

**Harbor Springs City Council Minutes
August 6, 2007**

Mayor Jardine called the sixteenth meeting of the Harbor Springs City Council to order at 7:03 pm, in the City Council Chambers at 160 Zoll Street, Harbor Springs, Michigan.

1. Roll Call and Verification of Quorum

Present: Jean Jardine, Jim Grogan, Mick Heinz and Dennis Wiggins

Absent: Laura Kors

Also Present: City Attorney James Ramer and City Clerk Ron McRae

2. City Clerk / Comptroller / Treasurer

A. Approval of Minutes

#7340 – Motion by Heinz, second by Grogan, to approve the July 16, 2007 regular City Council meeting minutes as read.

Ayes – 4
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:

#7395 – Payroll	P.P.E. 07/22/07	\$ 35,368.39 General Fund 187.41 Major Sts Fund 797.10 Local Sts Fund 422.40 Historical Fund 11,321.22 Electric Fund 4,863.73 W & S Fund 8,426.23 Waterfront Fd 855.96 Equipment Fd
#7396 – A/P	No Council 07/30/07	\$ 4,509.84 General Fund 2,687.32 Local Sts Fund 201.04 Historical Fund 130,512.54 Electric Fund 4,320.00 W & S Fund 769.24 Waterfront Fd 4,290.13 Equipment Fd
#7397 - Trust	Payouts 07/14/07 - 07/31/07	\$ 943,321.86 Trust Fund
#7398 – A/P	Council 08/06/07	\$ 27,198.21 General Fund 1,847.49 Major Sts Fund 137,616.42 Local Sts Fund 927.57 Historical Fund 3,656.87 Electric Fund 115,217.89 W & S Fund 45,076.15 Waterfront Fd 1,800.44 Equipment Fd

#7341 – Motion by Heinz, second by Grogan, to approve the bills in the amount of \$1,486,195.45.

Ayes – 4
Nays – 0

THEREFORE, BE IT RESOLVED that claims on voucher numbers #7395, 7396, 7397, and #7398, checked by the Finance Committee, in the amount of \$1,486,195.45 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	\$ 67,076.44
Major Streets Fund	2,034.90
Local Streets Fund	141,100.84
Police Reserve	0.00
Historical Fund	1,551.01
B. A. Construction Fund	0.00
Electric Fund	145,490.63
Water & Sewer Fund	124,401.62
West Traverse Fund	0.00
Waterfront Fund	54,271.62
Equipment Fund	6,946.53
Trust Fund	943,321.86

Total	\$ 1,486,195.45
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3. Citizen Comments

None

4. 2008 Scottish Dance Competition

Mary-Elizabeth Chaney, representing the Highland Dance Group - North, requested the use of Jean Jardine Park Friday, August 29, 2008 and Saturday, August 30, 2008 for a Scottish Highland Dance competition. The setup would occur Friday afternoon or early evening. The dance competition would occur on Saturday. The activities would begin at approximately 8:00 a.m. and finish about 6:00 p.m.

The Highland Dance Group - North, would like to use Jean Jardine Park because of its close proximity to restrooms, the amount of parking space available and the availability of electricity. Further, there is room for vendors to sell Scottish Highland Dance goods and perhaps some food concessions.

Hopefully the dance competition will involve fifty to sixty dancers. The Highland Dance Group – North would like to charge a minimal fee of two to three dollars per person to provide funds to put this competition on in 2009 if the 2008 event is a success.

Council members asked if the music would be amplified. Chaney stated that she believed the live music (bag pipes) needed amplification. The only amplification would involve playing CDs or the speaker system.

#7342 – Motion by Heinz, second by Grogan, to approve the request of the Highland Dance Group – North to use Jean Jardine Park on August 29 and 30, 2007, as presented to Council in the letter to the City Manager dated July 29, 2007.

Ayes – 4
Nays – 0

5. Ordinance No. 368

Council discussed proposed Ordinance No. 368.

Councilperson Grogan stated that he believed that Section 4, subsections (a) and (b), page 3, should be “and/or”, not “or”. City Attorney Ramer stated that it could be written that way. However, do to the definition in the Zoning Code the wording is appropriate. If it were to make the ordinance more clear, Council can amend the proposed Ordinance No. 368 to read “and/or”.

Councilperson Wiggins asked if this Ordinance was another way to raise revenues for the City. He believed that it opened the door to some large fines for developers and contractors who are not aware of the requirements. Councilperson Wiggins stated that perhaps this ordinance went too far.

City Councilperson Grogan reviewed the history or background for why this ordinance was proposed. Further, Mayor Jardine stated that the City has a history of trying to work with developers and contractors. City Attorney Ramer stated the intent of this ordinance is to provide a financial, not criminal basis, for developers and contractors to conform to the City’s requirements.

#7343 – Motion by Grogan, second by Heinz, to approve Ordinance No. 368, as amended, to include “and/or” in Section 4, subsections (a) and (b), on page 3. The purpose of Ordinance No. 368 is to provide the City the option of enforcing the City Zoning Code through the use of a “Civil Infraction”.

Ayes - Grogan, Heinz, and Jardine
Nays - Wiggins
Absent - Kors

6. Michigan Municipal League Workers’ Comp Board Election

Mayor Jardine stated that the Michigan Municipal League (MML) Workers’ Comp Board of Trustees is having an election. All three people on the slate proposed by the MML are incumbents. City Manager Geuder noted on the letter from the Fund Administrator that he did not know the candidates being recommended.

Mayor Jardine stated that she talked to a friend in the community that one of the candidates serve in. The friend stated that she would vote to re-elect the individual.

City Clerk McRae stated that the MML usually researches the candidates for the Board positions pretty thoroughly.

#7344 – Motion by Heinz, second by Wiggins, to approve the slate of candidates from the MML for the MML Workers’ Comp Board of Trustees.

Ayes – 4
Nays – 0

7. Boards and Commissions

A. Planning Commission (PC)

Council reviewed the PC minutes from their July 19, 2007 meeting. Mayor Jardine announced that the next regular PC meeting was scheduled for 6:00 p.m., Thursday, August 16, 2007.

B. Harbor Commission (HC)

Council reviewed the HC minutes from their July 18, 2007 meeting. Mayor Jardine announced that the next HC meeting was scheduled for 4:00 p.m. on Wednesday, August 15, 2007.

C. Zoning Board of Appeals (ZBA)

Mayor Jardine noted that the ZBA meeting scheduled for August 8, 2007 has been cancelled.

D. Next City Council Meeting

Mayor Jardine noted that the next regular City Council meeting is scheduled for 7:00 p.m., Monday, August 20, 2007 in the Harbor Springs City Council Chambers.

8. Old and New Business

A. Relocation of the Holy Childhood Day Care (Day Care)

Mayor Jardine stated that the Emmet County Board of Commissioners voted to not allow the Day Care to be constructed on the Emmet County Medical Care Property. She asked if any one may know of an alternate location for the Day Care organization. The Day Care is currently located in the Fairview Plaza.

There was no response.

9. Adjournment

With no further business, Mayor Jardine adjourned the meeting at 7:32 pm.

Approved: August 20, 2007

Ronald B. McRae, City Clerk

Jean Jardine, Mayor

City Council Meeting Minutes
August 6, 2007
Attachments