

**CITY OF MACKINAC ISLAND
MINUTES
REGULAR CITY COUNCIL MEETING
Wednesday, March 06, 2024 at 3:00 PM
City Hall – Council Chambers, 7358 Market St., Mackinac Island, Michigan**

I. Call to Order

Mayor Doud called the meeting to order at 3:00 pm.

II. Roll Call

PRESENT

- Brian Bailey
- Richard Chambers
- Tom Corrigan
- Anneke Myers
- Richard Linn, Treasurer
- Doug Topolski, Chief of Police

ABSENT

- Steven Moskwa
- Alan Sehoan

IV. Approval of Minutes

- a. Minutes of the Special City Council Meeting from February 21, 2024
 - Mayor Doud stated the minutes stood approved as presented
- b. Minutes of the Regular City Council Meeting from February 21, 2024
 - Mayor Doud stated the minutes stood approved as presented

V. Approval of the Treasurer's Report

- a. Treasurer's Report 03.06.2024. To accept the report as presented.
Motion made by Myers, Seconded by Chambers.
Voting Yea: Bailey, Chambers, Corrigan, Myers

VI. Approval of Payments for:

- To approve the payroll and payables as presented.

Motion made by Chambers, Seconded by Bailey.

Voting Yea: Bailey, Chambers, Corrigan, Myers

VII. Additions to / Adoption of Agenda

- To accept the agenda as presented.

Motion made by Chambers, Seconded by Bailey.

Voting Yea: Bailey, Chambers, Corrigan, Myers

IX. Correspondence

- Dr. Mary Patay, Recreation Director
 - o The Recreation Department Master Plan has been completed and is good until 2029. The completed plan can be found online on the City's website.
 - Councilwoman Myers requested that Dr. Patay email the completed plan to Adam Young of Wade Trim.

- a. To place the letter announcing the City's receipt of the Funding Award for the Housing Readiness Incentive Grant.

Motion made by Corrigan, Seconded by Myers.

Voting Yea: Bailey, Chambers, Corrigan, Myers

XI. New Business

- a. To approve the 2024 Rental Bicycle License Ordinance, with the number of commercial licenses being issued at 1511 for the 2024 year, and to continue the study for the possible future issuance of additional licenses.

Motion made by Myers, Seconded by Bailey

Voting Yea: Bailey, Chambers, Corrigan, Myers

- b. Transfer of rental bike licenses for the Harbour View Inn to the new owners.

- o Attorney Evashevski and the Treasurer will look into the original conditions the Harbour View's rental licenses were issued under prior to discussing a transfer to the new owners. Transfer was tabled for further information on original issuance conditions.

Motion made by Myers, Second by Chambers.

Voting Yea: Bailey, Chambers, Corrigan, Myers

- c. To approve the request for approval of the 2024 Seasonal Slip Rental Agreement for Marine Rescue

Motion by Made by Myers, Second by Bailey

Voting Yea: Bailey, Chambers, Corrigan, Myers

- d. Approval to enter into the the Housing Development Fund Grant Agreement and to authorize the City Clerk & Mayor to sign the agreement.
Motion by made by Chambers, second by Corrigan
Voting Yea: Bailey, Chambers, Corrigan, Myers
- e. Approval of the Professional Services Agreement with Wade Trim for the Housing Development Fund Grant process
 - o Wade Trim will help the City with the planning process to prepare and adopt zoning ordinance amendments focused on housing.Motion made by Myers, Seconded by Corrigan.
Voting Yea: Bailey, Chambers, Corrigan, Myers
- f. Discussion and / or action regarding Mackinac Island Ferry Company's (Star Line) proposed Rates, Fees & Schedules for the 2024 season
 - o Originally submitted late Feb. 21, 2024
 - o Submitted additional fees March 4, 2024
 - o Jerry Fetty stated that Star Line will not be charging a luggage fee
 - o Councilwoman Myers
 - Charges for the cart wagon round trip, full luggage cart, and half luggage cart
 - Mr. Fetty noted that the prices presented are for one (1) way
 - Councilwoman Myers inquired how these fees apply to residents coming back with groceries
 - Jerry - only time these charges are applied is when someone insists on having their own cart with no one else's stuff on them.
 - Councilwoman Myers noted that it needs to be clarified on how these charges are assessed. If residents come to a boat and their luggage is the only thing on a cart, they will be charged for the cart?
 - o Mr. Fetty replied that no, someone will only be charged for a cart if they insist that they want only their items on a cart
 - o Councilwoman Myers noted that she would like this clarified on Star's fee list
 - o Mr. Fetty also clarified that the charge is double from the Mackinaw City dock to deter the number of carts being put on the boat
 - Councilwoman Myers noted that this also needs to be clarified if different prices are being charged in different locations
 - o Councilman Bailey inquired about the employee ticket price
 - Mr. Fetty noted that this can be added to the fare sheet
 - o Councilwoman Myers inquired about the \$2 additional fee for bikes that was listed last year
 - Mr. Fetty confirmed that this fee was still charged to cover the fee that the City collects from each boat line
 - o Councilwoman Myers inquired what the 2024 dates were for the schedule presented for St. Ignace Dock 1 as they were not listed on what was submitted
 - Council was informed that the dates were June 14th - September 1st
 - Councilwoman Myers asked that the schedule be resubmitted with these dates
 - o Mayor Doud thanked Star Line for their service this winter
 - Councilman Bailey noted that guest services have been great this year
 - o New schedule change March 11th
 - Councilwoman Myers inquired that, if Star Line finds that there is enough traffic to add another boat between 12:30 and 5:30, Star Line reserves the right to do so and the City would encourage that
 - Mr. Fetty noted that the crew monitors traffic as much as possible. Hoping that traffic will pick up more in April and an additional afternoon boat can be added
 - o Councilman Corrigan inquired when the cutoff date was to purchase 2024 resident passes
 - Mr. Fetty noted that last year was an unusual year since Star Line did not have a contract with the City. This year the bulk of the passes will be sold on March 28th and 29th from 10:00 am to 4:00 pm
 - Multiple people voiced concern that those dates are within the local spring break and that many residents will not be on the island at that time
 - Mr. Fetty noted that he would look at adding an additional date for sales
 - Councilman Corrigan inquired what residents need to present in order to renew their pass

- Mr. Fetty noted that Star Line will require proof of island residency via a driver's license with a Mackinac Island address, a Michigan ID with a Mackinac Island address as well as a second form of ID (lease, utility bill, or voter ID card)
 - Councilman Corrigan reminded Mr. Fetty that, according to the Winter Service Contract and the Ferry Franchise, a person only needs to provide one of those forms of residency
 - Councilwoman Myers noted that the Winter Service Contract states the following:
 - “Island Residents. The term “Island Resident as used in this Agreement means only those individuals that are residents of the City of Mackinac Island and who produce satisfactory documentary evidence of such residence by way of a driver's license, voter identification card, utility bill, or similar evidence. Alternatively, proof of residence can be established by production of documentary evidence verifying that the individual physically resides on Mackinac Island.”
 - This language was negotiated under the current Winter Service Contract, and was agreed to by Mackinac Island Ferry Company and the City of Mackinac Island
 - Councilwoman Myers noted that the City is asking for Star Line to have some consideration. Star Line is requiring a purchaser to present an ID with a Mackinac Island address and will not accept anything else. If a person does not have that, they are turned away.
 - Councilman Corrigan again pointed out that the Winter Service Contract only requires a purchaser to provide ONE proof of residency
 - Mr. Fetty stated that those requirements don't prove domicile residency
 - Attorney Evashevski noted that the verbiage is not an “AND” its an “OR”. The Winter Service Contract does not state that a purchaser does not need to prove domicile residency
 - Councilman Bailey asked that Star Line please note that only one form of identification is required
 - Mr. Fetty noted that Star Line has guidelines posted on their website for people to know what they need to purchase a boat pass
 - Councilman Corrigan again inquired when the cutoff date was to purchase a resident pass
 - Councilwoman Myers asked Star Line for consideration of the residents, and asked that Star Line please announce the additional purchase date(s) as soon as possible
 - Mr. Fetty noted that a resident pass can be purchased at any time of the season, but each purchase needs to go on case by case basis
 - Councilwoman Myers asked that Star Line please add, for clarification, the resident pass price to your rates and fees schedule
 - Mayor's Assistant Trista France inquired if Star Line would consider giving "free" passes for the children under 5 so parents do not have to continue to obtain the "free" tickets
 - Mr. Fetty noted that this was something they could look in to offering
 - Councilwoman Myers asked to see the final winter schedule before publication
- Motion to table Mackinac Island Ferry Company's 2024 schedules, rates, and fees until more information is received from Mr. Fetty.
Motion made by Myers, Seconded by Corrigan.
Voting Yea: Bailey, Chambers, Corrigan, Myers
- g. Request for approval of the 2024 Dray Service Agreement with Mackinac Island Service Company
2024 Dray Service Agreement to be tabled until the March 20th meeting to review the price comparison from the previous year.
Motion made by Bailey, Seconded by Chambers.
Voting Yea: Bailey, Chambers, Corrigan, Myers
- h. Approval of a preapproved vehicle permit submitted by Soils & Structures for continued construction at the Wastewater Treatment Plant for the Department of Public Works. Truck arrived on March 6th and was in use for one (1) day. Fees were waived.
Motion made by Myers, Seconded by Corrigan.
Voting Yea: Bailey, Chambers, Corrigan, Myers

- i. Request for approval of a vehicle permit for John Huibregtse to move household goods off island
 - o Mr. Huibregtse informed that Council that he would like to utilize a moving truck to move his household goods off the Island
 - o Have to be out of the house by May 1st and have a large amount of goods. A good portion of things to be moved are antique furniture and collectables - don't want to load and unload 2 or 3 times on a dray
 - o Believes it would be easier and safer to load the items into a moving truck and be done with it. Items would also be protected from the weather.
 - o Councilwoman Myers noted that the City's Motor Vehicle Ordinance does not allow the issuance of a vehicle permit for the purpose of convenience or desire. The Council has never issued a vehicle permit for a moving truck.
 - There are other ways to move the goods. Can get a trailer to be pulled by the dray or can leave the moving van on the dock and items can be moved by dray and loaded into the moving truck at the dock
 - o Mr. Huibregtse noted that he understood, but due to weather and the value of the antiques, he would prefer to have a truck at the house to load goods directly in to
 - o Councilman Corrigan noted that the Council has issued permits for vehicles to be used to transport antiques and valuables in the past.
 - Recommended that Mr. Huibregtse speak with the Mackinac Island Service Company and obtain a letter stating that they will not move the items
 - o Councilman Bailey noted that the April dates on the application is also the same weekend that the Grand opens, and inquired if the move could be done earlier?
 - o Mayor recommended holding the permit for (2) weeks to get letter from the Service Company
 - o Councilman Bailey inquired if the moving truck could be brought to the State Dock rather than the Coal Dock - less disruptive to traffic.

Permit is tabled until the March 20th meeting.

Motion made by Corrigan, Seconded by Bailey.

Voting Yea: Bailey, Chambers, Corrigan, Myers

- j. Approval of an Off-Island Business License Application for CentiMark Corp.

Motion made by Myers, Seconded by Bailey

Voting Yea: Bailey, Chambers, Corrigan, Myers

- k. Request for approval of (2) vehicle permits for CentiMark Corp. for roofing repairs at the Grand Hotel

- o Use locations need to be specified.

- Per Councilman Chambers - Woodville commissary, Grand Hotel, Windsor, and the Gate House

- o Councilwoman Myers noted that she does not think a truck and trailer are needed. Need proof that materials and tools cannot be hauled by a dray / trailer pulled by dray.

Permits were table until the March 20th meeting for more information

Motion made by Chambers, Seconded by Corrigan.

Voting Yea: Bailey, Chambers, Corrigan, Myers

- l. Approval of an Off-Island Business License for Creek Contracting LLC

Motion made by Myers, Seconded by Chambers.

Voting Yea: Bailey, Chambers, Corrigan, Myers

- m. Request for approval of a vehicle & trailer permit for Creek Contracting LLC for roofing work at Woodville (Grand Hotel)

- o Councilwoman Myers noted that she had the same questions as before – need proof that the work cannot be done or materials cannot be hauled by a dray

- o Need proof / letter stating the Service Company will not / cannot haul

Permits were table until the March 20th meeting for more information

Motion made by Myers, Seconded by Chambers.

Voting Yea: Bailey, Chambers, Corrigan, Myers

- n. Approval of a pre-approved vehicle permit submitted by Bob Benser for trim work & painting at 7232 Main Street (Foxy Building). Lift arrived to the site on March 5th and will be in use for 15 days. Will park lift in the alley by the Chippewa at night.

Motion made by Myers, Seconded by Chambers.

Voting Yea: Bailey, Chambers, Corrigan, Myers

- o. Request for approval of a vehicle & trailer permit submitted by Chippewa Hotel for concrete work at the Hoban Hill project on Cadotte Ave.
 - Motion made by Myers, second made by chambers to approve the vehicle permit. Vehicle will arrive on April 1st and will be in use for 30 days.
 - Voting Yea: Chambers, Corrigan, Myers
 - Voting Abstaining: BaileyCouncilman Bailey noted that the job trailer might not be able to be moved by the dray due to size of ball hitch
 - Motion by Chambers, Second made by Corrigan to approve the trailer permit if it can be pulled by dray. Otherwise the permit needs to be brought back for reconsideration.
 - Voting Yea: Chambers, Corrigan, Myers
 - Voting Abstaining: Bailey

- p. Request for approval to enter into closed session to discuss a written attorney opinion regarding ferry boat issues
 - Jim Murray, attorney for Mackinac Island Ferry Company
 - o Mayor inquired if there was any time table for repairs on the dock
 - Mr. Murray responded that he does not have that answer. Star Line is working on getting contractors to complete the work - the sooner the better.
 - o Mr. Murray noted that, per his letter, the City has no liability for private property
 - Councilman Bailey inquired if it made a difference that the City has been made aware of deficiencies in the dock
 - Mr. Murray stated that it did not make a difference
 - Councilwoman Myers inquired if Star Line could give the Council information on what large boats / cruise ships will be docking at the Main Dock during the 2024 season
 - Mr. Fetty noted that he could not give an exact number, but similar to last year.
 - In the 80 to 90 range, but not all cruise ships will be docking at the Main Dock.
 - Not sure what the number is of those who will dock rather than moor, but can get those numbers to the Council.

XII. Miscellaneous / General Council Discussion / Additional Agenda Items

Tom Sullivan:

- Thanked the Clerk for handling his recent Freedom of Information Act Request efficiently and properly.
- Thanked the Police Department for continuing the transportation program
- Inquired if the City licenses the taxi or has any influence over their rates
 - While the Mackinac Island Service Company obtains a business license, licenses for their carriages and drays, and license for their horses, they are not a contracted service through the City and they do not hold any kind of franchise agreement with the City
 - Mr. Sullivan noted that he is concerned about fares charged for those living in their neighborhood (Stonecliffe), especially is they are the only ones on the taxi and have to cover the multi-fare rate

Dennis Dombroski

- Trailers, materials, and tools
 - Issue with contractors wanting to haul their tools and materials with trailers for convenience
 - Councilwoman Myers noted that she would hope that the businesses hiring these contractors would understand that the City is trying to preserve the ban on motor vehicles
- In regards to the issued with the Star Line Main Dock
 - In previous situations on buildings he's sited, the City was liable. Would like the Council to keep this in mind.

Motion by Myers, second to the motion by Chambers, to enter into closed session to discuss a written attorney opinion at 4:09 pm.

Councilman Bailey & Dennis Dombroski left the closed session at 4:45 to catch the last boat.

Motion made by Myers, Second by Corrigan, to leave closed session at 4:59.

Motion made by Myers, Seconded by Chambers.

Voting Yea: Bailey, Chambers, Corrigan, Myers

Motion made by Chambers, Second by Corrigan, to enter into open session at 5:00 pm

Motion made by Myers, Seconded by Chambers.

Voting Yea: Bailey, Chambers, Corrigan, Myers

XIII. Adjournment

There being no further business, motion made by Myers, second by Chambers, to adjourn the meeting at 5:00 pm.

Voting Yea: Bailey, Chambers, Corrigan, Myers

Margaret M. Doud, Mayor

Danielle Leach, City Clerk