

**Harbor Springs City Council Minutes**  
**August 15, 2005**

Mayor Jardine called the seventeenth meeting of the Harbor Springs City Council to order at 7:00 p.m., in the City Council Chambers at 160 Zoll Street, Harbor Springs, Michigan.

1. Roll Call and Verification of Quorum

Present: Jean Jardine, Jim Grogan, Michael Heinz and Pringle Pfeifer

Absent: Laura Kors

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

2. City Clerk / Comptroller / Treasurer

A. Approval of Minutes

The following changes and corrections were noted to the August 1, 2005 regular City Council meeting minutes:

1. Item 5, pages 2 and 3, the word "bluff" should be capitalized to read "Bluff". The word "bluff" was used five times.
2. Item 5, page 3, second paragraph, the following sentence shall be inserted after the first sentence. It shall read, "Council concurred with taking photographs of all existing structures and retaining walls along the top and bottom of the Bluff."
3. Item 6, page 3, second paragraph, the word "perhaps" shall be deleted. The second paragraph would read, "...inform them of the proposed projects and get their feedback..."
4. Item 6C, first paragraph, last sentence reads, "There are some areas where the sidewalk will be located to close to landscaping features." It should read, "There are some areas where the sidewalk will be located very close to landscaping features."
5. Item 7, page 4, the motion number should be "7070", not "7069".

#7071 – Motion by Pfeifer, second by Heinz, to approve the August 1, 2005 regular City Council meeting minutes, as amended.

Ayes – 4

Nays – 0

The following changes and corrections were noted to the August 4, 2005 special City Council meeting minutes:

1. Item 2, page 1, the second paragraph reads, "Mayor Jardine also stated that after Council determines their recommendation, what happens after is up to the Michigan Department of Environmental Quality and the United States Army Corps of Engineers. The recommendation and all of the comments would be forwarded to those two agencies." It should read, "Mayor Jardine also stated that after Council determines their recommendation, it will be forwarded to the Michigan Department of Environmental Quality and the United States Army Corps of Engineers along with all of the comments received and recorded."
2. Item 2, page 1, comments of Richard Baldwin, fourth sentence reads, "Now Walstrom wants to develop the Harbor." It should read, "Now Walstrom wants to develop into the Harbor."
3. Item 2, page 2, comments of Nancy Busch, second sentence reads, "She stated that she understands the concerns of the Marina Village residents concerns over the loss of their view." It should read, "She stated that she understands the Marina Village residents concerns over the loss of their view."
4. Item 2, page 2, comments of Martha Ford, the first sentence should have a period after "Harbor Springs". The second sentence should start with "Josephine Ford Park".
5. Item 2, page 3, comments of Martha Ford reads, "...from using out Harbor..." It should read, "...from using our Harbor..."

#7072 – Motion by Pfeifer, second by Grogan, to approve the August 4, 2005 special City Council meeting minutes, as amended.

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:

#7218 – State of Michigan	July '05 Sales & w/holding	\$ 6,627.16	General Fund
		16,407.86	Electric Fund
#7219 - Payroll	PPE 08/07/05	\$ 17,404.47	General Fund
		742.03	Major Streets Fd
		132.05	Local Streets Fd
		12,363.02	Electric Fund
		6,846.65	W&S Fund
		8,682.30	Waterfront Fund
		1,836.09	Equipment Fund
		441.37	Historical Fund

#7220 – A/P	08/15/05 Council Bills	\$ 38,319.34 General Fund 7,025.92 Major Streets Fd 3,648.87 Local Streets Fd 46,467.85 Electric Fund 38,939.12 W & S Fund 49,808.23 Waterfront Fund 4,327.89 Equipment Fund 131.91 Historical Fund 11.59 Police Reserves 5,854.29 W.T.T. Water
-------------	------------------------	--

#7073 – Motion by Grogan, second by Heinz, to approve the bills in the amount of \$266,018.01.

Ayes – 4  
 Nays – 0

THEREFORE, BE IT RESOLVED, that claims on voucher numbers 7218, 7219, and 7220, checked by the finance committee, in the amount of \$266,018.01 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	\$ 62,350.97
Major Streets Fund	7,767.95
Local Streets Fund	3,780.92
Electric Fund	75,238.73
Water & Sewer Fund	45,785.77
Waterfront Fund	49,808.23
Equipment Fund	4,327.89
Historical Fund	131.91
Police Reserves	11.59
W.T.T. Water	<u>5,854.29</u>
 Total	 \$266,018.01 =====

3. Citizen Comments

None.

4. Chamber of Commerce Event – Harbor Harvest Festival

City Manager Geuder stated that he received a letter from the Harbor Springs Chamber of Commerce requesting approval for the “Harbor Harvest Festival” to be held adjacent to the tennis courts on the waterfront on Saturday, October 8, 2005 from 10:00 a.m. to 4:00 p.m. Kathy Lott, Executive Director of the Harbor Springs Chamber of Commerce, was present to answer any questions or address any concerns that Council members may have.

Lott stated that the event organizers would rather use the area by the tennis courts this year than Zorn Park because it is closer to the picnic event that the Pier Restaurant is proposing. This event will also complement the Harbor Springs Band Invitational that starts at 7:00 p.m.

#7074 – Motion by Pfeifer, second by Heinz, to approve holding the Chamber of Commerce “Harbor Harvest Festival” event on the waterfront adjacent to the tennis courts as proposed.

Ayes – 4  
Nays – 0

#### 5. Fall Dock Rates

City Manager Geuder stated that the Harbor Commission (HC) proposed a change in the fall dock rates. In the past the fall dock rates applied only to boats twenty-five feet long and under. The rates would be in effect from September 6, 2005, the day after Labor Day, until the Marina closes on October 15, 2005. The fall dock rates are 50% of the summer transient rates on a daily basis.

This year the HC proposed allowing boats thirty feet and less to benefit from the fall dock rates of 50% of the summer transient rates on a daily basis. Further, if boats from thirty-one feet to forty feet in length committed for stays of seven days or more, they too would be able to benefit from the fall dock rates of 50% of the summer transient rates.

Council discussed this proposal. It was suggested to continue to limit the length of the boats to twenty-five feet or less to benefit from the fall dock rate of 50% of the summer transient rates on a daily basis and to allow boats twenty-six feet to forty feet, that commit to a minimum of a seven day stay, the fall dock rate of 50% of the summer transient rates.

This proposal was suggested as a way to not make a significant change from the current program for fall dock rates on a daily basis. The additional change for the boats longer than twenty-five feet to forty feet would be a new program, which could be reviewed separately.

Manager Geuder stated that he concurred with the amended fall dock rates, as suggested by Council.

#7075 – Motion by Pfeifer, second by Grogan, to approve the fall dock rates, as amended by Council from the HC recommendation. The fall dock rates are:

1. For boats up to twenty-five feet in length, 50% discount on the regular transient rates.
2. For boats twenty-six feet up to forty feet in length, for stays of seven days or longer, a 50% discount on the regular transient rates.
3. The Harbormaster assigns slips.
4. Effective September 6, 2005 (the day after Labor Day) until closing, October 15, 2005.

Ayes – 4  
Nays – 0

6. Fence Adjacent to City's Legion Parking Lot

City Manager Geuder reviewed the proposed project of removing some trees that create a buffer along the west lot line of the Legion Lot north of Mark Adams and Johann's. The residents in the building closest to the lot line in the Alvesteffer Project have offered to pay for the project. They plan to have approximately four trees pulled to thin them out and construct a fence along the border. Manager Geuder reviewed a conceptual drawing of the proposed project, prepared by Gow Litzemberger.

Council discussed the proposed project with City Manager Geuder. Councilperson Heinz stated that he believed that the proposed project could require the use of one or two parking places. Manager Geuder stated that he was not sure about the loss of the parking places, but did believe this was a good project.

#7076 – Motion by Grogan, second by Heinz, to approve the proposed project as presented by City Manager Geuder.

Ayes – 4  
Nays – 0

7. Michigan Municipal League Voting Delegate

City Manager Geuder stated that he was the only City representative going to the Michigan Municipal League Annual Meeting this year. He believed that Council should approve him to serve as the City's voting delegate.

#7077 – Motion by Pfeifer, second by Heinz, to approve the City Manager Geuder to serve as the City's Voting Delegate at the Michigan Municipal Leagues Annual Meeting to be held on September 21, 2005 at 4:00 p.m. at the Amway Grand Plaza Hotel in Grand Rapids, Michigan.

Ayes – 4  
Nays – 0

8. Municipal Employees Retirement System of Michigan Voting Delegate

City Manager Geuder stated that the City is now part of the Municipal Employees Retirement System of Michigan (MERS) and the City may delegate an Employer Representative to their annual meeting. The employees are entitled to select a delegate, also. The MERS annual meeting is scheduled for 2:00 p.m., Tuesday, September 20<sup>th</sup> through noon, Thursday, September 22<sup>nd</sup>.

City Manager Geuder stated that City Clerk McRae would be attending the MERS Annual Meeting. He recommended that Council approve Clerk McRae to be the Employer Delegate.

#7078 – Motion by Heinz, second by Grogan, to be have City Clerk McRae be the Employer Voting Delegate at the MERS Annual Meeting.

Ayes – 4  
Nays – 0

9. Boards and Commissions

A. Planning Commission (PC)

Mayor Jardine announced that the next PC meeting scheduled for 6:00 p.m. on Thursday, August 18, 2005 was cancelled. Mayor Jardine announced that the next PC meeting is scheduled for 6:00 p.m. on Thursday, September 15, 2005 in the City Council Chambers.

B. Zoning Board of Appeals (ZBA)

City Manager Geuder stated that the minutes were not ready from the August 10, 2005 ZBA meeting. Mayor Jardine announced that the next ZBA meeting is scheduled for 5:30 p.m. on Wednesday, September 14, 2005. The meeting will be held in the City Council Chambers.

C. Harbor Commission (HC)

Council reviewed the minutes of the August 10, 2005 HC meeting. Mayor Jardine announced that the next HC meeting is scheduled for 4:00 p.m. on Wednesday, October 12, 2005. The meeting will be held in the City Council Chambers.

D. Next City Council Meeting

Mayor Jardine announced that the next regular City Council meeting is scheduled for 7:00 p.m., Monday, September 19, 2005. The meeting will be held in the City Council Chambers. The September 6, 2005 City Council meeting will be cancelled.

10. Old and New Business

A. Inventory of Structures and Retaining Walls on the Bluff

Councilperson Pfeifer stated that she would like to see the "Inventory of Structures and Retaining Walls" be completed in the near future. City Manager Geuder stated that our City Assessor, Tim Grimm, would be taking pictures of each parcel on the top and the bottom of the Bluff. Further, he will be adding those pictures to the electronic property tax card for each parcel. From those property tax cards Grimm will be able to generate an inventory of structures and retaining walls on the Bluff.

B. Tree Inventory

Councilperson Pfeifer asked if the City had received a tree inventory. She would like to have a document that can be referred to. City Manager Geuder stated that he would contact Ben Veling of Timber Wolf Tree Care.

11. Adjournment

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

City Council Meeting Minutes  
August 15, 2005  
Page 7

Approved: September 19, 2005

---

Ronald B. McRae, City Clerk

---

Jean Jardine, Mayor

City Council Meeting Minutes  
August 15, 2005  
Attachments