derek Gruber – Spoke about Icebreaker.

14. City Manager's Comments

15. Mayor and Councilperson's Comments

Gruber – No comment.

Klavins - Spoke about community questionnaire.

Patterson – Spoke about women's history month.

Arnold – Spoke about beach stickers.

16. Adjourn

Moved by Gruber to adjourn. Seconded by Arnold.

Voted Yes: All. Motion carried. Meeting adjourned at 7:35 p.m.

RESPECTFULLY SUBMITTED,



Michelle Coffey
Deputy City Clerk

Approved by City Council: **March 2, 2015**