
PROCEEDINGS OF THE MANISTEE CITY COUNCIL – OCTOBER 1, 2019

A regular meeting of the Manistee City Council was called to order by his honor, Mayor Roger Zielinski on Tuesday, October 1, 2019 at 7:00 pm in the City Hall Council Chambers, 70 Maple Street, followed by the Pledge of Allegiance.

PRESENT: Dale Cooper, Lynda Beaton, Roger Zielinski, Robert Goodspeed, Michael Szymanski, James Grabowski and Erin Pontiac

ALSO PRESENT: City Manager – Thad Taylor, City Attorney – George Saylor, City Clerk – Heather Pefley, Planning & Zoning Administrator – Rob Carson, and Public Safety Director – Tim Kozal

CITIZEN COMMENTS ON AGENDA RELATED ITEMS

None

CONSENT AGENDA

- Minutes - September 17, 2019 - Regular Meeting
- Financial Reports
 - Cash Balances August 2019
 - Revenue & Expense August 2019
- Notification Regarding Next Work Session – October 8, 2019, 7:00 pm
A discussion will be conducted on Refuse Collection Options, Shoreline Erosion Options, Pool Agreement, Strategic Plan Updates, PRT Branding Logos, and Deer Cull; and such business as may come before Council.
- Consideration of Ordinance 19-23 Amending Chapter 867 Recreational Marihuana (*Correction to agenda by Mayor Zielinski, item left off Consent in error on agenda*)
The City of Manistee Recreational Ordinance authorizes up to three marihuana retailers and three marihuana microbusinesses. Council discussed at its September 10, 2019 work session expanding the number of retailer and microbusiness licenses. The proposed amendment would increase the number of marihuana retailer licenses and microbusiness licenses in the Marihuana Overlay District to five for each. The proposed amendment also limits the duration of a provisional license to one year.

As an ordinance two separate readings are required. The ordinance was introduced at the September 17, 2019 meeting and could be adopted at this time.

Councilmember Goodspeed requested the removal of item VII; a.) Consideration of Ordinance 19-23 Amending Chapter 867 Recreational Marihuana.

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MOTION by Szymanski, second by Goodspeed to approve the Consent Agenda as presented with the removal of item VII; a.) Consideration of Ordinance 19-23 Amending Chapter 867 Recreational Marihuana.

With a roll call vote this motion passed unanimously.

AYES: Cooper, Beaton, Zielinski, Goodspeed, Szymanski, Grabowski and Pontiac
NAYS: None

CONSIDERATION OF ORDINANCE 19-23 AMENDING CHAPTER 867 RECREATIONAL MARIHUANA.

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As an ordinance two separate readings are required. The ordinance was introduced at the September 17, 2019 meeting and could be adopted at this time.

MOTION by Cooper, second by Beaton to adopt Ordinance 19-23 amending Chapter 867 Recreational Marihuana Facilities.

With a roll call vote the motion passed, 5-2.

AYES: Cooper, Beaton, Zielinski, Szymanski and Pontiac
NAYS: Goodspeed and Grabowski

CONSIDERATION OF THE ADOPTION OF PROJECT RISING TIDE ACTION PLAN DOCUMENTS.

Presentations were made to City Council at their work session on September 10, 2019 on action items for Project Rising Tide. Council is being asked for their adoption of the action plan documents including: the Economic Development Strategy, the Housing Action Plan, and the Branding and Marketing Toolbox. Each document outlines strategies and action items to guide community development efforts for the community.

MOTION by Goodspeed, second by Szymanski to adopt the Project Rising Tide action plan documents and recommendations.

With a roll call vote this motion passed unanimously.

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AYES: Cooper, Beaton, Zielinski, Goodspeed, Szymanski, Grabowski and Pontiac
NAYS: None

CONSIDERATION OF BUDGET AMENDMENT 2020-1 FOR FISCAL YEAR END JUNE 30, 2020.

The City of Manistee is required by State law to ensure that actual expenditures do not exceed budgeted amounts. Over the course of the current fiscal year unanticipated and unbudgeted events and/or Council approved expenditures have occurred. The proposed budget amendment addresses expenditures associated with these events to ensure compliance with State statutes regarding appropriations.

MOTION by Szymanski, second by Beaton to adopt budget amendment 2020-1 for fiscal year ending June 30, 2020.

With a roll call vote this motion passed unanimously.

AYES: Cooper, Beaton, Zielinski, Goodspeed, Szymanski, Grabowski and Pontiac
NAYS: None

CONSIDERATION OF THE PURCHASE OF A 2020 FORD POLICE INTERCEPTOR.

The Manistee Police Department maintains a fleet of police cruisers to effectively service the City. In an effort to replace cruisers that are nearing the end of their respective life cycles, it is determined that the purchase of a 2020 Ford Police Interceptor is warranted. Bids have been solicited and one Ford Dealer and Emergency vehicle outfitter have been identified that fits the Police Department's specifications.

MOTION by Cooper, second by Grabowski to authorize the purchase of a 2020 Ford Police Interceptor from Harold Zeigler Ford / Emergency Vehicle Products for the price of \$54,257.30. Discussion followed.

With a roll call vote this motion passed, 6-1.

AYES: Cooper, Zielinski, Goodspeed, Szymanski, Grabowski and Pontiac
NAYS: Beaton

CONSIDERATION OF AMENDING THE JOSLIN COVE DEVELOPMENT AND REIMBURSEMENT AGREEMENT.

The County Brownfield Authority supported a request for an extension of the amended brownfield plan for Joslin Cove for 16 months and a waiver of the 4% reduction in eligible activity obligation until after December 31, 2021. Manistee Lakes LLC made a request for an extension due to difficulty in obtaining permits from the State of Michigan and due to damage to the foundations and connections contained within (see attached memo and email outlining these

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issues). The County Planning Department has been working with and administering this process and was aware of the difficulties outlined and found the request to be valid.

As outlined in the Development and Reimbursement Agreement, all parties to the agreement must approve an extension to the agreement. The City of Manistee is a party to the agreement due to the payment of \$150,000 for the construction and siting of the Arthur Street Pump Station. The City Attorney has reviewed and approved the agreement.

Motion by Beaton, second by Szymanski to approve an extension of the Development and Reimbursement Agreement for Joslin Cove to December 31, 2021; and a waiver of the 4% reduction in eligible activity obligations. Planning & Zoning Administrator Rob Carson gave a brief history for this site.

With a roll call vote this motion passed unanimously.

AYES: Cooper, Beaton, Zielinski, Goodspeed, Szymanski, Grabowski and Pontiac

NAYS: None

A REPORT FROM THE PARKS COMMISSION, PLANNING COMMISSION, AND THE PLANNING AND ZONING DIRECTOR.

Ms. Lani Rozga reported on the activities of the Parks Commission and responded to any questions the Council had regarding their activities. Parks Commission member Tim O'Connor and his family donated two AEDs to be placed at Fifth Avenue and First Street beaches in memory of his father.

Mr. Mark Wittlieff reported on the activities of the Planning Commission and responded to any questions the Council had regarding their activities.

Mr. Rob Carson reported on the activities of the County Planner's Office and responded to any questions the Council had regarding their activities.

CITIZEN COMMENT

None

OFFICIALS AND STAFF

Kozal thanked the O'Connor family for their donation.

COUNCILMEMBERS

Grabowski asked for an update on the police contract. Taylor stated that he will not be moving forward with the appeal and has directed the labor attorney to draft a clean copy of the

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agreement. Taylor reviewed cost associated with bargaining, mediation, and arbitration. Discussed officer scheduling, inability to fill shifts, hiring of an additional officer and officer safety.

Szymanski reminded everyone that Paint the Town Pink event is Thursday at 4:00pm.

Beaton asked Taylor when the TIF plan from DDA will be available for review.

Goodspeed distributed cards for employees' birthdays and service anniversaries.

Zielinski thanks everyone on committees that participated in presentations.

ADJOURN.

MOTION to adjourn was made by Goodspeed. Meeting adjourned at 8:00 pm.

Heather Pefley CMC/CMMC, MiCPT
City Clerk