



CITY COMMISSION MEETING MINUTES

City Hall, 125 South Maple Street, Fennville, MI 49408
Monday, February 1, 2021
7:00 p.m.

In light of the recent orders to limit social interactions due to COVID-19, the City Commission allowed for participation through a virtual meeting site and by telephone.

MINUTES

1. Call to Order/Roll Call

The meeting was called to order by Mayor Pantelleria at 7:00 p.m.

Roll Call:

Present: Almquist, Bolles, Hayden, Jamros, Machan, Pantelleria
Absent: Suerth

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Approval of Agenda

Agenda approved as presented.

4. Public Comments

None.

5. Approval of the following City Commission Minutes:

- a. Regular Meeting: January 19, 2021

Moved by Pantelleria, seconded by Hayden, to approve the City Commission Minutes of January 19, 2021 as presented. Voted Yes: All. Motion carried.

6. Reports & Minutes

None.

NEW BUSINESS

7. The City Commission will be given a presentation on the FY20 Audit from Ken Berthiaume from Berthiaume & Co.

Ken Berthiaume gave the City Commission a presentation on the results of the FY20 Audit. Revenues and expenditures were similar to the prior year.

8. The City Commission will be asked to introduce Ordinance 2021-01: An Ordinance to amend Section 34-216 and 34-218 of the Code of Ordinance to remove reference to marijuana paraphernalia.

Background Information

Sections 34-216 & 218 of the Code of Ordinances read as follows:

Sec. 34-216. CONTROLLED SUBSTANCES – DEFINITIONS.

The following words and phrases when used in this division shall, for the purposes of this division, have the meanings respectively ascribed to them in this section, except where the context clearly indicates a different meaning:

Cocaine spoon. Means a spoon with a bowl so small that the primary use for which it is reasonably adapted or designed is to hold or administer cocaine, and which is so small as to be unsuited for the typical, lawful uses of a spoon. A cocaine spoon may or may not be mechanized on a chain and may or may not be labeled as a cocaine spoon or coke spoon.

Controlled substance. Means any drug, substance, or immediate precursor enumerated in schedule 1-5 of MCL 333.7210 35 seq.,

Marijuana pipe or hashish pipe. Means a pipe characterized by a bowl which is so small that the primary use for which it is reasonably adapted or designed is the smoking of marijuana or hashish, rather than the lawful smoking of tobacco, and which may or may not be equipped with a screen.

Paraphernalia. Means an empty gelatin capsule, hypodermic syringe or needle, cocaine spoon, marijuana pipe, hashish pipe, or any other instrument, implement, or device which is primarily adapted, or designed for the administration or use of any controlled substance.

Sec. 34-218. Sale, display of paraphernalia prohibited; exceptions.

It shall be unlawful for any person to sell, or offer for sale, display, furnish, supply, or give away any empty gelatin capsule, hypodermic syringe or needle, cocaine spoon, marijuana pipe, hashish pipe, or any other instrument, implement, or device which is primarily adapted, or designed for the administration or use of any controlled substance as enumerated in schedules 1-5 of MCL 333.7210 et seq.,

During the last regular meeting, the City Commission asked the City Administrator to prepare an ordinance to remove reference to marijuana in these sections of the code.

The Ordinance would allow the sale of marijuana paraphernalia on Main Street.

Pantelleria moved, seconded by Hayden, to introduce an ordinance to amend Section 34-216 and 34-218 of the Code of Ordinance to remove reference to marijuana paraphernalia. Voted Yes: All. Motion carried.

9. Reports of Standing Committees:

- a. Finance/Personnel: The Mayor will present a budget update at the next meeting and a project summary showing the budget, actual cost, outcome and amount of long term debt. A workshop meeting will be scheduled near the end of February to determine priorities for the next budget year.
- b. City Services (Police, Ambulance & Fire): The Fire Board will meet next week for another workshop meeting to continue work on the employee handbook. The Fire Department has begun budget preparations for the next year. The Police ended the year with 1556 calls. The Police is working with the school to develop a crosswalk safety program.
- c. City Properties: The City crew is doing a good job clearing the streets of snow, even on the weekends.
- d. Ordinances/Community Relations: The City Hall vault may be turned into a history room.

- e. Planning: No report.
- f. Administrative/DDA: DDA Meeting this week. Discussion of possibly creating a “social district”.

10. Miscellaneous

Discussion of no parking on West Fennville Street and the amount of signage reflecting “no parking”. Discussion of the gates to the lagoons being locked.

11. City Administrator Report

Several trees along West Fennville have been marked with pink dots to indicate removal during the water main project. The City has entered into an agreement with ConAgra for waste water discharge. A preliminary master plan is being prepared for Paradise Park.

12. Approval of Bills

- a. Invoices – totaling \$34,283.53

Moved by Machan, seconded by Almquist, to approve payment of the bills as presented in the amount of \$34,283.53. Voted Yes: All. Motion carried.

13. The City Commission will be asked to go into closed session pursuant to the Michigan Open Meetings Act Section 1268(a) “To consider the dismissal, suspension, or disciplining of, or to hear complaints or charges brought against, or to consider a periodic personnel evaluation of, a public officer, employee, staff member, or individual agent, if the named person requests a closed hearing.”

Moved by Machan, seconded by Jamros, for the City Commission to enter closed session at 7:49 p.m. Voted Yes: All. Motion carried.

Moved by Pantelleria, seconded by Hayden, to exit closed session at 8:18 p.m. Voted Yes: All. Motion carried.

No formal action will be taken regarding the issue discussed in closed session pursuant to the Michigan Open Meetings Act Section 1268(a).

14. Adjournment

Meeting was adjourned at 8:19 p.m.

Respectfully submitted,

Deborah Perez
City Clerk/Treasurer