

**THE CITY OF THE VILLAGE OF DOUGLAS
REGULAR MEETING MINUTES OF THE CITY COUNCIL
MONDAY, MARCH 21, 2011
DOUGLAS CITY HALL COUNCIL ROOM
86 W. CENTER STREET, DOUGLAS, MI
7:00 PM**

1. **Call to Order** – Mayor Waddell called the meeting to order at 7:06 PM.
2. **Roll Call** – Members present: Greenwood, Harvath, Hoexter, Mayer, Smith, Wiley, Waddell
Members absent/excused: None
Also present: City Manager William LeFevere, Community and Economic Development
Director Ryan Kilpatrick and City Clerk Jean E. Neve
3. **Pledge of Allegiance – Mayor**
4. **Consent Calendar**
 - A. Approval of Agenda for March 21, 2011
 - B. Approval of Regular Meeting Minutes of March 7, 2011
 - C. Approval of Invoices dated 3/21/2011 in the amount of \$41,824.32

Mayer asked that reconsideration of Resolution No. 08-2011 be discussed as item #6B.
Motion by Hoexter, with support from Smith, to approve the Consent Calendar
as amended. Motion carried unanimously by roll call vote.

5. **Public Communications**
 - A. Verbal (Limit of three (3) minutes pertaining to agenda items only)
Dale Harrison, Kalamazoo River Protection Association, spoke in support of the
MNRTF grant application for the purchase of property.
 - B. Written Communications
 1. Saugatuck Township Fire Board Meeting Minutes of February 14, February 15,
and February 28
 2. Saugatuck Douglas Police Department Year End Report for 2010
 3. Interurban Transit Authority Meeting Report from March 15, 2011
(Financial Statements for Year Ended September 30, 2010 available for
viewing in the office of the city clerk)
 4. Letter dated March 2, 2011 from Dutchers Base Ball Club
 5. Letter dated March 18, 2011 from Diane Bailey RE: Swingbridge property
 6. Letter dated March 17, 2011 from the Consolidated Government Committee

Hoexter asked about the request from the Dutchers Base Ball Club. Manager LeFevere will
prepare a letter of understanding for the April 4th meeting.
Written Communications noted as received and filed.

6. **Unfinished Business**
 - A. Receive Public Comments Regarding a Grant Application to the Michigan Natural
Resources Trust Fund (MNRTF) for Purchase of Property within the City of Douglas

The grant will seek funding for a potential purchase of the property known as
Swing Bridge. The application is nothing more than trying to obtain funds to make
an offer. The grant is a 75% / 25% match and must be submitted by March 30th.
The application review process may take 15-24 months. The DNR will be contacted
on Tuesday, March 22nd for more information and guidelines. The application creates
an opportunity for the city should the property owner decide to sell.

Public Comments were received from:

- 1.) Bob Sapita, Center Street, spoke in favor of this opportunity to change and look and feel of Douglas .
- 2.) Dale Harrison, 62nd Street, was also in favor and interested in the whole parcel to protect the wildlife and benefit the entire Tri-Community.
- 3.) Shawn Willis, Attorney for T. A. Scott, related he and his client had not been contacted and had only heard of this through the newspapers. He assured council Mr. Scott was not a willing seller and intends to move forward with his project.

- B. Discussion of VOX United Art To Do (Well) project.
Mayer asked that the resolution approving the VOX United Art to Do (Well) project be reconsidered in light of the City of Saugatuck turning it down.
Motion by Mayer with support from Hoexter to rescind Resolution No. 08-2011 approving a community initiated public art project submitted by VOX United and Art To Do (Well). Motion carried 6 – 1 with Wiley casting a “No” vote.

7. New Business

- A. Motion to Approve Resolution No. 09-2011 Amending the Budget of the 2010/2011 General Appropriations Act (Worker’s Compensation Insurance)

Motion by Harvath with support from Greenwood to approve Resolution No. 09-2011 amending the budget of the 2010/2011 General Appropriations Act. Motion carried unanimously by roll call vote.

- B. Motion to Approve Resolution No. 10-2011 Approving Transfer of Ownership of Escrowed Class C Liquor License and New Entertainment Permit for Zing Eat/Drink Holding, LLC, 310 Blue Star Highway, Douglas, MI

Motion by Harvath with support from Greenwood to approve Resolution No. 10-2011 approving the transfer of ownership of escrowed Class C liquor license and new entertainment permit for Zing Eat/Drink Holding, LLC, 310 Blue Star Highway. Motion carried unanimously by roll call vote.

- C. Motion to Approve Resolution No. 11-2011 in Support of the Grant Application to the National Resource Trust Fund Submitted on Behalf of the City of the Village of Douglas For the Property Known as Swing Bridge.

Motion by Smith with support from Mayer to approve Resolution No. 11-2011 in support of grant application to the National Resource Trust Fund submitted on behalf of the city for the property known as Swing Bridge. Motion carried unanimously by roll call vote.

8. Reports

- A. **Commission / Committee / Board Reports**

1. Planning Commission
Kilpatrick reported he is working on draft wording for the medical marijuana ordinance. Planning Commissioners Burdick and Urquhart will be reviewing wording before the draft is presented to PC for approval.
Planning Commission approved two change of use applications at their last meeting.
The owner of the Costa Azule restaurant building is waiting for insurance to decide whether the structure should be demolished or rebuilt. The property is so small that variances will be needed if the building is replaced with a new structure.

2. Kalamazoo Lake Sewer and Water Authority
Wiley reported progress is being made on repairs at the iron removal plant.
3. Kalamazoo Harbor Master Plan Committee
Greenwood reported on the press release written by Felicia Fairchild updating the community on activities of the Harbor Committee. Saugatuck and Douglas are proceeding in the process to form either a commission or an authority without the financial support of Saugatuck Township.
The Committee will be researching grant opportunities and has formed a dredging subcommittee of Bob Sapita, Bill LeFevere and Jonathan Phillips.
4. Joint Planning Committee
No scheduled meeting until May.
5. Community Recreation Advisory Board
Next scheduled meeting is April 12th.
6. Downtown Development Authority
Waddell reported there was no quorum for the March 8th meeting but the Board did meet on the 15th to approve payment of invoices..
7. Police Commission
No meeting.
8. Douglas Advisory Committee
Kilpatrick reported there has been no meeting but the opinion survey for Blue Star Highway is available.
9. Friends of the Barrel
No report.

B. Staff Reports

1. **Community Development / Planning / Zoning – Kilpatrick**
Nothing more to report.
2. **Finance/Budget – Drexler**
 - a. Revenue/Expenditure Summary Report for the Period Ended 7/1/2010 to 2/28/2011
 - b. Wire Transfers/ACH Payment Summary for the Month Ended 2/28/2011Finance/Budget reports noted as received and filed.

C. Manager LeFevere's Report / Comments

1. Draft of new brush and yard waste policy was distributed. The City will pick up brush and yard waste on all public streets beginning the first Tuesday in April. Properties east of Blue Star Highway will be scheduled for the 1st and 3rd Tuesdays, April thru October. Properties west of Blue Star Highway will be scheduled for the 2nd and 4th Tuesdays, April thru October. New guidelines and schedules will be printed in the local newspapers, on the website and distributed at City Hall.
2. Governor Snyder's message to the legislature was distributed.

3. Information on council compensation was distributed.
 4. New budget line items will be created in the budget for Harbor expenses.
- 9. Public Communications** - Verbal (Limit of three (3) minutes on general business of the City Dale Harrison , 62nd Street, spoke about his work with the river's PCB contamination over the past 30 years. He warned that grant opportunities will expire before a Harbor Commission / Authority is established.
- 10. Council Comments**
Harvath commented the DPW continues to do a great job. He indicated he has concerns with the grant application hearing there is no willing seller.
Greenwood thanked the new face in the audience for attending meeting.
Hoexter commented on the County Commissioner who receive benefits for a part-time job while this council receives \$35. per meeting (up to two meetings per month). The League of Women Voters will hold an information meeting on Consolidation of Public Services on March 29th at 7:00 p.m. at the Saugatuck High School Library. Hoexter expressed regret at the loss of Greg Janik with the Saugatuck Township Fire Department.
Smith agreed the Fire Department has lost a good man in Janik.
Wiley thanked the DDA and Michael Hurley for the March 12th event at Beery Field.
Mayer asked for thoughts on how to control the crowds at parades.
- 11. Mayor Waddell's Report / Comments**
Waddell reported a proclamation will be presented on Wednesday, March 23rd to Mr. Lester Shaffer, a 102 year old WWII vet and longtime resident of Douglas on the occasion of his birthday.
- 12. Closed Session**
Motion by Greenwood with support from Mayer to go into closed session at 8:50 p.m. in accordance with the provisions of Section 8 of the Open Meetings Act, for the purpose of considering opinion from legal counsel.
Motion carried unanimously by roll call vote.
- Motion by Hoexter with support from Harvath to end the closed session at 9:37 p.m. and return to the regular meeting. Motion carried unanimously.
- Motion by Greenwood with support from Harvath to direct Manager LeFevere to retain and consult with legal counsel regarding Swing Bridge and authorize him to move forward with appropriate actions.
Motion carried 6 – 1 with Mayer casting a “No” vote.
- 13. Adjournment** – Meeting adjourned at 9:55 p.m.

Respectfully submitted by:

Jean E. Neve, CMC
City of the Village of Douglas Clerk

Approved by: _____
Renee Waddell, 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 March 21, 2011. I further certify that the meeting was duly called and that a quorum was present.

Jean E. Neve, City Clerk

Date