

**CITY OF GRAND HAVEN
GRAND HAVEN, MICHIGAN
REGULAR CITY COUNCIL MEETING
TUESDAY, JULY 6, 2021**

The Regular Meeting of the Grand Haven City Council was called to order at 7:32 p.m. by Mayor Bob Monetza in the Council Chambers of City Hall.

Present: Council Members Mike Dora, Ryan Cummins, Dennis Scott, Mike Fritz, and Mayor Bob Monetza.

Absent: None.

Others Present: City Manager Patrick McGinnis, City Clerk Linda L. Browand, Assistant City Manager Ashley Latsch, Community Affairs Manager Char Seise, Human Resources Manager Zac VanOsdol, and Public Safety Sergeant Nicole Hudson.

INVOCATION/PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Joseph O'Neill, Nortonville Gospel Chapel, Spring Lake, and was followed by the Pledge of Allegiance as led by Mayor Monetza.

APPOINTMENTS TO BOARDS & COMMISSIONS

21-191 Moved by Council Member **Dora**, seconded by Council Member **Cummins**, to appoint Robert Monetza, William Ellingboe, and Thomas Boven to the Grand Haven Area Land Trust. This motion carried unanimously.

APPROVAL OF CONSENT AND REGULAR AGENDAS

21-192 Moved by Council Member **Fritz**, seconded by Council Member **Scott**, to approve the consent and regular agendas, as presented. This motion carried unanimously.

GENERAL BUSINESS/CALL TO AUDIENCE

Mayor Monetza made a call to the audience, allowing audience members to address Council on any issue.

Mr. Cecil Bradshaw, 31 Sherman, thought the diesel plant building was a cool building. There was input from the public, Sandpiper Condominium Association, EGLE, and others. However,

he did not believe any analysis was ever done to see what would be the best choice. Each proposal should be evaluated on an objective basis.

Mr. Jim Hagen, 400 Lake Avenue, heard there would be 3% interest on the proposed BLP bond and was too much. Harbor Island was not a place to put an office building due to possible flooding. Other major municipal communities had significantly lower rates than the BLP.

Ms. Pat Nelsen, 1820 Pine Ct, said she was a member of The Grand Haven Energy Organization. They have found overwhelming support for their efforts and petition. They had received over 1300 signatures of Grand Haven city residents and other BLP customers requesting: Council delay the decision to authorize the issuance of bonds; have an objective/independent study to assess and evaluate the proposed BLP plan; and have the findings and recommendations be reported publically.

Mr. Jeffrey Miller, 1120 S Harbor Drive, stated the energy landscape of Grand Haven was changing rapidly. Other municipally-owned power rates were lower than the BLP's. Council needed to take more time to be more thorough before making a decision.

Mr. Mark Bancuk, 810 S. Hopkins, questioned how other communities in Michigan were handling the issue of unfunded pension liabilities.

Ms. Elizabeth Pell, 407 Ohio, expressed concern regarding contamination on Harbor Island. Employees of the BLP and community members needed to be safe. She urged Council to stop the BLP project on Harbor Island.

Ms. Geri McCaleb, 1235 Slayton, noted that currently more than 1 yard sign was not allowed until 30 days before an election. This limited the time that political signs could be placed and needed to be lengthened.

Mr. Jon Jellema, 510 Park Avenue, thanked Council for all of the work they did. He was concerned about Harbor Island and requested an independent consultant.

Ms. Lori Vieau, 201 Woodlawn, stated it was frustrating seeing every open property space in the community be destroyed.

CONSENT AGENDA

21-193 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve meeting minutes of the Special Council Work Sessions of June 14 and June 21 and Regular Meeting of June 21, 2021. This motion carried unanimously.

Regular City Council Meeting
July 6, 2021
Page 3

21-194 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve the bills memo in the amount of \$908,705.53. This motion carried unanimously. (Attachment A)

21-195 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve the contract with Paul Bierman for Electrical Inspector Services and authorize the Mayor and City Clerk to execute the necessary documents. This motion carried unanimously.

21-196 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve a request from Grand Haven Volleyball to hold the Battle on the Boardwalk special event on August 26 and 27, 2021, from 9:00 a.m. to 7:00 p.m., and to waive fees in the amount of \$1,275. This motion carried unanimously.

21-197 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve revisions to the layout for the use of green space at Chinook Pier, previously approved on June 10, from Merchant and Maker, for a special event to be held on Saturday, July 10, 2021, from 9:00 am to 3:00 pm, and to allow amplified acoustic music and food trucks. This motion carried unanimously.

21-198 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to accept the 2021 HEP award of \$20,000 for housing counseling services in the 21/22 FY. This motion carried unanimously.

21-199 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve a Master Agreement between GH Comstock, LLC and the Grand Haven Area Community Land Trust and authorize the Mayor and City Clerk to execute the necessary documents. This motion carried unanimously.

21-200 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to appoint, as the sole member of the Grand Haven Community Land Trust, Robert Monetza, William Ellingboe, Thomas Boven, and all residents of the City of Grand Haven as the initial members of the Board of Directors. This motion carried unanimously. (Attachment B)

City Manager McGinnis stated that the entity would own the property beneath the homes on Comstock to ensure permanent, affordable prices. The Board will need to make bylaws and more specific information related to the board.

21-201 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve the MERS Joint Transfer Agreement between the City and Grand Haven Board of Light and Power to transfer the BLP Health Care Savings Plan to the Board of Light

and Power and authorize the Mayor and City Clerk to execute the necessary documents. This motion carried unanimously.

21-202 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve the Memorandum of Understanding with the County of Ottawa regarding joining the Learning Communities of Practice to remove implicit bias from our policies and programs, and operationalize a racial equity plan, and authorize the Mayor and City Clerk to execute the necessary documents. This motion carried unanimously.

NEW BUSINESS

21-203 Moved by Council Member **Fritz**, seconded by Council Member **Dora**, to approve the 2021 Coast Guard Festival Special Event, from Friday, July 30 through Saturday, August 7, 2021, permit alcohol consumption in the Lynne Sherwood Waterfront Stadium (City Code Section 5-12), permit amplified sound (City Code Section 22-4) until 11:00 pm for the carnival, and permit camping on Harbor Island (City Code Section 40-318.01). This motion carried unanimously.

Council Member Dora noted the charter boat captains had concerns regarding parking with the new location of the carnival. These businesses were important to the community. He thanked the Festival Committee for coming to an agreement and stated he was looking forward to more joint efforts next year.

City Manager McGinnis stated that there would be a way for customers to get to the boats, possibly with the use of trolleys.

Council Member Cummins was grateful and excited that there would be a fairly “normal” festival this year. He thanked the Festival Committee for their resilience and flexibility.

Council Members Fritz and Scott thanked the Festival for working hard and working with the Department of Public Safety to find a way to make the carnival happen in the downtown area.

Mayor Monetza felt the end result worked with good combinations and compromises. He requested the Coast Guard Festival take care of any remediation of the new grass growing in Chinook Pier that may be damaged by the carnival.

21-204 Moved by Council Member **Fritz**, seconded by Council Member **Cummins**, to approve the holding of up to four (4) public information, discussion, and listening sessions regarding the Harbor Island electric power generation issue to best engage and inform the citizens of Grand Haven in this critical decision-making process. This motion carried unanimously.

Council Member Dora stated that the City had not reached out to the community since 2018. He would like there to be sessions to give out information and correct any misinformation regarding the Harbor Island electric power generation issue. Council would have the opportunity to hear questions and concerns to help pick a direction on how to move forward.

Council Member Cummins also thought this suggestion was the right thing to do. The City could send out a postcard regarding the information to all properties in the city, whether registered voters or not. It would be good to have all stakeholders in the room in order to air out questions.

Council Member Scott agreed that the more information presented, the better. There was a lot of misinformation being circulated.

Mayor Monetza stated that he would like to make an opportunity for questions and answers at these sessions. The City needed to reach out as much as possible. He was interested in reaching residents and households with registered voters. People could write questions/opinions on the postcard.

Council Member Fritz also thought the sessions were a good idea. He hoped the information could be sent out to encourage people to attend.

City Manager McGinnis noted the City had been successful in the past with 4 locations. Maybe this time it could be done with 2: one for each side of town. He would get a postcard drafted and have Council review before mailing them out. They would be sent to registered voters and property owners.

UNFINISHED BUSINESS

21-205 Moved by Council Member **Scott**, seconded by Council Member **Fritz**, to approve a final resolution amending Code of Ordinance Chapter 36, Article III, Section 36-36 regarding offenses and fines for stopping, standing, and parking by establishing a \$75 fine for seawall mooring violations. This motion carried unanimously. (Attachment C)

21-206 Moved by Council Member **Scott**, seconded by Council Member **Dora**, to approve a final resolution amending Code of Ordinance Sections 18-1, 18-79, 18-95, and 18-96 pertaining to the provisions of harbor and waterways to provide for removing vessels improperly berthed at the City Marina and along the seawall. This motion carried unanimously. (Attachment D)

21-207 Moved by Council Member **Fritz**, seconded by Council Member **Scott**, to approve a final resolution adding Code of Ordinance Sections 28-25 and 28-26 regarding the

establishment of a police line, fire line, or clear zone. This motion carried unanimously. (Attachment E)

REPORTS BY CITY COUNCIL

Council Member Fritz said it was a great Fourth of July except for the incidents in the state park and on the pier. It was very disturbing. More crowd control/enforcement on the City beach and at the State Park was needed.

Council Member Scott hoped that issues like what happened at the state park over the weekend be figured out and addressed. He agreed with the signs around town that Grand Haven was becoming too dense. He also agreed that the time limit of 30 days before an election for political signs was not enough time.

Council Member Cummins stated he was looking forward to the candidate forum on Thursday. He also was looking forward to meeting with industry leaders on the 12th. He thanked City staff for placing the Beyond the Pier and Diesel Plant proposals on the website. In regards to political yard signs, he felt they should be allowed to be placed earlier.

Council Member Dora said it had been an interesting weekend around town. There would be a forum held by the League of Women Voters on Thursday the 8th starting at 6:30 pm for BLP and council candidates. He attended several boards and commission meetings including the Airport, DDA, and BLP. In regards to zoning density issue, he would be in favor of giving it back to the Planning Commission. Both the Diesel Plant Project and Beyond the Pier plan were available to view and leave comments on the City's website.

Council Member Monetza noted he had no problem with changing the length of time allowed for political yard signs. The Planning Commission was still working on issues related to zoning changes. Council would need to decide as to whether to make changes to the zoning ordinance or send back to the Planning Commission. He had a good Fourth of July and did a Public Safety ride-along on Saturday. He attended the redistricting meeting held in Muskegon. He and Council Member Dora participated in the last beach cleanup.

REPORT BY CITY MANAGER

Goal Setting Pilot

There was a consulting firm in Michigan that indicated interest in using the City as a pilot for goal setting. It would be a new approach and would be done at no charge. The concept would be

different than what Council had used in the past. He would report back with additional information.

Temporary Sign Ordinance

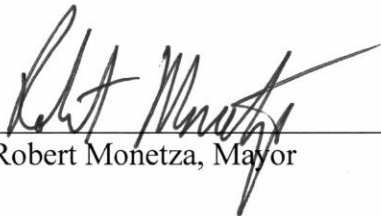
Council was thanked for their feedback on the sign ordinance. It would be easy to draft an amendment to increase the amount of time to 60 days.

GENERAL BUSINESS/CALL TO AUDIENCE

Mayor Monetza made a call to the audience, allowing audience members to address Council on any issue. There was no response.

ADJOURNMENT

After hearing no further business, Mayor Monetza adjourned the meeting at 9:21 p.m.


Robert Monetza, Mayor


Linda L. Browand, City Clerk

Regular City Council Meeting
July 6, 2021
Page 8

Attachment A

To: Patrick McGinnis, City Manager
From: Amy Bessinger, Finance Director
CM Date: 07.06.2021
RE: Bills From Payables Warrant

FUND NUMBER	FUND NAME	ACH	CREDIT CARD				06.30.21 WARRANT	06.23.21 WARRANT	VOIDS	TOTALS
		06.30.2021 WARRANT	WARRANT	WARRANT	WARRANT					
101	General Fund	\$37,010.23	\$0.00	\$0.00	\$0.00		\$73,728.40	\$33,828.40	\$0.00	\$144,567.03
202	Major Street Fund	\$1,737.86	\$0.00	\$0.00	\$0.00		\$6,822.29	\$106,953.77	\$0.00	\$115,513.92
203	Local Street Fund	\$332.79	\$0.00	\$0.00	\$0.00		\$6,268.21	\$92,611.21	\$0.00	\$99,212.21
225	Land Acquisition Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
236	Main St. Dist. Dev	\$4,000.00	\$0.00	\$0.00	\$0.00		\$6,903.64	\$373.69	\$0.00	\$11,277.33
251	Econ. Dev. Corp. Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
252	Brownfield Redevelopment Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
253	Brld LSRF TIF	\$0.00	\$0.00	\$0.00	\$0.00		\$19,250.00	\$267.00	\$0.00	\$19,517.00
254	Downtown TIF	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
255	GLTIF Spec Rev Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
256	UTGO Inf Spec Rev Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
257	LTGO Bond Rev Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
258	2015 UTGO Bond Rev	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
275	Housing Fund	\$639.94	\$0.00	\$0.00	\$0.00		\$2,681.10	\$0.00	\$0.00	\$3,321.04
276	LightHouse Maintenance Fund	\$1,800.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$1,800.00
310	Assessment Bond Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
351	Operating Debt Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
352	Brownfield TIF Debt	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
353	Downtown TIF Debt	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
355	GLTIF Debt Serv Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
356	UTGO Inf Debt Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
357	LTGO Debt	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
358	2015 UTGO Bond Debt Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
360	2020 LTGO Bond - Warber Drain	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
369	Building Auth Debt Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
401	Public Improvements Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$29,007.39	\$0.00	\$29,007.39
402	Fire Truck Replacement Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
403	Brownfield TIF Const	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
404	Downtown TIF Const.	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
455	G/L TIF Construction Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
456	UTGO Inf Construction Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
457	LTGO Bond Construction Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
458	2015 UTGO Bond Inf Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
469	Building Auth. Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
508	North Ottawa Rec Authority	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
581	Airpark Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$23,550.56	\$741.15	\$0.00	\$24,291.71
582	Chinook Pier Rental Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
590	City Sewer Fund	\$1,736.11	\$0.00	\$0.00	\$0.00		\$1,498.56	\$107,678.43	\$0.00	\$110,913.10
591	City Water Fund	\$887.75	\$0.00	\$0.00	\$0.00		\$77,255.63	\$9,544.34	\$0.00	\$87,687.72
594	City Marina Fund	\$1,045.46	\$0.00	\$0.00	\$0.00		\$2,494.62	\$208.75	\$0.00	\$3,748.83
661	Motorpool Fund	\$19.58	\$0.00	\$0.00	\$0.00		\$36,923.82	\$62,899.21	\$0.00	\$99,842.61
677	Self Insurance Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
679	Health Benefit Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$176.80	\$0.00	\$0.00	\$176.80
701	Trust & Agency Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
703	Tax Collection Fund	\$301.95	\$0.00	\$0.00	\$0.00		\$0.00	\$7,616.43	\$0.00	\$7,918.38
711	Cemetery Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
678	Retirement Health Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$94.59	\$0.00	\$94.59
750	Payroll Fund	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
800	Sewer Authority Operations	\$15,229.66	\$0.00	\$0.00	\$0.00		\$35,577.61	\$5,742.24	\$0.00	\$56,549.51
800	Sewer Authority SL Force Mn	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
800	Sewer Authority Plant Mod	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
800	GH/SL SA-2013 Debt	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
800	GH/SL SA-SLPS/Force Main Debt	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
800	GH/SL SA-Local Lift Station Debt	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
800	GH/SL SA-2018 Plant Debt	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
810	NOWS Operating	\$24,003.60	\$0.00	\$0.00	\$0.00		\$65,220.89	\$4,041.87	\$0.00	\$93,266.36
810	NOWS Plant Debt	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
810	NOWS Replacement	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
		\$88,744.93	\$0.00	\$0.00	\$0.00		\$358,352.13	\$461,608.47	\$0.00	\$908,705.53

Tonight, City Council will be approving, subject to audit, bills for this period, totaling as follows:

\$908,705.53
\$8,189.77
\$900,515.76

Total Approved Bills
Minus eligible bills for release without prior approval: including Utility,
Retirement, Insurance, Health Benefit, and Tax Collection Funds

Attachment B

ACTION BY SOLE MEMBER

OF

GRAND HAVEN AREA COMMUNITY LAND TRUST
a Michigan non-profit corporation

At a regular meeting of the City Council of the City of Grand Haven, duly called with a quorum present, the following Resolution was presented by Mayor Monteza to the City Council members present, to wit: To appoint, as the sole member of the Grand Haven Community Land Trust, Robert Monetza, William Ellingboe, Thomas Boven, and all residents of the City of Grand Haven as the initial members of the Board of Directors, and after discussion Council Member Fritz and was supported by Council Member Cummins, as follows:

The City of Grand Haven, being the sole initial Member of **Grand Haven Area Community Land Trust**, a Michigan non-profit corporation (the "**Corporation**"), adopts the following resolutions in writing and without a business meeting pursuant to the provisions of Section 223 of the Michigan Business Corporation Act and in anticipation of the receipt of filed Articles of Incorporation for the Corporation:

RESOLVED, that true copies of the Articles of Incorporation of this Corporation which were filed on July 6, 2021, in the office of the Michigan Department of Licensing and Regulatory Affairs and the Certificate of Incorporation to be inserted in the record book of the Corporation upon receipt of acknowledgement of the acceptance of such articles as having been received and filed; and

FURTHER RESOLVED, that the following persons are hereby appointed and elected by the Member as the initial Board of Directors of the Corporation to hold office and serve until their successors are elected and qualified or until their death, resignation or removal:

Robert Monetza
William Ellingboe
Thomas Boven

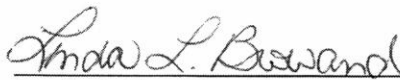
All residents of the City of Grand Haven.

It is the intention of the sole Member that upon execution of this instrument the action authorized shall be valid for all purposes to the same extent as if authorized at a duly noticed and held organizational meeting of the Member.

The following City Council members voted in favor of approving such Action Dora, Cummins, Scott, Fritz, and Monetza and the following voted against such Action NONE.

Resolution declared X Adopted Disapproved.

IN WITNESS WHEREOF, the undersigned Member has executed this writing effective July 19, 2021.


City Clerk, City of Grand Haven

Attachment C

ORDINANCE NO. 2021-07

AN ORDINANCE TO AMEND THE CITY OF GRAND HAVEN
CODE OF ORDINANCES BY ADDING TO SECTION 36-36
REGARDING OFFENSES AND FINES FOR STOPPING,
STANDING, AND PARKING PER CHAPTER 36, ARTICLE III
OF THE CODE OF ORDINANCES

THE CITY OF GRAND HAVEN, COUNTY OF OTTAWA, STATE OF MICHIGAN,
ORDAINS:

Section 1. Amendment. Section 36-36 of Article III in Chapter 36 of the City of Grand Haven Code of Ordinances is expanded by the addition of the following language to the existing language:

Sea Wall Mooring Violation ... 75.00

Section 2. Effective Date. This Ordinance shall take effect twenty (20) days after its adoption or upon its publication in a newspaper of general circulation in the City, whichever occurs later.

YEAS: Council Member(s) Cummins, Scott, Fritz, Dora, and Monetza

NAYS: Council Member(s) NONE

ABSTAIN: Council Member(s) NONE

ABSENT: Council Member(s) NONE

APPROVED: July 6, 2021

I certify that this ordinance was adopted at a meeting of the Grand Haven City Council held on July 6, 2021.


Linda L. Browand, City Clerk

Introduced: June 21, 2021

Adopted: July 6, 2021

Published: July 14, 2021

Effective: July 26, 2021

Attachment D

ORDINANCE NO. 2021-08

**AN ORDINANCE TO AMEND THE CITY OF GRAND HAVEN
CODE OF ORDINANCES BY REVISING PROVISIONS
PERTAINING TO THE HARBOR AND WATERWAYS.**

**THE CITY OF GRAND HAVEN, COUNTY OF OTTAWA, STATE OF MICHIGAN,
ORDAINS:**

Section 1. Amendment of Section 18-1. Section 18-1 of Article I in Chapter 18 of the City of Grand Haven Code of Ordinances is amended to read as follows:

Sec. 18-1. – Definitions.

The following words and phrases, when used in this article, shall have the meanings respectively ascribed to them:

Harbor shall include all the navigable waters within the limits of the city and all lagoons, wing dams, wharves, docks, revetments and piers adjacent thereto.

Marina shall mean the Grand Haven Municipal Marina and shall include that portion of the harbor and grounds adjacent thereto and to include the seawall from the Lynne Sherwood Waterfront Stadium to Howard Street over which such marina facilities extend.

Slow-no wake speed shall mean a speed whereby the wake or wash created by the vessel would be minimal.

Vessel means every description of watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation on water.

All words and phrases used in this chapter shall be construed and have the same meanings as those words and phrases defined in Act 303, Public Acts of 1967 [MCL 28.1001 et seq.], as amended.

(Code 1962, §§ 2-701, 2-701A)

Section 2. Amendment of Section 18-79. Section 18-79 of Article V in Chapter 18 of the City of Grand Haven Code of Ordinances is amended to read as follows:

Sec. 18-79. – Transients.

No transient vessel and/or vessel operator may remain in or at the municipal marina or moor overnight along the seawall from the Lynne Sherwood Waterfront Stadium to Howard Street for more than seven (7) consecutive days, whether there is a change of boat wells every day or not, and further the vessel must be away from the municipal marina for forty-eight (48) consecutive hours before its right to another week is renewed.

(Code 1962, § 2-729(5))

Section 3. Amendment of Section 18-95. Section 18-95 of Article V in Chapter 18 of the City of Grand Haven Code of Ordinances is amended to read as follows:

Sec. 18-95. – Violations.

No person shall use the marina or moor overnight along the seawall from the Lynne Sherwood Waterfront Stadium to Howard Street except upon compliance, and in accordance, with this article. Any violation of this section shall be cause for the Marina Operator to order the immediate removal at the boat owner or operator's expense from the marina or from the seawall from the Lynne Sherwood Waterfront Stadium to Howard Street of any boat or tenant without refund of any fees which may have been paid, and shall subject such violator to the penalty provided in section 1-8 of this Code.

(Code 1962, § 2-729(23))

Section 4. Amendment of Section 18-96. Section 18-96 of Article V in Chapter 18 of the City of Grand Haven Code of Ordinances is amended to read as follows:

Sec. 18-96. – Unauthorized berthing.

No vessel shall occupy any marina slip or moor overnight along the seawall from the Lynne Sherwood Waterfront Stadium to Howard Street without authorization/permit from the Marina Operator. Unauthorized vessels berthed at the marina shall be considered trespassing and may be removed and impounded by the Marina Operator. All costs associated with the removal and retrieval of the unauthorized vessel shall be the responsibility of the vessel owner. The owner of the vessel shall also be subject to the violations section of the ordinance contained at section 18-95 herein.

(Ord. No. 19-05, § 1, 3-4-19)

Section 5. Effective Date. This Ordinance shall take effect twenty (20) days after its adoption or upon its publication in a newspaper of general circulation in the City, whichever occurs later.

YEAS: Council Member(s) Scott, Fritz, Dora, Cummins, and Monetza

NAYS: Council Member(s) NONE

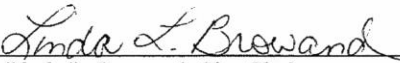
ABSTAIN: Council Member(s) NONE

ABSENT: Council Member(s) NONE

APPROVED: July 6, 2021

Regular City Council Meeting
July 6, 2021
Page 13

I certify that this ordinance was adopted at a meeting of the Grand Haven City Council held on July 6, 2021.



Linda L. Browand, City Clerk

Introduced: June 21, 2021

Adopted: July 6, 2021

Published: July 14, 2021

Effective: July 26, 2021

Attachment E

ORDINANCE NO. 2021-09

**AN ORDINANCE TO AMEND THE CITY OF GRAND HAVEN
CODE OF ORDINANCES BY ADDING SECTION 28-25 AND
SECTION 28-26 REGARDING THE ESTABLISHMENT OF A
POLICE LINE, FIRE LINE, OR CLEAR ZONE.**

**THE CITY OF GRAND HAVEN, COUNTY OF OTTAWA, STATE OF MICHIGAN,
ORDAINS:**

Section 1. Addition. Sections 28-25 and 28-26 of Article III in Chapter 28 of the City of Grand Haven Code of Ordinances are added in their entirety to read as follows:

Sec. 28-25. – Establishing a police line, fire line, or clear zone.

When any fire, accident, explosion, parade, calamity, public disturbance, or other emergency or special occasion causes or may cause persons to collect on the public streets, sidewalks, parks, or other public places in the city, any member of the police or fire department, or any other peace officer may establish a police line, fire line, or clear zone as may be necessary for the purpose of affording or achieving:

- (1) the protection of persons or property;
- (2) opportunities for police officers, firefighters, emergency medical personnel, and other emergency personnel to perform operations in accordance with their duties;
- (3) the exclusion of the public from the vicinity of a fire, accident, explosion, parade, calamity, public disturbance, or other emergency or special occasion;
- (4) the safe passage of a parade;
- (5) the movement of pedestrian or vehicle traffic;
- (6) the security of any scene and the protection of evidence; or
- (7) the maintenance of public peace and safety for persons and property.

Residents of any area affected by a police line, fire line, or clear zone and other persons may be authorized by public officials to cross the lines or be within the zones, so long as their safety is not jeopardized and their presence does not interfere in the performance of duties by emergency personnel.

Sec. 28-26. – Penalty.

Any person who violates this article or any lawful order issued by a public safety official pursuant to this article shall be guilty of a misdemeanor as outlined in section 1.8 of this code.

Regular City Council Meeting
July 6, 2021
Page 15

Section 2. Effective Date. This Ordinance shall take effect twenty (20) days after its adoption or upon its publication in a newspaper of general circulation in the City, whichever occurs later.

YEAS: Council Member(s) Fritz, Dora, Cummins, Scott, and Monetza

NAYS: Council Member(s) NONE

ABSTAIN: Council Member(s) NONE

ABSENT: Council Member(s) NONE

APPROVED: July 6, 2021

I certify that this ordinance was adopted at a meeting of the Grand Haven City Council held on July 6, 2021.

Linda L. Browand
Linda L. Browand, City Clerk

Introduced: June 21, 2021

Adopted: July 6, 2021

Published: July 14, 2021

Effective: July 26, 2021