

# City Council

## Regular Meeting Minutes

Monday, September 19, 2016  
7:00 p.m., Council Chambers



1. **Call to Order by Mayor Burr at 7:02 p.m.**
2. **Invocation – Rev. Aaron Cobbs – Spiritual Church of Christ**
3. **Proclamation for Pastor Joe Wilkins**
4. **Roll Call**

Present: Jeff Arnold, Andy Klavins, Vickiy Kozlik-Wall, Steve Schlack, Scott Smith, Robert Burr

Absent: Clark Gruber

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

Voted Yes: All. Motion carried.

5. **Approval of Agenda**

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

Voted Yes: All. Motion carried.

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

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

- A. Council will be asked to approve the regular City Council minutes for September 6, 2016.
- B. Council will be asked to approve invoices totaling \$2,617,138.33 for the period ending September 18, 2016 be approved and forwarded to the Clerk and Treasurer for payment.
- C. Council will be asked to approve an invoice from Compton Excavating in the amount of \$22,278.42 for emergency repairs to the fire hydrant at the corner of Le Grange and Aylworth.
- D. Council will be asked to approve the master planning contract for Main Street Planning Company in the amount of \$47,000, plus expenses.
- E. Council will be asked to approve Resolution 2016-81, a resolution to designate William Hunter as the single Street Administrator for the City of South Haven in all transactions with the State Transportation Department as provided in Section 13 of the Act.

- F. Council will be asked to approve a professional services agreement with Abonmarche to begin implementing the planned Water Street Streetscape Improvements.
- G. Council will be asked to award the purchase of three SR 7 Revised Bumper Cranes to Sto-away Power Cranes, Inc. of Crown Point, Indiana in the amount of \$22,147.98 per Quotation No. 0550579555CC.
- H. Council will be asked to approve an engineering services proposal for Digester Mixing Improvements Design with Hubbell, Roth and Clark, Inc. of Grand Rapids, Michigan in the amount of \$25,600.
- I. Council will be asked to approve the following meeting minutes:
  - 1) March 22, 2016 South Haven Area Recreation Authority minutes;
  - 2) July 14, 2016 Board of Public Utilities minutes

A Roll Call Vote was taken:

Yeas: Arnold, Klavins, Kozlik-Wall, Steve Schlack, Smith, Burr

Nays: None

Motion carried.

#### OLD BUSINESS

**7. Council will be asked to consider adoption of an ordinance amendment which tightens the penalties for violations of the fireworks ordinance.**

City Manager Brian Dissette summarized the current ordinance, along with the proposed changes. Mr. Dissette also mentioned a previously approved resolution of support for amendment to or repeal of the current State of Michigan consumer fireworks law.

Moved by Kozlik-Wall, seconded by Arnold, to consider adoption of an ordinance amendment which tightens the penalties for violations of the fireworks ordinance.

Voted Yes: All. Motion carried.

**8. Council will be asked to consider adoption of an ordinance to protect animals in unattended motor vehicles.**

Acting Police Chief Natalie Thompson and Officer Michaela Pauly summarized the proposed ordinance, as well as the need for protection of vulnerable animals. Lisa Galdikas of the Al-Van Humane Society also spoke in support of the proposed ordinance.

Moved by Smith, seconded by Arnold, to consider adoption of an ordinance to protect animals in unattended motor vehicles.

Voted Yes: All. Motion carried.

#### NEW BUSINESS

**9. Council will be asked to consider approval of the following resolutions, which provide the legal authority to move forward with the next piece of funding the city's 2016 capital improvement projects:**

City Manager Dissette briefed the Council on this step in the capital improvement funding process, as well as explained a refinancing option that the City is taking advantage of regarding 2007 project bonds.

**A. Resolution 2016-82, a resolution to authorize issuance of general obligation limited tax and refunding bonds, series 2016 (GOLT Bonds.)**

Moved by Arnold, seconded by Kozlik-Wall, to approve Resolution 2016-82, a resolution to authorize issuance of general obligation limited tax and refunding bonds, series 2016 (GOLT Bonds).

Voted Yes: All. Motion carried.

**B. Resolution 2016-83, a resolution to authorize issuance of Michigan transportation fund bonds, series 2016 (MTF Bonds.)**

Moved by Smith, seconded by Klavins, to approve Resolution 2016-83, a resolution to authorize issuance of Michigan transportation fund bonds, series 2016 (MTF Bonds).

Voted Yes: All. Motion carried.

**10. Council will be asked to approve Resolution 2016-84, a resolution amending the Gift Policy for the City of South Haven.**

Public Works Director Bill Hunter explained that the last update to the Gift Policy was made in 2004. The proposed update presents a much more robust and clarified policy.

Rosalie Plechaty, 559 Monrie Boulevard, asked if there will be an opportunity for older gift items to be refurbished.

Dorothy Appleyard, 806 Wilson Street, asked whether or not the policy address the City's previous attempt at uniformity of gift items (specifically benches), and whether or not there is a way to determine whether maintenance requests are necessary, or are simply a request for a change.

Moved by Kozlik-Wall, seconded by Schlack, to approve Resolution 2016-84, a resolution amending the Gift Policy for the City of South Haven.

Voted Yes: All. Motion carried.

**11. Council will be asked to consider introduction of a proposed amendment to Zoning Ordinance Section 1901, related to nonconforming lots.**

Assistant City Manager Kate Hosier explained that the present section of the Zoning Ordinance is very confusing, and that this rewrite provides clarity. Ms. Hosier emphasized that this is the same ordinance, but in clearer wording.

Moved by Smith, seconded by Kozlik-Wall, to consider introduction of a proposed amendment to Zoning Ordinance Section 1901, related to nonconforming lots.

Voted Yes: All. Motion carried.

**12. Council will be asked to approve the following special events:**

- A. Special Event 2016-34: South Haven High School Homecoming Parade to be held on October 7, 2016 in downtown South Haven along Center Street and Phoenix Street from 5:30 p.m. until 6:00 p.m.**

Moved by Arnold, seconded by Smith, to approve Special Event 2016-34 – South Haven High School Homecoming Parade to be held on October 7, 2016 in downtown South Haven along Center Street and Phoenix Street from 5:30 p.m. until 6:00 p.m.

Voted Yes: All. Motion carried.

- B. Special Event 2016-40: Haven Harvest to be held from October 22, 2016 at 10:00 a.m. to October 23, 2016 at 5:00 p.m. at the Huron Street Pavilion.**

City Manager Dissette informed the Council that City staff has no concerns with this event.

Moved by Arnold, seconded by Smith, to approve Special Event 2016-40 – Haven Harvest to be held from October 22, 2016 at 10:00 a.m. to October 23, 2016 at 5:00 p.m. at the Huron Street Pavilion.

Voted Yes: All. Motion carried.

- C. Special Event 2016-41: “ZOM-Beach” Fun Run Obstacle Course and Fundraiser to be held on October 22, 2016 at the South Beach from 4:00 p.m. until 9:00 p.m.**

Rosalie Plechaty, Board President of the Youth Development Company, addressed the Council to summarize the event.

Moved by Smith, seconded by Kozlik-Wall, to approve Special Event 2016-41 – “ZOM-Beach” Fun Run Obstacle Course and Fundraiser to be held on October 22, 2016 at the South Beach from 4:00 p.m. until 9:00 p.m.

Voted Yes: All. Motion carried.

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

Bob Overhuel, 451 Hubbard Street, addressed the Council regarding his candidacy for Van Buren County Sherrif.

Mike McKay introduced his candidacy for Van Buren County District Court judge.

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Dorothy Appleyard, 806 Wilson St., spoke about her concerns regarding the City's FOIA policy. Ms. Appleyard explained the importance of ease of access with regard to the Freedom of Information Act.

Rosalie Plechaty, 559 Monroe Boulevard, asked about the sunset for the golf cart ordinance. City Manager Dissette responded.

#### **14. City Manager's Comments**

City Manager Dissette emphasized that information regarding the North Shore Drive project has been available on the City's website since May. Mr. Dissette also summarized the weekly tailgate talks taking place in areas affected by the construction. Mr. Dissette also informed the Council of notices that are going out regarding upcoming projects.

#### **15. Mayor and Councilperson's Comments**

Councilmember Jeff Arnold gave an update on the construction taking place at South Haven High School, as well as gave information on the school's upcoming open house event.

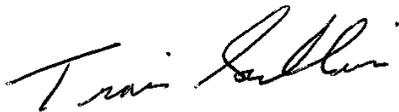
Councilmember Scott Smith encouraged the public to communicate with the Council and with City staff during the upcoming construction projects.

Councilmember Andy Klavins commended City staff for its adequate detour signage in the areas of construction projects.

#### **16. Adjourn**

Moved by Kozlik-Wall, seconded by Smith, to adjourn the meeting.  
Voted Yes: All. Motion carried, meeting adjourned at 8:00 p.m.

RESPECTFULLY SUBMITTED,



**Travis Sullivan**  
City Clerk