

Call to Order at 6:30 p.m.

Roll Call. Present: Flanagan, New Buffalo, MI, Berrien County; Robertson, New Buffalo, MI, Berrien County; Lijewski, New Buffalo, MI, Berrien County; Mayor Humphrey, New Buffalo, MI, Berrien County.

Absent: Lou O'Donnell

Staff Present: City Manager, Darwin Watson; City Clerk, Amy Fidler; Parks Director, Kristen D'Amico; City Treasurer, Kate Vyskocil

Approval of Agenda: Motion by Flanagan, seconded by Lijewski to approve the agenda:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Approval of Consent Agenda: Motion by Humphrey, seconded by Flanagan to approve the consent agenda excluding item a, the City Council Minutes of April 15, 2021 Special Meeting; April 19, 2021 Regular Meeting and May 3, 2021 Special Meeting:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Approval of City Council Minutes of April 15, 2021 Special Meeting: Motion by Flanagan, seconded by Lijewski to approve the Special City Council Minutes of April 15, 2021:

Roll Call Vote:

AYES: Flanagan, Lijewski, Robertson, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Approval of City Council Minutes of April 19, 2021 Regular Meeting, May 3, 2021 Special Meeting: Motion by Flanagan, seconded by Lijewski to approve the City Council Minutes of April 19, 2021 Regular Meeting and May 3, 2021 Special Meeting:

Roll Call Vote:

AYES: Lijewski, Robertson, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Public Comment:

Ron Watson

John Natsis

Bart Goldberg

Jason Milovich

Chris Yonker

Sharon Kelly

Heather Gradowski

Public Hearing: 2021-2022 Budget and 2021-2022 Truth-in-Taxation Millage Rate

Open Public Hearing: Motion by Flanagan, seconded by Lijewski to open the public Hearing for the 2021-2022 Budget and 2021-2022 Truth-in-Taxation Millage Rate:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Bill Lenga

Close Public Hearing: Motion by Flanagan, seconded by Lijewski to close the public hearing for the 2021-2022 Budget and 2021-2022 Truth-in-Taxation Millage Rate:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Old Business

Concession Approval Hot Dog Cart: Motion by Flanagan, seconded by Lijewski to approve the concession license agreement with Andrew Pavlopoulos dba “Hot Dog Kart” at the transient marina with the annual fee of \$2250.00:

Roll Call Vote:

AYES: Flanagan, Lijewski, Humphrey

NAYES: Robertson

ABSENT: O’Donnell

ABSTAINED:

Motion Carried, 3-1.

Untable Site Plan Approval – 36 S. Whittaker St: Motion by Lijewski, seconded by Flanagan to untable the site plan approval for 36 S. Whittaker Street:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O’Donnell

ABSTAINED:

Motion Carried, 4-0.

Site Plan Approval – 36 S. Whittaker St: Motion by Lijewski, seconded by Flanagan to approve the Site Plan Approval – 36 S. Whittaker St.:

Roll Call Vote:

AYES: Lijewski, Robertson, Flanagan, Humphrey

NAYES:

ABSENT: O’Donnell

ABSTAINED:

Motion Carried, 4-0.

New Business

2021-2022 Budget and 2021-2022 Truth-in-Taxation Millage Rate: Motion by Flanagan, seconded by Lijewski to approve the 2021-2022 Budget and 2021-2022 Truth-in-Taxation Millage Rate:

Roll Call Vote:

AYES: Flanagan, Robertson, Lijewski, Humphrey

NAYES:

ABSENT: O’Donnell

ABSTAINED:

Motion Carried, 4-0.

Parks Authority: Motion by Flanagan, seconded by Robertson to table the Parks Authority:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Dispute Resolution for Tax Parcel I.D. #11-62-7155-0042-00-3: Motion by Flanagan, seconded by Lijewski to approve the proposed dispute resolution for the tax property I.D. 11-62-7155-0042-00-3. The City Manager and City Attorney are authorized to formalize the agreement, which will be presented to the Council for their approval:

Roll Call Vote:

AYES: Lijewski, Robertson, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

New On-Premise Tasting Room Permit (910 W. Buffalo St.): Motion by Flanagan, seconded by Robertson to approve the New On-Premise Tasting Room Permit (910 W. Buffalo St.):

Roll Call Vote:

AYES: Flanagan, Robertson, Lijewski, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Board Appointments: Motion by Robertson, seconded by Lijewski to approve the Board Appointments as follows: Zoning Board of Appeals- Wayne Borg, Rich Cooper, and Jennifer Parello; Planning Commission- Paul Billingslea, Donald Stoneburner, Roxanne Lauer:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

New Buffalo Beach Club, LLC Agreement Amendment: Motion by Robertson, seconded by Flanagan to approve the New Buffalo Beach Club, LLC agreement Amendment to fulfill the last year of the contract:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

North Berrien Street Fire Hydrant Installation & 4" Watermain Deactivation: Motion by Robertson, seconded by Lijewski to approve the North Berrien Street Fire Hydrant Installation & 4" Watermain Deactivation in the amount of \$14,650.00:

Roll Call Vote:

AYES: Flanagan, Robertson, Lijewski, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Lawnmower Purchase: Motion by Robertson, seconded by Flanagan to approve the Lawnmower Purchase of the Gravely Pro-Stance Mower model #994149 in the amount of \$6500.00:

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Granicus Host Compliance Purchase: Motion by Robertson, seconded by Lijewski to approve Granicus Host Compliance Purchase in the amount of \$14,723.10 for the first year or service and \$16,854.48 thereafter:

Roll Call Vote:

AYES: Lijewski, Robertson, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

Marina Repairs Pay Request (Mead & White; City Plumbing & Heating): Motion by Flanagan, seconded by Robertson to approve marina repairs pay request to Mead & White in the amount of \$10,426.50 and to City Plumbing & Heating in the amount of \$23,048.20:

Roll Call Vote:

AYES: Flanagan, Robertson, Lijewski, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAINED:

Motion Carried, 4-0.

The New Buffalo City Code of Ordinances Amendment-Chapter 11 (Second Reading): Motion by Robertson, seconded by Lijewski to approve the New Buffalo City Code of Ordinances Amendment-Chapter 11 (Second Reading):

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAIN:

Motion Carried, 4-0.

Discussion:

Sale of City Owned Property (11-62-8200-0244-00-0; 11-62-8200-0245-00-6; 11-62-8200-0246-00-2)

City Manager, Darwin Watson was contacted by Steven Cimino regarding three City owned parcels (11-62-8200-0244-00-0; 11-62-8200-0245-00-6; 11-62-8200-0246-00-2). Mr. Cimino is interested in purchasing all three parcels in the amount of \$2500.00. The City Council discussed the offer. The Council decided that was not an option.

Council Comments: Mayor Humphrey mentioned House Bill 4722. House Bill 4722 is proposing that the state would allow rentals to exist in any district and the City could not restrict it through zoning. There is significant county participation to oppose the bill in the community. Humphrey would like to pass a resolution against House Bill 4722 in the near future.

Adjournment:

Motion by Flanagan, seconded by Robertson to adjourn the meeting at 8:38 p.m.

Roll Call Vote:

AYES: Robertson, Lijewski, Flanagan, Humphrey

NAYES:

ABSENT: O'Donnell

ABSTAIN:

Motion Carried, 4-0.

af

John Humphrey, Mayor

Nancy Griffin, Deputy Clerk