

# CITY OF MUSKEGON

## CITY COMMISSION MEETING

**AUGUST 28, 2018 @ 5:30 P.M.**

**MUSKEGON CITY COMMISSION CHAMBERS  
933 TERRACE STREET, MUSKEGON, MI 49440**

### MINUTES

The Regular Commission Meeting of the City of Muskegon was held at City Hall, 933 Terrace Street, Muskegon, MI at 5:30 p.m., Tuesday, August 28, 2018. Pastor Leroy Lockhart, New Birth Ministries, opened the meeting with prayer, after which the Commission and public recited the Pledge of Allegiance to the Flag.

#### **ROLL CALL FOR THE REGULAR COMMISSION MEETING:**

Present: Mayor Stephen J. Gawron, Vice Mayor Eric Hood Commissioners Ken Johnson, Byron Turnquist, Willie German, Jr., Debra Warren, and Dan Rinsema-Sybenga, City Manager Frank Peterson, City Attorney John Schrier, and City Clerk Ann Meisch.

#### **INTRODUCTIONS/PRESENTATION:**

- A. Breast Feeding Awareness Month** A resolution recognizing the benefits of breast feeding was presented by the Mayor.

#### **2018-61 CONSENT AGENDA:**

- A. Approval of Minutes** City Clerk

SUMMARY OF REQUEST: To approve minutes of the August 13, 2018 Worksession and the August 14, 2018 regular meeting.

FINANCIAL IMPACT: None

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Approval of the minutes.

- B. Gaming License Request from West Michigan's Finest** City Clerk

SUMMARY OF REQUEST: West Michigan's Finest is requesting a resolution recognizing them as a non-profit organization operating in the City for the purpose of obtaining a Gaming License.

FINANCIAL IMPACT: None

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Approval.

**C. Gaming License Request from Family Promise of the Lakeshore**  
Clerk

City

SUMMARY OF REQUEST: Family Promise of the Lakeshore is requesting a resolution recognizing them as a non-profit organization operating in the City for the purpose of obtaining a Gaming License.

STAFF RECOMMENDATION: Approval.

**D. Division Street Outfall Green Infrastructure Project – Resolution of Authority to Sign Agreement with CSX Transportation** Department of Public Works

SUMMARY OF REQUEST: Approve the resolution of authority to sign an agreement with CSX Transportation, Inc. to facilitate the green infrastructure project at the City's Division Street outfall to Muskegon Lake.

FINANCIAL IMPACT: None

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Approve the resolution of authority to sign the agreement with CSX Railroad.

**E. Launch Ramp Ordinance Change – 2<sup>nd</sup> Reading** Department of Public Works

SUMMARY OF REQUEST: To amend Chapter 58 Parks and Recreation ordinance to clarify daily and annual launch ramp permit parameters, vessel and trailer size restrictions, and commercial use of City of Muskegon launch ramps.

FINANCIAL IMPACT: None

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Approve the modified language for the ordinance.

**Motion by Commissioner Warren, second by Commissioner German, to approve the consent agenda as presented, except item F.**

**ROLL VOTE: Ayes: Johnson, Gawron, Hood, Warren, German, Rinsema-Sybenga, and Turnquist**

**Nays: None**

**MOTION PASSES**

**2018-62 ITEMS REMOVED FROM CONSENT AGENDA:**

**F. New Position: Arena Director** City Manager

SUMMARY OF REQUEST: The Arena Director will be responsible for the overall management of the L.C. Walker Arena including planning, developing, scheduling and marketing profitable programs of interest, providing leadership and direction to all staff and building relationships/addressing needs with all

different user groups of the Ice Arena. The Director prepares contracts for the utilization of facilities and makes necessary arrangements to prepare for events; plans and implements programs and events; directs the operational repairs of the arena, ice plant, and ice surface; and orders necessary supplies and materials, and supervises support staff. This position will report directly to the City Manager.

We are requesting that the City Commission authorize staff to open a new position for Arena Director. The position was previously filled via a management contract. Staff feels the position would best meet the Arena's needs as a regular full time employee.

FINANCIAL IMPACT:       None

BUDGET ACTION REQUIRED:   None

STAFF RECOMMENDATION:    Authorize the City Manager to Hire and appoint an Arena Director as part of the city staff.

**Motion by Commissioner Turnquist, second by Commissioner Warren, to authorize the City Manager to Hire and appoint an arena Director as part of the city staff.**

ROLL VOTE: Ayes: Johnson, Gawron, Hood, Warren, German, Rinsema-Sybenga, and Turnquist

Nays: None

***MOTION PASSES***

**2018-63       NEW BUSINESS:**

**A. Concurrence with the Housing Board of Appeals Notice and Order to Demolish   Public Safety**

**1967 Reynolds Street**

**1932 Reynolds Street**

**1679 Park Street**

**1303 6<sup>th</sup> Street**

**1144 3<sup>rd</sup> Street**

SUMMARY OF REQUEST: This is to request that the City Commission concur with the findings of the Housing Board of Appeals that the structures are unsafe, substandard, a public nuisance and that they be demolished within 30 days. It is further requested that administration be directed to obtain bids for the demolition of the structures and that the Mayor and City Clerk be authorized and directed to execute a contract for demolition with the lowest responsible bidder or staff may issue infraction tickets to the owner, agent or responsible party if they do not demolish the structure.

FINANCIAL IMPACT: None or General Funds

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: To concur with the Housing Board of Appeals decision to demolish.

**Motion by Commissioner Johnson, second by Commissioner German, to concur with the Housing Board of Appeals decision to demolish all structures on the property at 1967 Reynolds, 1932 Reynolds, 1679 Park Street, and 1303 6<sup>th</sup> Street.**

**ROLL VOTE: Ayes: Hood, Warren, German, Rinsema-Sybenga, Turnquist, Johnson, Gawron**

**Nays: None**

***MOTION PASSES***

**Motion by Commissioner Rinsema-Sybenga, second by Vice Mayor Hood, to concur with the Housing Board of Appeals decision to demolish all structures on the property at 1144 3rd Street.**

**ROLL VOTE: Ayes: Warren, German, Rinsema-Sybenga, Turnquist, Johnson, Gawron, and Hood**

**Nays: None**

***MOTION PASSES***

**B. Rezoning request for 235, 239, 240, 250, and 254 Monroe Avenue from R-3, High-Density Single-Family Residential to Form Based Code, Urban Residential Planning & Economic Development**

SUMMARY OF REQUEST: Staff initiated request to rezone the properties to allow for more housing options. These properties will be the location of the next phase of Midtown Square homes. The Urban Residential zoning designation allows for row houses, which would fit in nicely between the business district and the detached homes in the neighborhood.

FINANCIAL IMPACT: None

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Staff recommends approval of the rezonings.

COMMITTEE RECOMMENDATION: The initial request included the rezoning of several other parcels as well. A motion to rezone the properties at 235-254 Monroe Avenue to Form Based Code, Urban Residential was approved 8-1, with one member absent.

**Motion by Commissioner German, second by Commissioner Johnson, to approve the rezonings for 235, 239, 240, 250 & 254 Monroe Avenue from R-3, High-Density Single-Family Residential to Form Based Code, Urban Residential**

**ROLL VOTE: Ayes: German, Rinsema-Sybenga, Turnquist, Johnson, Gawron, Hood, and Warren**

**Nays: None**

***MOTION PASSES***

**2018-64      CLOSED SESSION:**

**A. Property Acquisition**

**Motion by Vice Mayor Hood, second by Commissioner Rinsema-Sybenga, to go into closed session to discuss property acquisition.**

**ROLL VOTE: Ayes: Turnquist, Johnson, Gawron, Hood, Warren, German, and Rinsema-Sybenga**

**Nays: None**

***MOTION PASSES***

**Motion by Commissioner Rinsema-Sybenga, second by Vice Mayor Hood, to come out of closed session.**

**ROLL VOTE: Ayes: Johnson, Gawron, Hood, Warren, German, Rinsema-Sybenga, and Johnson.**

**Nays: None**

***MOTION PASSES***

**ADJOURNMENT: The City Commission Meeting adjourned at 8:20 p.m.**

Respectfully Submitted,

Ann Marie Meisch, City Clerk, MMC