

**CITY OF GRAND HAVEN
GRAND HAVEN, MICHIGAN
REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 4, 2010**

The Regular Meeting of the Grand Haven City Council was called to order at 7:31 p.m. by Mayor Roger A. Bergman in the Council Chambers of City Hall.

Present: Council Members Bob Monetza, Edward Nieuwenhuis, Dennis Scott, Mike Fritz, and Mayor Roger A. Bergman.

Absent: None.

Others Present: City Manager Patrick McGinnis, City Clerk Linda L. Niotis, City Attorney Ken Lane, Finance Director James Bonamy, Transportation Director Tom Manderscheid, Acting Public Works Director Julie Beaton, Special Projects Manager Ken Shingledecker, City Planner Kristin Keery, CBDDA Director Dana Kollewehr, Management Intern Sam Janson, and Public Safety Sergeant Mike Ercole.

INVOCATION/PLEDGE OF ALLEGIANCE

The invocation was given by Council Member Edward Nieuwenhuis, and was followed by the Pledge of Allegiance as led by Mayor Bergman.

APPROVAL OF CONSENT AND REGULAR AGENDAS

10-001 Moved by Council Member **Fritz**, seconded by Council Member **Nieuwenhuis**, to adopt the consent and regular agendas, as amended. This motion carried unanimously.

Corrections were made regarding the *BoothMichigan* item under Unfinished Business. The resolution to remove from the table was deleted and consideration of the final resolution amending Article 7, Section 40-701(G) and Section 40-705 of the Zoning Ordinance was moved to be the first item under Unfinished Business.

The request to conduct Winterfest 2010 was from Winterfest, Inc., not the Grand Haven Area Jaycees.

GENERAL BUSINESS/CALL TO AUDIENCE

Mayor Bergman made a call to the audience, allowing audience members to address Council on any issue. There was no response.

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10-007 Moved by Council Member **Nieuwenhuis**, seconded by Council Member **Monetza**, to approve the snowmelt distribution and power plant work plans for the Washington Avenue project, as prepared by GMB Architects dated December 16, 2009, and approve the seeking of bids for the Washington Avenue Snowmelt-Contract 3 construction. This motion carried with a vote of four to one. In favor: Monetza, Nieuwenhuis, Scott, and Bergman. Opposed: Fritz.

This request needed to be approved at this time to make the project occur in the window of time when the Board of Light and Power had their scheduled shutdown in October.

The cost of the project had increased 20 percent from the original estimate. The majority of Council was not opposed to going out for bid, but the Administration was directed to try to find ways to make the project costs closer to the original figures.

10-008 Moved by Council Member **Nieuwenhuis**, seconded by Council Member **Monetza**, to authorize the Board of Light and Power to begin the structural steel repair work at the Sims Power Plant pump house in the amount of \$40,130.00 to house the new pump and heat exchanger equipment for the Washington Avenue snowmelt system. This motion carried with a vote of four to one. In favor: Monetza, Nieuwenhuis, Scott, and Bergman. Opposed: Fritz.

UNFINISHED BUSINESS

10-009 Moved by Council Member **Nieuwenhuis**, seconded by Council Member **Scott**, to approve the final resolution amending Article 7, Section 40-701(G), General Standard for All Signs, and Section 40-705, Permitted Signs, of the City of Grand Haven Zoning Ordinance. This motion carried with a vote of three to two. In favor: Nieuwenhuis, Scott, and Bergman. Opposed: Monetza and Fritz. (Attachment B)

10-010 Moved by Council Member **Nieuwenhuis**, seconded by Council Member **Monetza**, to approve the Multi-Market Recruitment Advertising Agreement (to include recruitment advertising and public notices) with *BoothMichigan, Inc.* and its online affiliate *MLive.com* at the \$5,000.00 advertising commitment, considering the \$7,500.00 level if anticipated advertising warrants, and authorize the Mayor and City Clerk to execute this agreement. This motion carried unanimously.

REPORTS BY CITY COUNCIL

Council wished everyone a Happy New Year.

Mayor Bergman reminded Council that they would be having a special work session on Monday, January 11, 2010 and a joint work session with the Board of Light and Power on Thursday, January 21, 2010.

REPORT BY CITY MANAGER

Washington Avenue Skating Rink

The ice skating rink on Washington Avenue needed approximately three inches of ice to make it usable. If weather conditions allow, the ice should be ready by the weekend.

REPORT BY CITY ATTORNEY

No report.

REPORT BY CITY ENGINEER

No report.

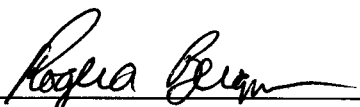
GENERAL BUSINESS/CALL TO AUDIENCE

Mayor Bergman made a call to the audience, allowing audience members to address Council on any issue.

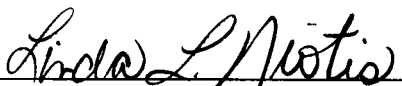
Greg Rokisky, reporter for the Grand Haven High School *Buc's Blade*, said he attended the meeting for information on the skating rink and the construction project on Washington Avenue.

ADJOURNMENT

After hearing no further business, Mayor Bergman adjourned the meeting at 8:26 p.m.



Roger A. Bergman, Mayor



Linda L. Niotis, City Clerk

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Attachment A

To: Patrick McGinnis, City Manager
From: James Bonamy, Finance Director
Date: December 30, 2009
RE: Bills From Payables Warrant

FUND	12/30/09 WARRANT	TOTALS
General Fund	\$49,572.62	\$49,572.62
Major Street Fund	\$7,922.50	\$7,922.50
Local Street Fund	\$4,509.95	\$4,509.95
Land Acquisition Fund	\$0.00	\$0.00
Main St Dist Dev	\$0.00	\$0.00
Econ. Dev. Corp. Fund	\$0.00	\$0.00
Brownfield Redevelopment Fund	\$0.00	\$0.00
Hokins Boat Storage TIF	\$0.00	\$0.00
Downtown TIF	\$0.00	\$0.00
GLTIF Spec Rev Fund	\$0.00	\$0.00
UTGO Inf Spec Rev Fund	\$0.00	\$0.00
Housing Fund	\$1,640.62	\$1,640.62
Assessment Bond Fund	\$0.00	\$0.00
Operating Debt Fund	\$0.00	\$0.00
Brownfield TIF Debt	\$0.00	\$0.00
Downtown TIF Debt	\$0.00	\$0.00
GLTIF Debt Serv Fund	\$0.00	\$0.00
UTGO Inf Debt Fund	\$0.00	\$0.00
Building Auth Debt Fund	\$0.00	\$0.00
Public Improvements Fund	\$16,718.12	\$16,718.12
Fire Truck Replacement Fund	\$0.00	\$0.00
Brownfield TIF Const	\$0.00	\$0.00
Downtown TIF Const	\$232,340.89	\$232,340.89
G/L TIF Construction Fund	\$0.00	\$0.00
UTGO Inf Construction Fund	\$0.00	\$0.00
Building Auth. Fund	\$0.00	\$0.00
Airpark Fund	\$482.50	\$482.50
Chinook Pier Rental Fund	\$0.00	\$0.00
Harbor Transit Fund	\$2,641.68	\$2,641.68
City Sewer Fund	\$61,685.35	\$61,685.35
City Water Fund	\$1,122.11	\$1,122.11
City Marina Fund	\$1,129.30	\$1,129.30
Motorpool Fund	\$6,145.26	\$6,145.26
Self Insurance Fund	\$3,433.57	\$3,433.57
Health Benefit Fund	\$0.00	\$0.00
Trust & Agency Fund	\$0.00	\$0.00
Tax Collection Fund	\$482,955.77	\$482,955.77
Cemetery Fund	\$0.00	\$0.00
Retirement Health Fund	\$0.00	\$0.00
Payroll Fund	\$194,457.53	\$194,457.53
Sewer Authority Operations	\$8,330.79	\$8,330.79
Sewer Authority Debt A	\$0.00	\$0.00
S. Auth. Plant Modification	\$0.00	\$0.00
S. Auth Eagle Ottawa	\$0.00	\$0.00
N.O. Water Plant Fund	\$11,837.25	\$11,837.25
Water Plant Debt	\$0.00	\$0.00
Water Replacement	\$0.00	\$0.00
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	\$1,086,925.81	\$1,086,925.81

Tonight, City Council will be approving, subject to audit, bills for this period, totaling as follows:

\$1,086,925.81 Total Approved Bills
\$680,846.87 Minus eligible bills for release without prior approval: Payroll, Retirement, Insurance, Health Benefit, and Tax Collection Funds
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\$406,078.94 Net Bills

Attachment B

**CITY COUNCIL
CITY OF GRAND HAVEN
Ottawa County, Michigan**

Councilmember Nieuwenhuis, supported by Councilmember Scott, moved the adoption of the following ordinance:

**ORDINANCE NO. 10-01
AN ORDINANCE TO AMEND SECTION 40-701 OF CHAPTER 40, THE ZONING
ORDINANCE OF THE CITY OF GRAND HAVEN**

THE CITY OF GRAND HAVEN ORDAINS:

Section 1. Amendment to Section 40-701. Sections 40-701(G) and 40-705 Article 7, of Chapter 40 of the Zoning Ordinance of the City of Grand Haven, is amended to read as follows:

Section 40-701 General Provisions

G. Electronic Message Board Signs. All Electronic Message Board Signs shall be regulated/operated by the following standards:

1. In the C District:
 - a. One Electronic Message Board Sign is permitted for each lot.
 - b. Electronic Message Board Signs shall not flash, scroll, blink, strobe or show moving pictures.
 - c. Messages may not change more than once every three (3) seconds.
 - d. Electronic Message Board Signs shall be fitted with an automatic sensor that adjust their brightness and intensity during daylight and night time hours. The overall brightness and intensity shall only be enough to make the sign legible and shall not create a nuisance or a traffic hazard.
 - e. Electronic Message Board Signs shall be secondary to a traditional stationary sign and shall not exist as the sole sign, but in no instance shall such sign exceed 50% of the traditional stationary sign area.
2. For all Educational Facilities (as defined by Section 40-421.05):
 - a. One Electronic Message Board Sign is permitted when all of the following conditions are met:
 1. Lot is greater than 2 acres in size and a principal use occupies the subject lot.
 2. Facility enrollment is greater than 100 students.
 - b. Electronic Message Board Signs shall not flash, scroll, blink, strobe or show moving pictures.
 - c. Messages may not change more than once every five (5) minutes.
 - d. Electronic Message Board Signs shall be fitted with an automatic sensor that adjust their brightness and intensity during daylight and night time hours. The overall brightness and intensity shall only be enough to make the sign legible and shall not create a nuisance or a traffic hazard.
 - e. Electronic Message Board Signs must be turned off between 7:00PM and 7:00AM.
 - f. Electronic Message Board Signs shall be integrated into the traditional stationary sign and shall not exist as the sole sign, but in no instance shall such sign exceed 50% of the traditional stationary sign area.

g. Electronic Message Board Signs may only be part of a ground sign.

40-705 PERMITTED SIGNS

In addition to the above standards, the following signs are permitted in the various zoning districts as follows:

A. In all districts, Electronic Message Board signs are permitted for Educational Facilities providing it meets the requirements of section 40-701(G) and the following standards:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Electronic Message Board (when part of ground or pole sign)	1 per lot	Not to exceed maximum area per district, counts as part of total sign area of ground or pole sign	Per ground or pole height standard	½ of required front yard setback	Per 40-701 F and G

B. For uses other than one-family dwellings, two unit dwellings, and seasonal rentals in SFR, E, MDR, DR, NS districts, as well as those uses not restricted to key street segments in the OT, and S Districts:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 32 square feet	6 feet	½ of required front yard setback	Per 40-701 F
Wall Sign	1 per frontage	15% of the total area of the wall to which it is attached, not to exceed 32 square feet	To roofline	N/A	Per 40-701 F

C. For all uses in the MFR and OS Districts:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 32 square feet	6 feet	½ of required front yard setback	Per 40-701 F
Wall Sign	3, but no more than 1 per wall, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 48 square feet	To roofline	N/A	Per 40-701 F

Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.

D. For uses permitted along key street segments in the OT and S districts:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 32 square feet	6 feet	½ of required front yard setback	Per 40-701 F
Wall Sign	1 per frontage, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 45 square feet	To roofline	N/A	Per 40-701 F
Portable Sign	1 per building entrance	6 square feet	4 feet	N/A	None

Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.

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E. For uses permitted in the NMU district:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 32 square feet	6 feet	½ of required front yard setback	Per 40-701 F
Wall Sign OR Awning Sign	3 but not more than 1 per wall, subject to 40-702, A, 2 1 per awning	15% of the total area of the wall to which it is attached, not to exceed 65 square feet, which maximum area shall apply to wall or awning signs or combinations thereof.	To roofline N/A	N/A N/A	Per 40-701 F Per 40-708
Projecting Sign	1 per building entrance	12 square feet	20 feet or to the roofline, whichever is less	N/A	
Portable Sign	1 per building entrance	6 square feet	4 feet	N/A	None
Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.					

F. For uses permitted in the CB District:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign (permitted only if required front yard is at least 15 feet in depth)	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 32 square feet	6 feet	½ of required front yard setback	Per 40-701 F

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Wall Sign	3, but no more than 1 per wall, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 65 square feet, which maximum area shall apply to wall or awning signs or combinations thereof.	To roofline	N/A	Per 40-701,F
OR Awning Sign	1 per awning		N/A	N/A	Per 40-708
Projecting Sign	1 per building entrance	12 square feet	20 feet or to the roofline, whichever is less	N/A	Per 40-701, F
Portable Sign	1 per use per building entrance	6 square feet	4 feet	N/A	
Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.					

G. For uses permitted in the C District:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign* OR Pole Sign*	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 100 square feet	6 feet	½ of required front yard setback	All Types
	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 100 square feet	20 feet		

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Wall Sign	3, but no more than 1 per wall, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 100 square feet, which maximum area shall apply to wall or awning signs or combinations thereof	To roofline	N/A	All Types
OR Awning Sign	1 per awning		N/A	N/A	Per 40-708
Electronic Message Board (when part of ground or pole sign)	1 per pole or ground sign	Not to exceed 40 square feet, counts as part of total sign area of ground or pole sign	Per ground or pole height standard	½ of required front yard setback	Per 40-701 F and G
Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.					

- * Two pole or two ground signs (or one each) may be permitted when a parcel of land contains at least four hundred (400) feet of continuous frontage on US-31, provided that signs are separated by a minimum of ½ the distance of the frontage.

H. For uses permitted in the B District:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Pole Sign	1 per frontage	32 square feet	20 feet	N/A	Per 40-701 F
Wall Sign	3, but no more than 1 per wall, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 45 square feet	To roofline	N/A	
Portable Sign	1 per building entrance	6 square feet	4 feet	N/A	None
Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.					

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I. For uses permitted in the CC District:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign (permitted only if required front yard is at least 15 feet in depth)	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 32 square feet	6 feet	½ of required front yard setback	Per 40-701, F
Wall Sign	3, but no more than 1 per wall, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 45 square feet	To roofline	N/A	Per 40-701, F
Projecting Sign	1 per building entrance	12 square feet	20 feet or to the roofline, whichever is less	N/A	
Portable Sign	1 per building entrance	6 square feet	4 feet	N/A	None
Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.					

J. For uses permitted in the WF and WF-2 Districts:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 32 square feet	6 feet	½ of required front yard setback	Per 40-701 F

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Wall Sign	3, but no more than 1 per wall, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 45 square feet, which maximum area shall apply to wall or awning signs or combinations thereof.	To roofline	N/A	Per 40-701, F
OR Awning Sign	1 per awning		N/A	N/A	Per 40-708
Projecting Sign	1 per building entrance	12 square feet	20 feet or to the roofline, whichever is less	N/A	
Portable Sign	1 per use per building entrance	6 square feet	4 feet	N/A	None
Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.					

K. For uses permitted in the TI District:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 100 square feet	6 feet	½ of required front yard setback	Per 40-701 F

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Wall Sign	1 per frontage, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 100 square feet, which maximum area shall apply to wall or awning signs or combinations thereof.	To roofline	N/A	
OR Awning Sign	1 per awning		N/A	N/A	Per 40-708
Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.					

L. For uses permitted in the I District:

Type	Max. Number	Max. Area	Max. Height	Min. Setback	Illumination Type
Ground Sign	1 per frontage	1 square foot for each foot of setback and 1 square foot for each foot of lot frontage, not to exceed 100 square feet	6 feet	½ of required front yard setback	Per 40-701 F
Wall Sign	1 per frontage, subject to 40-702, A, 2	15% of the total area of the wall to which it is attached, not to exceed 100 square feet, which maximum area shall apply to wall or awning signs or combinations thereof.	To roofline	N/A	
OR Awning Sign	1 per awning		N/A	N/A	Per 40-708
Billboard	1 per 600 feet of linear frontage, and one per parcel	240 square feet	35 feet	Per zoning district	External, must be downward facing
Window signs are permitted; however, minimum transparency standards shall be met in the applicable zoning district.					

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Section 2. Effective Date. This Ordinance shall take effect 20 days after its adoption or upon its publication, whichever is later.

YEAS: Councilmember(s) Nieuwenhuis, Scott, and Bergman

NA'YS: Councilmember(s) Fritz and Monetza

ABSTAIN: Councilmember(s) NONE

ABSENT: Councilmember(s) NONE

CERTIFICATION

I certify that this ordinance was adopted by the City Council of the City of Grand Haven at a regular meeting of the City Council held on January 4, 2010, and published in *The Grand Haven Tribune*, a newspaper of general circulation in the City of Grand Haven, on January 15, 2010.


Linda L. Niotis, City Clerk

Introduced: December 21, 2009

Adopted: January 4, 2010

Published: January 15, 2010

Effective: January 24, 2010