



## Minutes

**Monday, December 16, 2019  
7:00 P.M., Barber School  
102 West Exchange Street  
Spring Lake, Michigan**

### **1. Call to Order**

President **Powers** called the meeting to order at 7:00 p.m.

### **2. Pledge of Allegiance**

### **3. Roll Call**

**Present:** Duer, Hanks, Miller, Petrus, Powers, TePastte, Van Strate.

**Absent:** None

### **4. Approval of the Agenda**

Motion by **Van Strate**, second from **TePastte**, to approve the agenda as presented.

Yes: 7                      No: 0

### **5. Consent Agenda**

A. Approved the payment of the bills (checks numbered 60903 to 60940 and electronic payments numbered 80 to 87) in the amount of \$629,429.88.

B. Approved the minutes for the November 11, 2019 work session and the November 18, 2019 regular Council meeting.

C. Approved a marketing strategy, as recommended by the DDA, and completed by Concept A Creative.

D. Approved budget adjustments for fiscal year 2019/2020 as presented.

E. Approved Resolution 2019 - 22 a Resolution regarding training for members of the Planning Commission.

F. Approved Board & Committee meeting dates for 2020.

G. Approved Waste Hauler licensing for 2020.

H. Approved a contract with Energy Conservation Source for the installation of solar panels at 102 W. Savidge & 210 S. Buchanan.

I. Approved changes to the 2019/2020 fee schedule.

Motion by **Duer**, second from **Hanks**, to approve the Consent Agenda as presented.

Yes: 7                      No: 0

## 6. General Business

### A. Public Hearing, Ordinance 358 – Adopting Chapter 365

**Subject:** This is an ordinance adopting Chapter 365, Article V, concerning pedestrian regulations.

President **Powers** opened the Public Hearing at 7:04 p.m.

Darcy Dye, 114 N Fruitport Rd., said that she was deeply grateful for the possibility of the change in this ordinance. Dye said that they watch in terror as children try to cross on bikes at the corner of Fruitport Rd. and Savidge and as cars speed past the crosswalk for the bike trail at North Fruitport Rd. Dye said having those dangerous intersections flagged and vehicles responsible for watching out for pedestrians was a wonderful change to the ordinance.

Motion by **TePastte**, second from **Miller**, to close the public hearing at 7:06 p.m.

Yes: 7                      No: 0

Council had no further discussion.

Motion by **Petrus**, second from **Miller**, to adopt Ordinance 358 an Ordinance adopting Chapter 365, Article V, concerning pedestrian regulations.

Yes: 7                      No: 0

### B. Public Hearing, Ordinance 359 – Zoning Map Amendment

**Subject:** This is an ordinance to amend the zoning map for parcel #70-03-15-361-004 from CBD-1 & SFR-B to CBD-1.

President **Powers** opened the public hearing at 7:08 p.m.

Darcy Dye, 114 N Fruitport Rd, said that the owners of that property had done

much to improve the landscape and streetscape of the Downtown Village area and that the proposed construction for that property would only enhance the charm of it, so she strongly urged Council to vote in favor of the zoning map amendment.

Motion by **Miller**, second from **Duer**, to close the Public Hearing at 7:09 p.m.

Yes: 7                      No: 0

**Duer** said that Dye had expressed that very well and Council agreed.

Motion by **Hanks**, second from **Petrus**, to adopt Ordinance 359 an Ordinance to amend the Zoning Map for parcel #70-03-15-361-004 from CBD-1 to SFR-B to CBD-1.

Yes: 7                      No: 0

### **C. Public Hearing, Ordinance 360 – Fire Suppression**

**Subject:** This is an ordinance to insert a new section which shall be designated as Section 373-8, unmetered use of water for fire protection.

President **Powers** opened the public hearing at 7:11 p.m.

Gary Hanks, 116 S Jackson, asked if the Fire Suppression Connection fee was a one-time fee. **Burns** said it would be a quarterly fee on the water/sewer bill.

Motion by **Van Strate**, second from **Hanks**, to close the Public Hearing at 7:13

Council had no further discussion.

Motion by **Petrus**, second from **Duer**, to adopt Ordinance 360, and ordinance to insert a new section which shall be designated as Section 373-8, unmetered use of water for fire protection.

Yes: 7                      No: 0

### **D. Public Hearing, Ordinance 361 – Ground Water Use**

**Subject:** This is an ordinance to amend Chapter 208, concerning established restricted zones.

President **Powers** opened the public hearing at 7:14 p.m.

**Duer** asked if drawing water from wells for any use was restricted in that area. Robert Lint, Senior Scientist, Wood Environment & Infrastructure Solutions, said

that was correct and they would have to inspect the properties to make sure there were not any unknown wells present. Sullivan said there were other areas in the Village that were restricted as well.

Darcy Dye, 114 N Fruitport Rd, asked if there was a record of which properties had active wells in the Village. **Burns** said that there was a record of active wells and that the Village used Hydrocore to monitor the cross-connection program and they made sure that those wells were not connected to potable water. Dye asked how the Village would know if the wells were being used to water landscape. **Burns** said the wells in restricted zones would no longer exist and those residents would only be connected to the municipal water system.

Motion by **Miller**, second from **Hanks**, to close the Public Hearing at 7:17 p.m.

Yes: 7                      No: 0

Council had no further discussion.

Motion by **TePastte**, second from **Duer**, to adopt Ordinance 361 an ordinance to amend Chapter 208, concerning established restricted zones.

Yes: 7                      No: 0

## **E. Appointments – Tanglefoot Design Group**

**Subject:** On December 10<sup>th</sup>, the DDA approved a proposal from Progressive AE for programming, master planning and conceptual design for event space at Tanglefoot Park. Progressive would like to start working on this following the holidays and has asked that Council appoint a small design team (recommendations attached).

**Burns** explained that a proposal had been excepted from Progressive AE for programming, master planning and conceptual design for event space at Tanglefoot Park and appointments for a small design team were needed. **Burns** said Council had the list of the 7 individuals that had agreed to sit on this team.

President **Powers** asked for a motion to approve the appointments of Joy Gaasch, Megan Doss, Jess Garrison, Michelle Hanks, David Dye, Leslie Van Leeuwen-Vega and Samantha Verplank to the Tanglefoot Design Team.

Motion by **Petrus**, second from **TePastte**, to appoint Joy Gaasch, Megan Doss, Jess Garrison, Michelle Hanks, David Dye, Leslie Van Leeuwen-Vega and Samantha Verplank to the Tanglefoot Park Design Team.

Yes: 6                      No: 1 (Van Strate)

## **F. Liquor License – Savidge Holdings LLC**

**Subject:** Savidge Holdings LLC has applied for a Redevelopment (RDA) License for 110 W. Savidge (Finn’s Chophouse & Speakeasy). One of the requirements is that the local unit of government adopt a resolution recommending such. All other requirements of the application have been met.

**Burns** explained that this was a request for a unique type of liquor license at 110 W. Savidge, Finn’s Chophouse & Speakeasy. **Burns** said Seven Steps Up held the only other liquor license like this in the Village and when they applied, a district was created, and that footprint matched the DDA District and because of the specific kind of license, there were a few different actions that needed to be followed.

Council had no further discussion.

Motion **Hanks**, second from **Van Strate**, to adopt Resolution 2019 – 23 a resolution recommending a Redevelopment (RDA) License for 110 W. Savidge (Finn’s Chophouse & Speakeasy).

Yes: 7

No: 0

## **7. Department Reports**

**A. Village Manager – Burns** explained that she had given Council the Draft Community Parks & Rec. Plan and asked them to please look over the section pertaining to the Village and get back to her within the next 30 with any comments or changes that they would like to see. **Burns** also shared there was a chance Barrett Boat Works would be submitting a request to install solar panel awnings on their new building that would overhang the ROW by about 3 feet. **Burns** said that it made her very nervous because of snow load and ice as it shed off onto the sidewalk and that no one on staff felt comfortable sending this to the Planning Commission for their approval should they receive a formal request (so far there had only been an email inquiry) to encroach but if they do, she would send it to Bob Sullivan for a legal opinion. **Burns** updated Council on the Lilley Care’s and Lilley Mansion Team and Windemere House.

**B. Clerk/Treasurer/Finance Director**

**C. DDA**

**D. OCSO**

**E. Fire (none included)**

**F. 911 (none included)**

**G. DPW**

**H. Building**

**I. Water (none included)**

**J. Sewer**

**K. Minutes from Various Board & Committees**

1. DDA (11/12/19)
2. Historic Conservation Committee (11/25/19)
3. Parks & Recreation (10/07/19)
4. Planning Commission (11/26/19 draft)

**8. Old Business and Reports by the Village Council – No Old Business**

**9. New Business and Reports by Village Council – No New Business**

**10. Status Report: Village Attorney – No additions**

**11. Statement of Citizens – No statements of citizens**

**12. Adjournment**

Motion by **Van Strate**, second from **Petrus**, Village Council adjourned the meeting at 7:27 p.m.

Yes: 7

No: 0

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Mark Powers, Village President

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Maryann Fonkert, Deputy Clerk