



CITY COUNCIL

August 6, 2018

A regular meeting of the City of Petoskey City Council was held in the City Hall Council Chambers, Petoskey, Michigan, on Monday, August 6, 2018. 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: John Murphy, Mayor
Kate Marshall, City Councilmember
Izzy Lyman, City Councilmember
Grant Dittmar, City Councilmember

Absent: Jeremy Wills, City Councilmember

Also in attendance were City Manager Robert Straebel, Clerk-Treasurer Alan Terry, Parks and Recreation Director Kendall Klingelsmith, Downtown Director Becky Goodman and City Attorney James Murray.

Consent Agenda - Resolution No. 19209

Following introduction of the consent agenda for this meeting of August 6, 2018, City Councilmember Marshall moved that, seconded by City Councilmember Lyman adoption of the following resolution:

BE IT RESOLVED that the City Council does and hereby confirms that the draft minutes of the July 16, 2018 regular session City Council meeting 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 July 16, for contract and vendor claims at \$1,984,247.79, intergovernmental claims at \$455,210.60, and the July 12 and July 26 payrolls at \$447,444.68, for a total of \$2,886,903.07 be and is hereby acknowledged.

Said resolution was adopted by the following vote:

AYES: Marshall, Lyman, Dittmar, Murphy (4)

NAYS: None (0)

Public Comment

Mayor Murphy asked for public comments and Deborah Smith, 200 West Lake Street, Unit 12, commented that she was a resident of the Water Street Condos and would like to make a proposal to the City for landscaping and a five block extension of the sidewalk; that the condos would be responsible for construction and maintenance of the sidewalk; and that plans will be drawn by Tim Knutsen with Beckett & Raeder. Representatives of the Water Street Condos were directed to meet with the City Manager to discuss the proposal.

City Manager Updates

The City Manager reported that the Public Safety Department is hosting its 8th Annual Citizen Academy September 6 – October 25, 2018 and applications are currently being accepted; that the August 7 Primary Election is 7:00 A.M. to 8:00 P.M., tomorrow, at the Grand Unity Event Center; that various representatives from nearby cities and counties will be giving depositions as part of Phase I of the Odawa lawsuit and the City's deposition is scheduled for this Thursday; that FOPLC 312 Arbitration for the Public Safety Lieutenants will begin next week; that at the request of a Councilmember, a DNR representative will make a presentation on managing deer populations within urban areas at the August 20 Council meeting; that MEDC officials will recognize the City for becoming the 25th Michigan community to be certified as a Redevelopment Ready Community with a short presentation at the August 20 Council meeting; provided a status update on 200 East Lake Street development and that detailed conceptual plans were not submitted by the deadline date for the August Planning Commission meeting; reviewed Emmet Street improvements including new water service lines on Emmet Street from Sheridan to Buckley and that currently, underground electric and cable lines are being installed from Washington to Sheridan; that the Greenway Corridor is substantially complete with landscaping and seeding to come; that the Parks and Recreation Commission along with staff will be hosting the second of three "Picnics in the Park" engagement events at Washington Park from 5:00 P.M. to 6:00 P.M., August 9; and that under current Michigan law, the City is precluded from regulating drones.

City Councilmembers inquired on why the fence was up on Kalamazoo Avenue when ZBA denied the fence request and the City Manager responded that he would discuss with the City Planner.

Mayor Murphy asked for public comments and heard an inquiry on lead in service lines and if there was a public list of names for Odawa lawsuit depositions.

Adopt 2018-2022 Downtown Strategic Plan – Resolution No. 19210

The Downtown Director reviewed that downtown has been a focus of planning since the 1980s, with the Downtown Economic Enhancement Strategy completed in 1996. The Downtown Director further reviewed that since that time, there has been an effort to update the plan every five years and reviewed plans from 2010-2017; that in late 2016, a process committee was created to update the 2013-2017 Downtown Strategic Plan made up of members of the DMB, DMB committees and Planning Commission; that the Committee reviewed the plan accomplishments and benchmark data, established a community outreach process, reviewed the survey and stakeholder session input, and reviewed and revised the draft document before it was sent to the DMB; that the DMB adopted the 2018-2022 Plan on May 15; that Planning Commission adopted the plan and recommended to Council on July 19 noting a lack of any focus on public art and to address this subject in downtown and city-wide in future plans; and reviewed the purpose of the plan update.

City Councilmembers commented that downtown sidewalks in the winter are not consistently clear in all areas; inquired if all of downtown would be included within a historic district; discussed trolley rides and schedule; that art discussion was an issue and the 2017 plan included core essence of plan, but heard inquiries on why it wasn't included in the current plan; inquired if DMB was in favor of expanding zoning to higher densities and heights; discussed sidewalks vs. stairs in park at Elks Lot entrance and Shoppers Lane; heard concerns that a stairway or sidewalk in park would require additional requirements for sidewalk ramps and maintenance; concurred to remove the 7th bullet point recommendation on page 17 of the plan to install a stairway/sidewalk from the Elks Lot to Shoppers Lane to improve pedestrian accessibility and safety; and discussed reviewing the downtown streetscape to keep it from being dated.

The Downtown Director reviewed sidewalk snow removal issues; reported that all of downtown would be included in a historic district; and that trolley rides in and out of Bay Harbor seem to be equal as to the number of customers.

City Councilmember Lyman then moved that, seconded by City Councilmember Dittmar to approve the 2018-2022 Downtown Strategic Plan with the revision on page 17 of eliminating the stairway/sidewalk in park.

Said motion was adopted by the following vote:

AYES: Marshall, Lyman, Dittmar, Murphy (4)

NAYS: None (0)

Authorize Contract for City Hall Building Improvements – Resolution No. 19211

The City Manager reviewed that staff met with restoration specialists and consulted with local architect Richard Neumann, who has experience with City Hall concerning the improvements to mitigate the water issues, as it will only worsen. The City Manager further reviewed that the primary concerns are the west side of the building and the northwest corner; that water seems to be getting in through the brickwork, following walls and penetrating the interior of the building; that by fully restoring the brickwork and mortar with new, matching construction, the historic integrity will not be compromised and the water issues will lessen if not completely resolved; that staff and Mr. Neumann prepared and advertised detailed bid specifications for City Hall mason repairs on June 4 and publicly opened four bids on June 28.

City staff and the architect had a site visit with the low bidder contractor and required a unit cost to be provided to the architect to ensure the entire project would be completed. The City Manager reviewed that the unit costs were quantified after additional inspection of the project totaling an additional \$35,985 added to the original \$58,360 for a total of \$94,345; that the 60 day to completion did not change; and that the project was not identified in the 2018 Budget, however funding is available through the City's cash reserves.

City Councilmember Marshall moved that, seconded by City Councilmember Dittmar to authorize contracting with Cusack's Masonry Restoration, Inc., Hubbardson, MI, for the City Hall mason repairs and building improvements in the amount of \$94,345.

Said motion was adopted by the following vote:

AYES: Marshall, Lyman, Dittmar, Murphy (4)

NAYS: None (0)

Council Comments

Mayor Murphy asked for Council comments and Councilmember Lyman reported that at the next SANE meeting both her and the Director of Public Safety will be trained on marijuana and the proposed issue that will be on the November ballot. Mayor Murphy commented that the Bridge Street Bridge and improvements underneath the bridge on the Bear River Valley path are aesthetically pleasing and also reminded citizens to vote in tomorrow's primary election.

Recess to Closed Session – Resolution No. 19212

City Council was being asked to adopt a resolution that would recess to a closed session pursuant to Section 8(h) of the Michigan Open Meetings Act, to consider material exempt from disclosure.

City Councilmember Marshall moved that, seconded by City Councilmember Dittmar adoption of the following resolution:

WHEREAS, the City Manager has requested that the City Council recess to a closed session, pursuant to Section 8(h) of the Michigan Open Meetings Act, to consider material exempt from disclosure, at the City Council's regular meeting of August 6, 2018:

NOW, THEREFORE, BE IT RESOLVED that the City Council does and hereby authorizes to recess to a closed session, to consider material exempt from disclosure.

Said resolution was adopted by the following vote:

AYES: Marshall, Lyman, Dittmar, Murphy (4)

NAYS: None (0)

Recessed to closed session at 8:20 P.M. and reconvened into open session at 9:00 P.M.

There being no further business to come before the City Council, this August 6, 2018, meeting of the City Council adjourned at 9:01 P.M.

John Murphy, Mayor

Alan Terry, City Clerk-Treasurer