

MANISTEE CITY COUNCIL

MEETING AGENDA

Tuesday, December 20, 2011 - 7:00 p.m. - Council Chambers

I. Call to Order.

- a.) PLEDGE OF ALLEGIANCE.
- b.) ROLL CALL.

II. Public Hearings.

III. Citizen Comments on Agenda Related Items.

IV. Consent Agenda. All agenda items marked with an asterisk (*) are on the consent agenda and considered by the City Manager to be routine matters. If the Mayor or any member of the Council wishes to discuss an item on the consent agenda, it will be deleted from the consent agenda and considered in its regular order on the agenda. Consent agenda items include:

- V. Approval of Minutes.
- VI. a.) Approval of Payroll.
b.) Monthly Bills.
- VII. a.) Consideration of Ordinance Z11-08 to the Zoning Ordinance.
b.) Consideration of Ordinance Z11-09 to the Zoning Ordinance.
- XI. b.) Notification Regarding Next Work Session.

At this time Council could take action to approve the Consent Agenda as presented.

*V. Approval of Minutes. Approval of the minutes of the December 6, 2011 regular meeting and the December 13, 2011 work session as attached.

VI. Financial Report.

- *a.) APPROVAL OF PAYROLL.

*b.) MONTHLY BILLS.

VII. Unfinished Business.

*a.) CONSIDERATION OF ORDINANCE Z11-08 TO THE ZONING ORDINANCE.

The Planning Commission has developed a zoning amendment that would address wind energy conversion systems. These systems, intended to primarily serve the needs of the property upon which it is located, would be allowed in all zoning districts.

This amendment was first introduced by Council at their meeting of December 6, 2011 and could be adopted this evening.

At this time Council could take action to adopt Ordinance Z11-08 to the Zoning Ordinance.

*b.) CONSIDERATION OF ORDINANCE Z11-09 TO THE ZONING ORDINANCE.

Faith Covenant Church made application to the Planning Commission to amend Section 1868 Place of Public Assembly of the Zoning Ordinance; the proposed ordinance amendment would read:

A large Place of Public Assembly shall front on and be accessed primarily from a key street segment, as defined here, *unless it is located on a parcel of land with a minimum area of five (5) acres.*

A public hearing was held on October 6, 2011 after which the Planning Commission made a motion to recommend to City Council to amend the ordinance. This amendment was first introduced by Council at their meeting of December 6, 2011 and could be adopted this evening.

At this time Council could take action to adopt Ordinance Z11-09 to the Zoning Ordinance.

VIII. New Business.

a.) CONSIDERATION OF A POVERTY EXEMPTION GUIDELINES RESOLUTION.

The adoption of the Resolution of guidelines for Poverty Exemption from Property Tax for 2012 Assessed and Taxable Values is required of the Manistee City Council in order for the Board of Review to grant poverty exemptions from property taxation. The homestead, of persons who the Board of Review determine

by reason of poverty to be unable to contribute to the public charge, is eligible for exemption in whole or in part from taxation under Public Act 390, 1994 (MCL 211.7u). The guidelines include, but are not limited to the specific income and asset levels of the claimant and all persons residing in the household.

At this time Council could take action to approve the Resolution of Guidelines for Poverty Exemption from Property Tax for 2012 Assessed and Taxable Value.

b.) **CONSIDERATION OF A GRANT AGREEMENT, GLFT FOR FISH CLEANING STATION.**

The City's grant proposal for the construction of a new Fish Cleaning Center was selected and approved by the Great Lakes Fishery Trust Board of Trustees on November 8, 2011 for an amount not to exceed \$75,000. Each project requires a signed agreement within 60 days of the grant announcement. The City has committed a matching \$75,000 to this project. Staff and the City Attorney have reviewed and approved the attached agreement.

At this time Council could take action to authorize the execution of a grant agreement with the Great Lakes Fishery Trust in an amount not to exceed \$75,000 to replace the First Street Beach Fish Cleaning Station; and authorize the Mayor to sign the agreement as the authorized agent, the City Clerk as the Witness, and Jack Garber as the Project Manager.

c.) **CONSIDERATION OF APPLICATIONS TO BOARDS AND COMMISSIONS.**

The City Clerk has taken action to advertise vacancies on the Board of Canvassers, Board of Review, Brownfield Redevelopment Authority, Compensation Commission, Downtown Development Authority, Historic District Commission, Parks & Beautification Commission, PEG Commission, Ramsdell Theatre Governing Authority, and Tree Commission. The following applications have been received:

BOARD OF CANVASSERS – Two vacancies, four year terms ending 12/31/15. One Democrat member and one Republican member. (Council appointment)

Chad LaFave, 302 ½ Twelfth Street (Republican)
Gustav Storm, 303 Fourth Street (Republican)*
Sylvester Flarity, 28 Lake Street (Democrat)*

BOARD OF REVIEW – Two vacancies, three year terms ending 12/31/14; one regular member and one alternate member. Applicants shall be taxpaying electors of the City who are owners of property assessed for taxes in the City and, at the time of their appointment, are neither elected nor appointed officials of the City. (Council appointment)

Regular Member:

Therran Ferguson, 153 Lincoln Street* (Incumbent-alternate member. If appointed as a regular member another alternate member is needed, term expiring 12/31/13)

Alternate Member:

Lynda Beaton, 256 Hughes Street
Ruth Ann Winicki, 471 Fifth Street*

BROWNFIELD REDEVELOPMENT AUTHORITY – Two vacancies, terms ending 6/30/13. (Mayoral appointment)

None

COMPENSATION COMMISSION – Two vacancies, terms ending 9/30/14 and 9/30/15. (Mayoral appointment)

None

DOWNTOWN DEVELOPMENT AUTHORITY – One vacancy, term ending 7/1/14, at large member. (Mayoral appointment)

None

HISTORIC DISTRICT COMMISSION – One vacancy, term ending 2/28/14. (Council appointment)

None

PARKS & BEAUTIFICATION COMMISSION – Two vacancies, terms ending 6/30/12 and 6/30/14. (Mayoral appointment)

None

PEG COMMISSION – Two vacancies, three year terms ending 12/31/14. (Council appointment)

None

RAMSDALL THEATRE GOVERNING AUTHORITY – One vacancy, term ending 6/30/14. (Mayoral appointment)

Mary E. Russell, 272 Lighthouse Circle

TREE COMMISSION – Four vacancies, three year terms ending 12/31/14. (Mayoral appointment)

Pat Williams, 105 Lighthouse Way*
Robert Johnson, 530 Ninth Street*
Mary Ann Johnson, 530 Ninth Street*
Kathleen Friedrich, 512 Pine Street*

*Incumbent

At this time the Mayor and Council could take action to make appointments as noted above.

c.) **CONSIDERATION OF COUNCIL COMMITTEE APPOINTMENTS.**

At this time the Mayor could take action to make various Council Committee appointments.

IX. Notices, Communications, Announcements.

a.) **PRESENTATION BY MATT McCAULEY OF THE NORTHWEST MICHIGAN COUNCIL OF GOVERNMENTS OF AN ENERGY GRANT ACHIEVEMENT AWARD.**

b.) **A REPORT FROM THE CITY MANAGER.**

A regular part of each Council meeting is a report from a cooperating agency, organization or department.

The City Manager annually prepares a review of calendar year activities. That review provides the Council and the Community an opportunity to step back from day to day activities and take a longer look at what has been accomplished. City Manager Mitchell D. Deisch and Staff has compiled a comprehensive report on the 2011 Highlights for the City of Manistee.

No action is required on this item.

*b.) NOTIFICATION REGARDING NEXT WORK SESSION.

A Council work session has been scheduled for Tuesday, January 10, 2012 at 7:00 p.m. Discussion on financial projections, airport bylaws, and Z11-01 waterfront development zoning amendment and such business as may come before the Council. No action is required on this item.

X. Concerns and Comments.

a.) CITIZEN COMMENT. This is an opportunity for citizens to comment on municipal affairs. Citizens in attendance may be recognized by the Mayor for comments. Signed letters from citizens may be read if so requested. Citizen comments are not limited to agenda items but should be directed toward municipal services, activities or areas of involvement.

b.) OFFICIALS AND STAFF.

c.) COUNCILMEMBERS.

XI. Adjourn.

MDD:cl

COUNCIL AGENDA ATTACHMENTS:

Council Meeting Minutes – December 6, 2011
Council Work Session Minutes – December 13, 2011
Monthly Bills
Poverty Exemption Resolution
GLFT Agreement
Board and Commission Applications
Council Committees
2011 Highlights Booklet