



Minutes
Holland City Council Meeting
Holland, Michigan, May 15, 2019

The City Council gathered at 5:00 p.m. in the Employee Lounge for supper and then met at 5:30 p.m. in the Training Center of City Hall, 270 River Avenue, for a special meeting and study session and reviewed items on the agenda for this meeting.

Members Present: Mayor De Boer, Council Members Trethewey, Peters, Garcia, Lynn, Corbin, Hoekstra and Klomparens

Members Absent: Council Member Byrd

Others Present: City Manager Van Beek, Assistant City Manager Van Dyken, City Clerk Grimm and City Attorney Vander Veen

19.204 A motion was made by Council Member Trethewey, 2nd by Council Member Hoekstra, to enter into special meeting.

Upon ROLL CALL the motion carried unanimously

19.205 A motion was made by Council Member Trethewey, 2nd by Council Member Hoekstra, to enter into closed session to discuss settlement strategy in the cases of Roberts Pipeline vs City of Holland, Board of Public Works; and City of Holland, Board of Public Works vs Western Land Services.

Upon ROLL CALL the motion carried unanimously

19.206 A motion was made by Council Member Trethewey, 2nd by Council Member Hoekstra, to conclude the closed session

Upon VOICE VOTE, the motion carried unanimously

19.207 Council approved the Settlement Agreement and Mutual Release with Roberts Pipeline, Inc., Western Land Services, Inc. and Kevin Hackert in the amount of \$340,000.

Upon ROLL CALL, the motion carried unanimously.

19.208 A motion was made by Council Member Trethewey, 2nd by Council Member Hoekstra, To adjourn the special meeting

Upon VOICE VOTE, the motion carried unanimously

The City Council met in regular session at 7:00 p.m. in the Council Chambers of City Hall and the meeting was called to order by Mayor De Boer.

Members Present: Mayor De Boer, Council Members Trethewey, Peters, Garcia, Lynn, Corbin, Hoekstra and Klomparens

Members Absent: Council Member Byrd

Others Present: City Manager Van Beek, Assistant City Manager Van Dyken, City Clerk Grimm and City Attorney Vander Veen

Mayor De Boer led in opening prayer.

19.209 Consent Agenda

After review, a motion was made to approve the consent agenda items which included the following Council Action numbers:

19.210 – 19.212, 19.214 – 19.221, 19.225, 19.227, 19.228, 19.230, 19.231, 19.233

Table with 2 columns: Name and Action (For/Against). Nancy De Boer, Myron Trethewey (Moved By), Jay Peters are listed with 'x' in the 'For' column.

Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.210 **Absences Excused**

Council Member Byrd was excused due to absence from the City.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.211 **Approval of Minutes**

Council approved the minutes of the May 1, 2019 regular meeting.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.212 **Oaths of Office**

The following executed oath of office were presented and filed:

Russ Miller Brenda Katerberg

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

Special Presentations and Recognitions from Mayor or Council

Presentation by the Holland Youth Advisory Council

The Holland Youth Advisory Council presented an update to Council on the Boards and Commissions and special programs that has been completed this year. They also honored the graduation seniors.

Proclamation - May 2019 - The Woman's Literary Club of Holland's 120th Anniversary Month

Mayor De Boer proclaimed the month of May 2019, as: "The Woman's Literary Club of Holland's 120th "Anniversary Month" in the City of Holland, and urges all citizens to recognize the achievements the Woman's Literary Club of Holland has made to our community and commend the Club for a wonderful heritage and a bright future.

Special Order of the Day (Public Hearings)

19.213 Tax Abatement – Transfer of Two (2) PA 198 Tax Abatements for Thermotron Industries, Inc., 875 Brooks Ave.

Council held a public hearing and adopted resolution (R2019.22) approving a transfer of Tax Abatement Certificates #2010-386 and #2010-388 for Thermotron Industries, Inc. at 875 Brooks Avenue.

Mayor De Boer declared the public hearing open for comment.
There being no public comment, Mayor De Boer declared the public hearing closed.

	For	Against
Nancy De Boer	x	
Myron Trethewey	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra (Moved By)	x	
Wayne Klomparens	x	
	8	0

Reports from Boards, Commissions and City Offices

City Attorney

19.214 Small Cell Ordinance - Final Adoption June 5, 2019 Regular Meeting

Council accepted and placed on first reading the proposed ordinance to add a new section to article 4 of chapter 7 Section 39-62.1 dealing with small cell antennas and related equipment, with final adoption at the June 5, 2019 regular meeting.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

City Clerk

19.215 Claims Filed Against the City

City Clerk report was presented advising that the following claims was filed against the City:

Craig Moes Steve Elenbaas OAISD

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	

Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.216 Charitable Gaming License – Out On the Lakeshore – Adopt Resolution

Council adopted resolution (R2019.23) recognizing Out On the Lakeshore as a non-profit organization operating in the City of Holland; pending City Attorney approval.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.217 Annual License Renewal 2019-2020

Council approved annual business license for renewal and adopted associated resolution (R2019.24) for the submittal of pool/billiards licenses.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

City Manager

19.218 Adopt Budget for Waverly Road Project and Authorize Deposit to the Michigan Department of Transportation

Council approved the proposed budget for the Waverly Road Resurfacing project and authorized payment for an initial deposit of \$375,000 to the Michigan Department of Transportation.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.219 Award Bid - Resurfacing at Transportation Facility

Council approved the bid submitted by Black Gold Transport and Paving, Inc. for the Transportation Facility Resurfacing in the amount of \$159,765.50; adopted the project budget with funds allocated from the Municipal Capital Improvement Fund; subject to approval as to form by the City Attorney.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.220 **Approval of Agreement with the Michigan Department of Transportation for the 40th Street and Waverly Road Railroad Crossing Improvement Project and Adopt Budget**

Council adopted resolution (R2019.25) and approved an Agreement with the Michigan Department of Transportation for upgrades to the Hamilton Spur railroad crossings on Waverly Rd (NI 235611R) and on 40th St (NI 235612X); subject to City Attorney approval; and adopted the budget with funds to be provided by the Michigan Department of Transportation Office of Rail Safety.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.221 **Purchasing – Declare Items as Surplus**

Council declared miscellaneous office furniture no longer utilized by Downtown offices as surplus and to be disposed of by staff in the most advantageous method.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.222 **Treasurer – Strike Delinquent Personal Property Taxes from Roll**

Council approved to strike delinquent uncollectable personal property taxes from the tax roll in the amount \$4,190.73.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra (Seconded By)	x	
Wayne Klomparens	x	
	8	0

19.223 **Amend Brownfield Reimbursement Agreement with SJR Land Development, LLC (Kensington Place), 2123 Sherwood Ave. & 1884 M-40**

Council approved an amended Brownfield Reimbursement Agreement with SJR Development LLC for Kensington Place with property located at 2123 Sherwood Avenue and 1884 M-40 for eligible costs reimbursable to the developer up to \$2,566,820 plus local administrative costs of \$160,137, subject to approval as to form by the City Attorney.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Seconded By)	x	
Jay Peters	x	
Raul Garcia	x	
Brian Lynn	x	
Scott Corbin (Moved By)	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.224 **Purchasing – Award Bid for Pool Chemicals**

Council approved the O.P. Aquatics bid for pool chemicals at a cost of \$6,787.25 with funding from General Fund.

Motion by Lynn, to amend the motion to award the bid to Lankheet Pool a local business in the amount of \$7,005.90

	For	Against
Brian Lynn (Moved By)	x	
Scott Corbin		x
Nancy De Boer	x	
Quincy Byrd		
Myron Trethewey	x	
Jay Peters		x
Raul Garcia		x
Dave Hoekstra		x
Wayne Klomparens (Seconded By)	x	
	4	4

Amended motion failed, original motion to award the bid to O.P. Aquatics in the amount of \$6,787.25 approved.

	For	Against
Brian Lynn (Moved By)	x	
Scott Corbin (Seconded By)	x	
Nancy De Boer	x	
Myron Trethewey	x	
Jay Peters	x	
Raul Garcia	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.225 **Fire Operations - Amendments to Revocable License Agreement – Docking & Maintaining Boat Lift at 265 Kollen Park Dr.**

Council approved a revocable license agreement with the Redwater Restaurant Group for the purposes of docking the Fire Division's rescue boat; and that the legal / administrative fee be waived due to the partnership with the City.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.226 **Gifts**

City Manager's office is pleased to report the receipt of the following gifts:

Human Relations

Magna Mirrors, \$2,000, Holland Future Links Year 7 FS31

West Michigan Lakeshore Association of Realtors, \$1,000, 2019 International Festival

Parks and Recreation - Sal Perez Scholarship Program

Various Anonymous Donors, \$84

Public Safety Services

Country Western Show, \$100, Police Operations, Police Honor Guard Program

CJ and Lauren Ellens, \$5,000, Police Operations, K-9 Unit

It was recommended that this donation be accepted with appreciation; credited to the appropriate account; and an expression of gratitude be forwarded to the donor.

MOVER: Council Member Trethewey, SECONDER: Council Member Garcia

19.227 **Revocable License Agreement - 28 East 8th Street - Projecting Sign**

Council approved a revocable license agreement with Jenni Steele, owner of Glad Rags, for an installation of a projecting sign at 28 East 8th Street.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.228 **Revocable License Agreement - 171 College Avenue - Marquee Sign and Balconies**

Council approved a revocable license agreement with Jake Hogeboom, owner of @HomeRealty, for the installation of a marquee sign and two balconies at 171 College Avenue.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.229 **Appointment of City Clerk - Adopt Resolution**

Council adopted resolution (R2019.26) approving the appointment of Kathy Grimm as City Clerk, as recommended by the City Manager.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Seconded By)	x	
Jay Peters	x	

Raul Garcia	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra (Moved By)	x	
Wayne Klomparens	x	
	8	0

19.230 Human Resources - MERS Health Care Savings Program Adoption for Existing Full-Time Non-Union Employees (hired before July 2018)

Council approved the MERS Health Care Savings Program Participation Agreement for full-time non-union employees hired before July 1, 2018, who choose to opt out of the existing retiree group healthcare plan with monthly subsidy.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.231 Human Resources - New Part-Time Departmental Assistant Position for the Airport Authority

Council approved a new part time Departmental Assistant position for the West Michigan Regional Airport Authority.

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	
Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

Communications from the City Manager

Communications from the Mayor

19.232 Mayoral Appointments/Reappointments for City Boards/Commissions

Council approved the appointments of John Golaszewski, Salomon Caballero Jr, & Anna Clawson, Police Community Relations Commission, terms expire Dec. 31, 2021, Ben Van Gorp, Sustainability Committee, term expires June 30, 2021; reappointments of Wasana Davis, Susan Van Wyngarden, John Jobson, and Janie Briones, Police Community Relations Commission, terms expire Dec. 31, 2021.

MOVER: Council Member Trethewey, SECONDER: Council Member Hoekstra

Communications from Council Members

First Reading of Ordinances

19.233 Proposed Ordinance to Add Section 39-62.1 Regulating DAS Small Cell Installations

	For	Against
Nancy De Boer	x	
Myron Trethewey (Moved By)	x	
Jay Peters	x	

Raul Garcia (Seconded By)	x	
Brian Lynn	x	
Scott Corbin	x	
Dave Hoekstra	x	
Wayne Klomparens	x	
	8	0

19.234 **Adjournment**

MOVER: Council Member Trethewey, SECONDER: Council Member Peters
The Council adjourned at 8.15 p.m.

Respectively Submitted,

Kathy Grimm
City Clerk