

CITY OF MUSKEGON

CITY COMMISSION MEETING

MARCH 22, 2022 @ 5:30 P.M.

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

AGENDA

- ☐ **CALL TO ORDER:**
- ☐ **PRAYER:**
- ☐ **PLEDGE OF ALLEGIANCE:**
- ☐ **ROLL CALL:**
- ☐ **HONORS, AWARDS, AND PRESENTATIONS:**
 - Pulaski Lodge Recognition**
- ☐ **PUBLIC COMMENT ON AGENDA ITEMS:**
- ☐ **CONSENT AGENDA:**
 - A. Approval of Minutes City Clerk**
 - B. Beukema Park Pavilion Public Works**
 - C. Pavement Markings Public Works**
 - D. Street Sweeping Public Works**
 - E. Aggregates, Highway Maintenance Materials, and Ready-Mixed Concrete Public Works**
 - F. Social District Permit Recommendation Economic Development**
- ☐ **PUBLIC HEARINGS:**
 - A. Recommendation for Annual Renewal of Liquor Licenses City Clerk**
 - B. MDNR Grant Applications Public Works**
 - C. Commercial Rehabilitation District – 2725 Olthoff Drive – Northern Biomedical Research Planning**
- ☐ **UNFINISHED BUSINESS:**
 - A. Summer Concert Series, Social Sandbox Economic Development**

B. Rezoning 653 Yuba Street Planning – 2nd Reading

C. Amendment to the Marihuana Facilities Overlay District – Temporary Marihuana Events at 1800 Peck Street Planning – 2nd Reading

☐ **NEW BUSINESS:**

☐ **ANY OTHER BUSINESS:**

☐ **PUBLIC COMMENT ON NON-AGENDA ITEMS:**

- ▶ **Reminder: Individuals who would like to address the City Commission shall do the following:**
- ▶ Fill out a request to speak form attached to the agenda or located in the back of the room.
- ▶ Submit the form to the City Clerk.
- ▶ Be recognized by the Chair.
- ▶ Step forward to the microphone.
- ▶ State name and address.
- ▶ Limit of 3 minutes to address the Commission.
- ▶ (Speaker representing a group may be allowed 10 minutes if previously registered with City Clerk.)

☐ **CLOSED SESSION:**

☐ **ADJOURNMENT:**

ADA POLICY: THE CITY OF MUSKEGON WILL PROVIDE NECESSARY AUXILIARY AIDS AND SERVICES TO INDIVIDUALS WHO WANT TO ATTEND THE MEETING UPON TWENTY-FOUR HOUR NOTICE TO THE CITY OF MUSKEGON. PLEASE CONTACT ANN MARIE MEISCH, CITY CLERK, 933 TERRACE STREET, MUSKEGON, MI 49440 OR BY CALLING (231) 724-6705 OR TTY/TDD DIAL 7-1-1-22 TO REQUEST A REPRESENTATIVE TO DIAL (231) 724-6705.

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Pulaski Lodge Recognition
Submitted By: Director Jeffrey Lewis 	Department: Public Safety
Brief Summary: Pulaski Lodge has created a \$225,000 fund at the Muskegon Community Foundation to perpetually support the annual Public Safety Youth Fishing Derby. Public Safety wishes to present the Pulaski Lodge with a resolution recognizing them for this donation.	
Detailed Summary:	
Amount Requested: None	Amount Budgeted: None
Fund(s) or Account(s):	Fund(s) or Account(s):
Recommended Motion: N/A – Resolution to be signed and presented by the Mayor.	
Check if the following Departments need to approve the item first: Police Dept. ☒ Fire Dept. ☐ IT Dept. ☐ For City Clerk Use Only: Commission Action	



CITY OF MUSKEGON RECOGNITION OF PULASKI LODGE

WHEREAS, the Pulaski Lodge, a local lodge of the Polish National Alliance of North America, was formed in Muskegon in 1935;

WHEREAS, for decades the Pulaski Lodge was the largest private banquet facility in the City of Muskegon and greater Muskegon area;

WHEREAS, the Muskegon Police Department and other area law enforcement partners started the Annual Youth Fishing Derby in 1993;

WHEREAS, each year the Youth Fishing Derby brings together law enforcement and over 175 area youth to build relationships, teach youth how to fish, and provide free fishing equipment so youth can keep using their new skills;

WHEREAS, the Pulaski Lodge has been a significant financial sponsor and supporter of the Youth Fishing Derby since its inception;

WHEREAS, in order for the Youth Fishing Derby's mission and experience it brings to area youth to continue, the Pulaski lodge has donated \$225,000 into a Community Foundation fund to specifically support the annual Youth Fishing Derby;

WHEREAS, this fund will support the Youth Fishing Derby in perpetuity and benefit thousands of area youth.

NOW THEREFORE BE IT RESOLVED, that the City Commission wishes to formally recognize and sincerely thank the Pulaski Lodge and its members for their generous and perpetual gift, support of the Muskegon Police Department, the annual Youth Fishing Derby, and the youth of our community.

Signed this 22nd day of March, 2022.

Ken Johnson, Mayor



**Pulaski Lodge Group 2809
1222 Shettler Rd.
Muskegon, MI 49444**

December 20, 2021

Ann Marie Meisch, City Clerk
City of Muskegon
933 Terrace St.
Muskegon, MI 49440

Dear Ms. Meisch:

As I am sure you are aware, Pulaski Lodge had been a non-profit entity in the city for many years, in fact our roots in the city can be traced back to 1908. While we have long ago closed our business operations in the city, we have just recently decided to cease our non-profit operations. Because of our long existence in the city and the many charitable sponsorships we have made in the city over the years, we wanted this legacy to continue after we were gone.

I am writing to inform the City of Muskegon that Pulaski Lodge has finalized the creation of a fund "The Pulaski Lodge fund" with the Muskegon Community Foundation.

The primary purpose of this fund is to provide operating capital for the annual Fishing Derby that is sponsored in part by the Muskegon Police Department every year. The initial investment by our lodge is in the area of \$225,000.00 dollars and will be managed by the Community Foundation. In the future, staff will need to contact the foundation to make arrangements for fund withdrawals and to comply with any foundation requirements for dispensing of those funds. We have been involved in this event since its inception and it was one of our members favorite sponsorships, so the creation of this fund seemed like a logical way to continue to have an impact on our city residents.

Please share this information with the staff members charged with the annual event so that they can request the funds needed for 2022 and beyond.

I would also like to take a moment to thank all the current and past City Commissioners, Mayors and of course the various city staff members that have helped Muskegon and our organization prosper and achieve our goals over all these years. It has been a pleasure!

Sincerely,

Mike Cameron
President

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Approval of Minutes
Submitted By: Ann Marie Meisch, MMC	Department: City Clerk
Brief Summary: To approve the minutes of the February 22, 2022 Regular Meeting and the February 28, 2022 Special Meeting.	
Detailed Summary: N/A	
Amount Requested: N/A	Amount Budgeted: N/A
Fund(s) or Account(s): N/A	Fund(s) or Account(s): N/A
Recommended Motion: To approve the minutes.	
For City Clerk Use Only: Commission Action:	

CITY OF MUSKEGON

CITY COMMISSION MEETING

FEBRUARY 22, 2022 @ 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, Michigan at 5:30 p.m., Tuesday, February 22, 2022. Reverend Diane Stark, Unity Church, 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 Ken Johnson, Vice Mayor Willie German, Jr., Commissioners, Teresa Emory, Rachel Gorman, Rebecca St.Clair, Eric Hood, and Michael Ramsey, City Manager Franklin Peterson, City Attorney John Schrier, and Deputy City Clerk Kimberly Young.

PUBLIC COMMENT ON AGENDA ITEMS: No public comments were received.

2022-14 CONSENT AGENDA:

A. Approval of Minutes City Clerk

SUMMARY OF REQUEST: To approve the minutes of the January 25, 2022 Regular Meeting.

STAFF RECOMMENDATION: To approve the minutes.

B. Sale – 760 Leonard Economic Development

SUMMARY OF REQUEST: City staff is seeking authorization to sell the city-owned home at 760 Leonard in Jackson Hill to Brittany Alexander.

The City is constructing this single family detached home as part of our infill housing program. Our contract to construct two homes was for \$425,000, and the estimated finished costs of this home will be \$215,000. We also anticipated \$12,900 in sales commissions. The accepted purchase price is \$206,000, and the incurred sales commissions are \$10,000, and sellers' concession of \$6,000. The City will not contribute funds toward closing costs outside of seller's concession and agent commission. The proceeds of this home will repay a portion of the Priority related Investment made by the Community Foundation for Muskegon County. The sale of the second home in this project should repay the remainder, and any additional funds will reimburse the Economic Development Fund for the

\$75,000 investment in the project.

STAFF RECOMMENDATION: Authorize the Code Coordinator to complete the sale of 760 Leonard Street, as described in the purchase agreement, and for the Mayor and Clerk to sign the deed.

C. Peck Street – Change Order #006 Public Works

SUMMARY OF REQUEST: Staff is requesting approval of Change Order #006 on the Peck Street project as the overall project has exceeded staff approval levels for change orders.

Change order #006 represents final balancing of all items on the project and will bring the project to a close. Change order #006 requests a net increase to the project of \$100,647.98 above the previously approved requests.

This change order will result in the following final values for the project:

As-Bid Cost = \$3,481,438.91

Final Cost = \$4,186,417.34

Net Change = \$704,978.43 (20.2% increase)

As a note of clarification, several of the previously approved change orders were the result of additional work undertaken at the request of Muskegon Public Schools to facility utility relocations for capital projects at the High School and Middle School sites. Of the \$704,978.43 net increase to the project it is expected that MPS will reimburse the City \$467,454.93 resulting in the true cost increase of the project really being \$237,523.50 (6.8% Increase).

This increase is still slightly above the 6% budgeted contingency on the projects and will require a slight reforecast adjustment in the future. It should be noted that this project was bundled and bonded in conjunction with the Amity Avenue project (92009). The Amity Avenue project is nearing final closeout and is on track to be finalized at or slightly below the as-bid amount resulting in nearly all of the budgeted 6% contingency from the project being able to cover the slight overrun on Peck Street.

AMOUNT REQUESTED: \$100,647.98 AMOUNT BUDGETED: \$63,090.94
(Remaining Contingency 92010)

FUND OR ACCOUNT: 202/590/591/92010

STAFF RECOMMENDATION: Authorize staff to approve Change Orders #006 to Project 92010 in the amount of \$100,647.98 for the additional work as noted.

D. Western Avenue Fifth to Third Parking Lane Improvements – Contract Award Public Works

SUMMARY OF REQUEST: Staff is requesting authorization to approve a contract with Anlaan Corporation in the amount of \$332,863.00

Bids were solicited for a construction project to improve the parking lane along Western Avenue, between Fifth and Third. Anlaan provided the low bid. The bid tabulation sheet is in the packet.

Two alternates were also solicited. Alternate #1 is a different type of bollard post system. Alternate #2 is a different concrete surface finish and texture. The base bid is the preferred construction method, therefore staff recommends acceptance of the base bid and rejection of the alternates.

AMOUNT REQUESTED: \$332,863.00 AMOUNT BUDGETED: \$300,000

Upcoming Forecast

FUND OR ACCOUNT: 101-91116 & 202-92201

STAFF RECOMMENDATION: Authorize staff to approve a contract with Anlaan Corporation in the amount of \$332,863.00.

E. Hartshorn Marina Village Brownfield Repayment City Manager

SUMMARY OF REQUEST: Staff is seeking approval of the repayment schedule for the Hartshorn Marina Village Brownfield project.

In 2020 the City Commission authorized the issuance of up to \$8 Million in general obligation bonds for a number of municipal projects. One of the projects included was the infrastructure for Hartshorn Marina Village. The \$600,000 expense was to be repaid via Brownfield tax capture. The Brownfield is approximately two years behind schedule as the developers have dealt with various environmental issues. This delay has left the Brownfield Fund with inadequate cashflow to cover the debt payments today, and we expect that will be the case for the next 1-2 years as well.

The Finance Department has reviewed the obligations and is recommending that the General Fund assume the debt obligation and make the payments. In return, the General Fund will retain the tax capture to reimburse itself with interest over the life of the Brownfield. An amortization schedule is provided in the packet. Note that the \$600,000 original principal has already incurred interest for one year, resulting in a starting balance above \$600,000.

STAFF RECOMMENDATION: Authorize the repayment schedule to reimburse the General Fund \$600,000 plus 5% interest from the Brownfield Fund.

F. Deficit Elimination Plan – BRA – Hartshorn Village (combined) Finance

SUMMARY OF REQUEST: To approve the Deficit Elimination plan and resolution for the Brownfield Redevelopment Authority (combined) and direct staff to submit plan to the State of Michigan.

On June 30, 2021, the Brownfield Redevelopment Authority (combined) had a \$567,040 deficit. Act 275 of Public Acts of 1980 requires the City to formulate a deficit elimination plan and submit it to the Michigan Department of Treasury.

The deficit elimination plan and resolution for the Brownfield Redevelopment Authority are provided.

STAFF RECOMMENDATION: To approve the deficit elimination resolution for the Brownfield Redevelopment Authority Fund.

H. Development Agreement LRS Enterprises Development
Services/Economic Development

SUMMARY OF REQUEST: Staff is seeking approval of the Development Agreement.

LRS Enterprises was selected as one of four contractors for the ARPA-funded infill housing program. The goal of the program is to continue in-filling vacant lots in our core neighborhoods while ensuring the housing units are offered in a more affordable manner.

There is not crystal-clear guidance from the US treasury related to required level of affordability, but we expect that a portion of the homes will be designated to families with incomes between 60% and 80% of AMI. The City will maintain ownership of the infill sites throughout the construction process, and will control the sale process. The City Commission will vote on each formal sale at the time of the sale – similarly to the Midtown Square projects. This will allow the City Commission more discretion in determining the depth of the affordability component of the program

The most notable change from the model agreement previously presented to the City Commission in 2021 is the anticipated cost per house. We have raised the maximum to \$235,000 to address increases in materials.

Access to housing at all levels of affordability is difficult now. We are in a prime position to lead the county in new housing, and I recommend that we do so. Note that the addresses are not included. There are hundreds of addresses to select from, but many were acquired via the tax foreclosure process and have title issues to address. Staff feels comfortable working with the builder to identify the most-appropriate building sites that have clear title.

AMOUNT REQUESTED: \$750,000

FUND OR ACCOUNT: State/Federal Grants

STAFF RECOMMENDATION: Approve the agreement and authorize the City Manager to sign.

K. Request for Water Utility Connection Fee Waiver Development
Services/Economic Development

SUMMARY OF REQUEST: The vacant filling station/winery building at 611 W. Clay is being redeveloped into a boutique hotel and is requesting a waiver of their water utility connection fees.

The long vacant and half constructed site at 611 W. Clay was once supposed to be a winery and restaurant space, and has sat vacant for several years. The new owners, Jeremy Garcia of Muskegon and Bryan Hamrick of Grand Rapids, have run into some cost overruns with their project due to construction materials and other factors, and are asking for the city commission to consider waiving their domestic and fire suppression utility hookup fees. A quote from DPW is provided in the packet. There is currently a moratorium on any sewer connection fee waivers and staff informed the owners of that fact so they are not requesting sewer hookup fees be waived.

AMOUNT REQUESTED: \$11,800 in fee waivers

STAFF RECOMMENDATION: To approve the request by 611 W. Clay LLC to waive domestic water and fire suppression utility connection fees for the construction project at 611 W. Clay as presented.

L. Precinct Boundary Changes City Clerk

SUMMARY OF REQUEST: The City Commission adopted a resolution allowing certain precinct boundary changes on February 8, 2022. There is an additional change that needs to be made in order to avoid a county commission district split in precinct 11. This will not impact the balancing of wards as precinct 11 and 12 are in the same ward.

Voters in Precinct 11 that live on Pine Grove and on the odd side of Winchester will be moved to Precinct 12. The County Commission boundary runs right down Winchester. Voters on the odd (west) side will be in County Commission District 4, those on the even (east) side will be in County Commission District 7.

Due to the timeline for getting changes submitted to the State of Michigan, Bureau of Elections, we are seeking approval of the changes so that we can submit our revisions as soon as possible.

The deadline for precinct boundary changes to be submitted for the May 3, 2022 Election is March 4, 2022. We would like to have the changes made before the May Election to allow for time to send new voter ID cards to voters in the City of Muskegon. Approximately 798 total voters (721 from previous changes and 77 from this change) will be assigned to new precincts and polling places. All voters will receive new ID cards to identify changes to Precinct, Ward, Polling Place, County Commission District, State House District, State Senate District, and Congressional District numbers

Change #5 – move approximately 77 voters from Ward 4 precinct 11 to Ward 4 Precinct 12 – to avoid a County Commission District split in Precinct 11.

STAFF RECOMMENDATION: To concur with the recommendation of the City of Muskegon Election Commission and adopt the resolution to alter precinct boundaries.

M. Unmarked Police Vehicle Lease Plan Public Safety

SUMMARY OF REQUEST: Unmarked Police Vehicle Lease Plan with Hertz Rental Cars.

Due to the State of Michigan discontinuing the WHEELS Program mid-year, four (4) unmarked vehicles assigned to our undercover detectives have been returned to the State of Michigan. Replacement vehicles need to be in service by 2. 24. 2022. Cost per replacement lease vehicle including maintenance and other flex options is approximately \$700 per vehicle (\$2,800 per month). This lease program will be in place until the end of this current budget year. Fleet insurance and fuel costs will still be sustained by the City of Muskegon.

AMOUNT REQUESTED: Already in 21/22 budget AMOUNT BUDGETED: \$13,125

FUND OR ACCOUNT: 101-40301-4363

STAFF RECOMMENDATION: To approve the lease with Hertz Rental Car for unmarked Police Vehicles.

Motion by Commissioner Gorman, second by Vice Mayor German, to accept the consent agenda as presented, minus items G, I, and J.

ROLL VOTE: Ayes: Emory, St.Clair, Johnson, Hood, Ramsey, German, and Gorman

Nays: None

MOTION PASSES

2022-15 REMOVED FROM CONSENT AGENDA:

G. Development Agreement Williams Construction Development Services/Economic Development

SUMMARY OF REQUEST: Staff is seeking approval of the Development Agreement.

Williams Construction was selected as one of four contractors for the ARPA-funded infill housing program. The goal of the program is to continue in-filling vacant lots in our core neighborhoods while ensuring the housing units are offered in a more affordable manner.

There is not crystal-clear guidance from the US treasury related to required level of affordability, but we expect that a portion of the homes will be designated to families with incomes between 60% and 80% of AMI. The City will maintain ownership of the infill sites throughout the construction process, and will control the sale process. The City Commission will vote on each formal sale at the time of the sale – similarly to the Midtown Square projects. This will allow the City Commission more discretion in determining the depth of the affordability component of the program

The most notable change from the model agreement previously presented to the City Commission in 2021 is the anticipated cost per house We have raised the maximum to \$235,000 to address increases in materials.

Access to housing at all levels of affordability is difficult now. We are in a prime position to lead the county in new housing, and I recommend that we do so. Note that the addresses are not included. There are hundreds of addresses to select from, but many were acquired via the tax foreclosure process and have title issues to address. Staff feels comfortable working with the builder to identify the most-appropriate building sites that have clear title.

AMOUNT REQUESTED: \$750,000

FUND OR ACCOUNT: State/Federal Grants

STAFF RECOMMENDATION: Approve the agreement and authorize the City Manager to sign.

Motion by Commissioner Emory, second by Commissioner St.Clair, to approve the agreement and authorize the City Manager to sign.

ROLL VOTE: Ayes: St.Clair, Johnson, Hood, Ramsey, German, Gorman, and Emory

Nays: None

MOTION PASSES

I. Development Agreement Kramer Builders Development Services/Economic Development

SUMMARY OF REQUEST: Staff is seeking approval of the Development Agreement.

Kramer Builders was selected as one of four contractors for the ARPA-funded infill housing program. The goal of the program is to continue in-filling vacant lots in our core neighborhoods while ensuring the housing units are offered in a more affordable manner.

There is not crystal-clear guidance from the US treasury related to required level of affordability, but we expect that a portion of the homes will be designated to families with incomes between 60% and 80% of AMI. The City will maintain ownership of the infill sites throughout the construction process, and will control the sale process. The City Commission will vote on each formal sale at the time of the sale – similarly to the Midtown Square projects. This will allow the City Commission more discretion in determining the depth of the affordability component of the program

The most notable change from the model agreement previously presented to the City Commission in 2021 is the anticipated cost per house We have raised the maximum to \$235,000 to address increases in materials.

Access to housing at all levels of affordability is difficult now. We are in a prime position to lead the county in new housing, and I recommend that we do so. Note that the addresses are not included. There are hundreds of addresses to select from, but many were acquired via the tax foreclosure process and have title issues to address. Staff feels comfortable working with the builder to identify the most-appropriate building sites that have clear title.

AMOUNT REQUESTED: \$470,000

FUND OR ACCOUNT: State/Federal Grants

STAFF RECOMMENDATION: Approve the agreement and authorize the City Manager to sign.

Motion by Vice Mayor German, second by Commissioner Gorman, to approve the agreement and authorize the City Manager to sign.

ROLL VOTE: Ayes: Johnson, Hood, Ramsey, German, Gorman, Emory, and St.Clair

Nays: None

MOTION PASSES

J. Amendment to Community enCompass Infill Housing Agreement (EACH Program) Development Services/Economic Development

SUMMARY OF REQUEST: A proposed amendment to the existing Development Agreement for low/moderate income infill housing.

In an attempt to further our Economic Equity efforts and to create diversity of housing price points as we build infill, we have been working for quite some time with Community enCompass to construct and infill affordable and accessible owner occupied single family housing. Two of the three houses have been placed and we are working on identifying a third lot. Staff has come up with a strategy to substitute ARPA dollars for the HOME funds originally intended for this project, and in doing so reallocate those funds to a fourth accessible unit. The provided amendment clarifies the use of ARPA dollars rather than HOME Funds, and if approve staff will work on a proposed project to install the fourth house.

All units would still be in the City's Brownfield TIF and any losses at sale would be captures, and Community enCompass is still providing \$320,000 of the total \$570,000 construction costs for the original three homes, as well as down payment assistance and other potential services to income qualified buyers, below 80% AMI.

AMOUNT REQUESTED: \$250,000 AMOUNT BUDGETED: N/A (ARP Funds)

STAFF RECOMMENDATION: To approve the amendment as presented and authorize the Mayor and Clerk to sign.

Motion by Vice Mayor German, second by Commissioner Gorman, to approve

the amendment as presented and authorize the Mayor and Clerk to sign.

ROLL VOTE: Ayes: Hood, Ramsey, German, Gorman, Emory, St.Clair, and Johnson

Nays: None

MOTION PASSES

2022-16 UNFINISHED BUSINESS:

A. Amendment to the Marihuana Facilities Overlay District – 1314 E Apple Avenue – 2nd Reading Planning

SUMMARY OF REQUEST: Request to amend Section 2331 of the zoning ordinance to include 1314 E Apple Avenue into the Marihuana Facilities Overlay District with retail, provision centers and class B recreational grows as approved license types, by Lake Michigan Labs.

The Planning Commission recommended approval of the request by a 6-1 vote.

STAFF RECOMMENDATION: To approve the request to amend Section 2331 of the zoning ordinance to include 1314 E Apple Avenue into the Marihuana Facilities Overlay District with retail, provision centers, and class B recreational grows as approved license types.

Motion by Commissioner Gorman, second by Commissioner Hood, to approve the request to amend Section 2331 of the zoning ordinance to include 1314 E Apple Avenue into the Marihuana Facilities Overlay District with retail, provision centers, and class B recreational grows as approved license types.

ROLL VOTE: Ayes: Ramsey, German, Gorman, Emory, St.Clair, Johnson, and Hood

Nays: None

MOTION PASSES

2022-17 NEW BUSINESS:

A. HBA Demolitions Public Safety

2123 Henry - Removed

507 E Apple

743 Amity

867 Scott

SUMMARY OF REQUEST: The Housing Board of Appeals approved the demolition of 2123 Henry, 507 E Apple, 743 Amity, and 867 Scott Street.

This is to request that the City Commission concur with the findings of the Housing Board of Appeals that the structures located at 2123 Henry, 507 E.

Apple, 743 Amity, and 867 Scott, are unsafe, substandard, a public nuisance and that they be demolished within thirty (30) days. It is further requested that administration be directed to obtain bids for the demolition of the structure 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.

FUND OR ACCOUNT: 101-80387-5356

STAFF RECOMMENDATION: To concur with the Housing Board of Appeals decision to demolish 2123 Henry, 507 E Apple, 743 Amity, and 867 Scott.

Motion by Vice Mayor German, second by Commissioner Ramsey, to concur with the Housing Board of Appeals decision to demolish 743 Amity.

ROLL VOTE: Ayes: German, Gorman, Emory, St.Clair, Johnson, Hood, and Ramsey

Nays: None

MOTION PASSES

Motion by Commissioner Ramsey, second by Commissioner Hood, to concur with the Housing Board of Appeals decision to demolish 507 E. Apple.

ROLL VOTE: Ayes: Gorman, Emory, St.Clair, Johnson, Hood, Ramsey, and German

Nays: None

MOTION PASSES

Motion by Commissioner Ramsey, second by Vice Mayor German, to concur with the Housing Board of Appeals decision to demolish 867 Scott Street.

ROLL VOTE: Ayes: Emory, St.Clair, Johnson, Hood, Ramsey, German, and Gorman

Nays: None

MOTION PASSES

B. Interim City Manager City Manager

SUMMARY OF REQUEST: To appoint LeighAnn Mikesell as Interim City Manager effective April 1, 2022.

Current City Manager has provided notice to the City Commission that he will be stepping down on April 1, 2022. Current Deputy City Manager LeighAnn Mikesell is prepared to step in as interim city manager. While serving in the interim city manager capacity, LeighAnn shall maintain her current salary and benefits plus an additional \$300 salary stipend per week. In the event the Interim City Manager serves in that capacity beyond June 30, 2022, the salary and

benefits will be renegotiated.

STAFF RECOMMENDATION: Appoint LeighAnn Mikesell as Interim City Manager effective April 1, 2022.

Motion by Commissioner Ramsey, second by Commissioner Hood, to appoint LeighAnn Mikesell as Interim City Manager effective April 1, 2022.

ROLL VOTE: Ayes: St.Clair, Johnson, Hood, Ramsey, German, Gorman, and Emory

Nays: None

MOTION PASSES

ANY OTHER BUSINESS: Vice Mayor German recited a tribute honoring Ruby Bridges in recognition of Black History month. Ruby Nell Bridges Hall is an American civil rights activist. She was the first African-American child to desegregate the all-white William Frantz Elementary School in Louisiana during the New Orleans school desegregation crisis on November 14, 1960.

PUBLIC COMMENT ON NON-AGENDA ITEMS: Public comments were received.

ADJOURNMENT: The City Commission meeting adjourned at 7:15 p.m.

Respectfully Submitted,

Kimberly Young, Deputy City Clerk

CITY OF MUSKEGON
SPECIAL CITY COMMISSION MEETING

Monday, February 28, 2022 - 2:30 p.m.
Muskegon City Hall, 933 Terrace Street, Muskegon, MI 49440
In the Commission Chambers, Room 107

MINUTES

Present: Mayor Johnson, Vice Mayor German, Commissioners Ramsey, Gorman, Emory, St.Clair, and Hood

2022-18

American Rescue Plan Act (ARPA)

1. Project Discussion, 2. Process and Strategy, 3. Communication Plan

Staff updated the Commission on the City's allocation of the federal American Rescue Plan Act (ARP) funds. Staff is seeking Commission input on a strategy for identifying and evaluating projects & ways to engage our neighbors to communicate these efforts.

Many beneficial projects and investments that can and should be made with these funds – whether they are funded through our ARP allotment or other sources of stimulus funds. The City's \$22.8M ARP allocation does not meet all needs and we expect to be more strategic with our funding recommendations.

A community needs survey was previously presented to gather initial community input. An internal team was assembled to work through the development of a strategy for identifying potential uses that the community would support and embrace.

Additional funding sources outside of ARPA exist for many community needs, and a screening process should be used to test each option to ensure ARP is the best funding source. Staff also sought Commission input regarding communication with the public (presenting and receiving information) to ensure this once-in-a-lifetime funding creates the greatest long-term community benefit. Our focus is on the sustainability and longevity of using these funds.

Adjourned: The Special Meeting of the City Commission adjourned at 5:03 p.m.

Respectfully Submitted,

Ann Marie Meisch, MMC – City Clerk

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: 03/22/2022	Title: Beukema Park Pavilion
Submitted By: Leo Evans	Department: Public Works
Brief Summary: Staff is requesting authorization to contract with Muskegon Quality Builders for the construction of a new pavilion at Beukema Park.	
Detailed Summary: Staff worked with the Marquette Neighborhood to develop an RFP for the construction of a new pavilion at Beukema Park. Staff then solicited bids for the construction of the specified pavilion. One (1) bid was received for the project from Muskegon Quality Builders. Muskegon Quality Builders – \$69,900.00 Staff reviewed the bid packet and consulted with a landscape architect to confirm that the bid pricing was appropriate given that only one bid was received. Staff is comfortable that the bid is complete and appropriately priced for the work scheduled to be completed. Construction would be scheduled for this spring/summer with a target completion date to allow for use of the pavilion during the National Night out in August.	
Amount Requested: \$69,900.00	Amount Budgeted: \$700,000.00 Less Reese Playground = \$364,600.00 Less Beukema Playground = \$220,568.25 Remaining = \$114,831.75
Fund(s) or Account(s): 101-92126-5346	Fund(s) or Account(s): 101-92126-5346
Recommended Motion: Authorize staff to contract with Muskegon Quality Builders in the amount of \$69,900.00 for the construction of a new pavilion at Beukema Park.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐	

IT Dept. ☐

For City Clerk Use Only:

Commission Action:

1.10 BID TABULATION							
City of Muskegon Engineering Department			Project Engineer:		LAE	Date:	3/2/2022
			Project Number:		101-92126		
			Project description:		BEUKEMA PARK PAVILION		
			Engineer's Estimate:		-		
						Muskegon Quality Builders	
Line Item	Pay Code	Description	Units	Quantity	Unit Price		Total
1	N/A	Shuffleboard Removal	LSUM	1	\$	1,500.00	\$ 1,500.00
2	N/A	Site Grading	LSUM	1	\$	1,000.00	\$ 1,000.00
3	N/A	4" Concrete Slab	LSUM	1	\$	9,000.00	\$ 9,000.00
4	N/A	Pavilion Construction	LSUM	1	\$	42,000.00	\$ 42,000.00
5	N/A	Pavilion Electrical	LSUM	1	\$	6,800.00	\$ 6,800.00
6	N/A	Mobilization / Cleanup / Etc...	LSUM	1	\$	9,600.00	\$ 9,600.00
BASE BID TOTAL:							\$ 69,900.00

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Pavement Markings
Submitted By: Dan VanderHeide	Department: Public Works
Brief Summary: Staff is requesting authorization to contract with Michigan Pavement Markings, LLC for pavement marking services throughout the City during the 2022 construction season.	
Detailed Summary: The Muskegon County Road Commission regularly bids the installation of pavement markings for many municipalities in the County, including the City, and has done so again in 2022. The County received two bids; Michigan Pavement Markings, LLC was the low bidder and the County has awarded them a contract. Traditionally, the City has had linear pavement markings refreshed throughout the entire City each spring, and this year requests \$25,525.00 to do so again, as detailed on the attached pricing sheet. This year, the Laketon corridor from Lakeshore to Creston, also needs to have the "special" markings refreshed (left turn arrows, crosswalks, stop bars, etc.) at a cost of \$13,020.00 as detailed. The City regularly has reason to perform miscellaneous marking to change problem areas, to remark areas destroyed by construction work, and to refresh fading markings late in the season. Staff requests a 25% contingency on the contract (\$9,636.25) to cover these costs.	
Amount Requested: \$48,181.25	Amount Budgeted: \$48,181.25 (FY22-23)
Fund(s) or Account(s): 202-60440-5346	Fund(s) or Account(s): 202-60440-5346
Recommended Motion: Authorize staff to contract with Michigan Pavement Markings, LLC in the amount of \$48,181.25 for pavement marking services throughout the City during the 2022 construction season.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐ IT Dept. ☐ For City Clerk Use Only: Commission Action:	

CITY OF MUSKEGON

TOTAL BID: \$ 13,020.00

Date: 2-1-20

All contract painting is scheduled for completion between May 1, 2022 and October 1, 2022. Contract painting outside of this time period that may necessitate the use of waterborne, late season paint will be paid at the "Waterborne" contract bid unit price. The unit prices shown below for oil base paint will be used for work performed when pavement temperature is below the limit for waterborne paint or when work is performed outside the normal contract time period. The Road Commission, City or Village must authorize this work for their respective jurisdictions. Examples would be painting of construction areas, which were not ready during one of the regular paint sessions; or, repainting of roads or streets.

**BID FORM
2022 STRIPING**

CITY OF MUSKEGON

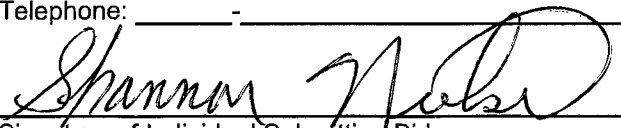
ITEM	UNIT	ESTIMATED QUANTITY	UNIT PRICE WATERBORNE, LATE SEASON
4" SOLID YELLOW	FEET	UNKNOWN	0.07
4" SKIP YELLOW	FEET	UNKNOWN	0.07
4" SOLID WHITE	FEET	UNKNOWN	0.07
4" SKIP WHITE	FEET	UNKNOWN	0.07
PAVEMENT MARKING REMOVAL, 6 OR LESS	FEET	< 5,280'	0.50

Name of Firm MPM
P.O. BOX 9673
WYOMING, MI 49509

Address _____

Zip _____

Telephone: _____


 Signature of Individual Submitting Bid

Type Above Name & Title _____

Date: 2-9-22

**BID FORM
2022 STRIPING**

CITY OF MUSKEGON

ITEM	UNIT	ESTIMATED QUANTITY	UNIT PRICE WATERBORNE	AMOUNT
4" SOLID YELLOW	FEET	250,000	0.059	14,750.00
4" SKIP YELLOW	FEET	45,000	0.065	2,925.00
4" SOLID WHITE	FEET	100,000	0.059	5,900.00
4" SKIP WHITE	FEET	30,000	0.065	1,950.00

TOTAL BID: \$ 25,525.00 ^{OTK}

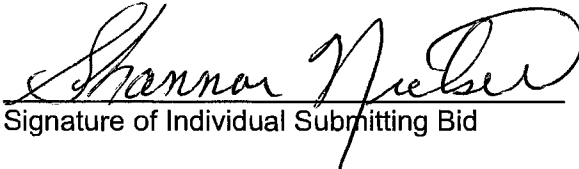
ITEM	UNIT	ESTIMATED QUANTITY	UNIT PRICE REMOVAL	
4" SOLID YELLOW	FEET		0.50	
4" SKIP YELLOW	FEET		0.50	
4" SOLID WHITE	FEET		0.50	
4" SKIP WHITE	FEET		0.50	

Name of Firm MPM
P.O. BOX 9673
WYOMING, MI 49509

Address _____

Zip _____

Telephone: 616-260-7828


Signature of Individual Submitting Bid

Type Above Name _____

Title of Above _____

Date 2-9-22

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Street Sweeping
Submitted By: Dan VanderHeide	Department: Public Works
Brief Summary: Staff is requesting authorization to contract with Tri-US Services, Inc. for street sweeping services throughout the City during the 2022 season.	
Detailed Summary: Tri-US Services has been performing street sweeping services for the City for the last 4 years based on a 2018 bid, with the 2021 year contracted under an optional extension to the original 3-year contract. For 2022, due to staff turnover and with the support of Tri-US Services, staff proposes a special purchase by extending the contract an additional year. Tri-US Services has agreed to extend their pricing from the 2018 bid, adding a 1.58% Fuel Surcharge, for a total of \$255,000 for the City's major and local streets. MDOT contracts with the City for sweeping of the trunklines within the City via reimbursement, and the City has historically used the same bid contract for trunkline sweeping. Due to the proposed contract extension/special purchase, MDOT requested that staff seek quotes for the trunkline portion of the contract. Staff solicited quotes from Tri-US Services, Sanisweep of Grand Rapids, and Curbco of Flint, the same companies that requested bid packages in 2018. Tri-US Services and Sanisweep submitted pricing, with Tri-US Services price of \$18,315 being the same as their 2018 bid price, and the lowest received. Staff recommends the trunkline portion be awarded to Tri-US Services at \$18,315 and MDOT will again reimburse the City for the trunkline portions. The total street sweeping contract request is \$273,315 for the 2022 season, plus a charge of \$150.00 per hour for special requests, used for things like events and construction sweeping.	
Amount Requested: \$273,315.00	Amount Budgeted: \$2,037,262
Fund(s) or Account(s): 101-60523-5300	Fund(s) or Account(s): 101-60523-5300
Recommended Motion: Authorize staff to contract with Tri-US Services, Inc. in the amount of \$273,315.00 for street sweeping services throughout the City, including state trunklines, for the 2022 season.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐	

IT Dept. ☐

For City Clerk Use Only:

Commission Action:

TRI-US SERVICES INC.



BID PROPOSAL

February 23, 2022

PROPOSAL SUBMITTED TO: CITY OF MUSKEGON - DPW
1350 EAST KEATING AVENUE
MUSKEGON, MI 49442

CONTACT: DAN VANDERHEIDE
PHONE: (231) 724-6993 OFFICE / (616) 443-0829 CELL
EMAIL: DAN.VANDERHEIDE@SHORELINECITY.COM

SERVICE LOCATION: CITY OF MUSKEGON STREETS

DESCRIPTION OF SERVICES:

* SWEEPING CITY OF MUSKEGON STREETS 358.62 MILES @ 4 SWEEPS = 1,434.48 TOTAL MILES	\$255,000
* SWEEPING STATE TRUNKLINE 19.80 MILES @ 4 SWEEPS = 79.20 TOTAL MILES	\$ 18,315
ANNUAL BID TOTAL	<u>\$273,315</u>

TO ACCEPT THIS PROPOSAL, PLEASE SIGN AND RETURN.

AUTHORIZED SIGNATURE

DATE

PO BOX 123, KENT CITY, MI 49330 | PHONE: (616) 678-5555 | FAX: (616) 678-5186
EMAIL: OFFICE@TRI-USSERVICES.COM | WEBSITE: WWW.TRI-USSERVICES.COM

SANISWEEP, INC

0-3450 RIVERHILL DR NW
GRAND RAPIDS, MI 49534

QUOTE

DATE

2/23/2022

NAME / ADDRESS

MUSKEGON, CITY OF
1350 E. KEATING
MUSKEGON, MI 49442

ITEM	DESCRIPTION	
SWEEPING	19.8 TRUNKLINE CURB MILES 4 SWEEPS PER YEAR \$400/MILE (4 SWEEPS) Area A – To include all curbed and uncurbed paved streets and paved shoulders along Route M0046 (Apple Avenue from NB031 on-ramp west to Muskegon Avenue). Area B – To include all curbed and uncurbed paved streets and paved shoulders along Route BI096/US031 (“Seaway Drive/Shoreline Drive/Moses J. Jones Parkway” from Bayou Street to Sherman Boulevard)	31,680.00

Total

\$31,680.00

Phone #

Fax #

E-mail

616-677-3028

616-677-1957

SANISWEEP2@AOL.COM

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Aggregates, Highway Maintenance Materials, and Ready-Mixed Concrete
Submitted By: Dan VanderHeide	Department: Public Works
Brief Summary: Award supply of aggregates, highway maintenance materials and ready-mixed concrete for 2022 to selected bidders.	
Detailed Summary: Bids were solicited for aggregates, highway maintenance materials and ready-mixed concrete for purchase in 2022. Purchases will be made from the recommended bidders listed in yellow on the attached bid tabs. Purchases are contingent upon product availability, timely deliveries, and prices as quoted. No bids were received for liquid chloride items, which are an important part of the City's operations for snow removal and gravel road maintenance. Staff will be working to find sources for these items.	
Amount Requested: Varies by fund	Amount Budgeted: Varies by fund
Fund(s) or Account(s): 101, 202, 203, 590, 591	Fund(s) or Account(s): 101, 202, 203, 590, 591
Recommended Motion: Authorize staff to award bids for aggregates, highway maintenance materials and ready-mixed concrete for purchase during the 2022 construction season as presented.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐ IT Dept. ☐ For City Clerk Use Only: Commission Action:	

**Aggregates
BID TABULATION
March 8, 2022**

		Contractor Address City/St Phone			Accurate Excavators, LLC		VerPlank Trucking Co.		McCormick Sand, Inc.		Yellow Rose Transport	
					2821 Central Rd		P.O. Box 8		5430 Russel Rd		3531 Busch Dr	
					Muskegon, MI 49445		Ferrysburg, MI 49409		Twin Lake, MI 49457		Grandville, MI 49418	
					(231) 766-0557		(616) 842-1448		(231) 766-0466		(616) 534-0077	
DESCRIPTION		QUANTITY	UNIT	Deliver or Pickup	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	32FA/H1 (Coarse stone-sand)	250	TON	DEL		\$0.00	\$24.45	\$6,112.50		\$0.00	\$23.75	\$5,937.50
				PU		\$0.00	\$22.50	\$5,625.00		\$0.00		\$0.00
2	Road Slag, 22A	5,000	TON	DEL		\$0.00	\$15.30	\$76,500.00		\$0.00	\$15.20	\$76,000.00
3	Natural Road Gravel, 22A, 23A	250	TON	DEL		\$0.00	\$13.50	\$3,375.00		\$0.00	\$13.00	\$3,250.00
				PU		\$0.00		\$0.00		\$0.00		\$0.00
4	2NS Sand/Torpedo Sand	250	TON	DEL		\$0.00	\$12.50	\$3,125.00		\$0.00	\$12.85	\$3,212.50
				PU		\$0.00		\$0.00		\$0.00		\$0.00
5	Screened Top Soil	500	CYD	DEL	\$11.95	\$5,975.00	\$12.00	\$6,000.00	\$17.50	\$87.50		\$0.00
				PU	\$9.00	\$4,500.00		\$0.00	\$13.00	\$65.00		\$0.00
6	Fill Sand (Class II or IIIA, Not Beach Sand)	2,000	CYD	DEL	\$7.50	\$15,000.00	\$8.25	\$16,500.00	\$7.80	\$46.80	\$7.75	\$15,500.00
				PU	\$3.95	\$7,900.00		\$0.00	\$3.25	\$19.50		\$0.00

Highway Maintenance Materials
BID TABULATION
March 8, 2022

Contractor Address City/St Phone					Unique Paving Mats.		Bit-Mat Michigan		Asphalt Paving, Inc.		MI Paving & Materials		Sherwin Industries	
					3993 E 93rd St		401 Tiernan Rd		1000 E. Sherman Blvd		1600 N. Elm		2129 W Morgan Ave	
					Cleveland, OH 44105		Bay City, MI 48706		Muskegon, MI 49444		Jackson, MI 49202		Milwaukee, WI 53221	
					(216) 441-4880		(989) 684-0341		(231) 733-1409		(517) 740-4960			
DESCRIPTION		QTY	UNIT	Deliver or Pickup	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	38% Liquid Calcium Chloride	40,000	GAL	DEL		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
2	32% Liquid Calcium Chloride	15,000	GAL	DEL		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
3	Hot Mix Asphalt, 3C Base	200	TON	PU		\$0.00		\$0.00	\$74.50	\$14,900.00	\$78.50	\$15,700.00		\$0.00
4	Hot Mix Asphalt, 4C Top	1000	TON	PU		\$0.00		\$0.00	\$74.50	\$74,500.00	\$78.50	\$78,500.00		\$0.00
5	Sylvax Patching Materials	200	TON	DEL	\$112.80	\$22,560.00		\$0.00		\$0.00		\$0.00		\$0.00
				PU	\$92.00	\$18,400.00		\$0.00	\$115.00	\$23,000.00		\$0.00		\$0.00
6	AE90 Asphalt Emulsion	20,000	GAL	DEL		\$0.00	\$2.92	\$58,400.00		\$0.00		\$0.00		\$0.00
7	Crack Sealant	50,000	LBS	DEL		\$0.00		\$0.00		\$0.00		\$0.00	\$0.5756	\$28,780.00
				PU		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00

**Concrete
BID TABULATION
March 8, 2022**

***Bid selection based on 7-sack mix which is the most commonly used product, inclusion of other charges for “multiple drop locations” and “small load charges”. It should also be noted that concrete purchases may include several miscellaneous charges, including, but not limited to, hot water, chloride, winter price, and extra unload time.**

			Contractor	Port City Redi Mix	
			Address	1780 Sheridan Rd	
			City/St	Muskegon, MI	
			Phone	888-424-9800	
DESCRIPTION			UNIT	UNIT PRICE	UNIT PRICE
1	5 Sack Mix	CU.YD.		\$116.00	
2	6 Sack Mix	CU.YD.		\$121.00	
3	7 Sack Mix*	CU.YD.		\$126.00	
4	9 Sack Mix	CU.YD.		\$136.00	
5	Minimum Load	# CU YD		2	
6	Small Load charge, add	CU.YD.	4 - 5	\$90.00	
		CU.YD.	3 - 4	\$90.00	
		CU.YD.	2 - 3	\$120.00	
		CU.YD.	1 - 2		
7	Separate location drop charge	per drop		\$50.00	
8	Extra Unloading Time	\$ per min			
	Winter Price from _____ to _____	CY	Dec - Mar	\$9.00	
	Winter Price from _____ to _____	CY	Apr & Nov	\$5.00	
	Chloride - 1%	CU.YD.		\$3.00	
	Chloride - 2%	CU.YD.		\$6.00	
	Other charges	Per Load		\$15.00 Fuel Surcharge	



Agenda Item Review Form

Muskegon City Commission

Commission Meeting Date: 3-22-2022	Title: Social District Permit recommendation
Submitted By: Dave Alexander	Department: Economic Development
Brief Summary: The City Commission must recommend approval of the Michigan Liquor Control Commission permits of participating licensed establishments in the Downtown Muskegon Social District.	
Detailed Summary: With the establishment of the Downtown Muskegon Social District, participating licensed establishments must receive a Social District permit from the Michigan Liquor Control Commission. The MLCC must first receive a recommendation for approval from the City Commission before granting the permits. You recommended the Mercy Health Arena on Jan. 26, 2021 on the arena's old license. With the new DDA license, the city needs to make a new social district permit application. City staff is seeking a Social District permit from the state and seeking City Commission recommended approval. There are new licensed establishments within the district that may file a Social District permit application in the future.	
Amount Requested: None	Amount Budgeted:
Fund(s) or Account(s):	Fund(s) or Account(s):
Recommended Motion: To approve the resolution recommending Michigan Liquor Control Commission approval of Social District permit in the Downtown Muskegon Social District and to direct the City Clerk to certify the City Commission action with the MLCC.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐ IT Dept. ☐ For City Clerk Use Only: Commission Action:	



Department of Licensing
and Regulatory Affairs

STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This is to certify that a License is hereby granted to the person(s) named with the stipulation that the licensee is in compliance with Commission Rule R 436.1003, which states that a licensee shall comply with all state and local building, plumbing, zoning sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcement officials who have jurisdiction over the licensee. Issuance of this license by the Michigan Liquor Control Commission does not waive this requirement. The licensee must obtain all other required state and local licenses, permits, and approvals for this business before using this license for the sale of alcoholic liquor on the licensed premises.

This License is granted in accordance with the provisions of Act 58 of the Public Acts of 1998 and shall continue in force for the period designated unless suspended, revoked, or declared null and void by the Michigan Liquor Control Commission. Failure to comply with all laws and rules may result in the revocation of this license.

THIS LICENSE SUPERSEDES ANY AND ALL OTHER LICENSES ISSUED PRIOR TO MARCH 4, 2022

BUSINESS ID: 0270140

FILE NUMBER:

CITY OF MUSKEGON

D/B/A

470 W WESTERN AVE,
MUSKEGON, MI 49440

MUSKEGON COUNTY
G-375
MUSKEGON CITY

LICENSE # **LICENSE:**
L-000436758 Class C

ACT:
MCL 436.1521A(1)B
(NONTRANSFERABLE)

TOTAL BARS: 11
DIRECT-CONNECTIONS: 1

OUTDOOR SERVICE AREA:
PASSENGERS:

ROOMS:

PERMIT
Entertainment, Participation(RAD DAD'S L.L.C.), Additional Bar(10), Direct Connection(1),
Sunday Sales (AM), Sunday Sales (PM):Class C- Spirits & Mixed Spirit Drink

IN WITNESS WHEREOF,
this License has been duly signed
and sealed by both the Michigan
Liquor Control Commission and the
Licensee(s).

LIQUOR CONTROL COMMISSION

Pat Aguirre
Dennis Blum
Gerald A. Hasker
Ed Clement
B. C. Johnson

LICENSEE(S) SIGNATURE(S)

LICENSE EFFECTIVE MAY 1, 2021 - EXPIRES APRIL 30, 2022

2021
2022

CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This to certify that this establishment is licensed for the sale of beer, wine, and spirits for the consumption on the premises and has the number of bars indicated at which beer, wine, and spirits are to be sold to customers, served to customers, or consumed by customers, and has also paid the required statutory fee.

ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 1

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

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ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 10

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This to certify that this establishment is licensed for the sale of beer, wine, and spirits for the consumption on the premises and has the number of bars indicated at which beer, wine, and spirits are to be sold to customers, served to customers, or consumed by customers, and has also paid the required statutory fee.

ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 2

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This to certify that this establishment is licensed for the sale of beer, wine, and spirits for the consumption on the premises and has the number of bars indicated at which beer, wine, and spirits are to be sold to customers, served to customers, or consumed by customers, and has also paid the required statutory fee.

ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 3

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This to certify that this establishment is licensed for the sale of beer, wine, and spirits for the consumption on the premises and has the number of bars indicated at which beer, wine, and spirits are to be sold to customers, served to customers, or consumed by customers, and has also paid the required statutory fee.

ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 4

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This to certify that this establishment is licensed for the sale of beer, wine, and spirits for the consumption on the premises and has the number of bars indicated at which beer, wine, and spirits are to be sold to customers, served to customers, or consumed by customers, and has also paid the required statutory fee.

ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 5

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This to certify that this establishment is licensed for the sale of beer, wine, and spirits for the consumption on the premises and has the number of bars indicated at which beer, wine, and spirits are to be sold to customers, served to customers, or consumed by customers, and has also paid the required statutory fee.

ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 6

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This to certify that this establishment is licensed for the sale of beer, wine, and spirits for the consumption on the premises and has the number of bars indicated at which beer, wine, and spirits are to be sold to customers, served to customers, or consumed by customers, and has also paid the required statutory fee.

ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 7

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This to certify that this establishment is licensed for the sale of beer, wine, and spirits for the consumption on the premises and has the number of bars indicated at which beer, wine, and spirits are to be sold to customers, served to customers, or consumed by customers, and has also paid the required statutory fee.

ADDITIONAL BAR PERMIT

Authorized by Administrative Rule R 436.1023(3)

THIS IS NOT A LICENSE

BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 8

LICENSE #:
Class C L-000436758
CITY OF MUSKEGON

470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011



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BUSINESS ID: 0270140
CITY OF MUSKEGON

PERMIT #:
22-1041 - 9

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470 W WESTERN AVE,
MUSKEGON, MI 49440
10

This Permit Expires On The Same Date As The License Expires

2021-2022

CITY OF MUSKEGON

470 W WESTERN AVE

MUSKEGON, MI 49440-1011

RESOLUTION RECOMMENDING DOWNTOWN MUSKEGON SOCIAL DISTRICT

PERMIT APPLICATION APPROVAL

City of Muskegon

County of Muskegon, Michigan

Minutes of a Regular Meeting of the City Commission of the City of Muskegon, County of Muskegon, Michigan (the "City"), held at Muskegon City Hall, 933 Terrace, Muskegon, MI 49440 on the 22nd day of March, 2022 at 5:30 p.m., prevailing Eastern Time.

PRESENT:

ABSENT:

The following preamble and resolution were offered by Commissioner _____ and supported by Commissioner _____.

WHEREAS, in accordance with Public Act 124 of 2020 on the establishment of Social Districts within a Michigan city; and

WHEREAS, COVID-19 pandemic has caused unprecedented economic disruption worldwide and within our local business community; and

WHEREAS, restaurants and bars, which have been key contributors to the historic redevelopment of Downtown Muskegon, have been and will continue to be hard hit by the economic impact of the pandemic; and

WHEREAS, increasing availability of outdoor spaces for dining and drinking will help downtown and its businesses recover; and

WHEREAS, Public Act 124 of 2020 empowers local governments like the City of Muskegon to enhance its downtowns with Social Districts and accompanying Common Areas where purchasers may consume and possess alcoholic beverages sold by multiple qualified Michigan Liquor Commission licensees who obtain Social District Permits; and

WHEREAS, the City Commission has designated a Downtown Muskegon Social District and Common Area, and

WHEREAS, the city has received requests from multiple qualified licensees to recommend approval of their Social District Permit applications by the Michigan Liquor Control Commission, and

WHEREAS, the licensed establishments are contiguous to the Common Area within the Social District, and

WHEREAS, the City Commission desires to recommend approval of the Social District Permit applications,

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Social District Permit Applications from the following licensees are recommended by the City Commission to consideration and approval by the Michigan Liquor Control Commission:
 - a. City of Muskegon, Mercy Health Arena, 470 W. Western, Muskegon, MI 49440
 - b.
2. The City Clerk is authorized and directed to provide each applicant with a certification of this action in the form specified by the Michigan Liquor Control Commission.

AYES:

NAYS:

RESOLUTION DECLARED APPROVED.

Ken Johnson, Mayor

Ann Marie Meisch, City Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, State of Michigan, at a regular meeting held on March 22, 2022 and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976 and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Ann Marie Meisch, City Clerk

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Recommendation for Annual Renewal of Liquor Licenses
Submitted By: Ann Meisch	Department: City Clerk
Brief Summary: To adopt a resolution recommending the State withhold renewal of those liquor license establishments who are in violation of Section 50-146 and 50-147 of the Code of Ordinances for the City of Muskegon. These establishments have been found to be in non-compliance with the City Code of Ordinances and renewal of their liquor licenses should not be recommended by the City Commission. If any of these establishments come into compliance by March 22, 2022, they will be removed from this resolution.	
Detailed Summary:	
Amount Requested: none	Amount Budgeted: none
Fund(s) or Account(s):	Fund(s) or Account(s):
Recommended Motion: To adopt the resolution.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐ IT Dept. ☐ For City Clerk Use Only: Commission Action:	

RESOLUTION RECOMMENDING STATE WITHHOLD RENEWAL OF LIQUOR LICENSES FOR CODE VIOLATIONS

THE CITY COMMISSION OF THE CITY OF MUSKEGON DO RESOLVE, that whereas, the attached business establishments in the City of Muskegon have liquor licenses and are found to be in violation of Article V, Section 50-146 and 50-147 of the Code of Ordinances of the City of Muskegon.

AND WHEREAS, a hearing was held on March 22, 2022, before the City Commission to allow such licensees an opportunity to refute the determination of the City Commission that such establishments are in non-compliance with the City Code of Ordinances and renewal of their liquor licenses should not be recommended by the City Commission; and

WHEREAS, an affidavit of mailing of Notices of Hearing and Notification of Non-Compliance to City Standards to the licensees has been filed;

NOW, THEREFORE, BE IT RESOLVED, that the City Commission of the City of Muskegon hereby recommends that these liquor licenses not be approved for renewal, and a copy of this Resolution be sent to the State Liquor Control Commission. If any of these establishments come into compliance by March 22, 2022, they will be removed from this Resolution.

Approved and adopted this 22nd day of March, 2022.

AYES:

NAYS:

By: _____
Ann Marie Meisch, MMC
City Clerk

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22 nd , 2022	Title: MDNR Grant Applications
Submitted By: Leo Evans	Department: Public Works
Brief Summary: Staff is seeking public/commission input and commission support for a formal resolution of support to submit two (2) grant applications to the Michigan Department of Natural Resources for Park Capital Projects by the April 1, 2022 deadline.	
Detailed Summary: Staff is proposing two projects for application in MDNR programs at the April 1, 2022 application deadline, as a requirement of the grant application we are soliciting feedback on the conceptual designs and commission support for the grant applications. <u>Michigan Natural Resources Trust Fund</u> Under the NRTF Program staff is proposing to apply for construction of a second restroom / concession facility at Pere Marquette Park. The facility would be located in the same location as the existing kite shack building. The conceptual layout would call for four (4) unisex family style restrooms, a concession area and a storage area. The conceptual site plan also identifies potential future additions of a pavilion, though that is not included in the grant request. The maximum grant amount is \$300,000 and requires a minimum 50/50 match. The project estimate is \$667,500.00 of which we are requesting the maximum grant amount with a \$367,500 local match. <u>Land and Water Conservation Fund</u> Under the LWCF Program staff is proposing to apply for multiple improvements to the Grand Trunk Launch Ramp facility. The improvements would include paved parking, additional launch space and dockage, storm water improvements, accessible kayak launch, and trailhead improvements. The conceptual plan also includes construction of a restroom / fish cleaning station at the site at a future date, those features are not included in this grant proposal. The maximum grant amount through LWCF is \$500,000 and requires a minimum 50/50 match. The project estimate is \$1,000,000 of which we are requesting the maximum grant amount with a \$500,000 local match. If the projects are selected for grant award construction could begin as early as 2024.	
Amount Requested: \$0	Amount Budgeted: \$0
Fund(s) or Account(s): N/A	Fund(s) or Account(s): N/A
Recommended Motion:	

To accept public comment and approve the resolution of support for the Natural Resources Trust Fund application and the resolution of support for the Land and Water Conservation Fund application and authorize the Mayor and Clerk to sign.

Check if the following Departments need to approve the item first:

Police Dept. ☐

Fire Dept. ☐

IT Dept. ☐

For City Clerk Use Only:

Commission Action:

City of Muskegon

RESOLUTION OF SUPPORT

MICHIGAN NATURAL RESOURCES TRUST FUND APPLICATION

FOR PERE MARQUETTE PARK RESTROOM AND CONCESSION BUILDING

WHEREAS, Muskegon City Commissioner supports the submission of an application titled, "Pere Marquette Park Restroom and Concession Building" to the Michigan Natural Resources Trust Fund for development of a new restroom and concession facility; and,

WHEREAS, the proposed application is supported by the Community's 5-year Approved Parks and Recreation Plan; and,

WHEREAS, the City of Muskegon is hereby making a financial commitment to the project in the amount of \$400,000 matching funds in cash and/or force account; and

NOW, THEREFORE LET IT BE RESOLVED, that Muskegon City Commissioners hereby authorizes submission of a Michigan Natural Resources Trust Fund Application for \$300,000, and further resolves to make available its financial obligation amount of \$367,500 of a total \$667,500 project cost during a future fiscal year should the grant be awarded.

Ayes:

Nays:

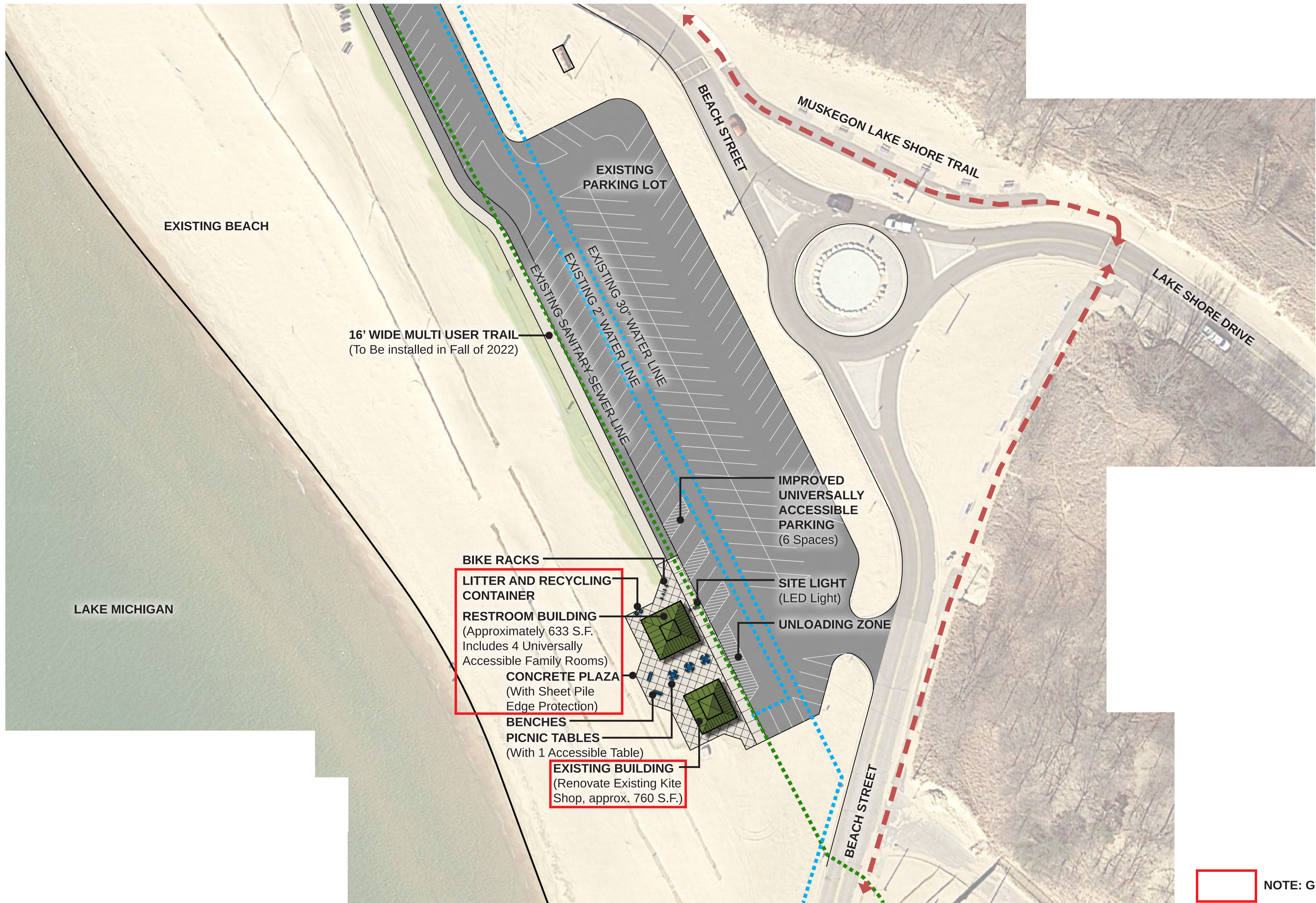
Absent:

Motion Approved.

Dated this _____ of _____ 20__.

Ken Johnson
Mayor

Ann Marie Meisch
City Clerk



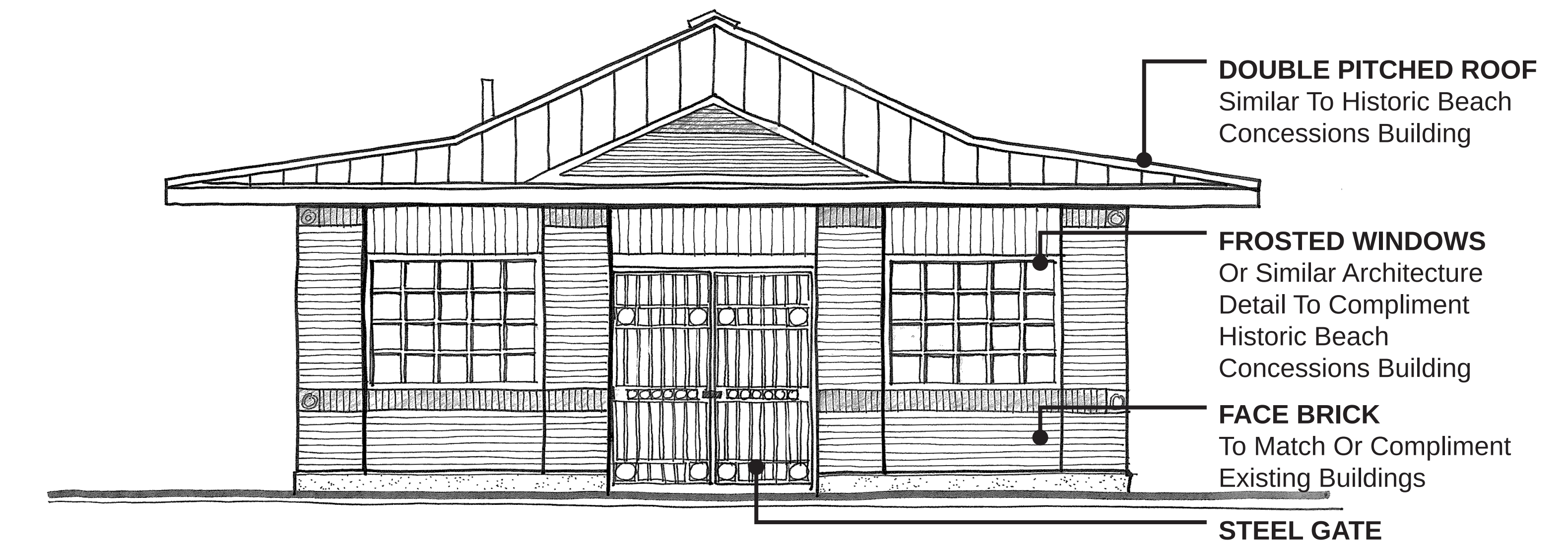
 NOTE: GRANT ITEMS AREA BOXED

PERE MARQUETTE BEACH RESTROOM SITE PLAN
GRANT IMPROVEMENT PLAN
MUSKEGON, MICHIGAN

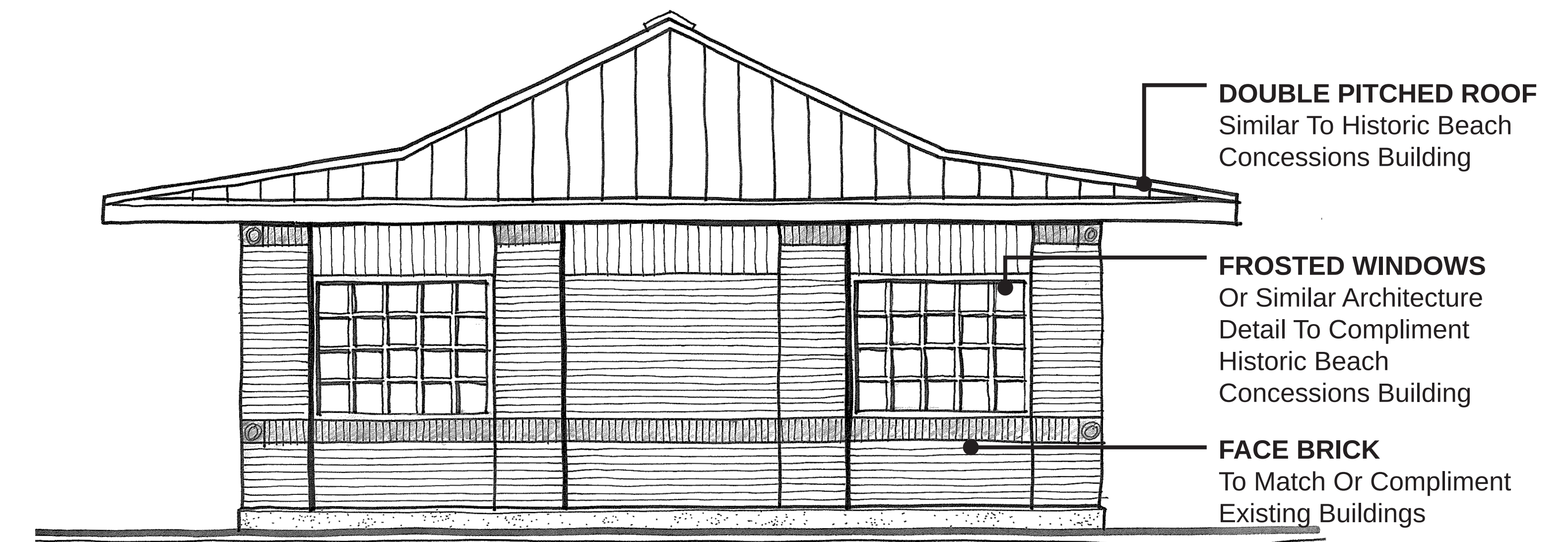


DATE
02.28.2022
PROJECT NO.
2146





FRONT / BACK ELEVATION



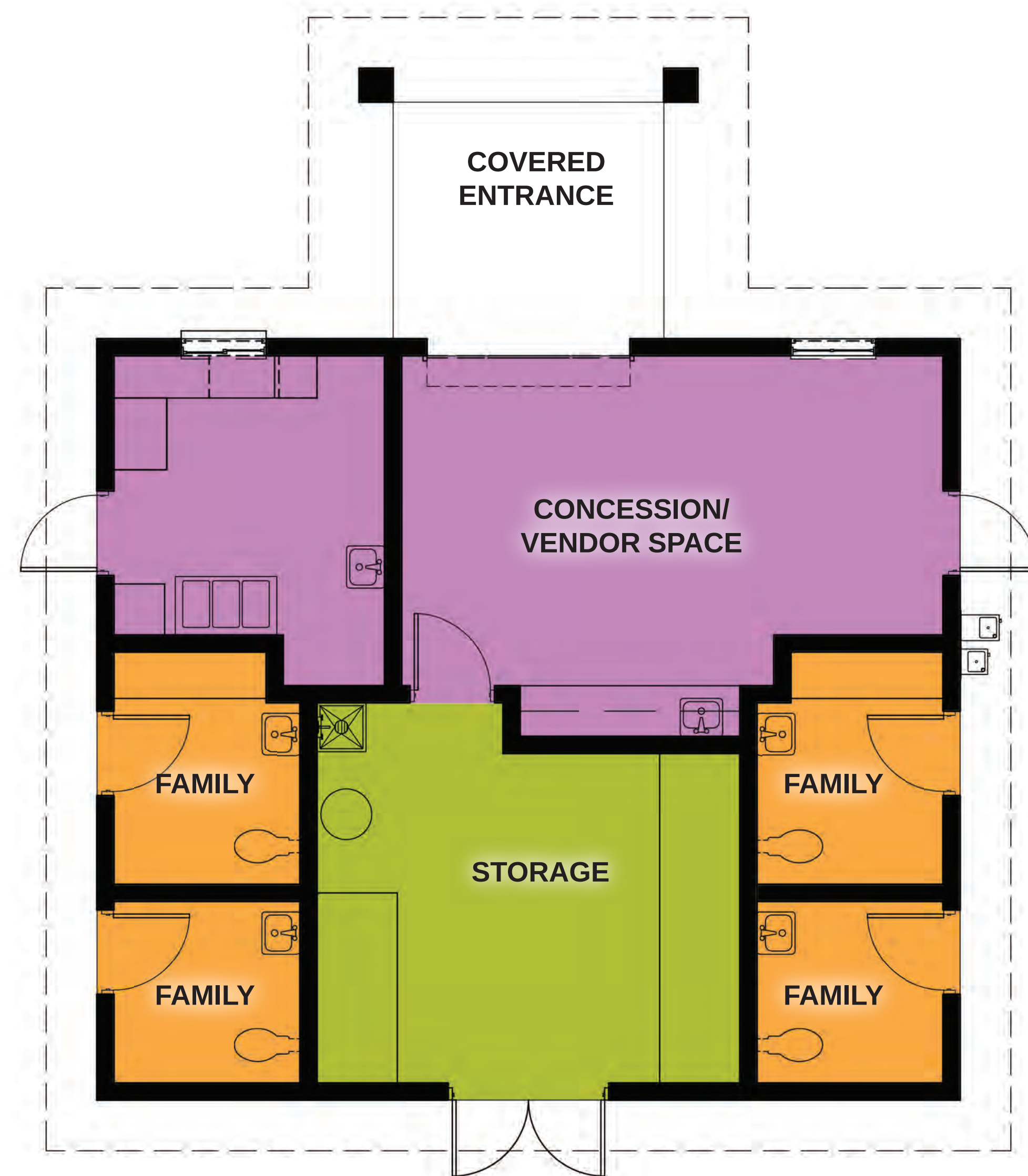
SIDE ELEVATION

PERE MARQUETTE BEACH RESTROOM SITE PLAN

GRANT IMPROVEMENT PLAN

MUSKEGON, MICHIGAN

DATE
02.28.2022
PROJECT NO.
2146



PLAN



FRONT ELEVATION



SIDE ELEVATION

PERE MARQUETTE BEACH RESTROOM SITE PLAN

GRANT IMPROVEMENT PLAN

MUSKEGON, MICHIGAN

DATE
02.28.2022
PROJECT NO.
2146

City of Muskegon

RESOLUTION OF SUPPORT

MICHIGAN LAND AND WATER CONSERVATION FUND

FOR GRAND TRUNK LAUNCH RAMP IMPROVEMENTS

WHEREAS, Muskegon City Commissioner supports the submission of an application titled, “Grand Trunk Launch Ramp Improvements” to the Michigan Land and Water Conservation Fund for construction of an expanded launch ramp facility, paved parking, storm water improvements, accessible kayak launch, and trailhead improvements; and,

WHEREAS, the proposed application is supported by the Community’s 5-year Approved Parks and Recreation Plan; and,

WHEREAS, the City of Muskegon is hereby making a financial commitment to the project in the amount of \$500,000 matching funds in cash and/or force account; and

NOW, THEREFORE LET IT BE RESOLVED, that Muskegon City Commissioners hereby authorizes submission of a Michigan Land and Water Conservation Fund Application for \$500,000, and further resolves to make available its financial obligation amount of \$500,000 of a total \$1,000,000 project cost during a future fiscal year should the grant be awarded.

Ayes:

Nayes:

Absent:

Motion Approved.

Dated this _____ of _____ 20__.

Ken Johnson
Mayor

Ann Marie Meisch
City Clerk

Grand Trunk Boat Launch
Concept Plan

March 17, 2020



Landscape Legend		
	SHADE TREE	26
	EXISTING TREE	
	PERENNIAL BED	1,376 sf
	POLLINATOR HABITAT	80,446 sf
	STORMWATER AREA	10,702 sf
	WETLAND BUFFER	6,863 sf
	POLLINATOR HABITAT-INSTALLED	64,154 sf
	WETLAND BUFFER-INSTALLED	35,429 sf
	EMERGENT WETLAND-INSTALLED	63,503 sf
	OPEN WATER WETLAND-INSTALLED	317,729 sf
	AGGREGATE TRAILS	
	CONCRETE	

NOTE: GRANT SCOPE
ITEMS ARE BOXED

GRAND TRUNK BOAT LAUNCH
GRANT IMPROVEMENT PLAN
MUSKEGON, MICHIGAN



DATE
03.01.2022
PROJECT NO.
2145



**NOTICE OF PUBLIC INPUT MEETING
CITY OF MUSKEGON**

**Pere Marquette Park – MNRTF
Grand Trunk Launch Ramp - LWCF**

The City Commission of the City of Muskegon will hold a Public Input Meeting as part of its regularly scheduled meeting on Tuesday, March 22, 2022 at 5:30 pm. in the City Commission Chambers, 933 Terrace Street, Muskegon, MI. The purpose of this meeting will be to authorize the submission of a Michigan Natural Resources Trust Fund (MNRTF) Grant Application and a Land and Water Conservation Fund (LWCF) Grant Application to the Michigan Department of Natural Resources.

- The City of Muskegon seeks to develop a new restroom / concession building at Pere Marquette Park located near the intersection of Beach Street and Lakeshore Drive and intends to pursue a MNRTF grant for the project.
- The City of Muskegon seeks to provide paved parking, expanded launch facilities, kayak launching, storm water management, and trailhead amenities at Grand Trunk Launch Ramp and intends to pursue a LWCF grant for the project.

Members of the public may provide oral comments during the meeting, or if unable to attend can provide written comments to the City Clerk via email (Ann.Meisch@shorelinecity.com) prior to the meeting and the written comments will be read aloud.

**AMERICAN DISABILITY ACT POLICY FOR ACCESS TO OPEN MEETINGS OF THE
CITY COMMISSION AND ANY OF ITS COMMITTEES OR SUBCOMMITTEES**

The City of Muskegon will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audiotapes of printed materials being considered at the meeting, to individuals with disabilities who want to attend the meeting, upon twenty-four (24) hours notice to the City of Muskegon. Individuals with disabilities requiring auxiliary aids or services should contact the City of Muskegon by writing or calling the following: City Clerk, Ann Marie Meisch, 933 Terrace Street, Muskegon, MI 49440 – 231-724-6705

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Commercial Rehabilitation District – 2725 Olthoff Dr – Northern Biomedical Research
Submitted By: Mike Franzak	Department: Planning
Brief Summary: Pursuant to Public Act 210 of 2005, as amended, staff has requested the establishment of a Commercial Rehabilitation District. The creation of the district will allow the future property owner to apply for a Commercial Rehabilitation Certificate, which will freeze the taxable value of the building and exempt the new real property investment from local taxes. The school operating tax and the State Education Tax (SET) are still levied on the new investment. Land and personal property cannot be abated under this act.	
Detailed Summary: Northern Biomedical Research will be applying for a Commercial Rehabilitation Certificate after the district is passed. Another 10 acres will remain for development within this commercial rehabilitation district.	
Amount Requested:	Amount Budgeted:
Fund(s) or Account(s):	Fund(s) or Account(s):
Recommended Motion: To close the public hearing and approve the request to establish a Commercial Rehabilitation District at 2725 Olthoff Dr.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐ IT Dept. ☐ For City Clerk Use Only: Commission Action:	

2725 Olthoff Rd



Resolution No. _____

MUSKEGON CITY COMMISSION

**RESOLUTION APPROVING THE CREATION OF A COMMERCIAL REHABILITATION DISTRICT
*2725 Olthoff Rd***

WHEREAS, pursuant to PA 210 of 2005, the City of Muskegon has the authority to establish "Commercial Rehabilitation Districts" within the City of Muskegon at request of itself or a commercial business enterprise; and

WHEREAS, The City of Muskegon has requested the establishment of the Commercial Rehabilitation District for an area in the vicinity of 2725 Olthoff Rd located in the City of Muskegon hereinafter described; and

WHEREAS, the City Commission of the City of Muskegon determined that the district meets the requirements set forth in sections 2(b) and 3 of PA 210 of 2005; and

WHEREAS, written notice has been given by certified mail to the county and all owners of real property located within the proposed district as required by section 3(3) of PA 210 of 2005; and

WHEREAS, on March 22, 2022 a public hearing was held and all residents and taxpayers of the City of Muskegon were afforded an opportunity to be heard thereon; and

WHEREAS, the City Commission deems it to be in the public interest of the City of Muskegon to establish the Commercial Rehabilitation District as proposed;

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Muskegon that the following described parcel of land situated in the City of Muskegon, Muskegon County, and State of Michigan, to wit:

CITY OF MUSKEGON PORT CITY INDUSTRIAL CENTER #6 LOTS 67 THRU 69

Adopted this 22nd Day of March 2022.

Ayes:

Nays:

Absent:

BY: _____
Ken Johnson
Mayor

ATTEST: _____
Ann Meisch
Clerk

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the Muskegon City Commission, County of Muskegon, Michigan, at a regular meeting held on March 22, 2022.

Ann Meisch
Clerk

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Summer Concert Series, Social Sandbox
Submitted By: Jake Eckholm	Department: Economic Development
Brief Summary: Mr. Terry Puffer, through his non-profit organization Lakeshore Legacy Project, is proposing a recurring concert series to take place downtown at the Downtown Muskegon Development Corporation owned lot known as the Social Sandbox. The organization is requesting the City agree to match their fundraising efforts to put on the concerts.	
Detailed Summary: Mr. Puffer is proposing a concert series that is detailed in the attached letter. He cites the city's Downtown Development Authority in the document but is asking for any eligible city funds to assist as match dollars. Staff is proposing that the commission determine willingness and limitation, if any, to assisting with this event. Mr. Puffer will be present to present on the program and answer any questions.	
Amount Requested: To be determined	Amount Budgeted: \$0
Fund(s) or Account(s): Community Promotions	Fund(s) or Account(s): N/A
Recommended Motion: Motion to partner with the Lakeshore Legacy Project by matching fundraising for a summer concert series at the Social Sandbox, not to exceed _____.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐ IT Dept. ☐ For City Clerk Use Only: Commission Action:	



February 1, 2022

Robert Lopez
Exec. Dir. Lakeshore Legacy Project
3597 Henry St.
Norton Shores, MI 49441

Muskegon DDA
933 Terrace St.
Muskegon, MI 49440

Re: Proposal for Concerts in the Park Presented by Lakeshore Legacy Project.

To the Commission,

Lakeshore Legacy Project, a newly established, Muskegon based, 501c3 fighting income inequality, is proposing a partnership between the City of Muskegon and Lakeshore Legacy Project to launch a new music initiative and aid in the redevelopment of the downtown corridor. We are working to add opportunities for the city's residents, and in particular our youth, to engage and experience local culture and music stigma free. This free event will attract crowds from the tri-cities region and boost business in the area.

LLP is proposing a 9 week 10 concert series every Saturday in June and July featuring different genres weekly at The Muskegon Social Sand Box. All concerts will be free to attend and sponsored through a public/private partnership between the DDA and LLP. Performers will include regional performers and local favorites.

We propose the Muskegon DDA match funds raised through the Lakeshore Legacy Project dollar for dollar and partner with LLP on promotional activities benefitting both entities. We foresee a deep integration between Parties in the park, the We Discover Event, and Concerts in the Park that benefit all three organizations. Our proposed schedule of events below blend with and expand on the current roster of events scheduled for later this year.

Proposed concert dates in June are June 4th, June 11th, June 18th, and June 25th. Dates in July are Friday July 1st and Saturday July 2nd, July 9th, July 16th, July 23rd, and July 30th. Lakeshore Legacy Project will plan, organize, insure, staff, and otherwise manage all activities related to this event.

We look forward to presenting our proposal at your earliest convenience.

Sincerely,

Robert Lopez
Exec. Dir Lakeshore Legacy Project
Robertlopez@me.com
786-493-6652

WATCH MUSKEGON

Agenda Item Review Form Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Rezoning 653 Yuba St – 2 nd Reading
Submitted By: Mike Franzak	Department: Planning
Brief Summary: Staff initiated request to rezone a portion of the property at 653 Yuba St from R-1, Low Density Single Family Residential to B-4, General Business.	
Detailed Summary: The Planning Commission recommended approval of the rezoning by a 6-0 vote.	
Amount Requested:	Amount Budgeted:
Fund(s) or Account(s):	Fund(s) or Account(s):
Recommended Motion: To approve the request to rezone a portion of the property at 653 Yuba St from R-1, Low Density Single Family Residential to B-4, General Business.	
Check if the following Departments need to approve the item first: Police Dept. ☐ Fire Dept. ☐ IT Dept. ☐ For City Clerk Use Only: Commission Action:	

Planning Commission Excerpt

Hearing, Case 2022-05: Staff initiated request to rezone a portion of the property at 653 Yuba St from R-1, Low Density Single Family Residential to B-4, General Business.

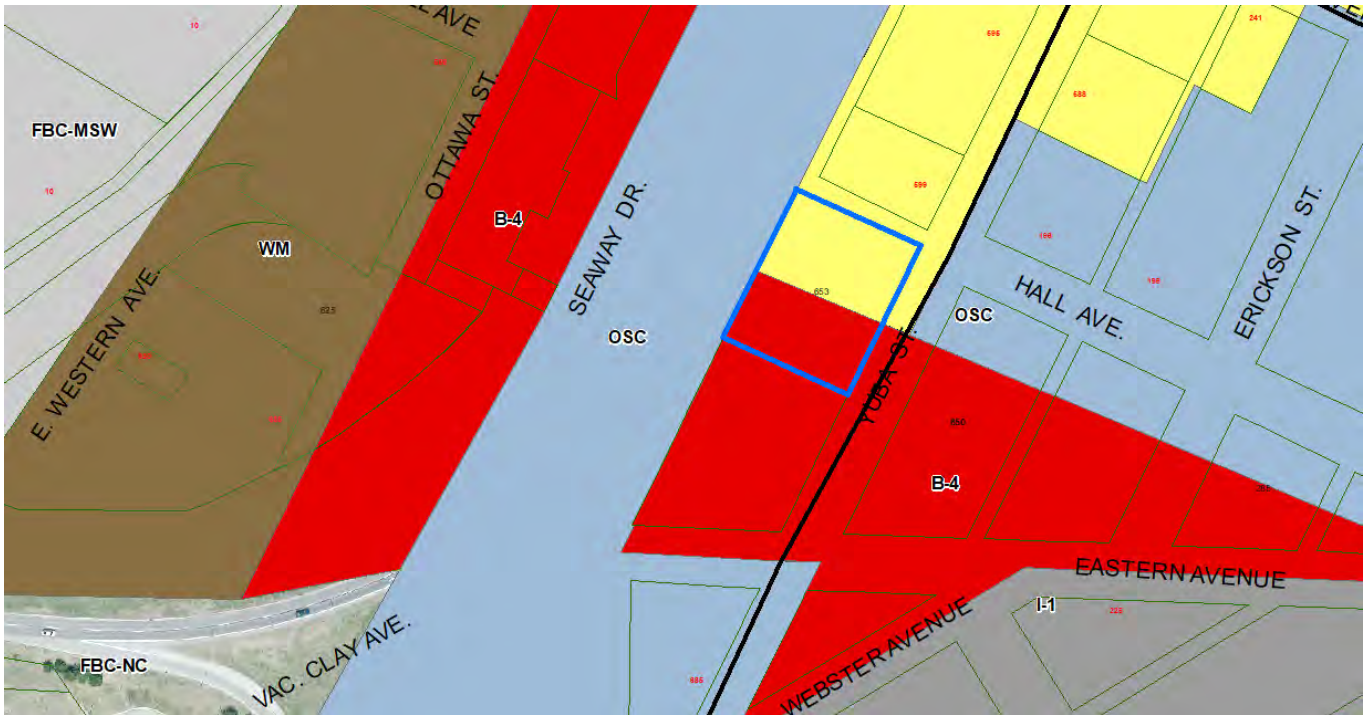
SUMMARY

1. This property is owned by the city. A potential buyer is seeking to purchase it and develop mini-storage units as demand grows with the addition of new apartments downtown. The potential buyer also owns the building on the adjacent property at 665 Yuba St.
2. Half of the property is zoned B-4, General Business and half is zoned R-1, Low Density Single Family Residential.
3. The property is vacant and measures 23,100 sf and is heavily wooded.
4. There is a steep slope on the property and the p
5. ortion closest to the alley may be difficult to develop.
6. Notices were sent to everyone within 300 feet of this property. At the time of this writing, staff had not received any comments from the public.

653 Yuba St



Zoning Map



Aerial Map



CITY OF MUSKEGON
MUSKEGON COUNTY, MICHIGAN
ORDINANCE NO. _____

An ordinance to amend the zoning map of the City to provide for a zone change for 653 Yuba St from R-1 to B-4

THE CITY COMMISSION OF THE CITY OF MUSKEGON HEREBY ORDAINS:

The zoning map of the City of Muskegon is hereby amended to change the zoning for 653 Yuba St from R-1 to B-4.

CITY OF MUSKEGON REVISED PLAT OF 1903 LOTS 14-19 & THAT PART OF VAC ALLEY ADJ BLK 168 ALSO
VAC S 23 FT OF HALL AVE

This ordinance adopted:

Ayes: _____

Nayes: _____

Adoption Date: _____

Effective Date: _____

First Reading: _____

Second Reading: _____

CITY OF MUSKEGON

By: _____

Ann Meisch, MMC

City Clerk

CERTIFICATE (Rezoning 653 Yuba St from R-1 to B-4)

The undersigned, being the duly qualified clerk of the City of Muskegon, Muskegon County, Michigan, does hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the City Commission of the City of Muskegon, at a regular meeting of the City Commission on the 22nd day of March 2022, at which meeting a quorum was present and remained throughout, and that the original of said ordinance is on file in the records of the City of Muskegon. I further certify that the meeting was conducted and public notice was given pursuant to and in full compliance with the Michigan Zoning Enabling Act, Public Acts of Michigan No. 33 of 2006, and that minutes were kept and will be or have been made available as required thereby.

DATED: _____, 2022 _____

Ann Meisch, MMC

Clerk, City of Muskegon

Publish Notice of Adoption to be published once within ten (10) days of final adoption.

CITY OF MUSKEGON
NOTICE OF ADOPTION

Please take notice that on March 22, 2022, the City Commission of the City of Muskegon adopted an ordinance amending the zoning map to provide for the change of zoning for 653 Yuba St from R-1 to B-4:

CITY OF MUSKEGON REVISED PLAT OF 1903 LOTS 14-19 & THAT PART OF VAC ALLEY ADJ BLK 168
ALSO VAC S 23 FT OF HALL AVE

Copies of the ordinance may be viewed and purchased at reasonable cost at the Office of the City Clerk in the City Hall, 933 Terrace Street, Muskegon, Michigan, during regular business hours.

This ordinance amendment is effective ten days from the date of this publication.

Published _____, 2022

CITY OF MUSKEGON

By _____

Ann Meisch, MMC

City Clerk

PUBLISH ONCE WITHIN TEN (10) DAYS OF FINAL PASSAGE.

Account No. 101-80400-5354



Agenda Item Review Form

Muskegon City Commission

Commission Meeting Date: March 22, 2022	Title: Amendment to the Marihuana Facilities Overlay District – Temporary Marihuana Events – 2 nd Reading
Submitted By: Mike Franzak	Department: Planning
Brief Summary: Staff initiated request to amend Section 2331 of the zoning ordinance to allow temporary marihuana events at 1800 Peck St.	
Detailed Summary: The Planning Commission made two separate motions on the case. The first was to make a recommendation to the City Commission to approve the request at 470 W Western Ave, which passed by a 6-1 vote. The second was to make a recommendation to the City Commission to approve the request at 1800 Peck St, which passed by a 4-3 vote.	
Amount Requested:	Amount Budgeted:
Fund(s) or Account(s):	Fund(s) or Account(s):
Recommended Motion: To approve the request to amend Section 2331 of the zoning ordinance to allow temporary marihuana events at 1800 Peck St.	

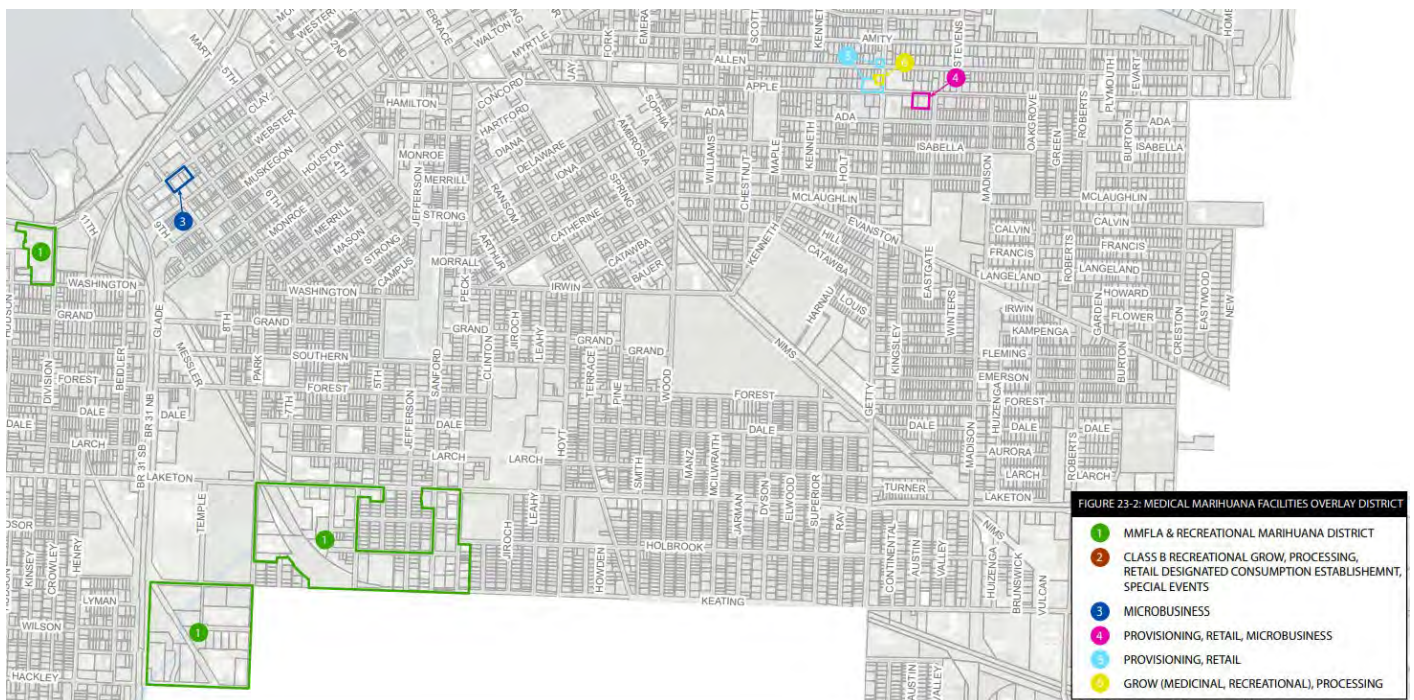
Planning Commission Excerpt

Hearing, Case 2022-06: Staff initiated request to amend Section 2331 of the zoning ordinance to allow temporary marihuana events at 470 W Western Ave and 1800 Peck St.

SUMMARY

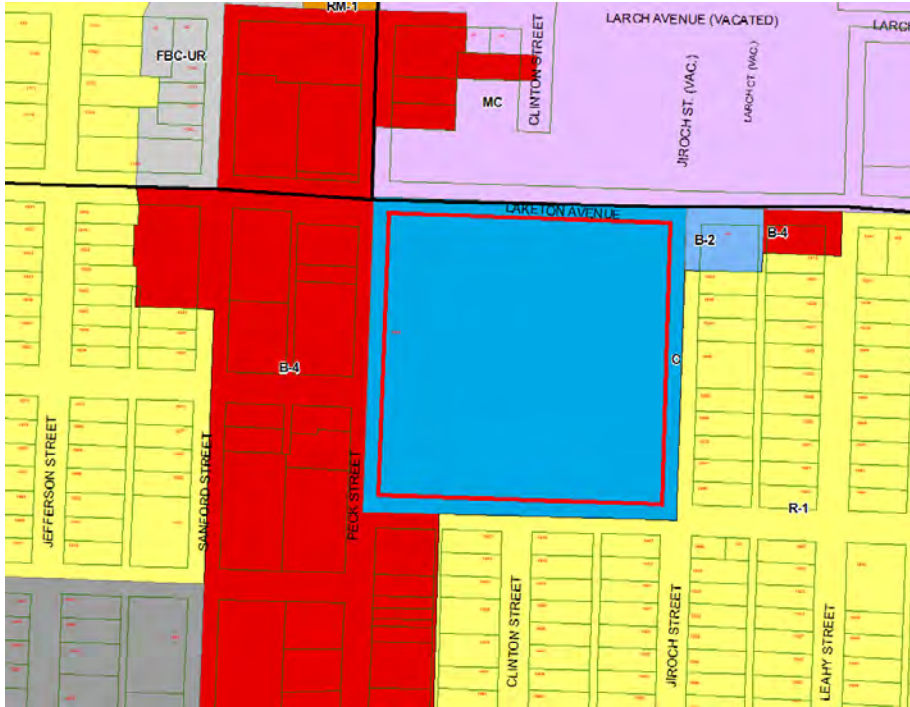
1. Temporary marihuana events are currently only allowed in the original marihuana facilities overlay district and at 420 S Harvey St, 863 E Apple Ave, 885 E Apple Ave, 795 E Apple Ave, 925 S Getty St and 920 Washington Ave. See map below.
2. Staff has received many requests to hold temporary events in other areas of the city. In order to accommodate a reasonable number of events, staff is proposing to allow them at the arena and Marsh Field.
3. City policy would dictate where on-site people could consume and by which method (i.e. smoking, edibles).
4. To hold a temporary marihuana event, a registered temporary marihuana event coordinator must apply for a license with the State of Michigan.
5. At the arena, the area would include the entire arena parcel, which also includes the outside area that extends to the western portion of the shared entrance with the convention center.
6. Please see the marijuana facilities overlay district ordinance excerpt (enclosed).
7. Notices were sent to everyone within 300 feet of this property. At the time of this writing, staff had not received any comments from the public.

Marihuana Facilities Overlay District



Zoning Maps

1800 Peck St



Aerial Maps

1800 Peck St



CITY OF MUSKEGON
MUSKEGON COUNTY, MICHIGAN

ORDINANCE NO. _____

An ordinance to amend Section 2331 of the zoning ordinance to allow temporary marihuana events at 1800 Peck St.

THE CITY COMMISSION OF THE CITY OF MUSKEGON HEREBY ORDAINS:

1800 Peck St will be added to the Marihuana Facilities Overlay District as locations allowed for temporary marihuana events.

CITY OF MUSKEGON PLAT A MUSKEGON HTS ENTIRE BLKS 5 & 6

This ordinance adopted:

Ayes: _____

Nayes: _____

Adoption Date: _____

Effective Date: _____

First Reading: _____

Second Reading: _____

CITY OF MUSKEGON

By: _____

Ann Meisch, MMC, City Clerk

CERTIFICATE

The undersigned, being the duly qualified clerk of the City of Muskegon, Muskegon County, Michigan, does hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the City Commission of the City of Muskegon, at a regular meeting of the City Commission on the 22nd day of March 2022, at which meeting a quorum was present and remained throughout, and that the original of said ordinance is on file in the records of the City of Muskegon. I further certify that the meeting was conducted and public notice was given pursuant to and in full compliance with the Michigan Zoning Enabling Act, Public Acts of Michigan No. 33 of 2006, and that minutes were kept and will be or have been made available as required thereby.

DATED: _____, 2022.

Ann Meisch, MMC

Clerk, City of Muskegon

Publish: Notice of Adoption to be published once within ten (10) days of final adoption.

CITY OF MUSKEGON
NOTICE OF ADOPTION

Please take notice that on March 22, 2022, the City Commission of the City of Muskegon adopted an ordinance to amend Section 2331 of the zoning ordinance to allow temporary marihuana events at 1800 Peck St.

Copies of the ordinance may be viewed and purchased at reasonable cost at the Office of the City Clerk in the City Hall, 933 Terrace Street, Muskegon, Michigan, during regular business hours.

This ordinance amendment is effective ten days from the date of this publication.

Published _____, 2022.

CITY OF MUSKEGON

By _____

Ann Meisch, MMC

City Clerk

PUBLISH ONCE WITHIN TEN (10) DAYS OF FINAL PASSAGE.

Account No. 101-80400-5354