City of Harbor Springs
160 Zoll Street | P.O. Box 678
Harbor Springs, Michigan  49740-0678
www.cityofharborsprings.com
(231) 526-2104

Special City Council Meeting Agenda
Tuesday, March 31, 2020 | Electronic Meeting

Mayor Matthew Bugera    John Cupps    Cecelia Johnston    John Lio    Mike Naturkas

12:00 p.m. Call to order by Mayor Bugera
Roll call and verification of a quorum

1. City Manager
   A. Temporary Moratorium on the Issuance of Short Term Rental Licenses

2. City Council New and Old Business

3. Citizen Comments on Items Not on the Agenda

Next Regular Meeting:
Monday, April 20, 2020

* On March 10, Governor Whitmer issued Executive Order 2020-15 allowing municipalities to conduct public meetings electronically. The City is holding this meeting electronically to minimize the risk of the spread of Covid-19. To facilitate an electronic meeting, the City is providing two options for the public to participate:

1. Call the following toll free number and enter the access code. You will be able to listen to and participate in the meeting.
   Toll Free Number: (844) 855-4444
   Access Code: 456985

2. Watch and listen to the meeting on the City’s YouTube Channel, where we will be livestreaming the meeting. You will need a YouTube account to participate. The City’s YouTube Channel is accessible from www.cityofharborsprings.com by clicking on the YouTube icon at the top of the page next to the search bar; by searching “City of Harbor Springs” on YouTube; or by going directly to the City’s channel: https://www.youtube.com/channel/UC239_EvAg4uoL6zwho6JmAw.

If you have a hearing or other disability that would prevent you from attending this meeting electronically, please contact Victor at citymgr@cityofharborsprings.com.

In order to conduct a smooth, efficient, and fair electronic meeting, the City is issuing rules to be applied to this electronic meeting and all future electronic meetings.

1. The City Manager will function as the moderator of the meeting.
2. During discussions of specific agenda items, the moderator will call on each Council member, in alphabetic order, to comment on the issue at hand. This cycle will repeat itself until Councilmembers have no further comments.
3. The issue will then be opened to the public. First, those who are participating through the conference toll free number will have an opportunity to speak. Then, the moderator will read all comments from those who are participating on YouTube (there is a visible public chat section where participants can submit comments). Once all comments have been heard, Councilmembers will, in alphabetic order, address any of the comments or questions, should they choose. Finally, the Council will then decide on the issue at hand.
4. After each agenda item has been discussed, each Councilmember will have an opportunity to bring up new or old business. The process outlined in points 2 and 3 will repeat itself for each such issue.
5. Citizens will then be given an opportunity to discuss any item not on the agenda.
ADMINISTRATIVE ORDINANCE NO. 2020-1

An Administrative Ordinance to impose a moratorium on issuance of short term rental licenses under Chapter 79A of Title VII of the Code of the City of Harbor Springs, effective immediately.

WHEREAS, the City Council of the City of Harbor Springs has studied the March 26, 2020 directive of the Health Department for Northwest Michigan stating that individuals from areas outside Northern Michigan should self-quarantine for fourteen (14) days upon entering and residing within Northern Michigan; and,

WHEREAS, the City Council of the City of Harbor Springs has determined that permitting short-term rentals in the City poses an undue risk of spreading COVID-19 from infected persons into the community, because such short-term renters are unlikely to self-quarantine as directed by the Health Department; and,

WHEREAS, the City Council of the City of Harbor Springs has determined that permitting short-term rentals in the City poses an undue risk of spreading COVID-19 from infected persons into the community, because such short-term renters are unlikely to self-quarantine as directed by the Health Department; and,

WHEREAS, the City Council of the City of Harbor Springs has determined that permitting short-term rentals in the City poses an undue risk of spreading COVID-19 from infected persons into the community, because such short-term renters are unlikely to self-quarantine as directed by the Health Department; and,

WHEREAS, the City Council finds that the adoption of the within Ordinance is necessary for the health, safety and welfare of the City of Harbor Springs,

NOW, THEREFORE, THE CITY OF HARBOR SPRINGS ORDAINS:

Section 1

The provisions of Sections 79A.103 and 79A.105 of Chapter 79A of Title VII are hereby amended to eliminate the issuance of short-term rental licenses by the City of Harbor Springs, effective immediately, and IT IS PROVIDED that no short-term rentals as defined in said Chapter 79A shall be permitted in the City of Harbor Springs, effective immediately.

Section 2

As provided in Section 79A.101 of the City Code, any violator of Chapter 79A of the City Code, and any person acting in concert with such violator, will be subject to the provisions of Governor’s Order No. 2020-21, and to payment of such fines, fees and costs, and such remedial actions as are provided in the Michigan Municipal Civil Infractions Act, being Act No. 261 of 1967 (MCL 600.8701, et. seq.), as amended from time to time.

Section 3

The provisions of this ordinance are hereby declared to be severable, and if any clause, sentence, word, section or provision is declared void or unenforceable for any reason by a court of competent jurisdiction, the remaining portions of said ordinance shall remain in force.
Section 4

As provided in Section 7.3 of the City Charter, the City Council determines that it is necessary that this Ordinance should be given immediate effect for the preservation of the public peace, health, or safety and shall be posted and published by the City Clerk as provided in said Section 7.3 of the City Charter.

Section 5

A copy of this Ordinance may be obtained or inspected during normal business hours at City Hall, 160 Zoll Street, Harbor Springs, Michigan, and on the City’s Facebook page and website.

We hereby certify that the foregoing is a true copy of an ordinance adopted by the City Council of the City of Harbor Springs at a special meeting held on March 31, 2020.

Matthew J. Bugera, Mayor

Nick W. Whitaker, City Clerk

I hereby certify that the publication of Administrative Ordinance No. 2020-1 was made in the April ____, 2020, issue of the Harbor Light, a weekly newspaper published and circulated in the City of Harbor Springs.

Nick W. Whitaker, City Clerk