

City Council

Regular Meeting Minutes

Tuesday, July 5, 2016
7:00 p.m., Council Chambers



1. **Call to Order by Mayor Burr at 7:00 p.m.**
2. **Moment of Silence**
3. **Roll Call**

Present: Jeff Arnold, Clark Gruber, Vickiy Kozlik-Wall, Steve Schlack, Scott Smith, Bob Burr

Absent: Andy Klavins

Moved by Gruber, seconded by Arnold, to excuse Council member Klavins due to personal reasons.

Voted Yes: All. Motion carried.

Prior to approval of the agenda, staff members and the council addressed the events that took place on July 3. Mayor Burr expressed appreciation for the efforts of the South Haven Police Department and asked for reflection from both city and community leaders before making any decisions regarding the future of the fireworks show.

City Manager Brian Dissette commended the police department for taking necessary steps to ensure public safety on July 3, as well as asked for further investigation of the incidents.

Acting Police Chief Natalie Thompson briefed the Council on the events and also recognized the assistance of neighboring jurisdictions. Thompson will be meeting with members of the community over the coming week. Thompson reported an estimation of 50 arrests, with as many as 50-70 additional citations handed out.

Council member Vickiy Kozlik-Wall offered a statement, expressing her full support of the efforts and decisions of Thompson. Kozlik-Wall also commended the department's officers for their actions along with those who assisted from other jurisdictions.

Council members Schlack, Gruber, Arnold and Smith all commended and thanked Thompson and the officers.

4. **Approval of Agenda**

Moved by Kozlik-Wall, seconded by Smith, to approve the agenda.

Voted Yes: All. Motion carried.

5. Consent Agenda: Items A through I (Roll Call Vote Required)

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

- A. Council will be asked to approve the City Council Regular meeting minutes for June 20, 2016.
- B. Council will be asked to approve invoices totaling \$1,185,900.63 for the period ending July 3, 2016 be approved and forwarded to the Clerk and Treasurer for payment.
- C. Council will be asked to consider approval of Resolution 2016-44, a resolution to approve the amended MDOT Contract 16-5080.
- D. Council will be asked to approve a Professional Services Agreement with SME, in the amount of \$49,635.00 for quality control testing on the Kalamazoo Street Reconstruction, Phase 3 project.
- E. Council will be asked to approve a Professional Services Agreement with Midwest Civil Engineering, PC, in the amount of \$15,110.00 for construction staking services on the Kalamazoo Street Reconstruction, Phase 3 project.
- F. Council will be asked to approve a contract with Revize Software Systems to redesign the city's website in the amount of \$19,874 with an annual fee of \$3,290 beginning in year two.
- G. Council should review and approve the Proposal for Professional Services for North Beach Improvements with Abonmarche in the amount of \$100,000.
- H. Council should review and approve the Proposal for Professional Services for Monroe Park Street Resurfacing with Abonmarche in the amount of \$35,700.
- I. Council will be asked to accept the following minutes:
 - 1) May 23, 2016 Board of Public Utilities meeting minutes.

A Roll Call Vote was taken:

Yeas: Arnold, Gruber, Kozlik-Wall, Schlack, Smith, Burr

Nays: None

Motion carried.

NEW BUSINESS

6. Council will be asked to consider two appointments to the following boards and commissions:

A. Reappoint Scott Maxwell to the Downtown Development Authority for a term of four years.

Moved by Gruber, seconded by Smith, to reappoint Scott Maxwell to the Downtown Development Authority for a 4-year term.

Voted Yes: All. Motion carried.

B. Appoint Laura Bos to the Local Development Finance Authority and Brownfield Redevelopment Authority as the representative for South Haven Public Schools.

Moved by Arnold, seconded by Kozlik-Wall, to appoint Laura Bos to the Local Development Finance Authority and Brownfield Redevelopment Authority as the representative for South Haven Public Schools.

Voted Yes: All. Motion carried.

7. Council will be asked to consider approval of Resolution 2016-45, a resolution to exercise the opt-out provision of Public Act 95 of 2013.

City Engineer Larry Halberstadt addressed the Council concerning Public Act 95.

Moved by Gruber, seconded by Schlack, to approve Resolution 2016-45, a resolution to exercise the opt-out provision of Public Act 95 of 2013.

Voted Yes: All. Motion carried.

8. Council will be asked to consider approval of resolutions declaring intent to make public improvements, designating the district boundaries, and scheduling public hearings for the following projects:

City Manager Brian Dissette briefed the Council on these capital improvement projects, to be conducted primarily between Labor Day 2016 and Memorial Day 2017, so as to inconvenience citizens and visitors as little as possible. Dissette specifically discussed the importance of the Indian Grove Lift Station Project as it sets the tone for the way future practices will work.

The Council then heard public comments from resident Lisa Bettis-Cooper, 411 Fruit Street. Bettis-Cooper asked when the special assessments would be disclosed to impacted residents.

Comments were then heard from Jack Fitzer, 35 Walk F. Fitzer asked where in the Master Plan these projects are discussed.

A. Resolution 2016-46 Indian Grove Lift Station and Force Main Improvement Project, Special Assessment Roll 201602.

Moved by Arnold, seconded by Smith, to approve Resolution 2016-46, a resolution to approve the Indian Grove Lift Station and Force Main Improvement Project, Special Assessment Roll 201602.

Voted Yes: All. Motion carried.

B. Resolution 2016-47 Monroe Boulevard Reconstruction Project, Special Assessment Roll 201603.

Moved by Gruber, seconded by Arnold, to approve Resolution 2016-46, a resolution to approve the Monroe Boulevard Reconstruction Project, Special Assessment Roll 201603.

Voted Yes: All. Motion carried.

C. Resolution 2016-48 Dunkley Avenue Reconstruction Project, Special Assessment Roll 201604.

Moved by Arnold, seconded by Kozlik-Wall, to approve Resolution 2016-46, a resolution to approve the Dunkley Avenue Reconstruction Project, Special Assessment Roll 201604.

Voted Yes: All. Motion carried.

D. Resolution 2016-49 Black River Street Reconstruction Project, Special Assessment Roll 201605.

Moved by Kozlik-Wall, seconded by Gruber, to approve Resolution 2016-46, a resolution to approve the Black River Street Reconstruction Project, Special Assessment Roll 201605.

Voted Yes: All. Motion carried.

E. Resolution 2016-50 Black River Street Lift Station and Force Main Project, Special Assessment Roll 201606.

Moved by Kozlik-Wall, seconded by Arnold, to approve Resolution 2016-46, a resolution to approve the Black River Lift Station and Force Main Project, Special Assessment Roll 201606.

Voted Yes: All. Motion carried.

F. Resolution 2016-51 North Shore Drive Reconstruction Project, Special Assessment Roll 201607.

Moved by Arnold, seconded by Schlack, to approve Resolution 2016-46, a resolution to approve the North Shore Drive Reconstruction Project, Special Assessment Roll 201607.

Voted Yes: All. Motion carried.

G. Resolution 2016-52 Kalamazoo Street Reconstruction Project, Phase 4, Special Assessment Roll 201608.

Moved by Smith, seconded by Arnold, to approve Resolution 2016-46, a resolution to approve the Kalamazoo Street Reconstruction Project, Phase 4, Special Assessment Roll 201608.

Voted Yes: All. Motion carried.

9. Interested Citizens in the Audience Will Be Heard on Items Not on the Agenda

James Leppa, 263 Cherry Street, brought up concerns about the city's 4th of July celebrations, particularly the influx of traffic. Leppa presented the idea of turning certain streets into one-ways when heavy traffic is expected. Leppa emphasized that plans should include all holiday weekends, not just the 4th of July.

Jean Conlisk, 60 Lakeshore Drive, has concerns about the what the fireworks have turned into in recent years. She feels that the show is drawing in too many people, and that the negative publicity is damaging the community.

Debbie Masterson, 27 Grand Boulevard, expressed her appreciation for the police and for Acting Chief Thompson.

Pam Buck, 151 Dunkley, commended City Manager Dissette and the police officers for their actions over the weekend. Buck recommended continuing the fireworks next year in honor of Mayor Burr's final year of service. Buck also presented photos of aged fire hydrants, asking that they be painted.

Jack Fitzer, 35 Walk F, expressed appreciation for the police work done over the weekend.

10. City Manager's Comments

City Manager Brian Dissette addressed the passing of Zoning Board of Appeals member Mark Wheeler. Dissette then discussed along with Assistant City Manager Kate Hosier a facility lease agreement for the building at 220 Aylworth.

11. Mayor and Councilperson's Comments

Smith: No comment.

Arnold: Asked if city staff could investigate upping the noise ordinance, particularly with regard to consumer fireworks. City Manager Dissette offered ideas for solutions, but did note that all will be difficult to enforce.

Gruber: Thanked the public for their support. He also thanked James Leppa for his ideas. Gruber then asked for a report on how other communities handle food trucks, and asked if there is a way to encourage more in South Haven. Gruber also offered a suggestion of placing portable restrooms on the beaches. Gruber also brought up some questions concerning the 4th of July parade route.

Schlack: Offered condolences to the family of Mark Wheeler, and thanked city staff for their work over the weekend.

Kozlik-Wall: Reiterated her earlier thoughts on the response of officers to events over the weekend. Kozlik-Wall also expressed positive thoughts about city staff and the community as a whole.

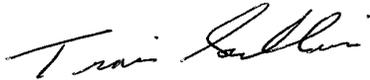
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Burr: Offered his condolences to the Wheeler family. He would also like to explore the possibility of a five-year ban from city beaches for those found guilty of misdemeanor offenses related to the events of July 3rd.

12. Adjourn

Moved by Arnold, seconded by Smith, to adjourn the meeting.
Voted Yes: All. Motion carried. Meeting adjourned at 8:17 pm.

RESPECTFULLY SUBMITTED,

A handwritten signature in cursive script, appearing to read "Travis Sullivan".

Travis Sullivan
City Clerk
Approved by City Council: