

**CITY OF GRAND HAVEN  
GRAND HAVEN, MICHIGAN  
REGULAR CITY COUNCIL MEETING  
MONDAY, FEBRUARY 1, 2010**

The Regular Meeting of the Grand Haven City Council was called to order at 7:30 p.m. by Mayor Roger A. Bergman in the Council Chambers of City Hall.

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

**Absent:** Council Member Edward Nieuwenhuis, excused.

**Others Present:** City Manager Patrick McGinnis, City Clerk Linda L. Niotis, City Attorney Scott Smith, Management Intern Sam Janson, City Planner Kristin Keery, Transportation Director Tom Manderscheid, MSDDA Director Dana Kollewehr, City Engineer Brian Vilmont, and Public Safety Director Dennis Edwards.

**INVOCATION/PLEDGE OF ALLEGIANCE**

The invocation was given by Pastor Timothy Kitchen, Robinson Baptist Church, and was followed by the Pledge of Allegiance as led by Mayor Bergman.

**APPROVAL OF CONSENT AND REGULAR AGENDAS**

**10-024** Moved by Council Member **Fritz**, seconded by Council Member **Monetza**, to adopt the Consent and Regular Agendas, as presented. This motion carried unanimously.

**GENERAL BUSINESS/CALL TO AUDIENCE**

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

Mr. Gary Passon, 15143 Bayberry Ct, Spring Lake, requested a letter of support for the West Michigan Underwater Preserve. It was the organization's hope to add the West Michigan portion of Lake Michigan to the existing preserve system. The system was established to create underwater preserves and to protect historic shipwrecks.

**CONSENT AGENDA**

**10-025** Moved by Council Member **Monetza**, seconded by Council Member **Fritz**, to approve special work session minutes of January 11 and January 18, 2010, and regular meeting minutes of January 18, 2010. This motion carried unanimously.

**10-026** Moved by Council Member **Monetza**, seconded by Council Member **Fritz**, to approve the bills for the period, totaling \$875,707.47. This motion carried unanimously. (Attachment A)

**10-027** Moved by Council Member **Monetza**, seconded by Council Member **Fritz**, to approve a single lot special assessment for demolition costs at 614 Fulton Avenue. This motion carried unanimously.

**10-028** Moved by Council Member **Monetza**, seconded by Council Member **Fritz**, to approve the Harbor Transit Resolution of Intent to apply for financial assistance for FY2011 (October–September) under Act 51 of the Public Act of 1951, as amended. This motion carried unanimously. (Attachment B)

**10-029** Moved by Council Member **Monetza**, seconded by Council Member **Fritz**, to accept the license agreement with Mark Veurink, of Reel Action Charters, for a slip at the Chinook Pier Charter Docks and authorize the Mayor and City Clerk to execute this agreement. This motion carried unanimously.

**10-030** Moved by Council Member **Monetza**, seconded by Council Member **Fritz**, to accept the Michigan Economic Development Grant Agreement in the amount of \$200,000.00 for the Chinook Pier Façade Improvement Project and authorize the Mayor and City Clerk to execute this agreement. This motion carried unanimously.

**NEW BUSINESS**

**10-031** Moved by Council Member **Fritz**, seconded by Council Member **Scott**, to award Lakeshore Environmental, Inc. a contract in the amount not to exceed \$194,000.00 to supervise and conduct environmental activities associated with the redevelopment of the proposed Lemon Creek Winery site on Beacon Boulevard and authorize the Mayor and City Clerk to execute the necessary documents. This motion carried unanimously.

City Manager McGinnis reported that no City money would be involved in this project. Lakeshore Environmental, Inc. was awarded this contract, since they were the primary consultants for the site and had removed the underground tanks.

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**10-032** Moved by Council Member **Monetza**, seconded by Council Member **Scott**, to adopt the new 2010 Master Plan (MCL 125.3843). This motion carried unanimously. (Attachment C)

City Planner Keery noted that the proposed Master Plan no longer included reference to the Chinook Pier Master Plan.

City Attorney Smith recommended that the Master Plan's resolution of approval be attached to the Master Plan to clarify that conflicting provisions of the plans included by reference would not apply.

The State of Michigan requires that the Master Plan be reviewed every five years.

**10-033** Moved by Council Member **Scott**, seconded by Council Member **Fritz**, to approve the professional engineering services contract with URS Corporation in the amount of \$9,500.00 to provide design services for fence installation along the east property line, an airfield marking plan, and an aviation fuel card reader for the Grand Haven Memorial Airport and authorize the Mayor and City Clerk to execute this contract. This motion carried unanimously.

Transportation Director Manderscheid stated that the fence would be eight feet high, per MDOT Aero requirements, but would be hidden behind a berm.

**10-034** Moved by Council Member **Monetza**, seconded by Council Member **Fritz**, to approve the request from Special Events/Main Street DDA to hold their 6<sup>th</sup> Annual Grand Haven on Ice on February 13, 2010, from 7:00 a.m. to 5:00 p.m. This motion carried unanimously.

City Manager McGinnis explained that this request was a yearly event, which would normally not need Council approval; but at the time of agenda printing, the request included a new item to have ice martini bars set up on the sidewalk. MSDDA Director Kollewehr stated that after the council meeting agenda was printed, it was decided that the bars would be set up inside the establishments. There would also be no 5K run this year.

**10-035** Moved by Council Member **Fritz**, seconded by Council Member **Monetza**, to approve the placement of U.S. 31 City Limits Recognition Signs as suggested by the Grand Haven Area Public Schools. This motion carried unanimously.

## **REPORTS BY CITY COUNCIL**

Council Member Fritz said he had a lot of fun at the Winterfest event over the weekend.

Council Member Monetza reported that he had attended the West Michigan Shoreline Regional Development Commission (WMSRDC) policy committee meeting on January 27. The main agenda item was approval of an amendment to the Transportation Improvement Plan previously recommended by the Technical Committee. In addition, two items of interest to Grand Haven were placed on the agenda for consideration. First, a "Jobs for Main Street" bill in the US Senate would, if passed, provide about \$847,000,000 to the State of Michigan of which \$4,000,000 would go to this region for road projects. Fifty percent of the program had to be under contract within 90 days, so the Technical Committee would be meeting in early February to consider possible projects that could use these funds. The Policy Committee was asked to meet later in February to approve. Second, the Final Environmental Impact Statement for the \$50,000,000 M-231 bypass project phase, including the new Grand River crossing and connection of M-45 to I-96, would be published in the Federal Register for public comment. There would be a public comment period from mid-February to mid-March. This project also included the lane alterations on US-31 in Holland and in Grand Haven. In Grand Haven, lanes would be increased from four to six lanes. The Metropolitan Planning Organization (MPO) was asked to make a recommendation to staff to write a letter of support for the project. In addition, local municipalities were also invited to write letters of support. Even though the project was potentially shelved for lack of funding, this was the opportunity to make public comment. This was a good time for Council to draft a letter indicating support or concerns about the project and its ramifications for the City. Council and staff should consider taking the time to articulate the City's position during this period of public comment. Mayor Bergman suggested that a special work session on this topic be held February 15, 2010, prior to the regular council meeting.

Council Member Scott commented that City crews did a nice job of setting up the three-way stop at the intersection of Franklin and 5<sup>th</sup> Streets. He also noted that a new type of streetlight was also being tested in that area.

Mayor Bergman said that last week's water main break on 3<sup>rd</sup> Street was a reminder of the City's infrastructure needs. He thanked the organizers of Winterfest for their efforts in making the event a success. He expressed his appreciation to the other council members for their time and effort to do what was best for the community.

## **REPORT BY CITY MANAGER**

No report.

**REPORT BY CITY ATTORNEY**

No report.

**REPORT BY CITY ENGINEER**

No report.

**GENERAL BUSINESS/CALL TO AUDIENCE**

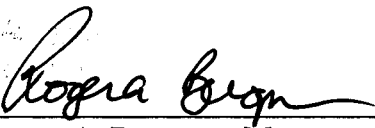
Mayor Bergman made a call to the audience, allowing audience members to address Council on any issue.

Ms. Cindy Fricano, 1301 Franklin Ave., questioned the validity of deer management costs reported in the *Grand Haven Tribune* article on the 2009 deer culling costs.

Mr. Mike Ciofu, 1740 Woodlawn, asked about the status of having bus service to Holland, Muskegon, and Grand Rapids. Mayor Bergman replied that Ottawa County was currently conducting an analysis and hoped to have a report some time in March.

**ADJOURNMENT**

After hearing no further business, Mayor Bergman adjourned the meeting at 8:16 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: January 28, 2010  
 RE: Bills From Payables Warrant



FUND	1/28/10 WARRANT	TOTALS
General Fund	\$78,984.91	\$78,984.91
Major Street Fund	\$10,012.19	\$10,012.19
Local Street Fund	\$6,809.34	\$6,809.34
Land Acquisition Fund	\$0.00	\$0.00
Main St Dist Dev	\$300.00	\$300.00
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	\$345.92	\$345.92
Assessment Bond Fund	\$1,325.00	\$1,325.00
Operating Debt Fund	\$0.00	\$0.00
Brownfield TIF Debt	\$0.00	\$0.00
Downtown TIF Debt	\$240.75	\$240.75
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	\$6,975.78	\$6,975.78
Fire Truck Replacement Fund	\$0.00	\$0.00
Brownfield TIF Const	\$0.00	\$0.00
Downtown TIF Const	\$12,250.69	\$12,250.69
G/L TIF Construction Fund	\$701.10	\$701.10
UTGO Inf Construction Fund	\$18,846.66	\$18,846.66
Building Auth. Fund	\$0.00	\$0.00
Airpark Fund	\$18.00	\$18.00
Chinook Pier Rental Fund	\$0.00	\$0.00
Harbor Transit Fund	\$3,506.67	\$3,506.67
City Sewer Fund	\$305,571.15	\$305,571.15
City Water Fund	\$35,725.82	\$35,725.82
City Marina Fund	\$2,103.34	\$2,103.34
Motorpool Fund	\$3,772.23	\$3,772.23
Self Insurance Fund	\$0.00	\$0.00
Health Benefit Fund	\$9.46	\$9.46
Trust & Agency Fund	\$0.00	\$0.00
Tax Collection Fund	\$219,119.74	\$219,119.74
Cemetery Fund	\$0.00	\$0.00
Retirement Health Fund	\$0.00	\$0.00
Payroll Fund	\$108,564.50	\$108,564.50
Sewer Authority Operations	\$45,135.77	\$45,135.77
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	\$15,388.45	\$15,388.45
Water Plant Debt	\$0.00	\$0.00
Water Replacement	\$0.00	\$0.00
	<hr/>	<hr/>
	\$875,707.47	\$875,707.47

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

\$875,707.47 Total Approved Bills  
 \$327,693.70 Minus eligible bills for release without prior approval: Payroll,  
 Retirement, Insurance, Health Benefit, and Tax Collection Funds  
 \$548,013.77 Net Bills

Attachment B

Michigan Department  
of Transportation  
3078 (10/09)

RESOLUTION OF INTENT

The approved resolution of intent to apply for state formula operating assistance for  
fiscal year 2011 under act 51 of the public acts of 1951, as amended

WHEREAS, pursuant to Act 51 of the Public Acts of 1951, as amended (Act 51), it is necessary for the  
City of Grand Haven \_\_\_\_\_, (hereby known as THE APPLICANT) established under  
(Applicant's Name, Authoritative Body)  
Act 279 \_\_\_\_\_, to provide a local transportation program for the state fiscal year of 2011 and, therefore, apply  
for state financial assistance under provisions of Act 51; and

WHEREAS, it is necessary for THE APPLICANT, to name an official representative for all public transportation  
matters, who is authorized to provide such information as deemed necessary by the State Transportation  
Commission or department for its administration of Act 51; and

WHEREAS, it is necessary to certify that no changes in eligibility documentation have occurred during the  
past state fiscal year; and

WHEREAS, the performance indicators for this agency have been reviewed and approved by THE  
APPLICANT; and

WHEREAS, THE APPLICANT, has reviewed and approved the proposed balanced (surplus) budget, and  
funding sources of estimated federal funds \$ 320,000 \_\_\_\_\_, estimated state funds \$ 544,238 \_\_\_\_\_, estimated local  
funds \$ 500,286 \_\_\_\_\_, estimated fare box \$ 121,200 \_\_\_\_\_, estimated other funds \$ 32,430 \_\_\_\_\_, with  
total estimated expenses of \$ 1,518,154 \_\_\_\_\_

NOW THEREFORE, be it resolved that THE APPLICANT hereby makes its intentions known to provide public  
transportation services and to apply for state financial assistance with this annual plan, in accordance with Act 51;  
and

HEREBY, appoints the Grand Haven City Manager \_\_\_\_\_ as the Transportation Coordinator, for  
all public transportation matters, who is authorized to provide such information as deemed necessary by the State  
Transportation Commission or department for its administration of Act 51 for 2011.

I, Linda Niotis \_\_\_\_\_, City Clerk \_\_\_\_\_, of  
(Name) (Secretary, Clerk)

THE APPLICANT, having custody of the records and proceedings of THE APPLICANT, does hereby certify that I  
have compared this resolution adopted by THE APPLICANT at the meeting of \_\_\_\_\_, 20\_\_\_\_, with the original  
minutes now on file and of record in the office and that this resolution is true and correct.



IN TESTIMONY WHEREOF, I have hereunto set my hand and  
affixed seal of said City \_\_\_\_\_, this day of February \_\_\_\_\_,  
A.D. 2010 <sup>1st</sup>

SIGNATURE

Linda L Niotis

Attachment C



City of Grand Haven City Council  
Ottawa County, MI  
Resolution No. 10-032

CITY COUNCIL RESOLUTION TO ADOPT MASTER PLAN

WHEREAS, the Michigan Planning Enabling Act (MPEA) authorizes the Planning Commission to prepare a Master Plan for the use, development and preservation of all lands in the City; and

WHEREAS, the Planning Commission prepared a proposed new Master Plan and submitted the plan to the Grand Haven City Council for review and comment; and

WHEREAS, on June 15, 2009 the Grand Haven City Council received and reviewed the proposed Master Plan prepared by the Planning Commission and authorized distribution of the Master Plan to the Notice Group entities identified in the MPEA; and

WHEREAS, notice was provided to the Notice Group entities as provided in the MPEA; and

WHEREAS, the Planning Commission held a public hearing on August 25, 2009 and December 8, 2009 to consider public comment on the proposed new Master Plan, and to further review and comment on the proposed new Master Plan; and

WHEREAS, on January 12, 2010 the Planning Commission adopted a resolution to adopt the proposed Master Plan, with some modification,

WHEREAS, the Grand Haven City Council finds that the proposed new Master Plan is desirable and proper and furthers the use, preservation, and development goals and strategies of the City;

WHEREAS, the MPEA authorizes the Grand Haven City Council to assert by resolution its right to approve or reject the proposed Master Plan;

THEREFORE BE IT HEREBY RESOLVED AS FOLLOWS:

1. **Adoption of 2010 Master Plan.** The Grand Haven City Council hereby approves and adopts the proposed 2009 Master Plan, including all of the chapters, figures, maps and tables contained therein. Pursuant to MCL 125.3843 the City Council has asserted by resolution its right to approve or reject the proposed Master Plan and therefore the approval granted herein is the final step for adoption of the plan as provided in MCL 125.3843 and therefore the plan is effective as of February 1, 2010.
2. **Distribution to Notice Group.** The Grand Haven City Council approves distribution of the adopted plan to the Notice Group.
3. **Findings of Fact.** The Grand Haven City Council has made the foregoing determination based on a review of existing land uses in the City, a review of the existing Master Plan provisions and maps, input received from the Planning Commission and public hearing, and with the assistance of a professional planning consultant, and finds that the new Master Plan will accurately reflect and implement the City's goals and strategies for the use, preservation, and development of lands in the City of Grand Haven.

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4. *Effective Date.* The Master Plan shall be effective as of the date of adoption of this resolution.

YEAS: Councilmember(s) **Monetza, Scott, Fritz, and Bergman**

NAYS: Councilmember(s) **NONE**

ABSTAIN: Councilmember(s) **NONE**

ABSENT: Councilmember(s) **Nieuwenhuis**

CERTIFICATION

I certify that this Master Plan was adopted by the City Council of the City of Grand Haven at a regular meeting of the City Council held on February 1, 2010.

  
\_\_\_\_\_  
Linda L. Niotis, City Clerk