

Allegan City
Council Minutes
Allegan, MI
49010
November 13, 2018

1. CALL TO ORDER

Mayor Pro tem McKenzie called the regular Allegan City Council Meeting to order at 7:05PM.

2. ROLL CALL

Present: Andrus, Ingalsbee, Tripp, Perrigo, Morgan, Manning

Absent: None

Others Present: City Manager Joel Dye, Finance Director Tracy Stull, City Clerk Danielle Bird, Community Development Coordinator Jordan Meagher, Public Works Director Aaron Haskin.

3. PLEDGE OF ALLEGIANCE

4. MEETING PRAYER

Kathy Nealand of First Presbyterian Church

5. APPROVAL OF MINUTES

5A.1 – Approval of the Regular Council Meeting Minutes for October 22, 2018.

Motion by Tripp, supported by Morgan, to approve the Regular Council Meeting Minutes for October 8, 2018. Motion Passed 6-0, with Mayor Pro tem McKenzie abstaining.

6. APPROVAL OF AGENDA

6A.1 – Approval of the Regular Council Agenda for November 13, 2018.

Motion by Andrus, supported by Perrigo, to approve the Regular Council Agenda for November 13, 2018. Motion Passed 7-0.

7. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

Raecale Stull of the Allegan Conservation District inquired about the Rain Garden on the Riverfront. Staff informed Raecale that the Rain Garden will still be in the same location.

8. FIRST READING OF ORDINANCE

9. SPECIAL PRESENTATIONS AND RECOGNITIONS BY THE MAYOR OR COUNCIL

9A.1 – Election of Mayor and Mayor Pro tem.

Election of Mayor

Nomination made by Council Member Perrigo, to appoint Mayor Pro tem McKenzie to Mayor.

A ballot vote was taken: Andrus – yes, Perrigo – yes, Morgan – Yes, McKenzie – Yes, Tripp – Yes, Manning – Yes, Ingalsbee – No. Motion Passed 6-1.

Election of Mayor Pro tem

Nomination made by Council Member Tripp, to appoint Council Member Manning to Mayor Pro tem.

Nomination made by Mayor Pro tem McKenzie, to appoint Council Member Morgan to Mayor Pro tem.

Nomination made by Council Member Morgan, to appoint Council Member Tripp to Mayor Pro tem.

Nomination by Mayor Pro tem McKenzie, to appoint Council Member Perrigo to Mayor Pro tem.

Nomination by Council Member Tripp, to appoint Council Member Ingalsbee to Mayor Pro tem. Council Member Ingalsbee respectfully declined the nomination.

A ballot vote was taken for the Nominations: Tripp – Charles Tripp; Morgan – Charles Tripp; Ingalsbee – Charles Tripp; Manning – Mike Manning; Perrigo – Mike Manning; McKenzie – Traci Perrigo; Andrus – Traci Perrigo. Per Section 5.9 of the City Charter; an affirmative vote of a majority of its members.

A ballot vote was taken for the Nominations: Tripp – Charles Tripp; Morgan – Charles Tripp; Ingalsbee – Charles Trip;, Manning – Charles Tripp; Perrigo – Mike Manning; McKenzie – Traci Perrigo; Andrus – Traci Perrigo. Nomination of Charles Tripp with four (4)votes.

Danielle Bird, City Clerk gave the Oath of Office to the following:

Rachel McKenzie, Mayor – One (1) Year

Charles Tripp, Mayor Pro tem – One (1) Year

10. PUBLIC HEARING & ADOPTION OF ORDINANCES

10A.1 – Public Hearing and recommendation to adopt Resolution 18.34 for the application of an Obsolete Property Rehabilitation Act Certificate for 420 Water Street.

City Manager Dye explained the tax amounts that would be froze over the next 12 years.

Ben Schaendorf introduced himself and discussed their ideas for expansion.

Mayor Pro tem McKenzie opened the Public Hearing at 7:29pm and closed the Public Hearing with no public comment.

Motion by Ingalsbee, supported by Morgan, to approve the Adoption of Resolution 18.34 for the application of an Obsolete Property Rehabilitation Act Certificate for 420 Water Street. Motion Passed 7-0.

11. UNFINISHED BUSINESS & TABLED ITEMS

12. WRITTEN PETITIONS & REPORTS FROM SPECIAL COMMITTEES

13. REPORTS FROM BOARDS, COMMISSION & CITY OFFICES

13A. City Boards, Commissions and Area Agencies

13A.1 – Accept the Packet for the Allegan Fire District Meetings on September 4, 2018 and October 24, 2018.

Council Member Morgan gave an update for the Allegan Fire District.

13A.2 – Accept the Minutes for the Historic District Commission Meeting on November 5, 2018.

Council Member Perrigo gave an update for the Historic District Commission Meeting.

13A.3 – Accept the Minutes for the Economic Development Committee Meeting on November 7, 2018.

City Manager Dye gave an update for the Economic Development Committee Meeting.

13B. Finance Department

13B.1 – Request to Approve Accounts Payable and Payroll for the Week Ending November 9, 2018.

Motion by Tripp, supported by Morgan, to approve Accounts Payable and Payroll. Motion Passed 7-0.

13B.2 – Recommendation to Adopt Resolution 18.35 to Authorize 1st Quarter Budget Adjustments.

Finance Director/Treasurer reviewed the 1st Quarter Budget Adjustments.

Motion by Ingalsbee, supported by Tripp, to adopt Resolution 18.35 to Authorize 1st Quarter Budget Adjustments. Motion Passed 7-0.

13B.3 – Report on New Point of Sale System for payments.

Finance Director/Treasurer Stull explained the new point of sale system that will be used to accept payments from residents. The payments can be paid in person, over the phone or at some retail stores. There is an annual fee of \$600.00.

Council Member Tripp asked about the fee for taxes, if it was the flat fee of \$2.95. Stull will confirm the fee for taxes and let Council know.

Mayor Pro tem McKenzie asked if a person could buy Positively Allegan gear from their phone. Stull stated that is not possible.

13C. Police Department

13D. Public Utilities

13E. Public Works

13E.1 – Request for a Change Order from Apex Contractors, Inc. in the amount of \$28,622.59.

Public Works Director Haskin explained additional concrete is needed and to hook up the water.

Motion by Perrigo, supported by Andrus, to approve the change order from Apex Contractors, Inc. in the amount of \$28,622.59, which will require a budget adjustment. Motion Passed 7-0.

13F. City Manager & City Clerk

13F.1 – Request for Services from SME, Inc. of Kalamazoo, MI in the amount of \$200,000.00 for Environmental Protection Agency and Brownfield Redevelopment Programs Grant Consultant.

City Manager Dye explained to Council that SME, Inc. applied for this grant on behalf of the City of Allegan. SME has the most experience on this area.

Motion by Tripp, supported by Morgan, to approve the request for Services from SME, Inc. of Kalamazoo, MI in the amount of \$200,000.00 for Environmental Protection Agency and Brownfield Redevelopment Programs Grant Consultant. Motion Passed 7-0.

13F.2 – Request for Services from Abonmarche of Benton Harbor, MI in the amount of \$25,750.00 to design the Riverfront Concession and Restrooms.

City Manager Dye with the construction on the Riverfront the community has expressed the need for restrooms. City Staff has been working with Abonmarche on the location and design. The goal is to be completed by April.

Council Member Manning asked if other bids were received. City Manager Dye with professional services, the City does not need bids and that 10% is the average fee of construction costs.

Additions from Motion at November 26, 2018 Meeting. Manning asked about the new restrooms being connected to the private buildings and the draft lease contract.

Council Member Perrigo Abonmarche stated in their bid it was not to exceed \$25,750.00

Council Member Ingalsbee would like to see separate bids for the concession and bathroom area.

Motion by Tripp, supported by Mike, to table the request for Abonmarche until getting the estimated cost of building. Yeas: Manning, Tripp, Morgan, Ingalsbee. Nays: Perrigo, Andrus, McKenzie. Motion Passed 4-3.

13F.3 - Presentation from the City Attorney on the Recently Passed Recreational Marijuana State Law and its impact on the City of Allegan.

Nick Curcicio gave a presentation on Proposal 1 that passed at the November 6, 2018, General Election.

14. BOARD APPOINTMENTS

15. COMMUNICATIONS FROM CITY MANAGER, COUNCIL & MAYOR

15A.1 – Comments from City Manager, Council and Mayor.

City Manager Dye – Erin and I attended the Veterans Memorial Ceremony on the Riverfront. The new improvements on the Riverfront really compliment the Veterans Memorial Park Area.

Mayor McKenzie – Congrats to Charles.

Council Member Perrigo – Nothing

Council Member Morgan – Nothing

Council Member Manning – Congrats to Charles

Council Member Ingalsbee – Nothing

Mayor Pro tem Tripp – Nothing

Council Member Andrus – Nothing

16. CLOSED SESSION

16A.1 – Motion to go into closed session to review a legal opinion subject to the attorney-client privilege, of which is considered material that is exempt from discussion by state or federal statute per 15.268 Sec. 8 (h) under the Open Meetings Act.

Motion by Morgan, supported by Perrigo to go into a closed session review a legal opinion subject to the attorney-client privilege, of which is considered material that is exempt from discussion by state or federal statute per 15.268 Sec. 8 (h) under the Open Meetings Act. Motion Passed on a Roll Call Vote 7-0.

Motion by Ingalsbee, supported by Morgan, to reconvene to regular session. Motion Passed on a Roll Call Vote 7-0.

17. ADJOURNMENT

Mayor McKenzie adjourned the meeting at 9:17PM.

Minutes respectfully submitted by,



Danielle Bird
City Clerk