



CITY OF PLYMOUTH MEETING MINUTES

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CITY OF PLYMOUTH
CITY COMMISSION MEETING MINUTES
PLYMOUTH CITY HALL COMMISSION CHAMBERS
Monday, March 5, 2018, 7:00 p.m.

1. CALL TO ORDER

Mayor Wolcott called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

PRESENT: Mayor Oliver Wolcott, Mayor Pro Tem Colleen Pobur, Commissioners Daniel Dalton, Nick Moroz and Mike Wright.

ABSENT: Commissioners Suzi Deal and Ed Krol were excused.

Also present was City Manager Paul Sincock, City Attorney Bob Marzano and various City Department Heads.

2. STATE REPRESENTATIVE JEFF NOBLE

State Representative Jeff Noble gave a community report, SB 478 and SB 750 related to MI Personal Exemption tax money raising from \$4,000 to \$4,900 by year 2020. HB 5538 related to a mandatory reporting requirement for athletic trainers, coaches volunteers, etc., to be made on child abuse or neglect situations. \$175,000,000 road funding package for Michigan-\$6.4 million for Wayne County- \$58,000 for City of Plymouth. He also provided his ph #517-373-3816 if people want to contact him.

Mayor Pro Tem Pobur asked what is being done to help deal with Proposal A and Headlee and the problems they cause for municipalities. Representative Noble stated he would try to find out and unfortunately it isn't currently a big topic in Lansing.

3. CITIZENS COMMENTS

Bill Lincoln of 606 Maple asked for assistance getting the resolved related to his lot line overlapping the lot line of Saxton's before any issues arise with any future owner. Mayor Wolcott stated that the City has been advised that the issue would need to wait until current negotiations with developer are completed.

Kelly O'Donnell of 718 Burroughs talked about Keep Plymouth Leafy and the efforts of their new 501c3. They are currently planting trees in City through sponsorships and grant funding, and providing at least 20 trees in 2018 through a raffle to residents. Their next meeting is March 29th at the Plymouth Library at 7 p.m. for those who wish to attend.

4. APPROVAL OF THE AGENDA

A motion was made by Mayor Pro Tem Pobur and seconded by Commissioner Wright for approval of the Agenda for Monday March 5, 2018.

MOTION PASSED 5 – 0

5. ENACTMENT OF THE CONSENT AGENDA

- a) Approval of the February 17, 2018 Committee of the Whole Strategic Planning Minutes
- b) Approval of the February 19, 2018 Commission Regular Meeting Minutes

A motion was made by Commissioner Krol and seconded by Commissioner Dalton for approval of the Consent Agenda for Monday, March 5, 2018.

MOTION PASSED 5 – 0

6. COMMISSION COMMENTS

Mayor Pro Tem Pobur talked about the recent NCFD board meeting and asked Chief Al Cox to fill everyone in on what was discussed related to the recent school incidents and lockdowns. Chief Cox talked about training and the relationship with the schools and how decisions may be made or actions taken when it comes to responding to incidents involving safety of students.

7. PUBLIC HEARING

- a) CDBG Funds - 2 of 2

City Manager Sincock reviewed this item and again noted that the City is very restricted on how these funds are spent.

RES. #2018-18

WHEREAS The City Commission of the City of Plymouth did post and hold a Public Hearing for the purposes of allocating Community Development Block Grant funds for the program year 2018; and

WHEREAS It was determined after the public hearing that the City Commission would adopt the proposed projects and corresponding estimates for CDBG allocations given by Wayne County; and

WHEREAS The City Commission did post and hold an additional public hearing to announce the Final and Determined uses for the 2018 CDBG allocation.

NOW THEREFORE BE IT RESOLVED THAT the City Commission of the City of Plymouth does hereby adopt the following Community Development Block Grant determined uses and allocations for the 2018 CDBG program year:

ADA Sidewalk Improvements	\$29,564.64
Public Services- Senior Transportation	\$10,736.62
Administration/Planning-Grant Admin Salary	\$4,030.13
TOTAL (Estimated)	\$44,331.39

NOW THEREFORE BE IT FURTHER RESOLVED THAT the City Commission authorizes and directs the City Administration to complete and submit the final determined uses to Wayne County for inclusion as part of the compiled CDBG plan that is submitted annually to HUD.

Mayor Wolcott opened the Public Hearing at 7:28 p.m. for public comment.

Hearing no further comment, Mayor Wolcott closed the Public Hearing at 7:29 p.m.

A motion was made by Mayor Pro Tem Pobur and seconded by Commissioner Moroz for approval of the above resolution.

MOTION PASSED 5 – 0

b) Annual Recommendation for Renewal, Revocation and Non-Renewal Liquor Licenses
City Manager Sincock reviewed this item and stated that Norton X/Liberty Street Brewing had been in today (March 5) and they could be included in Resolution #1 and Resolution #2 can be deleted.

Mayor Wolcott opened the Public Hearing at 7:31 p.m. for public comment.

Hearing no further comment, Mayor Wolcott closed the Public Hearing at 7:32 p.m.

RES. #2018-19

CITY COMMISSION RESOLUTION #1 - Renewal

WHEREAS The City of Plymouth has a Liquor Management Ordinance related to the operation of All Class C Type Liquor Licenses in the City; and

WHEREAS On March 5, 2018, the City Administration presented the Liquor License Review Committee and the City Commission with information about the various liquor licensed establishments in the City; and

WHEREAS A Public Hearing has been properly noticed and scheduled before the City Commission Meeting on Monday, March 5, 2018 to allow members of the public and the Ownership of the liquor licensed establishments an opportunity to provide input to The Local Liquor License Review Committee and the City Commission.

NOW THEREFORE BE IT RESOLVED THAT the Local Liquor License Review Committee does hereby recommend to the City Commission that the following licenses be renewed:

- Buon Vino Winery, LLC * 336 Main
- Compari’s/Fiamma/Sardine Room (3 locations one license)
- City of Plymouth Recreation * Barrio – 555 Forest
- Hermanns Olde Town Grill * Ironwood Grill
- Mayflower Meeting House * Mayflower – Lt. Gamble Post 6695 VFW
- Nico & Vali * Plymouth Knights of Columbus #3292
- Box Bar - In Escrow * Penn Grill
- Plymouth ROC – 1020 W. Ann Arbor Road * Station 885
- Sean O’Callaghan’s * Post Local Bistro
- E.G. Nicks * Stella Dog Brewery (Doyles)
- Aqua
- Norton X Brewing, LTD/Liberty Street Brewing *149 W. Liberty

A motion was made by Pobur and seconded by Commissioner Moroz for approval of the above resolution #1 as amended, adding 149 W. Liberty.

Mayor Pro Tem Pobur confirmed that the City is still aware of what is happening with Plymouth Crossing as they still owe the City money. Also it appears that the issue with 149 W. Liberty was an oversight of paperwork filing.

MOTION PASSED 5 – 0

8. OLD BUSINESS

a) Amendments to Liquor License Management Ordinance - 2nd Reading

City Manager Sincock and Mayor Pro Tem Pobur reviewed the work of the LLRC over the past 8 months related to proposed updates to 7 sections in the Liquor License Management Ordinance shown below.

RES. #2018-20

WHEREAS The City of Plymouth has a Liquor Management Ordinance and from time to time the City Commission determines that it will need to be updated, and

WHEREAS The Local Liquor License Review Committee has recommended a number of changes to the Liquor Management Ordinance.

NOW THEREFORE BE IT RESOLVED THAT the City Commission of the City of Plymouth does hereby adopt the following Amendments to the Liquor Management Ordinance.

Amendments to the Plymouth City Code

Part II, Chapter 6 - Alcoholic Liquors, Article II - Licenses and Permits

S:\MANAGER\Sincock Files\Amendment to the Liquor Management Ordinance 02-19-18.docx

Amend Section 6.1 - Definitions by adding: (LLRC 01-08-18)

Stand Alone License - A Stand Alone License is any liquor license issued by the State of Michigan Liquor Control Commission, which may exist and be used on its own (to serve liquor by the glass) and need not be combined with any other type of liquor license.

Non-Stand Alone License - A Non-Stand Alone License is any liquor license issued by the State of Michigan Liquor Control Commission which may not be used (to serve liquor by the glass) unless combined with a Stand Alone Liquor License.

Amend Section 6 - 33 - Licensing Policy, Section (b) by Striking out words as indicated -- and adding words as indicated by highlighting. (LLRC 01-08-18 & 01-29-18)

Within the B-2, central business district, as indicated on the City of Plymouth Zoning Map, the City shall have a cap or total of not more than ~~14~~ **16** State of Michigan, **Stand Alone** Liquor Licenses of any type of on-premises retail licenses that would allow for the service of any alcohol (beer, wine, spirits) by the glass or for consumption on premises of any establishment. **This Section would not apply to Non-Stand alone State of Michigan licenses.** This would include but not limited to State of Michigan Class C, Club, B-Hotel, A-Hotel, Tavern, Bistro, Brewpub, Micro-Brewer, Resort, DDA, and Economic Development, Winery and/or other type of state license allowing the regular serving of alcohol at a licensed establishment.

Amend Section 6 - 33 - Licensing Policy, Section (c) by Striking Out words as indicated --- and adding words as indicated by highlighting. (LLRC 01-08-18 & 01-29-18)

Within the B - 1, B - 3 and ARC zoning districts within the City of Plymouth, as indicated on the City of Plymouth Zoning Map, the City shall have a cap or total of not more than ~~11~~ **12** State of Michigan **Stand Alone** Liquor Licenses of any type of on-premises retail licenses that would allow for the service of any alcohol (beer, wine, spirits) by the glass or for consumption on premises of any establishment. **This Section would not apply to Non-Stand Alone State of Michigan Licenses.** This would include but not limited to State of Michigan Class C, Club, B-Hotel, A-Hotel, Tavern, Brewpub, Micro-Brewer, Resort, DDA, and Economic Development, Winery and/or other type of state license allowing the regular serving of alcohol at a licensed establishment.

Amend Section 6 - 33 Licensing Policy, Section (d) - To match changes to Section (b)

The city commission shall not recommend to the State of Michigan Liquor Control Commission the approval of any on-premises retail liquor license in excess of ~~14~~ 16 within the B-2 district as outlined here.

Amend Section 6 - 33 Licensing Policy, Section (e) - To match changes in Section (c)

The city commission shall not recommend to the State of Michigan Liquor Control Commission the approval of any on-premises retail liquor license in excess of ~~11~~ 12 within the B-1, B-3, and ARC districts as outlined here.

Amend Section 6 - 33, Licensing Policy, Section (f) by deleting the entire section (LLRC 12-11-17)

The city commission shall give first consideration for a new or transfer in of a liquor license in the B - 1, B - 3 and ARC Districts to restaurant businesses currently operating in the city that want to expand their restaurants to include the sale of alcohol by the glass for a period that shall end on November 1, 2011 after this date no such preference shall be given. If no currently operating city located restaurant applies to the city and the State of Michigan Liquor Control Commission in the preference period the city shall consider all application equally based on the criteria outlined in the Liquor Management Ordinance on a first completed application, first reviewed process.—

Amend Section 6 - 33 (h) By Adding: (LLRC 01-08-18)

If the designation of a non-stand alone license changes to one of a stand alone license, no such license can be operated, sold or transferred in the City of Plymouth unless there is space available under the cap as defined in 6.33 (b) & (c).

Amend Section 6 - 36 - Permits and transfer of ownership, Section (a) by Striking Out the word as indicated ---- and adding the word as indicated by highlighting. (LLRC 12-11-17)

Permits. New requests for permits for dance, entertainment, or dance and entertainment shall be reviewed by the ~~fire~~ LLRC and approved in the sole discretion of the city commission after evaluation of the factors listed in subsection 6 - 35 (4). The city will not consider requests for topless entertainment permits.

Amend Section 6 - 37 (c) - Annual License and permit review, Section (c) by Striking Out the word as indicated --- and adding the word as indicated by highlighting. (City Commission 02-19-18)

Recommendations from city departments. Following receipt of a fully completed application, fees, and such other information as may be requested by the city, the city clerk shall forward the application to the police department, fire department, building department, treasurer's office, and such other departments as required by the city manager, which departments shall make their reviews and recommendations prior to consideration by the city commission. In conducting its review, the city may request other pertinent information from the licensee. The completed report shall be reviewed by the ~~fire~~ LLRC prior to being considered by the city commission.

A motion was made by Mayor Pro Tem Pobur and seconded by Commissioner Dalton for approval of the above resolution.

Commissioner Dalton commended the work of Mayor Pro Tem Pobur on this item and Mayor Wolcott also commended the work of Commissioners. Dalton and Deal and Mayor Pro Tem Pobur. Mayor Pro Tem Pobur and Commissioner Moroz agreed that the process of amending this ordinance was a very good learning experience.

MOTION PASSED 5 – 0

9. NEW BUSINESS

a) Recognized Non-Profit - Keep Plymouth Leafy, Inc.

City Manager Sincok reviewed this item and explained that it is a normal course of business to approve resolutions that are required by the State to issue Charitable Gaming licenses.

RES. #2018-21



LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES
 (Required by MCL 432.103(K)(ii))

At a REGULAR meeting of the PLYMOUTH CITY COMMISSION
REGULAR OR SPECIAL TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD
 called to order by MAYOR OLIVER WOLCOTT on MARCH 5, 2018
DATE
 at 7:00 ~~3:00~~ p.m. the following resolution was offered:
TIME
 Moved by COMMISSIONER MIKE WRIGHT and supported by COMMISSIONER DANIEL DALTON
 that the request from KEEP PLYMOUTH LEAFY INC. of PLYMOUTH
NAME OF ORGANIZATION CITY
 county of WAYNE, asking that they be recognized as a
COUNTY NAME
 nonprofit organization operating in the community for the purpose of obtaining charitable
 gaming licenses, be considered for APPROVAL.
APPROVAL/DISAPPROVAL

APPROVAL	DISAPPROVAL
Yeas: <u>5</u>	Yeas: _____
Nays: <u>0</u>	Nays: _____
Absent: <u>2</u>	Absent: _____

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the PLYMOUTH CITY COMMISSION at a REGULAR meeting held on MARCH 5, 2018.
TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD REGULAR OR SPECIAL DATE
 SIGNED: *Maureen A. Brodie*
TOWNSHIP, CITY, OR VILLAGE CLERK
MAUREN A. BRODIE
PRINTED NAME AND TITLE
201 S. MAIN ST., PLYMOUTH, MI 48170
ADDRESS

COMPLETION: Required.
 PENALTY: Possible denial of application.
 BSL-CG-1153(R6/09)

A motion was made by Commissioner Wright and seconded by Commissioner Dalton for approval of the above resolution.

MOTION PASSED 5 – 0

9. REPORTS AND CORRESPONDENCE

Mayor Pro Tem Pobur reported on the LLRC meeting held earlier in the day where they discussed the annual review of licenses and also gave an update on their discussion of the rooftop seating portion of our Zoning Ordinance 78-297.

Mayor Wolcott - reported on the work of the Parking Subcommittee, noting that the group is researching how infrastructure improvements can be paid for using data-driven information to make decisions. They will be looking at options that include Assessments, Paid Parking, Public-Private Partnerships.

Commissioner Wright - Reminder of the next (3rd) event in the Know Our Neighbors series is a documentary called 'Continuous Series of Small Indignities' on March 22nd at the Plymouth Library from 7:00-8:30 p.m.

10. ADJOURNMENT

Hearing no further discussion, Mayor Wolcott asked for a motion to adjourn. A motion to adjourn was made by Mayor Pro Tem Pobur and seconded by Commissioner Moroz for adjournment of the meeting at 7:52 p.m.

MOTION PASSED 5 – 0