

**Minutes**  
**Saugatuck City Council Meeting**  
**Saugatuck, Michigan, April 28, 2008**

The City Council met in regular session at 7:01 p.m. at City Hall, 102 Butler Street, Saugatuck, Michigan.

1. **Call to Order** by Mayor Vettori at 7:01 p.m.

2. **Pledge of Allegiance**

3. **Attendance**

Present: Spangler, Bekken, Johnson, Hess, Verplank, Simon & Vettori

Absent: None.

Others Present: City Manager Harrier and City Clerk Looman

4. **Approval of Minutes:** A motion was made by Simon, 2<sup>nd</sup> by Johnson, to approve the April 14, 2008 regular meeting minutes as presented. Upon voice vote the motion carried unanimously.

A motion was made by Johnson, 2<sup>nd</sup> by Verplank, to approve the April 21, 2008 special meeting minutes as presented. Upon voice vote the motion carried unanimously.

5. **Mayor's Comments:** Mayor Vettori announced the following items: The infrastructure bond proposal for the May 6, 2008 election was well attended; the Citizen of the Year celebration was held for Russ and Ginger Wilkinson; thanked the Saugatuck/Douglas Garden Club for beautifying the City; the Department of Public Works have begun spring cleanup in the City; the City recently celebrated Arbor Day at Wicks Park with Douglas Elementary 2<sup>nd</sup> Graders; Douglas Elementary 3<sup>rd</sup> Graders will be meeting at City Hall on April 30, 2008 for a mock council meeting; Saugatuck/Douglas is scheduled to be mentioned on NBC's TODAY show regarding one of the top places in the United States to retire.

6. **City Manager's Report:** City Manager Harrier update Council on the interchange 41 sewer agreement; 505 water street appeal has been dismissed; Mermaid Restaurant sign has been replaced; Department of Public Works has started work on City Parks; the garden club is working with the DPW on designing flower beds for this 2008 summer season; Oval Beach parking permits are available at City Hall.

7. **Agenda Changes:** (*deletion*) 13.F. – M.C. Smith and Associates; (*postpone to June 9, 2008 regular meeting*) 13.B – Historic District Commission.

8. **Guest Speakers:**

**A. Terry Burns – Allegan County Commissioner:** Mr. Burns updated City Council on various Allegan County issues.

9. **Public Comments:** Bonnie Wilkins, 439 Butler Street, commented on agenda item 13.H. regarding the McClendon property lease negotiations and encouraged Council to follow through with what was said at their last meeting with regards to spending attorney dollars and time on Mr. Neumer's scenarios.

10. **Request for Payment:**

**A. Approval of Accounts Payable:** A motion was made by Spangler, 2<sup>nd</sup> by Hess, to approve the accounts payable in the amount of \$47,952.50. Upon voice vote the motion carried unanimously.

11. **Public Hearings:** None.

12. **Unfinished Business:** None.

**13. New Business:**

**A. Assessing Services – Contract for Services:** A motion was made by Simon, 2<sup>nd</sup> by Johnson, to table the independent contractor agreement for professional assessor services between the City of Saugatuck and Daniel R. Scheuerman for a period from May 1, 2008 until June 30, 2011 to the May 12, 2008 regular meeting. Upon voice vote the motion carried unanimously.

**C. Resolution No. 080428-A – Culver Street Parking Lot Use Agreement with Saugatuck Public Schools:** A motion was made by Bekken, 2<sup>nd</sup> by Verplank, to approve Resolution No. 080428-A as presented regarding the parking lot use agreement between the City of Saugatuck and the Saugatuck Public Schools for the 2008 season. Upon roll call the motion carried unanimously.

**D. Spear Street Launch Ramp Management Agreement:** A motion was made by Spangler, 2<sup>nd</sup> by Johnson, to approve the Launch Ramp Management Agreement with terms being for three years with 50/50 split fees. Upon roll call, the motion carried unanimously.

**E. Tree Ordinance No. 080428-1:** A motion was made by Verplank, 2<sup>nd</sup> by Johnson, to approve Ordinance No. 080428-1 to amend Chapter 97 of the City of Saugatuck Code of Ordinances in its entirety.

Council Member Verplank withdrew previous motion.

A motion was made by Simon, 2<sup>nd</sup> by Johnson to table Ordinance No. 080428-1 to the May 12, 2008 regular Council meeting. Upon roll call, the motion carried unanimously.

**G. FOIA Appeal:** A motion was made by Hess, 2<sup>nd</sup> by Verplank, to deny the appellant's FOIA appeal dated April 18, 2008, based upon the following:

1) While some records are capable of being searched electronically for a particular word or phrase, that is not the case with all City records. Here, the request is so broad that attempting to clarify the records at issue would require an extensive review with not assurance of locating the records actually sought.

2) The appellant's appeal (see Basis 3) implies that the documents truly sought by the appellant are records of some type sent to the State of Michigan. If this is the case, and the appellant so advises the City, then the City will gladly restrict its search efforts for those particular types of records.

3) Based upon the request as initially presented, however, the City concludes that it must deny the appellant's appeal as the request made does not sufficiently describe the public record(s) sought.

Upon roll call the motion carried by the following vote:

Yes: Hess, Verplank, Spangler, Bekken, Johnson and Vettori

No: Simon

**Suspension of Rules:** A motion was made by Johnson, 2<sup>nd</sup> by Spangler to suspend the rules for the purpose to move the public comments section before 13.H. – McClendon Property Lease Negotiations Update. Upon voice vote, the motion carried unanimously.

**H. McClendon Property Lease Negotiations Update:** A motion was made by Johnson, 2<sup>nd</sup> by Spangler, to go into closed session to consider the lease of real property. Upon roll call the motion carried unanimously.

**14. Consent Agenda:** None.

**15. Public Comment:** None.

**16. Communications:**

**A. Saugatuck Township Fire Board Meeting Minutes:** Accept as information.

**B. City of Saugatuck Treasurer Investment Schedule:** Accept as information.

- C. Sparkle Committee 2008 Ornament Design:** Accept as information.
- D. Mayor Vettori – Mayors Against Illegal Guns:** Accept as information.

**17. Boards, Commissions & Committee Reports:** Council heard a report from the Tree Board Committee.

**18. Council Comments:** None.

City Council reconvened at 9:35 p.m. in open session.

Present: Spangler, Bekken, Johnson, Hess, Verplank, Simon & Vettori

Absent: None.

Others Present: City Manager Harrier and City Clerk Looman

**19. Adjournment:** Mayor Vettori adjourned the meeting at 9:35 p.m.

Respectfully Submitted,

Monica Looman  
City Clerk