

**THE CITY OF THE VILLAGE OF DOUGLAS
MEETING OF THE CITY COUNCIL
MINUTES**

Monday, June 1, 2009
7:00 p.m.

1. Call to Order

The meeting was called to order at 7:00 p.m. by Mayor Balmer

2. Roll Call

Members Present: Bailey, Balmer, Harvath, Hoexter, Sapita, Urquhart, Waddell

Absent: None

Also Present: Manager Kowal and City Clerk Neve

3. Pledge of Allegiance – Mayor

4. Changes/Additions/Deletions to Agenda

A. Additions: Item #8G Email communication from John Moxey, Fleis & VandenBrink RE: Blue Star Highway Bridge repairs.

Motion by Harvath with support from Bailey to approve the agenda as amended.

Motion carried.

5. Approval of Minutes

A. Regular Meeting of City Council of May 18, 2009

Motion by Harvath with support from Hoexter to approve meeting minutes from May 18, 2009 City Council Meetings as presented. Motion carried.

6. Appointments /Resignations

Letter from the Saugatuck-Douglas District Library dated May 27, 2009 RE: Resignation of Ms. Debra Quade, Douglas Library Board Representative
Noted as received and filed.

7. Proclamations/Awards – Mayor Pro Tem

None scheduled.

8. Public Communications (Limit of three minutes for comments regarding agenda items)

A. **Verbal:** No comments were heard.

Written:

A. West Michigan Strategic Alliance *E-News: June 2009*

B. Summary of Interurban Transit Authority Monthly Board Meeting of May 23, 2009

C. Letter from Allegan County Health Department dated May 19, 2009 RE: Lake Michigan Beach Monitoring

- D. Letter of Thanks from Friendship Lane Condominium Association
RE: City Crack Filling Program on Amity Lane.
- E. Press Release RE: Announcement by Kalamazoo River Watershed
Heritage Water Trail Committee of Grand Opening of First Trail
Segment
- F. Press Release RE: Announcement by Allegan County Parks,
Recreation and Tourism and the Allegan County Conservation
District RE: *Kanoe the Kazoo 2009*
- G. Email communication from John Moxey, Fleis & VandenBrink
RE: Blue Star Highway Bridge repairs.
Written communications noted as received and filed.

9. Unfinished Business

None scheduled

10. New Business

- A. Motion to Adopt Resolution No. 29-2009 Approving an Independent
Contractor Agreement for Assessing Services between the City of the
Village of Douglas and Kelley Ziesemer.
Motion by Waddell with support from Sapita to approve
the independent agreement for assessing services. Motion carried
unanimously by roll call vote.
- B. Motion to Adopt Resolution No. 30-2009 Amending the Budget of the
of the Fiscal Year 2008/2009 General Appropriations Act.
Motion by Bailey with support from Hoexter to approve
adoption of Resolution No. 30-2009. Motion carried unanimously by
roll call vote.
- C. Motion to Adopt Resolution No. 31-2009 Declaring City of the Village
of Douglas Property Surplus and Authorizing Disposition.
Motion by Hoexter with support from Bailey to approve
adoption of Resolution No. 31-2009 declaring playground equipment
surplus and authorizing disposition.
Motion carried unanimously by roll call vote.

11. Staff Reports

None scheduled.

Community and Economic Development Director Kilpatrick will be providing
a report at second meeting of each month.

12. Commission/Committee Reports

- A. Planning Commission - Waddell
No meeting.

- B. Community Recreation Advisory Board - Bailey
Next scheduled meeting is June 23rd. Discussion will include the school recreation departments' use of the city parks. Councilperson Bailey would like to know councils thoughts on this issue.
- C. Kalamazoo Harbor Master Plan Committee
(see attached Press Release "*Michigan Small Harbors Coalition Expands Efforts Throughout Great Lakes States*")
Bailey and Sapita reported on attending the Small Harbors meeting.

13. Council Comments

- A. Waddell asked about an ordinance for leaf and brush pickup and a new process for Health Department approval of restaurant permits.
- B. Harvath asked about an update on the Water Street lawsuit.
- C. Hoexter commented she believes local health departments have a bit of leeway on certain items.

14. Mayor's Report/Comments

No report/comments.

15. Approval of Invoices / Payroll

- A. Consideration of Approval of Invoices dated 5/29/09 in the amount of \$53,212.20.
Motion by Harvath with support from Waddell to approve invoices dated 5/29/09 totaling \$53,212.20. Motion carried unanimously by roll call vote.
- B. Motion to Approve Payroll for the Month Ended May 31, 2009 in the Amount of \$66,046.88.
Motion by Harvath with support from Bailey to approve payroll for the month ended May 31, 2009. Motion carried unanimously by roll call vote.

16. Manager's Report

- A. Reminder of Special City Council Meeting scheduled for Thursday, June 4th at 6:00 p.m.
- B. Review of insurance claim due to recent lightening strike.
- C. Legal Update by City Attorney Scott Dienes
Attorney Dienes reviewed a list of items he is currently working to resolve.
 - 1. Blue Coast / Blue Moon property driveway issue. The property may not be sold until this issue is resolved.
 - 2. Mortgages on Dutcher Lodge. Working to refinance the two loans.
 - 3. Review of FOIA Policy
 - 4. Review and draft garbage, refuse collection policy.

5. Harbor Lake Drive. Working with Allegan County to establish a special assessment drain district.
6. Harbor Master Plan. Working with committee members to establish guidelines and plan.
7. Kalkman / Water Street. Meeting on Thursday, June 4th to discuss options.
8. Lakeside Drive. Reviewing plans to determine emergency access.
9. Landscape and yard waste collection policy. Review and create new policy guidelines if necessary.
10. Library. Working on arrangements on the building and insuring the Library will always remain in Douglas.
11. Meadowargus. There has been no communication from the developer despite two letters. Attorney Dienes requested there be a motion to authorize him to proceed with enforcement actions. Motion by Urquhart with support from Hoexter to authorize City Attorney to proceed with enforcement procedures, as deemed appropriate, in conjunction with the Meadowargus development. Motion carried.
12. Antique Pavilion / Summer Grove drainage issues. Easement behind the Antique Pavilion is needed before problems can be addressed.
Bailey reported the Summer Grove Association is working to petition the Allegan County Drain Commissioner to correct drainage issues via a drain district.
13. Kalamazoo Lake Sewer and Water Authority. Working on an operating agreement. Attorney Dick Wendt will be assisting.
14. Cemetery Maintenance. Working with Township.
15. Special Events Procedure and Policy. Creating a policy for large events to insure proper liability coverage and cost recovery for assistance from Police and DPW.
16. Tower Marine. Working to determine rights of the City within the area.
17. Drain, storm sewer and culvert maintenance and repair.
18. Employee Personnel Manual. Making revisions to include use of medical marijuana.

Attorney Dienes reported this is only a few of the 40+ items he and Manager Kowal have discussed.

17. **Hear from the Audience** (Limit three minutes for general comments)
No comments were heard.

18. Adjournment

The meeting was adjourned at 8:32 p.m.

Respectfully submitted by:

Jean E. Neve, CMC
City Clerk

Approved by: _____
Matt Balmer, Mayor

Certification of Minutes

I hereby certify that the attached is a true and correct copy of the minutes of a regular meeting of the City Council of the City of the Village of Douglas held on June 1, 2009. I further certify that the meeting was duly called and that a quorum was present.

Jean E. Neve, City Clerk

Date

