

**Harbor Springs City Council Meeting**  
**June 21, 2004**

Mayor Dika called the fourteenth meeting of the Harbor Springs City Council to order at 7:00 pm, in the City Council Chambers at 160 Zoll Street, Harbor Springs, Michigan.

1. Roll Call and Verification of Quorum

Present: Al Dika, Charlie Baldwin, Jean Jardine, Laura Kors and Pringle Pfeifer

Absent: None

Also Present: City Manager Fred Geuder, City Attorney James Ramer, City Police Chief Dan Branson, and City Clerk/Comptroller/Treasurer Ron McRae

2. City Clerk / Comptroller / Treasurer

A. Approval of Minutes

The following changes were noted for the minutes:

- a. Item 6.A., page 3, first paragraph, the first sentence reads, "...Victories Casino, Hotel and Little Traverse Bay Band of Odawa Indians..." The first sentence should read, "...Victories Casino, Victories Hotel and the Little Traverse Bay Band of Odawa Indians..."
- b. Item 8, page 4, the first paragraph reads, "...behind the New York Restaurant, creates a 'No Parking Zone' on Bay Street..." The first paragraph should read, "...behind the New York Restaurant, and creates a 'No Parking Zone' on Bay Street..."
- c. Item 8, page 4, second paragraph, the second sentence reads, "...traffic control orders." The second sentence should read, "...traffic control order."
- d. Item 10, page 5, first paragraph, the second sentence reads, "...thirteen and a half year old boy." It should read, "...thirteen and a half year old young man."

[Enter Baldwin at 7:02 pm]

- e. Item 11.D., first sentence reads, "The next City Council meeting is scheduled for June 7, 2004." The first sentence should read, "The next City Council meeting is scheduled for June 21, 2004."

#6924 – Motion by Kors, second by Jardine, to approve the June 7, 2004 regular City Council meeting minutes as amended.

Ayes – 5

Nays – 0

B. Approval of Bills

I have examined the bills appearing on the vouchers below and recommend they be allowed and payment be made from the following funds:

#7115 – HS Excavating	Hoyt St Work	\$ 29,535.18	Local Streets
#7116– Payroll	PPE 06/13/04	\$ 15,899.09	General Fund
		700.29	Major Streets
		293.36	Local Streets
		11,378.85	Electric Fund
		5,863.60	Water & Sewer Fd
		8,684.70	Waterfront Fund
		462.97	Equipment Fund
		428.06	Historical Fund
#7117 – A/P	06/21/04 Council Bills	\$ 32,601.46	General Fund
		568.27	Major Streets
		1,064.94	Local Streets
		45,498.29	Electric Fund
		12,014.20	Water & Sewer Fd
		6,532.81	Waterfront Fund
		6,232.10	Equipment Fund
		29,730.79	BA Const Fund
		2,023.20	Historical Fund
		3,184.00	BA Debt Fund

#6925 – Motion by Kors, second by Pfeifer, to approve the bills in the amount of \$212,696.16.

Ayes – 5  
 Nays – 0

THEREFORE, BE IT RESOLVED, that claims on voucher numbers 7115, 7116, and 7117 checked by the finance committee, in the amount of \$212,696.16 be allowed for payment, and the City Manager and the Mayor are hereby authorized to execute warrants to be drawn on the following funds:

General Fund	\$ 48,500.55
Major Streets Fund	1,268.56
Local Streets Fund	30,893.48
Electric Fund	56,877.14
Water & Sewer Fund	17,877.80
Waterfront Fund	15,217.51
Equipment Fund	6,695.07
B.A. Construction Fund	29,730.79
Historical Fund	2,451.26
B.A. Debt Fund	<u>3,184.00</u>
 Total	 \$ 212,696.16 =====

3. Citizen Comments

Kathy Lott, Executive Director of the Harbor Springs Area Chamber of Commerce, thanked the City for the move of the Gazebo. She stated that she finally received the permit to hold the fireworks. She also thanked Council for their continued support of the Chamber of Commerce.

#### 4. Airport Authority Update

City Manager Geuder reviewed the June 14, 2004 Airport Authority meeting that updated the community on the progress of the "Fly Friendly" efforts. He reviewed the three basic ideas that were given for consideration. They were:

- a. For instrument approaches, try to have the FAA re-align the approaches and the paths taken for missed approaches.
- b. Approach the FAA about modifying their departure procedures for instrument flights.
- c. Have the Airport Authority develop a "Fly Friendly" brochure to give to pilots to alert them to noise sensitive areas, and recommend procedures for lessening the impact of takeoffs and landings.

Manager Geuder stated that the meeting was attended by pilots and neighboring residents. The pilots thought that "Pilot Education" should be the highest priority avenue to be taken.

Councilperson Kors stated that at the present time there isn't sufficient data to start changing things. In her opinion, she believes it best to start educating the pilots and collect the necessary data. This would determine if the Airport Authority should go to the FAA to request changes in take off or landing procedures and flight paths. After giving the "Pilot Education" a chance to work and collecting data for "decision making", this issue will be reviewed again.

Council members discussed the issue with the City Manager and Councilperson Kors. It was the consensus of Council to follow Councilperson Kors' recommendation. Manager Geuder stated he would take that message to the Airport Authority.

#### 5. Fourth of July Events

City Manager Geuder reviewed the planned events over the Fourth of July Weekend. The Art & Crafts Show will be held on Saturday, July 3, 2004. Most of the other events will take place on Sunday, July 4, 2004, including the fireworks display. The "not for profit" organizations will set up stands over the two day period, but not both days. For example, the Harbor Springs Outdoors Club will sell hamburgers and hot dogs on July 3<sup>rd</sup>. The Kiwanis will set their hot dog and brat stand up on Sunday, July 4<sup>th</sup>. The Kiwanis will be there for the parade at 1:00 pm.

Council members discussed the two-day holiday celebration. It was discussed that the Art & Crafts Show should be advertised. As the Arts & Crafts Show is not being held the same day as the fireworks and other festivities, it may not do as well as it usually does.

#6926 – Motion by Baldwin, second by Pfeifer, to approve the fireworks display for Sunday evening, July 4, 2004. Further, that the Police Chief and Fire Chief be given the authority to either shut down or cancel the fireworks display should they encounter any need for safety concerns, and further that the insurance requirements and necessary permits be in place to the satisfaction of the City Attorney and City Manager.

#### 6. Watershed Protection Plan

City Manager Geuder stated the Harbor Commission recommended that City Council endorse the Little Traverse Bay Watershed Protection Plan (hereinafter referred to as the "Plan") drawn up by the Tip of the Mitt Watershed Council and become a partner in the Plan. The Plan would be the basis for the Tip of the Mitt Watershed Council for proceeding with grant applications.

Manager Geuder went over some of the highlights of the Watershed Protection Plan and noted that the City was not given credit for the things that it was doing to protect our watershed. Manager Geuder explained that an endorsement of the Plan does not create anything legally binding.

#6927 – Motion by Pfeifer, second by Jardine, to approve endorsement of the Tip of the Mitt Little Traverse Bay Watershed Protection Plan and to become a partner to the Plan.

Ayes – 5  
Nays – 0

#### 7. Street and Sidewalk Projects Update

City Manager Geuder reviewed the projects list with Council. He pointed out that the two Hoyt Street Projects were completed and that the Fourth Street Storm Sewer Project will be completed after Labor Day. He also stated that some sidewalks downtown were completed this spring. Manager Geuder stated that he is looking to do some more sidewalk projects in the residential area of Main Street east of the downtown area. Manager Geuder stated that he was also looking at some areas on Second Street and Third Street for sidewalk replacement and new sidewalk.

Manager Geuder stated that between the old Ottawa Lumber property and Traverse Street two pieces of property do not have sidewalks. He would like to work at making those connections. Across Second Street (north side) some of the sidewalk needs to be replaced. That becomes a worthwhile project if the Heinz property is developed.

The Heinz Property Development proposed by Mossburg includes sidewalk installation. There is only one piece of property on the south side of Third Street without a sidewalk between the proposed development and the existing sidewalk. A connection could be made there.

Manager Geuder stated that he had discussions with West Traverse Township concerning road improvements to Ann Street north of West Lake Street. He also had discussions with Little Traverse Township about making road improvements from the bottom of Hoyt Street Hill to the top of Hoyt Street Hill. Both of these projects may be dependent upon the proposed road millage program that will be on the ballot.

Manager Geuder also discussed looking further into the Judd Hill replanting idea, the drainage problems on East Third Street east of Judd Hill, repairing the top of the West Hill, and repairing State Street from Main Street south to Bay Street.

9. Boards and Commissions

A. Zoning Board of Appeals (ZBA)

Council reviewed the ZBA meeting minutes from the June 9, 2004 ZBA meeting. Mayor Dika announced the next regular ZBA meeting scheduled for 5:30 pm, Wednesday, July 14, 2004. The meeting will be held in the Council Chambers.

B. Planning Commission (PC)

Council reviewed the June 17, 2004 PC meeting minutes. Mayor Dika announced the next PC meeting scheduled for 6:30 pm, Thursday, July 15, 2004. The meeting will be held in the Council Chambers.

C. Harbor Commission (HC)

Council reviewed the June 16, 2004 HC meeting minutes. Mayor Dika announced the next HC meeting scheduled for 4:00 pm, Wednesday, July 14, 2004. The meeting will be held in the Council Chambers.

D. Next City Council Meeting

The next City Council meeting is scheduled for 7:00 pm, Tuesday, July 6, 2004. It will be held in the City Council Chambers at 160 Zoll Street, Harbor Springs, MI 49740.

E. Appointments

Mayor Dika stated that he is not prepared to make an appointment of an Alternate Board member to the ZBA or to the PC at the present time.

10. Old and New Business

A. City Hall Flagpole Statues

Councilperson Pfeifer stated that she liked the statues grouped around the flagpole to provide for more openness or have fewer statues. Her personal preference would be for fewer statues. She believes the access to the flagpole would be better if it were more open.

B. Street Musique Donation

Councilperson Pfeifer asked if the City could donate \$500 to \$1,000 to the Chamber of Commerce for the "Street Musique" program being sponsored by the Chamber of Commerce. She asked that Council members think about this for the next two weeks.

C. Fencing for Turkey's

Councilperson Pfeifer believes that Turkey's Café Pizzeria and Pub should provide screening to hide their dumpsters if they are going to have outside dining. Police Chief Branson stated that Graham's plans show that based on his recollection in discussing this issue with the Liquor Control Investigator there is to be screening in front of the garbage cans or dumpsters.

D. Electric Box for the New Shoe Store

Councilperson Pfeifer stated that she did not care for the little white picket fence around the white electric box for the new shoe store on West Main Street across from the Parish Hall. Councilperson Kors stated that she did not care for it either.

E. Water Taste at Two Fountains

Council discussed that the water at the fountain on the corner Pennsylvania Avenue and Zoll Street is warm and tastes differently than the water at the fountain just north of the drive on the north side of the new City Hall. The water comes from the same well. Why is there a difference in taste and temperature? City Manager Geuder stated that he would discuss this issue with DPW Superintendent Rick Ward to see if he has any answers.

F. Michigan Consolidated Gas Company Gas Regulator Valve

Councilperson Jardine asked if Michigan Consolidated Gas Company had moved the gas regulator valve to the old City Hall Property. City Manager Geuder and City Attorney Ramer both indicated that Michigan Consolidated Gas Company has not completed the necessary paperwork approvals for the easement to move the valve.

G. Cleaning of the Water Fountains

Councilperson Baldwin asked if the DPW crew could inspect and clean out the drinking fountains. He noticed that a few had algae in them. City Manager Geuder stated that he would look into this issue with DPW Superintendent Rick Ward.

H. Compliments on the Flowers Around Town and on the Waterfront

Councilperson Pfeifer stated that she had received compliments on the flowers planted by the Garden Club. She also believes that they look very nice. Other Council members agreed with her.

11. Adjournment

With no further business, Mayor Dika adjourned the meeting at 8:10 pm.

Approved: July 6, 2004

---

Ronald B. McRae, City Clerk

---

Alan J. Dika, Mayor

City Council Minutes  
June 21, 2004  
Attachments