

**JANUARY 14, 2020
REGULAR MEETING**

RECORD OF THE PROCEEDINGS OF THE REGULAR BOYNE CITY COMMISSION MEETING DULY CALLED AND HELD AT BOYNE CITY HALL, 319 NORTH LAKE STREET, ON TUESDAY JANUARY 14, 2020

CALL TO ORDER

Mayor Neidhamer called the meeting to order at 7:00 p.m., followed by the Pledge of Allegiance.

Present: Mayor Tom Neidhamer, Mayor Pro-Tem Ron Grunch, Commissioners Hugh Conklin, Sally Page and Dean Solomon

Absent: None

Staff: Michael Cain, Cindy Grice, Kevin Spate, Mark Fowler, Tim Faas, Scott McPherson, John Lamont, Patrick Kilkenny, Christie Hoenicke and Kelsie King-Duff

Others: There were 28 citizens in attendance including a representative from the Petoskey News Review.

**CONSENT AGENDA
MOTION**

2020-01-001

Moved by Page

Second by Grunch

Approval of the December 10, 2019 City Commission regular meeting minutes as presented

Approval of the Main Street Board's recommendation to appoint Anna Burkhart to a 4 year term expiring 1/4/2024

Approval of the Main Street Board's recommendation to appoint Robert Grove to a 4 year term expiring 1/4/2024

Approval of the Main Street Board's recommendation to approve of liquor licenses for Boyne Thunder on July 10 & 11, 2020 and the Farmers Market Food Truck Rally on July 16, 2020 to be held in Veteran's Park, 319 N. Lake St. Boyne City, MI. 49712 and authorize the staff to execute the documents

Approval of the Board of Review recommendation to reappoint Bob Carlile to the Board of Review for a three year term, expiring January 31, 2023

Approval of the Parks & Recreation Board's recommendation to reappoint Hugh Conklin to the Parks & Recreation Board for a four year term, expiring December 31, 2023

Approval of the Parks & Recreation Board's recommendation to reappoint Greg Vadnais to the Parks & Recreation Board for a four year term, expiring December 31, 2023

Approval of the Parks & Recreation Board's recommendation to accept the resignation of Gow Litzenburger

Approval of the Parks & Recreation Board's recommendation to appoint Heather Huffstutler to the Parks & Recreation board to fill the remaining term of Gow Litzelburger, expiring December 31, 2020

Approval of the creation of the new 4-year retirement vesting period for the DPW Director Position and Water/Wastewater Superintendent Position and authorize the City Manager and City Clerk / Treasurer to execute the required documents

Approval of a contract with MHR to provide EMS patient billing at a cost of \$22 per patient account and authorize the City Manager to execute the documents

Ayes: 5
Nays: 0
Absent: 0
Motion carried

CITIZENS COMMENTS

Larry Chute requested that the City Commission look into creating an ordinance for short term rentals. There should be a conditional use subject to approval, to include local ownership contacts. He would like to see a work session to discuss this.

CORRESPONDENCE

An invitation to February 5, 2020 Volunteer Jambo at the Pine Lake Lodge from 4 to 7 p.m. was received and filed

CITY MANAGERS REPORT

City Manager Cain reported:

- Construction updates for the Pavilion project were provided

Police Chief Kevin Spate introduced our new police officers, Logan Brewer and Mike Frazee

Charlevoix County Housing Ready Partnership

An update provided by Chip Hansen, including information regarding hiring the director for the Charlevoix County Housing Ready partnership.

REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES

Draft minutes of the December 3, 2019 Zoning Board of Appeals Meeting; the December 5, 2019 Main Street Board Meeting; the December 12, 2019 Parks & Recreation Commission Meeting; the December 16, 2019 Planning Commission Meeting and the November, 2019 Financial Statement were received and filed.

Christie Hoenicke Recognition

Recognition of Officer Christie Hoenicke for her recent graduation from the Shield Institute, Command Level 1 Training Course.

Police Chief Spate discussed that recently, Officer Christie Hoenicke graduated from the Shield Institute, Command Level 1 Training Course. This course is an extensive 80 hour college level class that covered many aspects of front line supervision. Officer Hoenicke attended this training over a four month period, during which time she traveled downstate for class time. There was a significant amount of work outside the classroom in addition to time spent in the classroom. She did an excellent job and was highly praised by her instructors and class master. This course will serve Christie and the Department well. Congratulations to Officer Hoenicke.

Parks & Recreation Plan Public Hearing / Adoption

Consideration of a Public Hearing to hear citizens comments regarding the 2020-2024 Parks & Recreation Master Plan

Mayor Neidhamer opened the Public Hearing at 7:44 p.m.

A representative from Beckett & Raeder provided an overview of the proposed Parks & Recreation plan.

Rebecca Palmiter said she is thankful for the support of the baseball and softball fields.

All Commissioners are in support of the proposed plan.

Mayor Neidhamer closed the Public Hearing at 7:55 p.m.

MOTION

2020-01-002
Moved by Conklin
Second by Grunch

To approve of the resolution adopting the Parks & Recreation Master Plan 2020-2024

Ayes: 5
Nays: 0
Absent: 0
Motion carried

Potential Barrier to Housing Development Zoning Ordinance Amendments Second Reading

Consideration of a second reading and adoption of the proposed amendments to the Boyne City Zoning Ordinance to potential barriers to housing.

Planning Director Scott McPherson discussed the potential barriers to housing development and the proposed amendments to the Zoning Ordinance to identify and correct those. A first reading was held in November and it was recommended to move forward to a second reading.

Staff Comments: None

Citizens Comments: None

Board Discussion: All are in favor of the proposed amendments.

MOTION

2020-01-003
Moved by Solomon
Second by Page

To approve the proposed amendments to the Boyne City Zoning Ordinance as presented.

Ayes: 5
Nays: 0
Absent: 0
Motion carried

Ted Macksey Conditional Zoning Extension Request

Consideration of a request from Ted Macksey for a one year extension of his current conditional zoning request.

Planning Director Scott McPherson discussed the Conditional Zoning Agreement that was approved in April 2017 between Macksey Built Properties and the City Commission. The agreement contained a timing stipulation that required a development plan for the first phase be submitted within two years of the April 25, 2017 agreement date. In March of 2019, Mr. Macksey submitted a written request to the City asking for a one-year extension of the agreement

and it was extended to April 25, 2020. On January 6, 2020, Mr. Macksey submitted a written request for another one-year extension.

Ted Macksey said he is asking for a one year extension. He is bringing another developer on board with this project.

Staff Comments: None

Citizens Comments. A citizen commented that maybe the new Housing Partnership assistant could help.

Board Discussion: Commissioner Conklin said he should be granted another year. Commissioner Solomon said to let this expire and start again with new fresh ideas. Mayor Neidhamer said he is strongly in favor on an extension.

MOTION

2020-01-004

Moved by Conklin

Second by Grunch

To approve an extension of the request from Ted Macksey for a one year extension of his current conditional zoning request from a 4/25/2020 expiration date to now expire on April 25, 2021.

Ayes: 4

Nays: 1, Commissioner Solomon

Absent: 0

Motion carried

Charlevoix County Parks Millage Grant Application

Consideration to approve to submit a grant application to the Charlevoix County Parks Millage panel for funding for the Boyne Forest Trail – Trail Head Parking lot and also to submit an application request for funding for the Boyne Forest Trail- Trail Head Pathway, along with the supporting resolutions, and authorize the City Manager to execute the documents

Assistant Planner Patrick Kilkenny discussed the grant applications for funds the Charlevoix County Parks Millage that will be filed jointly with Evangeline Township to provide parking and access to the multi-use trails to be constructed by TOMMBA adjacent to the former City landfill property. The projects are supported by the Boyne City Parks & Recreation Commission and the Evangeline Township board. Grant #1 is for the construction of a trail head and parking area for the former City landfill property on Old Horton Bay road and #2 is for the construction of a trail head pathway from the parking area at the same location.

Staff Comments: None

Citizens Comments: Michele Cortright said Evangeline Township is fully behind this project. TOMMBA is also very happy about these projects.

Board Discussion: Commissioner Conklin said he thinks there are other needs ahead of this project and is troubled by this process. He

would like to postpone this request until the January 28 meeting. All other Commissioners are in favor of staff request.

MOTION

2020-01-005
 Moved by Conklin
 Second by Solomon

To postpone this request to the January 28, 2020 meeting.

Ayes: 1, Commissioner Conklin
 Nays: 4
 Absent: 0
 Motion denied

MOTION

2020-01-006
 Moved by Grunch
 Second by Page

To approve to submit a grant application to the Charlevoix County Parks Millage panel for funding for the Boyne Forest Trail – Trail Head Parking lot and also to submit an application request for funding for the Boyne Forest Trail- Trail Head Pathway, along with the supporting resolutions, and authorize the City Manager to execute the documents

Ayes: 5
 Nays: 0
 Absent: 0
 Motion carried

City Sidewalk Snow Removal

Consideration to authorize staff to implement snow removal enforcement in the designated downtown area, implementing ordinance #54-60

Boyne City Main Street Executive Director Kelsie King-Duff discussed the enforcement of snow removal in the downtown area. Business owners and building owners downtown often contact their office during the winter months regarding snow removal and business and building owners that do not remove the snow from the sidewalks in front of their buildings. This makes it very difficult to walk through downtown, increases liability for trip and fall claims and is frustrating to those that do take care of the sidewalks in front of their stores. Business owners are responsible for snow removal in front of their buildings and a letter and map are sent to them each November from Main Street and the DPW explaining the process. Recently, the Planning Department, DPW, City Manager and Main Street met to discuss enforcement and how this would take place. Ultimately, to enforce snow removal, the City Commission needs to set a designee to do the enforcement. The Main Street board has recommended to the City Commission that staff be authorized to implement snow removal enforcement in the designated downtown area, implementing ordinance #54-60.

Staff Comments: None

Citizens Comments: A citizen said starting immediately seems quite aggressive, start enforcing next fall.

Board Discussion: All are in support of the recommendation.

MOTION

2020-01-007

Moved by Page

Second by Solomon

To authorize staff to implement snow removal enforcement in the designated downtown area, implementing ordinance #54-60

Ayes: 5

Nays: 0

Absent: 0

Motion carried

EMS Online Education Platform

Consideration to authorize the City Manager or his designee to enter into a one year contract with Vector Technologies in the amount of \$2,620 per year for online continued education for EMS Staff.

City Manager Cain discussed the request from EMS Director John Lamont for approval of a proposal from Target Solutions from Vector Technologies. Ongoing education is required for EMS staff to maintain their Michigan licenses. There are mandated annual training the staff must complete for our agency to be licensed by the State of Michigan. Meeting training needs through traditional methods has become challenging and compliance with mandatory education requirements more difficult.

Target Solutions provides a subscription-based online training library of more than 7,000 courses. Online courses are generally one to two hours in length and provide continuing education credits a completion of a quiz. Users can select courses they may need for licensure and the agency can mandate topics for completion based on procedural changes or needs as they are identified. It is a very flexible platform from a user perspective and provides our agency the ability to track the staff compliance on completing required training.

This solution is being used by other EMS providers in the region and staff training records are stored at the individual user level. Staff may work for more than one agency and will have training consolidated into a single location. The cost for this solution is based on an annual maintenance fee of \$395 for a year and a per user fee of \$89. The projected fee is \$2,620 per year for a 3% annual increase. The vendor will provide a monthly invoice with terms of net 30 on any invoice and the term is one year with automatic renewal unless a 60 day notice is given prior to the end of the term.

Staff Comments: Two members of the EMS and one member of the Fire Department expressed their support of this recommendation.

Citizens Comments: None

MOTION

Board Discussion: All are in favor of the proposal.

2020-01-008
Moved by Solomon
Second by Conklin

To authorize the City Manager or his designee to enter into a one year contract with Vector Technologies in the amount of \$2,620 for the year for online EMS training

Ayes: 5
Nays: 0
Absent: 0
Motion carried

**CLOSED SESSION
MOTION**

2020-01-009
Moved by Neidhamer
Second by Conklin

To approve the request of the City Manager to go into closed session to consider the purchase of real property as provided in MCL 15.268 (d) of the Michigan Open Meetings Act (PA 267 of 1976) at 9:16 p.m.

Ayes: 5
Nays: 0
Absent: 0
Motion carried

**RETURN TO OPEN
SESSION
MOTION**

2020-01-010
Moved by Neidhamer
Second by Conklin

To return to Open Session at 10:58 p.m.

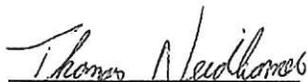
Ayes: 5
Nays: 0
Absent: 0
Motion carried

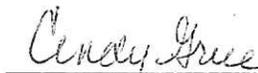
Good Of The Order

None

ADJOURNMENT

Motion by Mayor Neidhamer, second by Commissioner Conklin to adjourn the Regular City Commission meeting of Tuesday, January 14, 2020 at 11:00 p.m.


Tom Neidhamer
Mayor


Cindy Grice
Clerk/Treasurer