



**REGULAR MEETING
CEDAR SPRINGS CITY COUNCIL**

MINUTES

Thursday, May 14, 2020

7:00 p.m. Meeting

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

1. **Hall** called to order at 7:01am and the Pledge of Allegiance was recited.
2. **ROLL CALL:**

Ms. Lisa Atchison		<u>Present</u>
Mrs. Pamela Conley, Mayor Pro Tem		<u>Present</u>
Mr. Jerry Gross Sr.		<u>Present</u>
Mrs. Molly Nixon		<u>Present</u>
Ms. Rose Powell		<u>Present</u>
Mrs. Renee Race		<u>Present</u>
Mr. Gerald Hall, Mayor		<u>Present</u>

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 if you would like.

Marc Huerta- expressed that he would like the current law to be reviewed regarding corner lots and fences. He would like to install a 6ft fence, but it is currently prohibited. He remarked that the City of Muskegon can approve of these types of fences as needed and Roseville, Minnesota permits them.

Denise Babcock- reported that she is in support of the dog park and because she is not a resident of the City limits would be willing to pay a yearly fee to use the park.

Randy Slocum-reported that he doesn't have a problem with a dog park, but would like to have it somewhere else. He reported that there may be other more appropriate locations in the city.

4. PUBLIC HEARINGS.

A. 2020-2021 Budget

Hall opened the 2020-2021 Budget Public hearing at 7:13pm.

Council Comments: None.

Public Comments: None

Hall closed the 2020-2021 Budget Public hearing at 7:15pm.

B. Dog Park at Riggle Park

Hall opened the 2020-2021 Budget Public hearing at 7:15pm.

Public Comments:

Marc Huerta- expressed that he thought the dog park would be a draw for the city and loved the idea.

Denise Babcock- reported that a dog park is needed in the area.

Randy Slocum-reported concerns with increased traffic flow and proposed moving the proposed dog park to an area where there isn't a neighborhood around.

Council Comments:

Conley expressed concern with the loss of the basketball area. She asked if there was an alternative to the proposed area so that the basketball area could be kept.

Womack reported the location was used to save money on fencing costs. He also reported that there are alternative basketball courts at Morley Park/Skinner Field.

Hall closed the 2020-2021 Budget Public hearing at 7:28pm.

5. ADOPTION OF AGENDA.

Motion by **Atchison** seconded by **Conley** to approve the agenda with the following changes: Move item 7B to 8A Cedar Springs Recreational Marijuana Proposal and to add item 7B Motion to approve and authorize the City Manager to approve the Fire Station Drain Easement.

Roll Call

7-0

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 April 16, 2020.

B. Approval of the Checks Paid Prior #s 43048 thru 43109 totaling \$148,386.73 and Electronic Transfers totaling \$2,944.47. The total of all checks and transfers is \$151,331.20.

C. Motion To Approve Resolution 2020- 08 A Resolution To Adopt The City Of Cedar Springs' 2020-2021 Annual Budget

a. Draft budget document

D. Motion To Approve Resolution 2020-09 A Resolution To Establish The Millage Rate For Real And Personal Property In The City Of Cedar Springs For The Fiscal Year 2020 – 2021

E. Motion To Approve Resolution 2020-10 A Resolution To Adopt The 2020 Fees And Charges For Municipal Services.

F. Motion to approve the MML Liability & Property Pool coverage proposal in the amount of \$41,655 and the MML Worker's Comp coverage proposal for an amount not to exceed \$3,543.

G. Motion to approve the Grand Rapids Amateur Radio Association Community event application for June 26th-28th

Motion by **Gross** seconded by **Nixon** to approve the consent agenda as presented.

Roll Call

7-0

Motion Carried.

7. ACTION ITEMS:

A. Motion to approve up to \$5000 for the purchase of fencing and materials for the installation of an off-leash dog area in Riggle Park.

Conley reported that the basketball court does get used often and hoped that relocating the dog park to keep the basketball court would be something the board would consider. **Powell** reported that the basketball court was in poor condition, but she knows that it gets used often. **Gross** reported that there are

still a number of basket ball courts at Morley Park/Skinner Field Parking Lot. **Womack** would rather put a new court in rather than replacing the old one. **Atchison** reported that the court does get used by families that do not live on the south side of 17 Mile Rd.

~~Motion by **Hall** seconded by **Powell** to table to June Meeting.~~

MOTION AND SECOND RECINDED

Motion by **Nixon** seconded by **Conley** to approve up to \$5000 for the purchase of fencing and materials for the installation of an off-leash dog area in Riggle Park.

Roll Call

7-0

Motion Carried.

B. Motion to approve and authorize the City Manager to approve the Fire Station Drain Easement.

Motion by **Conley** seconded by **Nixon** to approve and authorize the City Manager to approve the Fire Station Drain Easement.

Roll Call

7-0

Motion Carried

8. DISCUSSION ITEMS:

A. Cedar Springs Recreational Marijuana Proposal

- a. Regulatory Ordinance
 - b. Zoning Ordinance
 - c. City Manager memo of 2-26-2020
 - d. Marihuana Zoning Restriction Proposals 4-28-2020
 - e. 1000 foot school separation map
 - f. 500 foot R3 separation map around the Brook
 - g. Cedar Springs 2020 zoning map
1. Should the City add the R3 zoning district to the 500-foot exclusionary zone for growers, processors and excess growers?
 - a. Yes- Atchison, Conley, Gross, Nixon, Powell, Race, Hall
 - b. No-None
 - i. 7-Yes, 0-No
 2. Should the City allow marihuana retailers to operate in the B2 district?
 - a. Yes- Atchison, Conley, Nixon, Powell, Race, Hall
 - b. No-Gross
 - i. 6-Yes, 1-No
 3. Should the City allow marihuana retailers to operate in the B3 district?
 - a. Yes- Atchison, Conley, Nixon, Powell, Race, Hall
 - b. No-Gross
 - i. 6-Yes, 1-No
 4. Should the City allow marihuana retailers to operate in the HC district?
 - a. Yes- Atchison, Hall
 - b. No- Conley, Gross, Nixon, Powell, Race
 - i. 2-Yes, 5-No

5. Should the City allow marihuana microbusinesses to operate in the B3 district?
 - a. Yes- Atchison, Conley, Powell, Race
 - b. No- Hall, Nixon, Gross
 - i. 4-Yes, 3-No
6. Should the City allow marihuana microbusinesses to operate in the HC district?
 - a. Yes- Atchison, Conley, Powell, Race, Hall
 - b. No- Gross, Nixon
 - i. 5-Yes, 2-No
7. Should the City prohibit marihuana businesses from sharing a property line with a single-family residential primary use in the B3 district?
 - a. Yes- Atchison, Conley, Gross, Nixon, Powell, Race, Hall
 - b. No-None
 - i. 7-Yes, 0-No
8. Should the City prohibit marihuana businesses from sharing a property line with any single-family residential primary use in ALL zoning districts?
 - a. Yes- Atchison, Conley, Gross, Nixon, Race, Hall
 - b. No- Powell,
 - i. 6-Yes, 1-No
9. Should the City allow marihuana retailers to co-locate on the same property as a grower/processor/excess grower in the HC district?
 - a. Yes- Atchison, Conley, Nixon, Powell, Race
 - b. No- Hall, Gross
 - i. 5-Yes, 2-No
10. Should the City increase from 100 feet to 500 feet the separation distance between microbusinesses in the I-1 district from all properties in the R1, R2 and MU districts (effectively removing them from the downtown industrial zone)?
 - a. Yes- Conley, Gross, Race
 - b. No- Atchison, Nixon, Powell, Hall
 - i. 3-Yes, 4-No
11. Should the City exclude growers and processors from the HC district?
 - a. Yes- Gross
 - b. No- Atchison, Conley, Nixon, Powell, Race, Hall
 - i. 1-Yes, 6-No
12. If we allow growers/processors to operate in the HC district, should we require that they have a retail store front co-locate?
 - a. Yes- Atchison, Conley, Powell, Race, Hall
 - b. No- Gross, Nixon
 - i. 5-Yes, 2-No
13. If we allow growers/processors to operate in the HC district, should we require the entire marijuana business to operate in building/s less than 20,000 square feet on a single piece of property.
 - a. Yes- Atchison, Conley, Gross, Nixon, Powell, Race, Hall
 - b. No-None
 - i. 7-Yes, 0-No
14. Should the City prohibit stand-alone marijuana retailers from operating in the HC district? (i.e. must co-locate with a grower/processor if those are permitted)
 - a. Yes- Conley, Gross, Nixon, Powell, Race, Hall
 - b. No- Atchison

- i. 6-Yes, 1-No

Womack reported that the City Boards have been discussing if the City should permit Marijuana facilities since November 2018. There have been countless notices in the newspaper, website, agendas requesting for public input. He will provide the recommendation for changes and present a revised draft ordinance for the review. **Conley** thanked the Planning Commission for their heavy lifting on the proposed ordinance,

9. COMMUNICATIONS:

None.

10. DEPARTMENT REPORTS:

A. City Manager thanked the Planning Commission and the City Council for their hard work on the difficult topic of marijuana. He reported that he is very concerned with the continued spread of COVID-19 and will be looking at the evidence to determine the best course of action moving forward. He reminded everyone to wear a mask, wash hands frequently, and practice social distancing.

B. Department of Public Works.

- a. Infrastructure Alternative's operational and maintenance report.

C. Police Department

D. Fire Department Chief Fraser echoed the concerns of the City Manager. He thanked the Finance Director for her hard work on the budget and for everyone's work on the upcoming Fire Station.

E. City Clerk reported that Cedar Springs Public Schools has placed their millage request on the August ballot.

F. Finance Director/Treasurer.

- a. Cash Summary Report.
- b. Revenue/Expenditure Report.
- c. Balance Sheet

G. Code Enforcement. City Manger reported that now is the time to continue to enforce local ordinances and address any concerns that may be arising. He reminded everyone that it is very rare for a citation to be given.

H. Building Inspection.

I. Board and Commission Minutes:

- a. Library Board Minutes January 2020
- b. NKCE Board Minutes March 2020

11. COUNCIL COMMENTS.

Atchison thanked everyone for their contributions.

Conley thanked everyone for their work on the proposed marijuana ordinance.

Gross appreciated that even when everyone may not agree that everyone still is trying to do what is best for the community.

Nixon thanked everyone for staying home and slowing the spread of COVID-19.

Powell reported if you have your health you have everything. She spoke with the VFW hall and they have canceled all the memorial services for Memorial Day.

Race thanked everyone for staying home and staying safe.

Hall echoed everyone's comments. He reported that we are still moving forward and this will change how we do things. He asked for everyone to be patient as the Zoom meeting process is new to everyone.

12. ADJOURNMENT.

Hall adjourned the meeting at 8:50pm.

Rebecca Johnson, City Clerk

Gerald Hall, Mayor