

**JANUARY 9, 2018
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 9, 2018

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 and Commissioners Hugh Conklin, Sally Page and Dean Solomon

Absent: None

Staff: Michael Cain, Cindy Grice, Scott McPherson, Kelsie King-Duff, Andy Kovolski, Mark Fowler, Barb Brooks, Jeff Gaither and John Lamont

Others: There were 12 citizens in attendance including a representative from the Petoskey News Review.

**CONSENT AGENDA
MOTION**

2018-01-001

Moved by Conklin
Second by Grunch

2018-01-001A

Approval of the December 12, 2017 City Commission Audit Review meeting minutes as presented

2018-01-001B

Approval of the December 12, 2017 City Commission regular meeting minutes as presented

2018-01-001C

Approval of the December 15, 2017 City Commission Orientation meeting minutes as presented

2018-01-001D

Approval of the December 27, 2017 City Commission special meeting minutes as presented

2018-01-001E

Approval to reappoint Rose Rau to the Board of Review for a three year term expiring on January 31, 2021

Ayes: 5

Nays: 0

Absent: 0

Motion carried

CITIZENS COMMENTS

Steve Czerkes discussed the condition of the sidewalk along the north side of North Park Street and its recent inaccessibility due to snow not being removed properly. He added that working is difficult when you have to use that bridge walk and it is not cleared of snow, when you have a need for accessibility.

CORRESPONDENCE

Correspondence from Charter Communications was received and filed.

**CITY MANAGERS
REPORT**

City Manager Cain reported:

- The property purchase in North Boyne has been finalized.
- There will be a dangerous building hearing this week.
- The two F-150 have been sold.

**REPORTS OF
OFFICERS, BOARDS
AND STANDING
COMMITTEES**

Draft Minutes of the December 5, 2017 Main Street Board meeting; the December 7, 2017 Parks & Recreation Commission Meeting and the December 18, 2017 Planning Commission Meeting were received and filed.

**Zoning Ordinance
Amendment**

Second Reading and consideration to approve to amend language for Article V Waterfront Residential District (WRD) and Article XX Schedule of Regulations.

Planning Director Scott McPherson stated that the Planning Commission was requested by the Zoning Board of Appeals to review and amend Article XX, Section 20.30 note I. This recommendation was made after the Zoning Board of Appeals was unable to interpret the intent of the section and found the text to be confusing and somewhat contradictory. After review by the Planning Commission it was the recommendation the language be deleted as it could not be specifically determined the intent of the section. The proposed amendment is included in the attached Article XX.

The proposed amendment to Article V was proposed by staff to address an issue of waterfront setbacks being required for parcels that do not have water frontage. There are several locations where this occurs and maps showing the affected locations are attached. On the maps the existing waterfront setback of 35 feet is shown and the proposed 10 foot setback is also shown. As can be seen on the maps there are a number of nonconformities that were created with the 35 foot setback requirement and a number of these would become conforming if the proposed change is adopted. The proposed change would be a text amendment to the WRD district and only the waterfront setback would be changed, all other requirements of the district, including building height and mass, would remain in effect. The proposed amendment would add section 5.60 E to Article V. The first reading for this amendment was held on November 28, 2017.

Staff Comments: None

Citizens Comments: None

Board Discussion: All are in agreement.

MOTION

2018-01-002
Moved by Solomon
Second by Conklin

To approve to amend language for Article V Waterfront Residential District (WRD) and Article XX Schedule of Regulations as presented

Ayes: 5
Nays: 0
Absent: 0
Motion carried

**Proposed Statement of
Conduct**

Review of proposed Statement of Conduct and consideration to adopt the statement if appropriate.

City Manager Cain presented the Statement of Conduct as follows:

How We Treat One Another

We are committed to encouraging, creating and sustaining an environment that honors the inherent dignity of every member of our community. Respectful behavior should always be the norm in all forms of communications and in all situations.

As a community:

- We welcome a diverse range of perspectives and opinions and uphold the importance of civil debate.*
- We fully support the free exchange of ideas and beliefs, as well as the expression of provocative or less popular ideas.*
- We believe that only through the process of open and honest dialogue can we generate knowledge and deepen our mutual understanding.*
- We believe all members of the community have a responsibility to behave in a manner that does not harm others and shows respect for those with different opinions.*
- Behavior that attacks, humiliates, belittles or conveys personal hatred toward others diminishes our thriving and safe community environment.*
- Everyone is asked to do their part in creating a healthy and positive community and a culture that truly values each person's uniqueness, experiences and perspectives.*

We Can Disagree Without Being Disagreeable

Citizens Comments: Michelle Cortright said there have been conversations about how the attitude in the country is not respectful to each other. We can work together, can disagree, but still get along.

Staff Comments: City Manager Cain added that in Boyne City, we already live this. We can agree to disagree and then move on. He added that it should be a non-enforceable document.

Board Discussion: Commissioner Solomon agrees we already doing this. Commissioner Page said that it bothers her that we don't just assume to live this way. We are already that way. Commission Conklin provided some alternative language. Mayor Grunch said he thinks it is well written. Mayor Neidhamer said he supports the statement as is.

MOTION

2018-01-003
 Moved by Solomon
 Second by Grunch

To approve to support the Statement of Conduct as proposed.

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

BUDGET SCHEDULE

The FYE 2019 Budget Schedule was presented, received and filed.

**Joint Board and
Commission meeting
MOTION**

2018-01-004
Moved by Conklin
Second by Solomon

To approve to schedule a special work session on Thursday, February 8, 2018 at 6:00 p.m. in the Commission Chambers to hold our annual Joint Board and Commission meeting with a general topic of housing

Ayes: 5
Nays: 0
Absent: 0
Motion carried

**Library Board Member
Approval
MOTION**

2018-01-005
Moved by Solomon
Second by Page

To approve to appoint Danielle Swartz, DDS as a trustee to represent the City on the Boyne District Library to serve the remainder of Lucy Hartlove's term expiring April 30, 2019

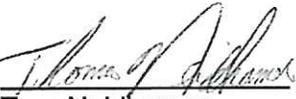
Ayes: 5
Nays: 0
Absent: 0
Motion carried

Good of the Order

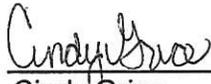
None

ADJOURNMENT

Motion by Mayor Neidhamer seconded by Commissioner Conklin to adjourn the Regular City Commission meeting of Tuesday, January 9, 2018 at 8:00 p.m.



Tom Neidhamer
Mayor



Cindy Grice
Clerk / Treasurer