

Meeting Minutes :

MINUTES OF THE ST. JOSEPH CITY COMMISSION MEETING HELD IN THE COMMISSION CHAMBERS, CITY HALL, ST. JOSEPH, MICHIGAN ON MARCH 11, 2013.

PRESENT: MAYOR JUDD, COMMISSIONERS CHICKERING, GAREY, GOFF AND RICHARDS

CITY MANAGER FRANK WALSH

CITY ATTORNEY LAURIE SCHMIDT

CITY CLERK DEB KOROCH

ABSENT: NONE

Mayor Judd called the meeting to order at 6:00 p.m.

Commissioner Richards; seconded by Commissioner Garey, moved the approval of the March 11, 2013 Agenda, as presented. Roll call resulted as follows: Yeas: Commissioners Chickering, Garey, Goff, Mayor Judd and Commissioner Richards. Nays: None. Absent: None. Motion carried.

Mayor Judd called for public comment.

There being no public comment, Mayor Judd presented the March 11, 2013 Consent Agenda:

- Disbursements paid since February 16, 2013 in the amount of \$1,692,565.02
- Minutes of the February 16, 2013 Special Meeting
- Minutes of the February 25, 2013 Regular Meeting

- Minutes of the March 7, 2013 Special Meeting
- Special Event - St. Joseph Today - Eggstravaganza - March 30th

Commissioner Chickering; seconded by Commissioner Goff, moved the approval of the March 11, 2013 Consent Agenda, as presented. Roll call resulted as follows: Yeas: Commissioners Chickering, Garey, Goff, Mayor Judd and Commissioner Richards. Nays: None. Absent: None. Motion carried.

The City Manager presented Resolution 13-04 for consideration and asked the Community Development Director to review the specifics of the short-term rental moratorium with the City Commission.

City of St. Joseph

Resolution 13-04

A RESOLUTION TO EXTEND A TEMPORARY MORATORIUM ON APPLICATIONS FOR SPECIAL USE PERMITS IN RESIDENTIAL ZONING DISTRICTS

WHEREAS, the City Commission in August 2012 enacted Special Ordinance 39-1-3, which placed a temporary moratorium on the filing, accepting or processing of Special Use Permit applications requesting authorization to use residential dwelling units as Short-term Rental Units in R1 Single-family Residence and R2 Two-family Residence zoning districts; and

WHEREAS, the moratorium established by Special Ordinance 39-1-3 expires on March 15, 2013 unless extended by resolution of the City Commission; and

WHEREAS, the City has been researching this issue and has received suggestions and differing opinions from citizens regarding this matter and believes that additional time is required to conclude the research required to determine if there are measures to better protect and promote the public health, safety and welfare of its Citizens and to implement any such measures;

NOW, THEREFORE, BE IT RESOLVED, that the St. Joseph City Commission hereby extends by six (6) months the moratorium established by Special Ordinance 39-1-3 prohibiting

the filing, accepting or processing of new applications for Special Use Permits authorizing the use of residential dwelling units as Short-term Rental units in all R1 Single-family Residence and R2 Two-family Residence zoning districts, and

BE IT FURTHER RESOLVED that this moratorium shall expire on September 15, 2013 unless terminated sooner by resolution of the City Commission.

Commissioner Goff; seconded by Commissioner Chickering, moved the approval of Resolution 13-04, extending the short term rental moratorium until September 15, 2013. Roll call resulted as follows: Yeas: Commissioners Chickering, Garey, Goff, Mayor Judd and Commissioner Richards. Nays: None. Absent: None. Motion carried.

The Community Development Director addressed the City Commission regarding the property maintenance program. He stated that in 2010 the City Commission had decided to place the program on hiatus after two complete four-year cycles had been completed. At that time, the City Commission noted that neighborhoods were in pretty good shape and given the economic difficulties, the program was placing many residents under financial stress. For the last three years (2010-12) the Inspection and Community Development departments have continued to follow up on major issues city wide but notice that these efforts are diffused and do not seem to have the same impact on the community as the previous program. He asked the Commission to consider re-instituting a more focused property maintenance program along the lines of the 2002-2009 program. Discussion ensued, after which the Community Development Director was directed to develop a plan to re-institute the program utilizing part-time seasonal staff and bring the program specifics back to the City Commission for consideration.

The Communications and Marketing Director presented a plan to market the 2013 Public Art Display.

Fiberglass Pieces	\$46,000
Marketing Plan/Layout	24,000
Print Ads/Media/Billboards	22,000
Brochures/Place Mats	<u>6,000</u>
Total	\$98,000

Private Donations	\$77,000
City Funds	21,000

Commissioner Richards; seconded by Commissioner Goff, moved approval of the 2013 Public Art Display and Marketing Plan, as presented. Roll call resulted as follows: Yeas: Commissioners Chickering, Garey, Goff, Mayor Judd and Commissioner Richards. Nays: None. Absent: None. Motion carried.

The City Manager asked the City Commission to consider setting a Public Hearing for March 25, 2013 at 6:00 p.m. for the purpose of receiving public comments on a proposed application to the DNR Trust Fund for grant assistance in funding two (2) Kayak/Canoe Launch sites on city owned property; one on the Morrison Channel at the end of Fisherman's Road and a second site at Riverview Park.

Commissioner Garey; seconded by Commissioner Chickering, moved approval to set a Public Hearing on March 25, 2013 at 6:00 p.m. regarding an application to the DNR Trust Fund for grant assistance in funding two (2) Kayak/Canoe Launch sites. Roll call resulted as follows: Yeas: Commissioners Chickering, Garey, Goff, Mayor Judd and Commissioner Richards. Nays: None. Absent: None. Motion carried.

Commissioner Garey updated the City Commission and the audience on the City Manager Search process.

Commissioner Richards; seconded by Commissioner Goff, moved to go into Closed Session at 6:35 p.m. for the purpose of reviewing legal opinions regarding weekly rentals and public safety issues. Roll call resulted as follows: Yeas: Commissioners Chickering, Garey, Goff, Mayor Judd and Commissioner Richards. Nays: None. Absent: None. Motion carried.

Commissioner Richards; seconded by Commissioner Goff, moved to close the Closed Session at 7:25 p.m. Roll call resulted as follows: Yeas: Commissioners Chickering, Garey, Goff, Mayor Judd and Commissioner Richards. Nays: None. Absent: None. Motion carried.

Commissioner Goff; seconded by Commissioner Richards, moved to request the Planning Commission review the Zoning Ordinance with regard to short term rental use in R1 and R2 districts Yeas: Commissioners Chickering, Garey, Goff, Mayor Judd and Commissioner Richards. Nays: None. Absent: None. Motion carried.

There being no further business, Mayor Judd moved to adjourn at 7:30 p.m.

Mayor

City Clerk