



**CITY COUNCIL AGENDA
NOVEMBER 28, 2016 – 7:00 P.M.**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. APPROVAL OF MINUTES
A. Regular City Council Meeting of November 14, 2016
5. MAYOR'S COMMENTS
6. CITY MANAGER'S COMMENTS
7. AGENDA CHANGES (ADDITIONS/DELETIONS)
8. GUEST SPEAKERS: **None**
9. PUBLIC COMMENT *Agenda Items Only (Limit 3 minutes)*
10. REQUESTS FOR PAYMENT
A. Approval of Accounts Payable
11. PUBLIC HEARINGS: **None**
12. UNFINISHED BUSINESS: **None**
13. NEW BUSINESS
A. Ordinance No. 161128-1 – Zoning Map Amendment (ROLL CALL)
B. Ordinance No. 161128-2 – Pool Fencing (ROLL CALL)
14. CONSENT AGENDA:
A. Annual CVB Holiday Parade – December 3, 2016 from 1:00-1:30 p.m.
15. PUBLIC COMMENTS *(Limit 3 minutes)*
16. COMMUNICATIONS:
17. BOARDS, COMMISSIONS & COMMITTEE REPORTS
A. KLSWA, Harbor Authority, Fire Board, Planning Commission
18. COUNCIL COMMENTS
19. ADJOURN

NOTICE

This facility is wheelchair accessible with accessible parking spaces available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact Saugatuck City Clerk at 269-857-2603 or monica@saugatuckcity.com for further information.

PROPOSED Minutes
Saugatuck City Council Meeting
Saugatuck, Michigan, November 14, 2016

The City Council met in regular session at 7:00 p.m. at City Hall, 102 Butler Street, Saugatuck, Michigan.

1. **Call to Order** by Mayor Peterson at 7:00 p.m.
2. **Pledge of Allegiance**
3. **Attendance:**
 Present: Spangler, Bekken, Johnson, Hess, Verplank, Peterson, Johnson & Trester
 Absent: None
 Others Present: City Manager Harrier & City Clerk Nagel
4. **Mayor & Mayor Pro-Tem Nomination Election:** Mayor Peterson opened the floor to accept nominations for Mayor. A motion was made by Trester, 2nd by Spangler, to nominate Council Member Peterson as Mayor for a one (1) year term. Mayor Peterson closed the floor for nominations. Upon Roll Call the nomination passed unanimously.

 Mayor Peterson opened the floor to accept nominations for Mayor Pro-Tem. A motion was made by Hess, 2nd by Johnson, to nominate Council Member Trester as Mayor Pro-Tem for a one (1) year term. Mayor Peterson closed the floor for nominations. Upon Roll Call the nomination passed unanimously.
5. **Approval of Minutes:** A motion was made by Johnson, 2nd by Hess, to approve the October 24, 2016 regular meeting minutes as presented. Upon voice vote the motion carried unanimously.
6. **Mayor's Comments:** Mayor Peterson congratulated Council Members that were recently re-elected and thanked the community for passing the road millage; Mayor Peterson reminded residents that the 5-Year Master Parks Plan survey deadline is November 15, 2016; Announced a vacancy on the Saugatuck Township Fire Board that is open to any interested city resident.
7. **City Manager's Report:** City Manager Harrier thanked City Clerk Nagel for another flawless city election and announced Bruce Simonson has announced his retirement effective December 31, 2016 and are currently taking applications for his position.
8. **Agenda Changes: (addition) 9(A) Dave Barker, Dunegrass Development**
9. **Guest Speakers:**
A. Dave Barker – Dunegrass Development: As a courtesy, Mr. Barker updated Council on plans to move ahead and install a seawall on their property adjacent to city property on Park Street. All permits have been applied for and granted. Installation will begin in December 2016.
10. **Public Comment:** None
11. **Request for Payment:** A motion was made by Hess, 2nd by Trester, to approve the accounts payable in the amount of \$151,498.46. Upon voice vote the motion carried unanimously.
12. **Public Hearings:** None
13. **Unfinished Business:** None

14. New Business:

A. Resolution No. 161114-A – Professional Services: A motion was made by Spangler , 2nd by Trester, to approve Resolution No. 161114-A as presented. Upon roll call the motion carried unanimously.

B. Ordinance Amendment 161114-1 – Land Division & Clubs/Lodges: A motion was made by Johnson, 2nd by Trester, to approve Ordinance No. 161114-1 as presented. Upon roll call the motion carried unanimously.

15. Consent Agenda: A motion was made by Spangler, 2nd by Hess, to approve the following consent agenda item as presented. Upon voice vote the motion carried unanimously.

A. SDABA Annual Holiday Lighting Ceremony – December 3, 2016 from 5:00 – 7:00 p.m.

16. Public Comment: None

17. Communications: None

18. Boards, Commissions & Committee Reports: Council received reports from the following committee(s): Fire Board

19. Council Comments: Council Member Hess reported the price of road salt has dropped which is good news for the city budget.

20. Adjournment: Mayor Peterson adjourned the meeting at 7:20 p.m.

Respectfully Submitted,

Monica Nagel, CMC
City Clerk

10A

Vendor Name	Description	Amount
1. ALLEGAN COUNTY TREASURER		
	TAX PAPER	21.00
2. AT&T MOBILITY		
	CELL PHONES	186.19
3. CAPITAL ONE		
	SUPPLIES	39.96
4. CHIPS GROUNDCOVER LLC		
	CHRISTMAS LIGHTS	9,357.00
5. CITY OF DOUGLAS		
	POLICE SERVICES	45,218.75
6. COMCAST		
	TELEPHONE & INTERNET	284.60
7. CONSUMERS ENERGY		
	ELECTRIC	953.59
8. D & L TRUCK & TRAILER LLC		
	TRUCK REPAIR	252.10
9. DIANNA MC GREW		
	ASSESSING SERVICES	2,436.64
10. FLEIS & VANDENBRINK ENGINEERING INC		
	ENGINEERING	1,449.06
11. FRIS OFFICE OUTFITTERS		
	OFFICE	17.58
12. GATES ELECTRIC INC		
	DPW BUILDING	696.21
	ELECTRICAL REPAIR	598.69
	ELECTRICAL REPAIR	391.28
	TOTAL	1,686.18
13. GBS INC		
	ELECTION	175.00
14. KALAMAZOO LAKE SEWER & WATER		
	WATER	1,546.53
15. LANDSCAPE DESIGN SERVICES INC		
	ROSE GARDEN	2,460.00
16. MICHIGAN ASSN. OF MUNICIPAL CLERKS		
	DUES	60.00
17. PRIORITY HEALTH		
	HEALTH INSURANCE	8,733.60
18. SAUGATUCK DOUGLAS GARDEN CLUB		
	HOLIDAY RIBBONS	97.12
19. SHELL		
	GASOLINE & DIESEL	141.25
20. STANDARD INSURANCE COMPANY		
	INSURANCE	339.80
TOTAL - ALL VENDORS		75,455.95
FUND TOTALS:		
Fund 101 - GENERAL FUND		69,340.28
Fund 202 - MAJOR STREETS		767.03
Fund 203 - LOCAL STREETS		871.38
Fund 661 - MOTOR POOL FUND		1,931.19
Fund 715 - ROSE GARDEN		2,546.07



City Council Agenda Item Report

City of Saugatuck

FROM: Cindy Osman, Planning and Zoning

MEETING DATE: November 28, 2016

SUBJECT: Zoning Map Amendment

DESCRIPTION

The purpose of this memo is in response to the Planning Commission approving a recommendation to amend the Zoning Map under Section 154.043.

BUDGET ACTION REQUIRED

N/A

COMMITTEE/COMMISSION REVIEW

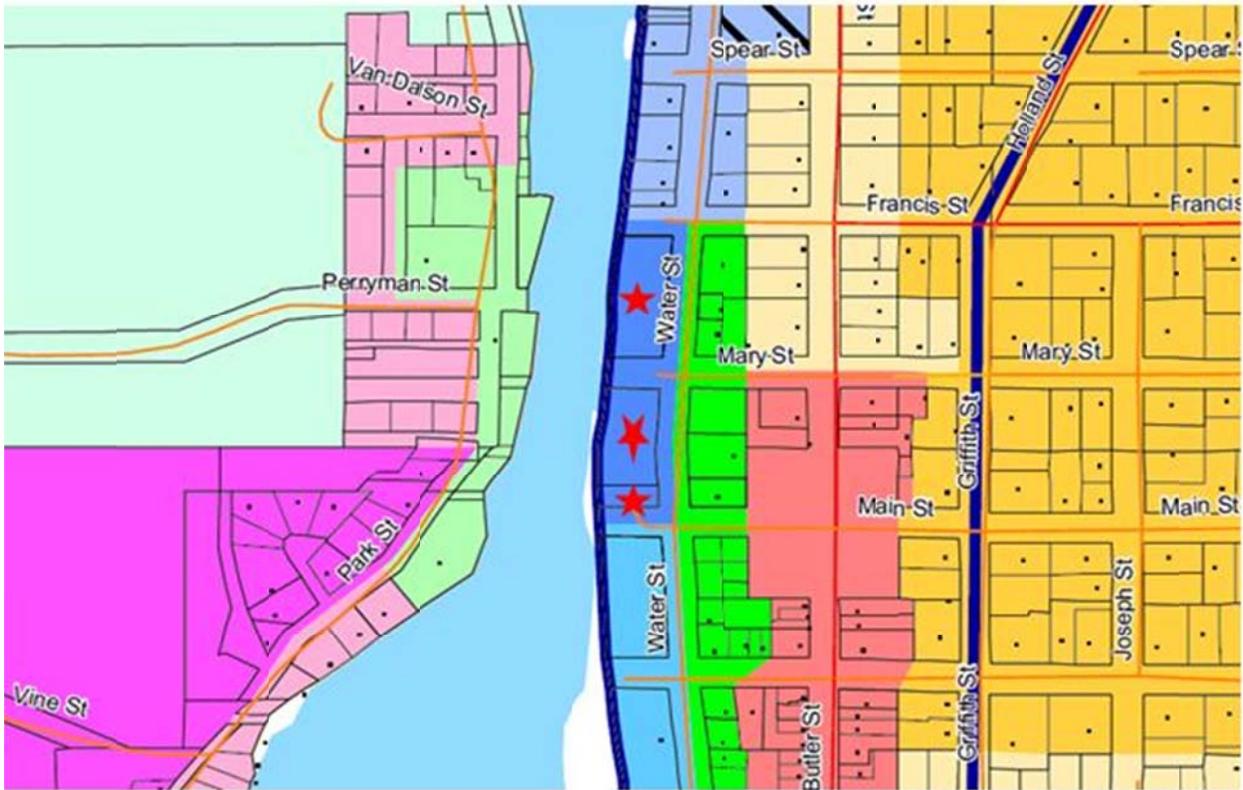
The Planning Commission approved a staff recommendation to amend the Zoning Map as listed in Section 154.043 by changing the zoning for 528 Water Street (Ship'n Shore) Wicks Park, and the adjacent parking lot from C-2 Water Street (WS) to C-2 Water Street South (WSS), making these three parcels from non-conforming to conforming at the November 17, 2016 public hearing. The Commission found that the rezoning met the standards of Section 157.176(C)(1)(b) of the Zoning Ordinance.

LEGAL REVIEW: Municipal attorney Cliff Bloom as reviewed the attached ordinance amendment.

SAMPLE MOTION:

Motion to approve/deny Ordinance Number 161128-1 amending the Zoning Map found in Section 154.043 of the City of Saugatuck Zoning Ordinance as presented. .

Parcels to be rezoned identified by red star below on map.



**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NUMBER 161128-1

AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF SAUGATUCK AS REFERENCED IN SECTION 154.043(A), CHAPTER 154, OF THE CODE OF THE CITY OF SAUGATUCK, ENTITLED "ZONING MAP"

The City of Saugatuck ordains:

Section 1: Amendment of Zoning Map: The the Zoning Map of the City of Saugatuck, as referenced in Section 154.043(A) Chapter 154 of the Code of the City of Saugatuck, is hereby amended to designate the following three described parcels as C-2 Water Street South District (WSS) formerly C-2 Water Street District (WS) which parcels are legally described as:

UNIT NO. 1 THRU UNIT NO. 41 SHIP'N SHORE CONDOMINIUM SEC 9
T3N R16W (86)(2010) commonly known as 528 Water Street;

LOTS 69, 70, 71 & N 16 FT OF 221 KALAMAZOO PLAT commonly known as
Wicks Park; and

S 50 FT OF LOT 221 KALAMAZOO PLAT, a City owned parking lot.

Section 2: Effective date: This Ordinance shall become effective upon the expiration of seven (7) days following publication unless otherwise provided by law.

YEAS: _____

NAYS: _____

ABSENT: _____

Christine Z. Peterson, Mayor

Monica Nagel, City Clerk

ORDINANCE NO. 161128-1 ADOPTED

I, Monica Nagel, the Clerk of the City of Saugatuck, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on November 28, 2016, and noticed in accordance with all legal requirements.

Monica Nagel, Clerk

Adopted: _____
Published: _____
American Legal Publishing: _____
Effective: _____



City Council Agenda Item Report

City of Saugatuck

FROM: Cindy Osman, Planning and Zoning

MEETING DATE: November 28, 2016

SUBJECT: Zoning Ordinance Amendment

DESCRIPTION

The State Construction Code Act (Act 230 of 1972) prohibits local governments from amending the State Construction Code, or having or creating zoning ordinances that have the effect of an amendment. Section 154.022 (T)(3), requires fencing around pools. Pool construction is regulated exclusively by the State Construction Code, and under certain circumstances, does not require a fence.

BUDGET ACTION REQUIRED

N/A

COMMITTEE/COMMISSION REVIEW

The Planning commission approved this recommendation from staff to eliminate Section 154.022 (T)(3) finding that it is a conflict with the State Construction Code Act 230 of 1972.

LEGAL REVIEW: Review complete by Municipal Attorney Cliff Bloom.

SAMPLE MOTION:

Motion to approve/deny the deletion of Section 154.022(T)(3) of the zoning ordinance.

**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NO. 161128-2

**AN ORDINANCE TO AMEND SUBSECTION 154.022(T) OF THE
ZONING CODE OF THE CITY OF SAUGATUCK**

The City of Saugatuck Ordains:

(T) *Private swimming pools.*

(1) No portion of a swimming pool, hot tub or associated structure shall be permitted to encroach upon any easement or right-of-way which has been granted for public utility use.

(2) The minimum side yard setback shall comply with the required side yard space specified for the zoning district wherein the pool is located. The pool shall not be built within a required front yard.

Section 2: Effective date: This Ordinance shall become effective upon the expiration of seven (7) days following publication unless otherwise provided by law.

YEAS: _____

NAYS: _____

ABSENT: _____

Christine Z. Peterson, Mayor

Monica Nagel, City Clerk

ORDINANCE NO. 161124-1 ADOPTED

I, Monica Nagel, the Clerk of the City of Saugatuck, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on November 28, 2016, and noticed in accordance with all legal requirements.

Monica Nagel, Clerk

Adopted: _____
Published: _____
American Legal Publishing: _____
Effective: _____

