

CITY OF CHARLEVOIX
SPECIAL CITY COUNCIL MEETING MINUTES
Thursday, August 14, 2014 – 5:00 p.m.
210 State Street, City Hall, Council Chambers, Charlevoix, MI

The meeting was called to order at 5:00 p.m. by Mayor Norman Carlson Jr.

I. Pledge of Allegiance

II. Roll Call of Members Present

Mayor: Norman Carlson Jr.
City Manager: Rob Straebel
City Clerk: Joyce Golding
City Attorney: Scott Howard
Members Present: Councilmembers Peggy Brennan, Shane Cole, Lyle Gennett, Shirley Gibson, Leon Perron, and Jeff Porter
City Staff: Mike Spencer, Pat Elliott

III. Inquiry Regarding Possible Conflicts of Interest

None.

IV. Requests, Petitions and Communications and Actions Thereon

A. Discussion Regarding Right of Way on Alice Street

Over the last week, City Staff has been in discussion with the Boss Family, 203 Alice Street whether the Boss Family can repave a portion of City right of way between the edge of the sidewalk and the street for parking their vehicles. It is unknown when the estimated 24' x 15' area was paved with asphalt but appears to be at least 20 years ago. The City can find no formal approval in its records and the Boss' cannot produce any document that shows City approval.

The issue arose when the City had a broken sewer main underneath the area in question and had to tear up the street and the entire parking area in the right of way. The City has repaved a portion of the street but has not addressed the parking area until Staff receives direction from Council.

The City Manager's Office has received communication from neighbors opposing repaving the parking area in the street right of way. If allowed to be repaved, the area in question would be inconsistent with the rest of the neighborhood.

Mayor Carlson opened the item to public comment.

Ken Boss has resided at 203 Alice Street for 50 years. He replaced the section of gravel adjacent to the street with blacktop in 1964 to be used as a parking area. It was Mr. Boss' opinion that previous City administration agreed that the Boss' specific parking arrangement was the safest possible for the street. Mr. Boss discussed allegations found in a letter of concern from a neighbor and cited several residences that have parking situations similar to his.

The item was closed.

V. Closed Session

A. City Attorney Consultation – Section 15.268 (8) (h)

Motion by Councilmember Cole, second by Councilmember Gennett, to go into closed session for City Attorney Consultation citing Section 15.268 (8) (h) of the Open Meetings Act.

Yeas: Perron, Porter, Brennan, Cole, Gennett, Gibson
Nays: None
Absent: None

Council moved into closed session at 5:14 p.m. Council resumed open session at 6:12 p.m.

VI. Reconvene, Action to be Taken if Appropriate

A. Further Discussion with Possible Staff Direction Regarding Right of Way on Alice Street

On behalf of City Council, Mayor Carlson suggested a meeting between City Manager Straebel and the Boss' to discuss a possible compromise. Mr. Boss agreed to meet.

VII. Audience - Non-agenda Input (written requests take precedent)

None.

VIII. Adjourn

The Mayor stated that, barring any objections, the meeting would adjourn.
There were no objections.
Meeting adjourned at 6:16 p.m.

Joyce M. Golding

City Clerk

Norman Carlson Jr.

Mayor