



CITY COUNCIL

February 20, 2023

A regular meeting of the City of Petoskey City Council was held in the City Hall Council Chambers, Petoskey, Michigan, on Monday, February 20, 2023. This meeting was called to order at 7:00 P.M.; then, after a recitation of the Pledge of Allegiance to the Flag of the United States of America, a roll call then determined that the following were

Present: Tina DeMoore, City Councilmember
Derek Shiels, City Councilmember
Brian Wagner, Mayor Pro Tem
Lindsey Walker, City Councilmember

Absent: John Murphy, Mayor

Also in attendance were City Manager Shane Horn, City Clerk Sarah Bek, Public Works Director Mike Robbins, Parks and Recreation Director Kendall Klingelsmith, City Planner Zach Sompels and City Attorney Matt Cross.

Public Hearing on Obsolete Property Rehabilitation Act (OPRA) District for 424 Emmet Street

A public hearing was held to receive comments on the establishment of an Obsolete Property Rehabilitation Act (OPRA) District for Property Tax ID # 52-19-06-276-010, commonly known as 424 Emmet Street.

Mayor Pro Tem Wagner opened the public hearing at 7:01pm.

Councilmember DeMoore read aloud electronic correspondence received from Kevin and Joanna Srigley, 116 Michigan Street, in support of the project.

The public hearing closed at 7:03pm.

Approve OPRA District for 424 Emmet Street – Resolution No. 23-15

The City Manager reviewed that per Obsolete Property Rehabilitation Act (OPRA) regulations, staff sent out public hearing notices to the property owner and taxing entities seeking comment at the public hearing and also notified the community through the City website, publication in the local paper and the City Clerk mailed notices to all property owners within a 300-foot radius of 424 Emmet Street; and that upon conducting the public hearing City Council could approve the resolution that would establish the OPRA District for 424 Emmet Street.

Councilmember DeMoore reviewed that she has a business office located at 207 Michigan Street and owns property at 211 Michigan Street which is within the 300-foot radius of the proposed district and was advised by the City Attorney that there was no conflict of interest.

Councilmember Shiels moved that, seconded by Councilmember Walker adoption of the following resolution:

Establishing an Obsolete Property Rehabilitation (OPRA) District for Silva Property Management LLC

WHEREAS, pursuant to PA 146 of 2000, the City of Petoskey has the authority to establish “Obsolete Property Rehabilitation Districts” within the City; and

WHEREAS, Silva Property Management LLC has filed a written request with the Clerk of the City of Petoskey requesting the establishment of the Obsolete Property Rehabilitation District for 424 Emmet Street located in the City of Petoskey hereinafter described; and

WHEREAS, the City Council of the City of Petoskey determined that the district meets the requirements set forth in section 3(1) of PA 146 of 2000; and

WHEREAS, written notice has been given by mail to all owners of real property located within the proposed district and by public posting of the hearing on the City's website as well as posted at City Hall on the establishment of the proposed district; and

WHEREAS, on February 20, 2023 a public hearing was held and all residents and taxpayers of the City of Petoskey were afforded an opportunity to be heard thereon; and

WHEREAS, the City Council deems it to be in the public interest of the City of Petoskey to establish the Obsolete Property Rehabilitation District as proposed:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Petoskey that the following described parcel(s) of land situated in the City of Petoskey, Emmet County, and State of Michigan, to wit:

Legal Description:

IGNATIUS PETOSKEY'S 2ND ADD. S 70 FT OF LOT 1 BLK 1 SECTION 6, T34N, R5W.

be and here is established as an Obsolete Property Rehabilitation District pursuant to the provisions of PA 146 of 2000 to be known as 424 Emmet Street Obsolete Property Rehabilitation District No.2.

Said resolution was adopted by the following vote:

AYES: DeMoore, Shiels, Walker, Wagner (4)

NAYS: None (0)

Public Hearing on Obsolete Property Rehabilitation Act (OPRA) Exemption Certificate Application

A public hearing was held to receive comments on an Obsolete Property Rehabilitation Act (OPRA) Exemption Certificate Application received from Silva Properties LLC for Property Tax ID # 52-19-06-276-010, commonly known as 424 Emmet Street.

Mayor Pro Tem Wagner opened the public hearing at 7:04pm.

Councilmember Shiels read aloud electronic correspondence received from Stephen Williams, 421 Emmet Street, in support of the project but is concerned with potential parking issues and encouraged City staff to look at methods for minimizing parking impacts on nearby streets.

Matthew Fettig, 906 Michigan Street, supported the project and inquired if there would be parking onsite for the apartment units or if the property is located in a parking exempt district.

The public hearing closed at 7:06pm. City staff reviewed that the property is located in a parking exempt district and residents would use on-street parking.

Approve OPRA Exemption Certificate Application for 424 Emmet Street – Resolution No. 23-16

The City Manager reviewed that per Obsolete Property Rehabilitation Act (OPRA) regulations all notices were sent in regards to the public hearing and upon conducting the public hearing City Council could approve the resolution in support of an OPRA Exemption Certificate Application for 424 Emmet Street.

Councilmember Walker moved that, seconded by Councilmember Shiels adoption of the following resolution:

**Approving Obsolete Property Rehabilitation Exemption Certificate Application for
Silva Property Management LLC Located at
424 Emmet Street**

WHEREAS, pursuant to PA 146 of 2000, the City of Petoskey is a Qualified Local Governmental Unit eligible to establish one or more Obsolete Property Rehabilitation Districts; and

WHEREAS, the City of Petoskey legally established the Obsolete Property Rehabilitation District known as 424 Emmet Street Obsolete Property Rehabilitation District No.2 on February 20, 2023, after a public hearing held on February 20, 2023; and

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of property already exempt under Public Act 146 of 2000 and under Public Act 198 of 1974 (IFT's) does not exceed 5% of the total taxable value of the City of Petoskey; and

WHEREAS, the application was approved at a public hearing as provided by section 4(2) of Public Act 146 of 2000 on February 20, 2023; and

WHEREAS, Silva Property Management LLC is not delinquent in any taxes related to the facility; and

WHEREAS, the application is for obsolete property as defined in section 2(h) of Public Act 146 of 2000; and

WHEREAS, the applicant, Silva Property Management LLC, has provided answers to all required questions under the application instructions to the City of Petoskey; and

WHEREAS, the commencement of the rehabilitation of the facility did not occur before the establishment of the Obsolete Property Rehabilitation District; and

WHEREAS, the application relates to a rehabilitation program that when completed constitutes a rehabilitated facility within the meaning of Public Act 146 of 2000 and that is situated within an Obsolete Property Rehabilitation District established in the City of Petoskey eligible under Public Act 146 of 2000 to establish such a district; and

WHEREAS, completion of the rehabilitated facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to, increase commercial activity, revitalize urban areas, and increase the number of residents in the community in which the facility is situated; and

WHEREAS, the rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at commencement of the rehabilitation as provided by section 2(l) of Public Act 146 of 2000:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Petoskey

Silva Property Management LLC is granted an Obsolete Property Rehabilitation Exemption for the real property, excluding land, located in an Obsolete Property Rehabilitation District known as 424 Emmet Street Obsolete Property Rehabilitation District No.2 at 424 Emmet Street for a period of twelve (12) years, beginning December 31, 2023 and ending December 31, 2035, pursuant to the provisions of PA 146 of 2000, as amended.

Said resolution was adopted by the following vote:

AYES: DeMoore, Shiels, Walker, Wagner (4)

NAYS: None (0)

Consent Agenda - Resolution No. 23-17

Councilmembers inquired on the generator purchases and the bid process, if the process was exempt from bid policy due to being funded through an enterprise fund and if other forms of generators were considered to enhance their efforts in renewable energy; inquired if dining decks that existed prior to 2023 would have to comply with the design guidelines; heard concerns that with a dining deck ordinance it would be more costly to reinvest for businesses and that consideration be given to other businesses besides the existing dining deck operators.

City staff responded that Sourcewell, a state purchasing cooperative, was used to bid out new generator; that specifications were used to determine units available on the used market and bids were not sent out for the two, used generators since a contract was not involved; that solar was not considered on generator purchases; that DMB recommended a permanent dining deck ordinance that due to timing would not be ready for the 2023 season; and that Beckett and Raeder is in the process of designing specifications and a standard design for all future dining deck applicants to use.

Mayor Pro Tem Wagner asked for public comments and heard an inquiry if businesses were paying the City for use of a parking space and staff responded that the monthly fee to use a space is \$350.

Councilmember Walker moved that, seconded by Councilmember Shiels adoption of the following resolution:

BE IT RESOLVED that the City Council does and hereby confirms that the draft minutes of the January 23, 2023 regular session, January 30, 2023 special joint session and February 6, 2023 regular session City Council meetings be and are hereby approved; and

BE IT RESOLVED that receipt by the City Council of a report concerning all checks that had been issued since January 23, 2023 for contract and vendor claims at \$1,596,645.38, intergovernmental claims at \$0 and the February 2 and February 16 payrolls at \$461,930.53, for a total of \$2,058,575.91 be and is hereby acknowledged; and

WHEREAS, the City's 2023 Annual Budget and Capital Improvements Plan allocated \$325,000 within the Water Fund to install fixed generation at the Ingalls Pump Station; and

WHEREAS, the generator will be for the Ingalls Pump Station which serves as a transfer point for water between the three pressure districts using transfer pumps and valves, and is a critical asset to the reliability of the City's water distribution system; and

WHEREAS, the City will utilize Sourcewell Contract pricing which provides pre-negotiated pricing with various vendors/manufacturers that public entities may utilize to save on large capital purchases; and

WHEREAS, staff consulted with Hubbell, Roth & Clark, Inc., Grand Rapids, (HRC) who reached out to three generator manufacturers: Caterpillar, Cummins and Kohler, for Sourcewell quotes for a 200 kW and recommends the City purchase the 200 kW Kohler generator for \$87,979, as it is the least expensive option and given the generator, meets the requirements of the project and provides the option for the City to provide full emergency power generation; and

WHEREAS, the current lead times for the Kohler generator is 60 to 62 weeks, which is subject to change and HRC recommends the City move forward with purchasing the generator; and

WHEREAS, HRC will prepare a bid package which will include additional costs for installation, electrical components and infrastructure along with additional costs incurred at a later date upon project completion:

NOW, THEREFORE, BE IT RESOLVED that the City of Petoskey City Council hereby authorizes City staff to purchase a 200kW Kohler generator unit from Kohler, Wisconsin, in the amount of \$87,979 with an estimated shipping cost of \$3,000 for the Ingalls Pump Station; and

WHEREAS, the City's 2023 Annual Budget and Capital Improvements Plan allocated \$200,000 within the Electric Fund to purchase two mobile backup generators for critical facilities including lift stations, domestic water production sites and general infrastructure within the City; and

WHEREAS, City staff looked at used and new units reviewing operating hours, pricing, warranty, lead time and other miscellaneous specifications; and

WHEREAS, four manufacturers were considered which included Caterpillar (CAT), Kohler, Generac and Cummins which met specifications as determined by staff and consultant Hubbell, Roth & Clark Inc., Grand Rapids, (HRC); and

WHEREAS, staff recommends purchasing two, used mobile generating units from CAT based on availability, maintenance support, pricing and quality with a limited number of operating hours:

NOW, THEREFORE, BE IT RESOLVED that the City of Petoskey City Council hereby authorizes City staff to purchase two, used mobile generating units from Michigan CAT, Grand Rapids, in the amount of \$219,000; and

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease that caused temporary shut downs and restricted dining capacities in local restaurants and contributed to economic hardship for them and their employees during 2020 and 2021; and

WHEREAS, the Downtown is transitioning out of the economic hardship of COVID-19 due to public health initiatives into a pre-post COVID era where CDC guidance and possible mandates regarding indoor dining still or may exist, changing sometimes weekly; and

WHEREAS, as evidenced by the success of the decks installed throughout the summers of 2020, 2021 and 2022, the DMB is currently working on a recommendation for City Council's consideration to change the City ordinance in an effort to allow dining decks to be permitted on the streets permanently on a seasonal basis beginning in 2024; and

WHEREAS, the decks were found to be popular, manageable, and profitable during the summers of 2020, 2021 and 2022; and

WHEREAS, the concerns of retailers regarding the parking supply, as well as the overall vitality of all of Downtown have been considered and the Downtown Management Board has determined that all segments of Downtown need to work shoulder to shoulder to ensure vibrancy and vitality for all; and

WHEREAS, the Downtown Management Board and the City of Petoskey are committed to encouraging economic activity and assisting downtown businesses to flourish and thrive, including restaurants that, by their nature, may require additional seating and square footage to accommodate the visiting public in the busy summer season, and furthering that point; and

WHEREAS, restaurant capacity in the summer months is less than required by the visiting public and there is a need for seating capacity to be flexible with the goal in mind that keeping visitors in Downtown when they want to dine so that they can continue to shop after their dining experience is an economic driver; and

WHEREAS, the City of Petoskey regulates use of its streets, sidewalks, and other public places through Chapter 18 of the Code of Ordinances, and allows outdoor dining and mobile food vending pursuant to Chapter 8 of the Petoskey Code of Ordinances Businesses and Business Regulations:

NOW THEREFORE BE IT RESOLVED, that restaurants will be permitted to operate dining decks in public parking spaces during 2023 according to the following temporary measures:

- Dining deck permits will be available on all Downtown streets to full service restaurants that are open ten hours a day, six days a week. Decks may be in place beginning May 15 and must be removed no later than October 31 or sooner based on weather conditions, at the discretion of the City Manager. A full-service restaurant must have at least 50% of sales coming from food and provide wait service.
- During the time period of Memorial Day through Labor Day decks will be open a minimum of ten hours a day six days a week and for all other days ten hours a day five days a week.
- One space will be allowed per separate storefront. For purposes of the resolution, a storefront will be defined as each publicly recognized entity.
- Decks must fit within the parking space lines most proximate to the storefront, unless there are two dining platforms located in close proximity that are requested by City staff to be located adjacent to each other in an effort to maximize parking and eliminate the need for a car to parallel park between two dining platforms.
- Businesses that also have sidewalk dining may have a deck if ADA regulations can be satisfied.
- Hours of operation will be consistent with the restaurant's regular hours and correspond to seasonally appropriate fair weather. In other words, the decks should be open when the restaurant is open as long as the weather is reasonable.
- The deck rental fee will be \$350 monthly.
- An Open-Air Food-Beverage Service/Outdoor Dining Application and fee must be submitted to City staff and a license obtained before commencing construction of a dining deck.
- Decks that are newly constructed in 2023 must conform to the City of Petoskey Outdoor Design Guidelines document and also to specific dining deck design standards that include:
 - The dining deck structure must be made of quality materials and the floor of the deck must be wood or a composite material colored in grey shades to match concrete. No plastic or vinyl will be allowed.
 - The dining deck railings must be constructed of wrought iron, aluminum, steel, or cable systems in the color of black or to match the Petoskey Green color in the streetscape furnishings. No plastic or vinyl will be allowed.
 - All elements of the dining deck must be in compliance with the building code.
 - No lighting will be allowed on the decks other than table top lighting and ambient lighting along railings.
 - Dining furniture must be manufactured of wrought iron, cast aluminum, steel, or other substantial metal material. No plastic or vinyl will be allowed. The color may be black, Petoskey Green, silver or a color compatible with the front storefront façade.
- Umbrellas must be constructed of canvas material, contain no logos or advertising, and must be aesthetically compatible with the color scheme of the front building façade.

- Reflective material will be placed on the outside edge of the deck facing oncoming vehicular traffic.

Said resolution was adopted by the following vote:

AYES: DeMoore, Shiels, Walker, Wagner (4)

NAYS: None (0)

Hear Public Comment

Mayor Pro Tem Wagner asked for public comments and heard from a potential business owner interested in City Council creating an ordinance allowing for mobile businesses such as a mobile sauna to be located behind Yoga Roots on East Mitchell Street.

City Councilmembers inquired on the process and asked for additional information and to look at other communities that allow similar types of businesses and provide to City staff.

Hear City Manager Updates

The City Manager recognized staff with February birthdays and work anniversaries; that last week the Planning Commission reviewed PUD preliminary rezoning plan for 1420 Standish Avenue, formerly known as the Michigan Maple Block property, short-term rental ordinance and discussed condensing zoning districts; that the DMB meets tomorrow night; reviewed project status updates including Lofts at Lumber Square, Michigan Maple Block property, 424 Emmet Street OPRA and City Park Grill Rental Rehabilitation grant; that a post construction resident satisfaction survey for East Lake Street and State Street is available until March 17; that the City launched a new website redesign last week and thanked the City Clerk and staff for their efforts; attended Downtown's Winter Wonderland Weekend and gave kudos to the Downtown Director and downtown businesses for a wonderful event; and announced that he appointed Adrian Karr as the next Public Safety Director and was pleased and thankful for two outstanding internal candidates and appreciated former Director Matt Breed's leadership and training.

Councilmembers inquired if the construction survey was mailed to residents and requested an update from Bob Berg who owns several properties with pending developments. The City Manager reviewed that mailing the survey would incur additional costs, but could mail if that was the direction of Council.

Approve Development and Reimbursement Agreement for Brownfield Redevelopment Project for Lofts at Lumber Square – Resolution No. 23-18

The City Manager reviewed that the Lofts at Lumber Square Brownfield Plan was introduced at the November 7, 2022 Council meeting; that Council unanimously passed a resolution of concurrence on November 21, 2022; that Emmet County Board of Commissioners held a public hearing and unanimously approved the Brownfield Plan on December 20, 2022; that the plan includes an allocation of \$1M for the Greenway extension that directly benefits the Brownfield project; that the initial reimbursement was 90% going to the developers and 10% to the City for the first five years, however this changed and the developer requested 100% of available TIF revenues for the first 6 years which is estimated to reimburse about 90% of eligible activity obligation; that the allocation of Brownfield funds will be more beneficial for the City once we are ready to proceed with the extension of the Greenway; and all Brownfield TIF funding in the future after Lofts obligation is paid off will be available to reimburse Greenway costs, in effect eliminating the need for City General Funds.

Councilmembers inquired on the Brownfield TIF and if it was six or eight years of capture and if there would be a negative impact; inquired if demolition was part of negotiated deal between seller and buyer or if it is reimbursable to original owner; and inquired on the development company and who would be managing the property.

Mac McClelland, Brownfield representative, reviewed that TIF capture is a maximum of 8 years and that the City would still get full reimbursable amount just at a later time.

Sara Ford, Petoskey Harbor Springs Area Community Foundation representative, reviewed that the CF Initiatives, LLC is a holding company for the real estate and that the development entity is Lumber Square Nonprofit Corporation. Jane MacKenzie, Executive Director of Northern Homes Community Development, reviewed that they would be managing the property and have extensive experience.

Councilmember DeMoore moved that, seconded by Councilmember Shiels adoption of the following resolution:

WHEREAS, a Brownfield Plan pursuant to the Brownfield Redevelopment Financing Act, Act 381 of the Public Acts of 1996, as amended, being MCL 125.2651, *et seq*, has been approved by the Emmet County Brownfield Redevelopment Authority and the Emmet County Board of Commissioners, with the concurrence of the Petoskey City Council for the redevelopment of the former Hankey Lumber property at 900 Emmet Street into 60 residential units for workforce housing; and

WHEREAS, the Brownfield Plan provides for the reimbursement of certain Brownfield Eligible Activity expenses through the capture of increased incremental property taxes generated from the additional private investment on the Brownfield Eligible Property; and

WHEREAS, the Brownfield Plan includes reimbursement of City expenses for the future Greenway extension, along with reimbursement of Brownfield Eligible Activity expenses incurred by the developers; and

WHEREAS, a Development and Reimbursement Agreement has been developed to outline the procedures, obligations, requirements and documentation between the City of Petoskey, Lumber Square Nonprofit Housing Corporation, and the Emmet County Brownfield Redevelopment Authority to provide for Brownfield Tax Increment Financing (TIF) capture and Brownfield Eligible Activity reimbursement; and

WHEREAS, the Development and Reimbursement Agreement provides for allocation of Brownfield TIF revenues to the developers for Brownfield Eligible Activities to support the project financing and then to the City for reimbursement of Greenway extension expenses:

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Petoskey the Development and Reimbursement Agreement for Lofts at Lumber Square is hereby approved and the Mayor is authorized to sign the Agreement, subject to approval as to substance by the City Manager and as to form by the City Attorney.

Said resolution was adopted by the following vote:

AYES: DeMoore, Shiels, Walker, Wagner (4)

NAYS: None (0)

First Discussion on Proposed Short-term Rental Ordinance

The City Manager reviewed that this is a first reading of a proposed ordinance regulating short-term rentals (STR); that Planning Commission reviewed last week and was comfortable with the intent; that staff suggested a total cap of 40 licenses as there are currently 32; and that the City Attorney helped draft and review the ordinance.

Councilmembers inquired if this was a revision of an existing ordinance or a brand new one; inquired on legislation status; inquired how the cap was determined; discussed definitions such as bedrooms and accessory dwelling units and that they need to be better clarified, especially ADU's as it relates to existing ordinance; inquired on personal units; inquired if there could be preference to residents vs. investor not in the community; that Section 15-7(e) and (f) regarding complaints should be revised; inquired if the proposed ordinance is adequate to enforce by Public Safety and other staff; and inquired on the number of second and third stories in the Central Business District that could be converted to a STR.

The City Attorney reviewed that this is a new ordinance, but other communities use similar ordinance; reviewed definitions and the intent of ADU's to be broader; that the intent of personal units would not be part of the overall cap; that he would research giving preference to someone living in Petoskey; and that this matter could be tabled and revisions made to proposed ordinance and the next discussion would be another first reading.

The City Planner reviewed that legislation has stalled and that if the City has a chance to enhance regulations, to do it now and that staff recommended an increase in licenses due to the fact of daily calls on potential redevelopment of new properties in business districts.

Mayor Pro Tem asked for public comments and heard an inquiry on the difference between a multi-unit property vs. hotel, how many residential opportunities in the business district and that STR's in a business district is better economic use and less demand in residential areas.

Councilmember DeMoore moved that, seconded by Councilmember Shiels to table discussion.

Said motion was adopted by the following vote:

AYES: DeMoore, Shiels, Walker, Wagner (4)

NAYS: None (0)

Approve MDNR Passport Grant Application for Winter Sports Park Hockey Board Replacement – Resolution No. 23-19

The Parks and Recreation Director reviewed that this grant request is part of the overhaul of Winter Sports Park improvements and pavilion project; that the grant opportunity would provide \$150,000 towards hockey board replacement; that the City match is \$75,000 which has been raised from the Petoskey Harbor Springs Area Community Foundation; and that the application is due April 1.

Councilmember Walker moved that, seconded by Councilmember DeMoore adoption of the following resolution:

WHEREAS, the City of Petoskey Parks and Recreation Commission desires to enhance recreational and opportunities within its park system; and

WHEREAS, improvements at the Winter Sports Park would include new hockey rink boards at an estimated project cost of \$225,000; and

WHEREAS, the hockey boards contributes to the goals and objectives identified in the 2023-2027 City of Petoskey's Parks and Recreation Master Plan; and

WHEREAS, the State of Michigan Department of Natural Resources is accepting applications for funding assistance through the Michigan Natural Resources Recreation Passport Grant Program for park development projects contributing to the goals and objectives identified within the municipality's approved Parks and Recreation Master Plan; and

WHEREAS, the Parks and Recreation Commission, at its February 13, 2023 meeting, adopted a formal resolution recommending that City Council authorize the submittal of a Passport Grant Application to the Michigan Department of Natural Resources requesting funding for 67% (\$150,000) of the proposed project, which has a total cost of \$225,000 and authorize Shane Horn, City Manager, or his designee as the City's representative for the project. The City has \$75,000 accessible through the Petoskey Harbor Springs Area Community Foundation to be used as match funds. The money has been raised by the "Friends of the Winter Sports Park"; and

WHEREAS, further request that the City Council, through the Petoskey Harbor Springs Area Community Foundation, consider committing up to 33% local match, that being \$75,000, toward these improvements which are estimated at \$225,000:

NOW, THEREFORE, BE IT RESOLVED, that the City of Petoskey Parks and Recreation Commission, acting as appointed officials, request that the City of Petoskey City Council adopt a resolution to authorize Shane Horn, City Manager, or his designee to serve as the City's representative for this project and authorize the submission of the application through the Recreation Passport Grant Program application and provide grant funding in the amount of \$150,000.

Said resolution was adopted by the following vote:

AYES: DeMoore, Shiels, Walker, Wagner (4)

NAYS: None (0)

Council Comments

Mayor Pro Tem Wagner asked for Council comments and Councilmember DeMoore thanked the City Manager and staff for the construction survey, appreciates the outreach efforts by staff, recommends more conversation between Planning Commission and Council on OMA, ethics and policy development and reported that she now sits on MML's Legislative-Municipal Services Committee and any requests or concerns could be brought to her and sent to MML. Councilmember Shiels reported that there will be a Ward 2 Town Hall meeting at 8pm, February 27 at the Ottawa Elementary gym; that he was disappointed he was unable to attend the joint meeting with Planning Commission, but advocates for a mixed-use development on the Darling Lot which could provide covered parking and a tax generating project; and that RAP grant is a great source of funding. Mayor Pro Tem Wagner reported that it was National Leadership Day and thanked everyone for their leadership; that he is a true MSU Spartan and with the recent shooting at MSU last week he sends out prayers for victims; that the love in Petoskey is so strong and to comfort others; and is thankful for the opportunity to serve as Mayor Pro Tem.

There being no further business to come before the City Council, this February 20, 2023, meeting of the City Council adjourned at 8:38 P.M.

Brian Wagner, Mayor Pro Tem

Sarah Bek, City Clerk