



**REGULAR MEETING
CEDAR SPRINGS CITY COUNCIL
MINUTES**

Thursday, July 13, 2017

7:00 p.m. Meeting

**Cedar Springs City Hall
66 S. Main St.
Cedar Springs, Michigan**

1. **Hall** called the meeting to order at 7:04 p.m. and the Pledge of Allegiance was recited.

2. ROLL CALL:

Mr. Daniel Clark	<u>Present</u>
Mrs. Pamela Conley, Mayor Pro Tem	<u>Excused</u>
Mr. Jerry Gross Sr.	<u>Present</u>
Mr. Perry Hopkins	<u>Present</u>
Mrs. Molly Nixon	<u>Present</u>
Ms. Rose Powell	<u>Present</u>
Mr. Gerald Hall, Mayor	<u>Present</u>

Motion by **Nixon** supported by **Hopkins** to excuse Conley.

Voice Vote.

6-0

Motion Carried.

3. PUBLIC COMMENTS.

The Council welcomes and encourages the public to speak during the public comment and public hearing portions of the agenda. However, Council policy is to hear the public comment, not to act on the public comment at this time. Concerns brought before the Council during the Public Comment portion of the agenda will be referred to the City Manager for action. If, after communicating with the City Manager, no resolution is reached, the concern will be elevated to the Mayor and then eventually to the Council for action.

Those citizens wishing to speak on agenda and non-agenda items will be allowed a maximum of four minutes each to address their concerns. This is the only time during the Council meeting that citizens are allowed to address the Council. Please state your name and address for the record.

A) Public Comment

- a. Joel Frank stated that he apologized for bringing bees into the city because he was under the impression that they were allowed. He said he is willing to do what is needed to comply.
- b. Kurt Mabie thanked everyone for their support and that they will begin working on the amphitheater and the walking path.

B) Presentation of Community Awards

- 1. Don & June Mabie

C) Medical Marijuana Presentation-Kent County Prosecutor Chris Becker

D) Wetland Restoration Presentation- Josh Vanderveen

4. PUBLIC HEARINGS.

None

5. ADOPTION OF AGENDA.

Motion by **Nixon** supported by **Hopkins** to adopt the agenda and table item 8B and amend item 8G to Motion to approve Final Plat Review/Approval for Prairie Run contingent on attorney redrafted version.

Voice Vote.

6-0

Motion Carried.

6. CONSENT AGENDA.

Councilmembers may request that any or all items be removed from the Consent Agenda. A motion is then in order to adopt all items not removed from the Consent Agenda. Requesting the removal of an item from the Consent Agenda is a prerogative afforded each councilmember and does not require the support of other councilmembers.

A. Approval of the minutes of the Regular Meeting of June 8, 2017 and the Special Meeting of June 29, 2017.

B. Approval of the Checks Paid 39972 - 40075	totaling \$152,672.61
and Electronic Transfers	totaling \$5,526.66
The total of all checks and transfers is	\$154,199.27.

C. Motion to approve the CS Museum Summer Car Show community event application, second review

D. 2017 CBDT Community Event Application August 19, 2017, first Review.

E. Pedestrian Crossing Signs

Motion by **Hopkins** supported by **Nixon** to approve the consent agenda.

Voice Vote.

6-0

Motion Carried.

7. DISCUSSION ITEMS:

A. Keeping of bees and bee hives within the City.

Powell stated that she would like permits possibly issues and wanted to see a limit on the number of possible bees one person can have. **Gross** said that he wasn't totally against having bees in the city, but would like to see some regulations on where and how bees can be kept. **Womack** remarked that because the council tends to be in favor of possibly allowing the bees that they can remain for the time being and the issue will brought back to the council at the next meeting.

B. Removal of healthy trees from within the City right of way policy

In favor of removal: Nixon, Hopkins, and Powell

Not in favor of removal: Gross and Clark

Hall commented that if it is truly a healthy tree would there be a minimum size requirement for replacing the trees. He suggested waiting until all of the council members are present. **Womack** stated that it could be 10,000's of dollars in fines if a tree is removed without the proper authorization.

C. Planning and Zoning Escrow Policy

Womack stated that the Planning Commission was generally in favor of the policy. He thought an initial deposit of \$1,500 in escrow and work well. Work would then stop once the account reached \$500 until it was replenished. **Clark** asked if the amount required in escrow would be different between a small or large building project.

D. Policy #17, Minority Postpone to Certain Time Motion Policy

1. Two person minority
2. One person minority

Clark stated that the reason Policy 12 was created was to allow for transparency.

8. ACTION ITEMS:

A. Oath of Office- David Ducat

Newland issued the Oath of Office to David Ducat.

B. An ordinance to amend Sec. 40-545. – SPECIFIC SIGN- Second Reading and Passage

Motion by **Gross** supported by **Nixon** to remove item 8b from the agenda and postpone until the next meeting.

Roll Call Vote.

6-0

Motion Carried.

C. An ordinance to amend Sec. 40-4. - DEFINITIONS—E—J and Sec.. 40-133. – TABLE OF USES OF THE CODE OF ORDINANCES OF THE CITY OF CEDAR SPRINGS, MICHIGAN Second Reading and Passage

Powell asked why some businesses still need a special land? **Womack** replied that some industrial uses may need approval if they are placed next to a residential zone.

Motion by **Hopkins** supported by **Clark** to amend Sec. 40-4. - Definitions—E—J And Sec.. 40-133. – Table of uses of The Code of Ordinances of The City of Cedar Springs, Michigan at the Second Reading.

Roll Call Vote.

6-0

Motion Carried.

D. An ordinance to amend Sec. 36-85. – PENALTY OF THE CODE OF ORDINANCES OF THE CITY OF CEDAR SPRINGS, MICHIGAN Second Reading and Passage

Gross clarified if the fees for towing/immobilizing a car would be paid at 63rd district court or City Hall. **Kelley** stated that it will continue to be held in house until they are sent to the county.

Motion by **Nixon** supported by **Hopkins** to amend Sec. 36-85. – Penalty of the Code of Ordinances of The City Of Cedar Springs, Michigan at the Second Reading.

Roll Call Vote.

6-0

Motion Carried.

E. An ordinance to amend Chapter 2, Article IV, Division 3, Sec. 2-186. – Membership, OF THE CODE OF ORDINANCES OF THE CITY OF CEDAR SPRINGS, MICHIGAN Second Reading and Passage

Motion by **Hopkins** supported by **Nixon** to remove from the agenda the ordinance to amend Chapter 2, Article IV, Division 3, Sec. 2-186. – Membership, of the Code of Ordinances of The City of Cedar Springs, Michigan

Roll Call Vote.

6-0

Motion Carried.

F. Motion to approve Library Summer Reading Program Community Event Application (must waive policy 12)

Motion by **Nixon** supported by **Hopkins** to waive policy 12 and approve the Library Summer Reading Program Community Event Application.

Voice Vote.

6-0

Motion Carried.

G. Motion to approve Final Plat Review/Approval for Prairie Run North contingent on attorney redrafted version.

Motion by **Gross** supported by **Clark** to open the floor for discussion.

Voice Vote.

6-0

Motion Carried.

Dan Larabell stated this is the first step in the final plat review. He was happy to comply with the redrafted changes made by the City Attorney.

Motion by **Hopkins** supported by **Clark** to approve the final plat review for Prairie Run with the City Attorney changes and contingent on installation of cotter pins added to curb boxes.

Roll Call Vote.

6-0

Motion Carried.

H. Motion to approve of policy to add a 10% late fee to any miscellaneous receivables not paid within 30 days.

Motion by **Nixon** supported by **Hopkins** to approve the policy to add a 10% late fee to any miscellaneous receivables not paid within 30 days.

Voice Vote.

6-0

Motion Carried.

I. An ordinance to amend Chapter 4 – Alcoholic Liquors of the Code of Ordinances of the City of Cedar Springs, Michigan (Prohibiting Smoking in Public Parks)

Motion by **Nixon** supported by **Clark** to open the discussion to amend Chapter 4 – Alcoholic Liquors of the Code of Ordinances of the City of Cedar Springs, Michigan (Prohibiting Smoking in Public Parks).

Voice Vote.

6-0

Motion Carried.

Clark stated that he thought the ordinance would be nearly impossible to enforce and that the Veterans Park was left out. **Kelley** stated that the ordinance would save the police time because it gives them a tool to require individuals to stop smoking. **Womack** stated that the ordinance could help cut down on loitering and littering in the parks. He said he will add the Veterans Park and will have the City Attorney review the ordinance.

9. COMMUNICATIONS:

A. GVMC Update

B. GVMC Infrastructure Pilot

10. DEPARTMENT REPORTS:

A. City Manager. July 25-28, 2017 MME Summer Conference, September 26-29, 2017 MAP Conference, Disney Vacation November 2nd-7th , Library Sidewalk Chalk event, City Manager 1 year review on or about August 1st.

B. Department of Public Works.

a. Infrastructure Alternative's operational and maintenance report.

C. Police Department

D. Fire Department.

E. City Clerk.

F. Finance Director/Treasurer.

a. Cash Summary Report.

b. Revenue/Expenditure Report.

G. Code Enforcement.- will begin 2 days per week.

H. Building Inspection.

I. Board and Commission Minutes:

- a. CBDT Team Meeting May 16, 2017
- b. CBDT Team Meeting June 20, 2017
- c. Library Board Minutes May 22, 2017

11. COUNCIL COMMENTS.

Clark- Amazed how well the radar speed signs help slow down traffic.

Powell- Glad to see progress on the sidewalks and street signs. It is so important to the residents to have a safe town.

Gross Welcome to David and thanked staff for hard work.

Hopkins-Thanked everyone for hard work and reminded everyone that the Christmas in July sidewalk sales.

Nixon- Apologized to Mr. Hopkins regarding the way she spoke at the last meeting.

Hall- September Tom and Claudia Mabie will be at the meeting for a brief presentation. He stated he is still working on trying to find a time for The Holton family to attend a meeting.

12. ADJOURNMENT.

Mayor **Hall** adjourned the meeting at 9:30 p.m.

Rebecca Newland, City Clerk

Gerald Hall, Mayor