

REGULAR CITY COUNCIL MEETING

November 26, 2019

The Regular City Council meeting was called to order by Mayor Bronson in the Council Chambers at City Hall at 7:00 p.m.

Roll Call:

Present: Johnston, Temple, Bronson, Mallory, Raab, Couture, & Kwiatkowski

Absent: None

Public Comments:

- Ms. Susan Cheli shared an article with City Council titled, "It's a Really Good Time to be a Weed Smuggler." She discussed how she would like to see the ordinance development regarding marijuana slowed down; she feels that more education is needed on how the community will be impacted before any decisions are made.

Approval of Agenda and Receive and File all Communications:

- Councilwoman Johnston moved to approve the Agenda and receive and file all communications, seconded by Councilwoman Raab. Motion carried unanimously.

Approval of Prior Meeting Minutes:

- Councilwoman Johnston moved to approve the Regular City Council Meeting Minutes of November 12, 2019 with the addition of a comment made during the Public Hearing, seconded by Councilwoman Kwiatkowski. Motion carried unanimously.

Public Hearings:

- Consideration of a Request from Bishop Cheboygan Properties LLC to Vacate Clinton Street (between W. First Street & Mackinaw Avenue) described as: A 66 foot wide public right-of-way, bound on the northeast by the southerly right-of-way of E. First Street and bound on the southeast by the northerly right-of-way of Mackinaw Avenue (US 23), a total distance of 396 feet.
 - Public Hearing opened at 7:15 p.m.
 - Mr. Ray Lofgren commented that Mr. Bishop serves his community and his neighbors and he believes the vacation of Clinton Street will be a great thing and will allow Mr. Bishop to expand.
 - Mr. Tom Bishop mentioned the letter of support that was received from the owner of Bernard Building Center, located across First Street from Bishop Cheboygan Properties.
 - Public Hearing closed at 7:20 p.m.
 - Councilwoman Johnston inquired about public safety. City Manager Tom Eustice replied that the vacation of Clinton Street shouldn't cause a safety issue.
 - Councilman Temple inquired about the residents who currently use Antoine Street and whether they would have to back out if they use the street. City Manager Eustice responded that they should be able to turn around but the street will dead end.

- City Manager Eustice commented that the motion would need to include language to reserve the right of an easement for all public and private utilities located in the right-of-way.
- Mayor Pro Tem Couture moved to approve the request from Bishop Cheboygan Properties LLC to Vacate Clinton Street (between W. First Street & Mackinaw Avenue) described as: A 66 foot wide public right-of-way, bound on the northeast by the southerly right-of-way of E. First Street and bound on southeast by the northerly right-of-way of Mackinaw Ave (US23), a total distance of 396 feet with easement rights being retained for all public and private utilities located in the right-of-way and with snow removal maintenance to be determined by Bishop Cheboygan Properties LLC and the City of Cheboygan, seconded by Councilman Mallory. A roll call vote was taken. Yes votes: Bronson, Mallory, Couture, Raab, Kwiatkowski and Johnston. No votes: Temple. Motion passed.

Communications and Petitions:

- Report on City of Cheboygan Main Street DDA Accomplishments, Current Projects, and Future Goals.

Resolutions:

- Consideration of a Resolution for Local Government Approval from Hive North LLC for a New Class C Redevelopment Liquor License – Section 521(a)(1)(b) of PA 501 of 2006 to be located at 100 S. Main Street.
 - City Manager Eustice explained that there are six (6) Class C Redevelopment Liquor Licenses available in Cheboygan, with two (2) already being issued. He also explained that this type of license has to stay with the building, it cannot be sold and transferred to another location. The building must be located in a designated redevelopment area and the purchaser must show an investment of \$75,000.
 - Main St/DDA Director Kirsten Guenther commented that the DDA unanimously supported the issuance of the license.
 - Councilwoman Johnston moved to recommend the Application be considered for approval by the Michigan Liquor Control Commission for Hive North LLC for a new Class C Redevelopment Liquor License Section 521 (a)(1)(b) of PA 501 of 2006 to be located at 100 S. Main Street, supported by Councilwoman Raab. A roll call vote was taken, motion carried unanimously.
- Consideration of a Resolution in Support of the Cheboygan Community Foundation’s Application for Safe Routes to Parks.
 - Councilman Mallory moved to adopt the Resolution in Support of the Cheboygan Community Foundation’s Application for Safe Routes to Parks, seconded by Mayor Pro Tem Couture. A roll call vote was taken, motion carried unanimously.

General Business:

- Consideration of Acceptance of County Foreclosed Properties in the City of Cheboygan.
 - Mayor Pro Tem Couture moved to not accept these properties from the County of Cheboygan and authorize the City Clerk to sign the rejection notice, seconded by Councilman Temple. A roll call vote was taken, motion carried unanimously.
- Consideration of Exemption from Senate Bill 7 – Publicly Funded Health Insurance Contribution Act for the Year 2020.
 - Councilwoman Johnston moved to accept the recommendation of Option 1 – State Hard Cap with regard to Senate Bill 7 – Publicly Funded Health Insurance Contribution Act for the Year 2020, seconded by Councilwoman Raab. A roll call vote was taken, motion carried unanimously.
- Consideration to Contract with the Land Information Access Association (LIAA) to Consult in the Development and Implementation of Forming a Recreation Authority.
 - Mayor Pro Tem Couture moved to authorize the contracting with the Land Information Access Association (LIAA) to consult in the development and implementation of forming a Recreation Authority, supported by Councilwoman Raab. A roll call vote was taken, motion carried unanimously.

City Clerk's and Treasurer's Comments:

- City Clerk/Treasurer Brown reported that the Utility Billing Clerk/Typist job has been posted, to date there have been ten applications received.
- City Clerk/Treasurer also reminded Councilmembers about the Extraordinary Governance Training scheduled for December 12, 2019 at 5:30 p.m. in Council Chambers.

City Manager's Report:

- City Manager Eustice reported that a Planning Commission Workshop will be held on Monday, December 2, 2019 at 4:00 p.m. to discuss the Medical Marijuana Ordinance.
- City Manager Eustice also reported that the December Board of Review will be held on December 10, 2019 at 5:15 p.m. in Council Chambers.

Committee Updates:

- Councilman Mallory reported that the DDA/Main St. Board created their subcommittees; Tax Increment Financing Committee, Outreach (Organization & Promotion) Committee, Business Development Committee and the Events Committee. There will be a volunteer kickoff on December 19, 2019 at the Cheboygan Area Public Library at 5:30 p.m.
- Councilwoman Johnston reported that the Recreation Commission is revisiting their goals. They are still waiting to hear about the Trailstown Application. They are also reviewing the creation of a Recreation Authority.
- The Organizational Analysis Committee is currently looking at the DDA Agreement and also reviewing the Public Safety Department and the Recreation Authority.
- The Ordinance Enforcement Committee is working on the Rental Registration Ordinance.
- Mayor Bronson appointed Councilwoman Raab to the Historic Resources Commission.

Messages and Communications from Mayor and Council Members:

- Mayor Pro Tem Couture reported that he will be unable to attend the December Board of Review. He also welcomed Councilwoman Raab and thanked former Councilman O'Brien.
- Councilman Temple inquired about reopening Locust Street. City Manager Eustice responded that he would look into it.
- Councilwoman Raab inquired about the chicken coop permit issue and the road issue off Eastern Avenue. City Manager Eustice reported that chicken coop permit can now be issued and the fence issue is being taken care of by the property owners. City Manager Eustice also reported that there was a meeting with himself, Mr. Ray Lofgren, and Mayor Bronson to discuss the road issue. Ultimately it is the responsibility of the City to maintain the road; however, the other property owner is looking at relocating his operations.
- Mayor Bronson inquired about the status of Hope Network's MSHDA application. City Manager Eustice reported that MSHDA will announce their decisions in December. Mayor Bronson also mentioned a streetlight located at Pine St. and Ball St. that isn't working.

Adjournment

- Meeting adjourned at 8:25 p.m.

Mayor Mark C. Bronson

Clerk/Treasurer Bridget E. Brown

Councilman Brett Mallory

Councilwoman Sara Johnston

Councilman Vaughn Temple

Mayor Pro Tem Nicholas C. Couture

Councilwoman Betty A. Kwiatkowski

Councilwoman Diane E. Raab