



CITY OF IONIA
CITY COUNCIL
REGULAR MEETING MINUTES
7:00 PM, January 4, 2022
CITY HALL COUNCIL CHAMBERS

CALL TO ORDER

Mayor Dan Balice called the regular meeting of City Council to order at 7:03 PM and led with the Pledge of Allegiance.

ROLL CALL

Roll call revealed Councilmembers John Milewski, Jeff Winters, Gordon Kelley, Tim Lee, Richard Starr, Tom Millard, Janice Gustafson, Troy Waterman and Mayor Dan Balice present.

OATHS OF OFFICE

Mary Patrick was sworn in as Ionia City Clerk by Heidi Wenzel. Councilmembers Tim Lee (1st Ward), Tom Millard (2nd Ward), Jeff Winters (3rd Ward), and Troy Waterman (4th Ward) were then sworn in by Mary Patrick.

PROCLAMATIONS

Mayor Balice read a proclamation honoring Lori Dolley upon her retirement from Ionia Dial-A-Ride and 40 years of service to the City of Ionia.

PUBLIC HEARINGS & ASSOCIATED ACTIONS

Mayor Balice opened the Public Hearing to receive comments on proposed Ordinance No. 558 to repeal Chapter 1234 and add Chapter 1284 of the Codified Ordinances, and the Public Hearing to receive comments on Ordinance No. 560 to amend Chapter 1244 of the Codified Ordinances.

Approve – Second Reading/Adoption – Ordinance No. 558 – Chapter 1284 Signs

City Manager Garland stated that approval of Ordinance No. 558 will repeal Part Twelve, Title Four, Chapter 1234 entitled “Subdivision Regulations; Signs” and adds to Part Twelve, Title Six, a new Chapter 1284 entitled “Zoning; Signs” to the Codified Ordinances of the City of Ionia. This will reassign them to a more fitting place within the zoning code, as opposed to their previous location within subdivision regulations.

**CITY OF IONIA
IONIA COUNTY, MICHIGAN
ORDINANCE NO. 558**

At a regular meeting of the Ionia City Council held on January 4, 2022, at the Ionia City Hall, Councilmember Winters, supported by Councilmember Waterman, moved the adoption of the following ordinance:

AN ORDINANCE TO REPEAL PART TWELVE, TITLE FOUR, CHAPTER 1234 ENTITLED “SUBDIVISION REGULATIONS; SIGNS” OF, AND TO ADD TO PART TWELVE, TITLE SIX, A NEW CHAPTER 1284 ENTITLED “ZONING; SIGNS” TO, THE CODIFIED ORDINANCES OF THE CITY OF IONIA, MICHIGAN

THE CITY OF IONIA ORDAINS:

Section 1. Repeal of Chapter 1234. That Part Twelve, Title Four, Chapter 1234, entitled “Subdivision Regulations; Signs” of the Codified Ordinances of the City of Ionia, Michigan is hereby repealed in its entirety.

Section 2. Addition of Chapter 1284. That a new Chapter 1284, entitled “Zoning; Signs” is hereby added to Part Twelve, Title Six of the Codified Ordinances of the City of Ionia, Michigan, to read in its entirety as follows:

CHAPTER 1284 SIGNS

1284.01 APPLICABILITY

This chapter applies to all persons, firms, partnerships, associations, and corporations owning, occupying, or having control or management of any premises located within the City.

1284.02 PURPOSE

This chapter is intended to regulate the size, number, location, and manner of display of signs in the City in a manner consistent with the following purposes.

- (a) To protect and further the health, safety and welfare of City residents, property owners and visitors.
- (b) To prevent traffic hazards and pedestrian accidents caused by signs that obstruct vision, distract or confuse drivers, or are improperly secured or constructed.
- (c) To conserve and enhance community character.
- (d) To promote uniformity in the size, number or placement of signs within districts.
- (e) To promote the economic viability of commercial areas by minimizing visual clutter and allowing for proper placement of signs to safely direct motorists to their destination.
- (f) To balance the public’s right to be informed and its desire to avoid visual pollution and hazardous conditions with the rights of businesses and other non-business uses to communicate.
- (g) It is further recognized that special circumstances or events may create a need for portable signage for a limited and reasonable period of time.

- (h) The purpose of this chapter does not include the regulation of the content or any information included on the sign.
- (i) The regulations and standards of this chapter are considered the minimum amount of regulation necessary to achieve a substantial government interest for public safety, aesthetics, and protection of property values.

1284.03 DEFINITIONS

For purposes of this title, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

- (a) “Abandoned sign.” A sign is deemed abandoned when the activity, business, or use to which it related has been discontinued. Also, an abandoned sign for which no legal owner can reasonably be found or otherwise exhibits characteristics of abandonment in the opinion of the Zoning Administrator based on standards such as those contained in Section 1284.07.
- (b) “Awning.” A retractable or fixed shelter constructed of non-rigid materials on a supporting framework that projects from the exterior wall of a building. An awning is the same as a canopy.
- (c) “Awning sign.” A sign painted on, printed on, or attached flat against the surface of an awning or canopy (see Figure 1284.01).



AWNING SIGN. FIGURE 1284.01

- (d) “Balloon Sign.” See “inflatable sign.”
- (e) “Banner Sign.” A sign made from fabric, plastic, vinyl, or other non-rigid material (see Figure 1284.02). A banner sign will be defined as one of the following:
 - (1) “Banner Sign, Temporary.” A temporary sign of made from fabric, plastic, vinyl, or other non-rigid material without an enclosing structural framework attached to or hung from a pole, rope or to a building or structure.

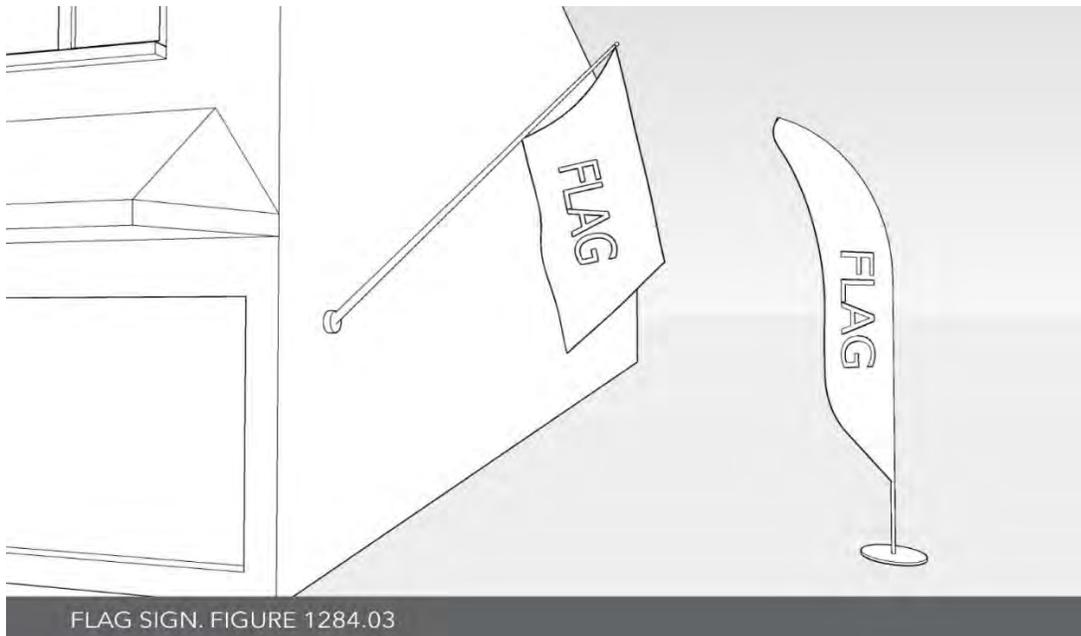
- (2) “Banner Sign, Permanent.” Wall signs exclusively made from plastic, vinyl, or other non-rigid materials that are permanently affixed to the wall of a building with fasteners. Permanent banner signs may or may not have a frame surrounding the sign area. All permanent banner signs must be maintained in an orderly manner and replaced as necessary.



BANNER SIGN. FIGURE 1284.02

- (f) “Dangerous Sign.” A sign that has fallen into disrepair and is deemed to be structurally unsound and dangerous to the public.
- (g) “Exempt sign.” A sign that is exempt from either a sign permit or the entire chapter per 1284.05 and 1284.06 for which a sign permit is not required.
- (h) “Festoons.” A string of ribbons, tinsel, flags, pennants, or pinwheels.

- (i) “Flag.” A lightweight piece of cloth, fabric, or other similar material that is attached either to a pole used exclusively for the purpose of flag display or attached to a permanent building using a flag pole bracket (see Figure 1284.03).



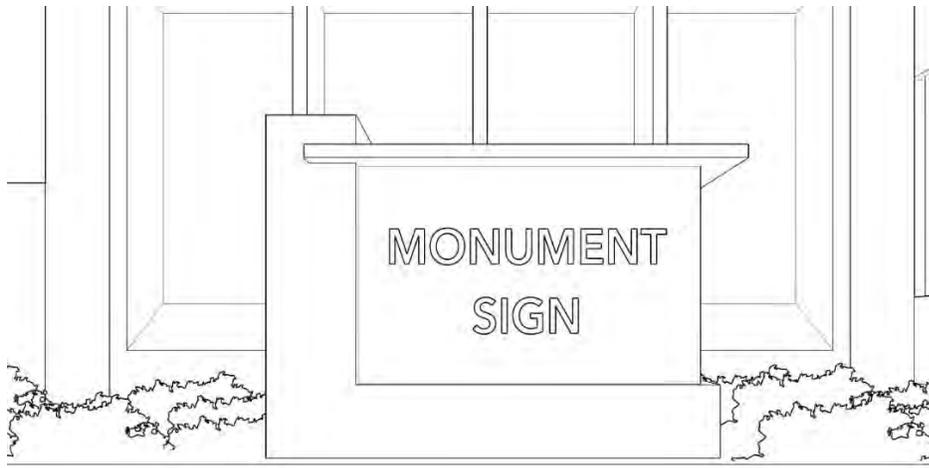
- (j) “Flashing sign.” A sign that contains a rapidly intermittent or changing light source.
- (k) “Freestanding sign.” A sign not attached to a building or wall that is supported by one or more poles or braces or that rests on the ground or on a foundation resting on the ground.
- (l) “Government sign.” A sign erected or required to be erected by the City of Ionia, Ionia County, or the state or federal government.
- (m) “Illegal sign.” A sign that does not meet the requirements of this chapter and that is not entitled to legal nonconforming status.
- (n) “Incidental sign.” A sign on private property placed in a manner so as to be read by persons within the site, and that is not intended to be visible to persons passing by on streets or other rights-of-way. Incidental signs may convey messages such as "no parking," "entrance," "loading only," "telephone," "handicap," "no hunting," "no trespassing," “pick up,” or other interpretive, noncommercial messages.
- (o) “Inflatable sign.” (“Balloon sign”). Any three-dimensional object, including a tethered balloon, capable of being filled with air or gas depicting a character, figure, product or product trademark, whether or not such object contains a message or lettering.
- (p) “Mansard.” A sloped roof or roof-like façade architecturally comparable to a building wall.
- (q) “Mansard sign.” A sign that is mounted, painted on, or attached to a mansard.

- (r) “Marquee.” A permanent structure constructed of rigid materials that projects from the exterior wall of a building.
- (s) “Marquee sign.” A sign affixed to the surface of a marquee (see Figure 1284.04).



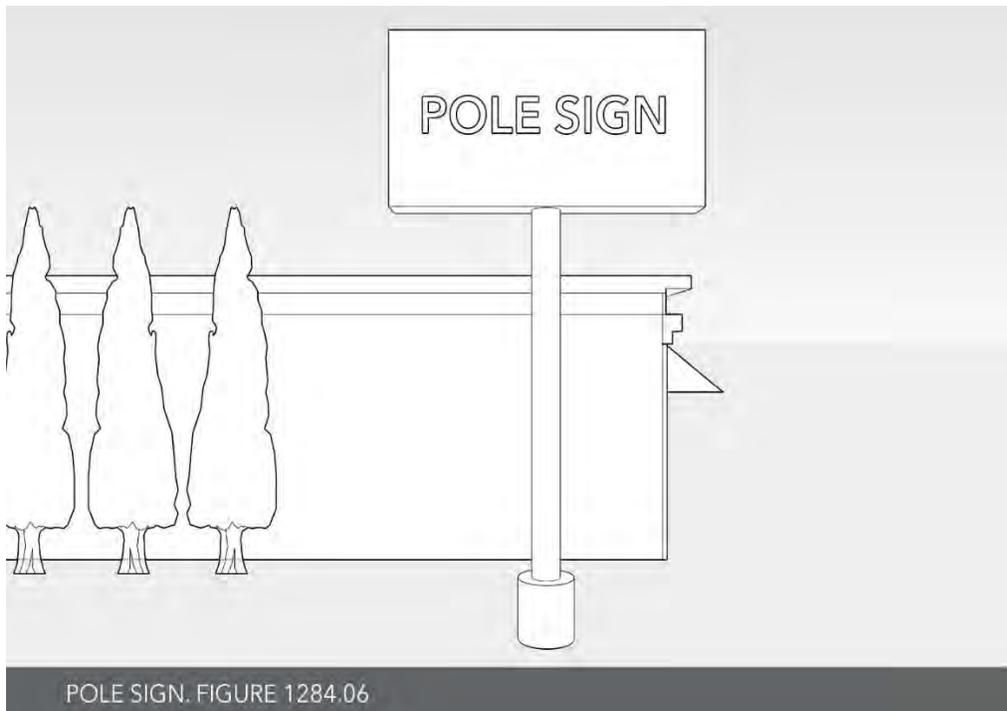
MARQUEE SIGN. FIGURE 1284.04

- (t) “Monument sign.” A freestanding sign supported by a base that rests directly on the ground, where the width of the base is at least 50 percent of the width of the sign (see Figure 1284.05).



MONUMENT SIGN. FIGURE 1284.05

- (u) “Non-conforming sign.” A sign or portion of a sign lawfully existing at the effective date of the City’s zoning regulations or amendments thereto, but which does not conform to the current regulations of the zoning district in which it is located. The burden to establish the pre-existing lawfulness of the sign rests with the property owner.
- (v) “Painted wall sign.” A sign that is applied with paint or similar substance on the face of a wall or the roof of a building.
- (w) “Pole sign.” A free-standing sign that is supported by a structure, pole(s), or brace(s) that are less than 50 percent of the width of the sign (see Figure 1284.06).



- (x) “Pennant.” A flag or cloth that tapers to a point.
- (y) “Portable sign.” A sign that, by its nature, is intended to be easily moved from one location to another, typically a sign supported on a metal chassis and may include copy that can be changed manually through the use of attachable characters, but not including sidewalk signs, banners, or similar signs as determined by the Zoning Administrator.

- (z) “Projecting sign.” A double-faced sign attached to a building or wall that extends more than 12 inches but not more than 48 inches from the face of the building or wall (see Figure 1284.07). The sign shall not extend vertically beyond the window sill of the second story.



- (aa) “Reader board sign.” One of the following:
- (1) “Manual.” A sign on which the letters or pictorials are changed manually or;
 - (2) “Electronic reader board.” A sign with a fixed or changing display or message composed of a series of lights that may be changed through electronic means excluding video signs and flashing signs, but not including a video sign.
 - (3) “Multi-vision sign.” Any sign composed in whole or in part of a series of vertical or horizontal slats or cylinders that are capable of being rotated at intervals so that partial rotation of the group of slats or cylinders produces a different image or images.
- (bb) “Roof line.” The top of a roof or parapet wall, whichever is higher, but excluding any cupolas, chimneys, or other minor projections.
- (cc) “Roof sign.” A sign that is attached to or is placed on the roof of a building.
- (dd) “Rotating sign.” A sign in which the sign itself or any portion of the sign moves in a revolving or similar manner. Such motion does not refer to methods of changeable copy.
- (ee) “Sidewalk sign.” An A-frame sign that is portable and designed to be placed on the sidewalk in front of the use it advertises (see Figure 1284.08). Also commonly called a “sandwich board sign.”



SIDEWALK SIGN FIGURE 1284.08

- (ff) “Sign.” A device, structure, fixture, figure or placard that may or may not use graphics, symbols, emblems, numbers, lights and/or written copy posted in a manner to communicate information to the public. House numbers, addresses, and name plates not exceeding two square feet shall not be considered signs.
 - (1) “Permanent sign.” A sign installed on a support structure, not intended to be moved or removed, but to remain for an indefinite period of time.
 - (2) “Temporary sign.” A sign installed for a limited period of time, intended to be removed within a time period as specified herein. A “portable sign” is considered a type of “temporary sign.”
- (gg) “Snipe sign.” A sign that is attached to a utility pole, tree, fence, or to any object located or situated on public property, or private property without permission.
- (hh) “Streamers.” A long, narrow strip of material used as a decoration or symbol.
- (ii) “Under canopy sign.” A sign suspended beneath a canopy, ceiling, roof, or marquee.

- (jj) “Wall sign.” A sign painted or attached directly to and parallel to the exterior wall of a building extending no greater than 12 inches from the exterior face of a wall to which it is attached (see Figure 1284.09).



- (kk) “Window sign.” A sign installed inside a window and intended to be viewed from the outside (see Figure 1284.10).



- (ll) “Vehicle sign.” A sign painted on, incorporated in, or attached directly to any mode of transportation, including but not limited to automobiles, trucks, buses, boats, trailers, semi-trailers or airplanes.
- (mm) “Video sign.” A sign that displays moving images as on a television.
- (nn) “Wire frame sign.” A temporary sign made of corrugated plastic, vinyl, cardboard, poster board or similar material that is supported by or attached to a metal frame.

1284.04 PROHIBITED SIGNS.

A sign not expressly permitted by this chapter is prohibited. If a sign is granted a variance from the ZBA it shall comply with the applicable regulations of this chapter in terms of time, place, manner, and similar restrictions. Without limiting the foregoing, prohibited signs shall include:

- (a) Inflatable signs.
- (b) Flashing signs.
- (c) Dangerous signs. A dangerous sign shall be removed by the owner at the owner’s expense within 30 days of a notice of condemnation. If an owner cannot be reasonably found the city has the authority to remove the condemned sign with justification that the sign is unsafe and hazardous to the public health, safety, and welfare.
- (d) Rotating signs.
- (e) Signs imitating or resembling official traffic or government signs or signals.
- (f) Vehicle signs not used during the normal course of business that are conspicuously parked or located so as to advertise, identify, or bring attention to an establishment, product, person, service or activity.
- (g) Snipe signs.
- (h) Strobe lights, and lights of a similar nature.
- (i) Video signs except for portable video signs otherwise permitted in this chapter.

1284.05 SIGNS NOT SUBJECT TO CHAPTER.

The following signs are exempt from the provisions of this chapter as expressions of government speech, intended nature to clarify matters of public health, safety, and welfare, or are otherwise protected.

- (a) Government signs.
- (b) Inflatable signs (balloons) that are 12 inches or less in diameter.
- (c) The installation of signs in the F-Fairgrounds District during the period of the traditional, annual fair sponsored by the Ionia Free Fair Association, subject to the requirements of Section 1284.15.

1284.06 SIGNS NOT REQUIRING A PERMIT.

The following signs shall not require a permit but shall be subject to all other applicable regulations of this chapter.

- (a) Flags, provided that not more than four flags are permitted per lot. Flags located in residential districts and the B-2 Community Business District are permitted to be no larger than 3 ft. x 5 ft. in dimension or 15 square feet in area. Flags located all other districts are permitted up to 8 ft. x 12 ft. in dimension or 96 square feet in area.
- (b) Sign message changes on signs with changeable copy or other similarly adjustable reader boards, or replacing a sign panel in an existing sign structure provided that it does not structurally alter the sign.
- (c) Temporary signs on residential lots, these include garage sale signs.
- (d) Window signs.
- (e) Sidewalk signs.
- (f) Incidental signage displaying access, hours of operation, safety, hazards, or emergency content are permitted without permit upon the dimensional regulations of this provision, provided the size of each sign does not exceed four square feet in area, six feet in height, and contains no commercial speech. The number of incidental signs that distinguish locations for incidental purposes such as, but not limited to “curbside pick-up”, and “order pick-up” are subject to the size of the parcel on which the signage will be placed by the following schedule:

Signs Permitted for Nonresidential Uses in the B-1, B-2, B-3, O, and L-1 Districts					
Type	Maximum Number	Maximum Area	Maximum Height	Illumination Permitted	Minimum Setback
Access or Directional	2 per ingress/egress location	4 sq. ft.	6 ft.	Yes	5 ft. from rights-of- way and lot lines
Safety, Emergency, or Hazard	As necessary	4 sq. ft.	6 ft.	No	5 ft. from rights-of- way and lot lines
Incidental Convenience Signs (curbside pick-up, order pick- up, etc.)	Parcels less than 14,999 sq. ft. – 3 -or- Parcels between 15,000 and 29,999 sq. ft. – 5 -or-	4 sq. ft.	6 ft.	No	5 ft. from rights-of- way and lot lines

Parcels between
30,000 sq. ft. and
43,560 sq. ft. – 7
-or-
Parcels between
1 acre and 2
acres – 10
-or-
Parcels greater
than 2 acres – No
Limit

1284.07 GENERAL STANDARDS FOR PERMITTED SIGNS.

- (a) Every sign shall be constructed and maintained in a manner consistent with the Michigan Building Code and International Property Maintenance Code and maintained in good and safe structural condition at all times. All signs shall be kept neatly painted, stained, sealed, or preserved including all metal parts and supports.
- (b) Signs shall be constructed to withstand all wind and vibration forces that normally can be expected to occur in the vicinity.
- (c) Signs may be internally or externally illuminated where permitted. The following provisions apply for illuminated signage in the City.
 - (1) Illuminated signs shall not create glare or create unacceptable over-illumination of the surrounding area. Any sign illumination that may cause or otherwise create traffic hazards is strictly prohibited. Only soft amber lighting is permitted for lamping and read-outs no brighter than three foot-candles above ambient light conditions. Voids or burn-out lamping must be replaced promptly.
 - (2) For externally illuminated signs, the lighting fixture shall be mounted above the sign only and the light fixture shielded such that light is directed downward and directly at the sign face only (below the horizontal). Externally illuminated signs shall not be directly aimed at adjacent streets, roads, or other properties.
 - (3) All electrical wiring shall be located underground and any associated electrical conduit or piping shall not be exposed to view aboveground, unless a portable generator is used for a temporary illuminated sign.
 - (4) Back-lit or internally illuminated signs shall not cause excessive glare or allow light to encroach onto neighboring properties.
 - (5) Where any illuminated sign is located in a residential district or next to a residential district these illuminated signs shall be equipped with an illumination timer control unit.

- (6) The sign shall be timed as such that the sign is not illuminated after 11:00 PM or no more than 30 minutes after the close of business, whichever is later. No sign shall be illuminated prior to 6:00 AM or 30 minutes before the opening of business, whichever is earlier.
 - (7) Details of all timer control units shall be submitted with a sign permit application.
- (d) Signs shall not be placed in, upon or over any public right-of-way, private road easement, alley, or other place, except as may be otherwise permitted by the City of Ionia or Michigan Department of Transportation.
 - (e) A light pole or other similar supporting member shall not be used for the placement of any sign unless specifically designed and approved for such use.
 - (f) A sign shall not be erected in any place where it may, by reason of its position, shape, color, or other characteristics, interfere with, obstruct the view of, or be confused with any authorized traffic sign, signal, or device, or constitute a nuisance per se.
 - (g) A sign and its supporting mechanism shall not extend beyond any lot lines of the property on which it is located except that in the B-2 Zone projecting signs may project over the public sidewalk.
 - (h) Roof Signs:
 - (1) A roof sign shall not project or extend beyond or above the highest point of the roof line.
 - (2) Only one roof sign shall be permitted per building.
 - (3) The size of a roof sign shall not exceed ten percent of the area of that portion of the roof to which it is attached, as measured from eave to roof peak.
 - (4) Lighting for roof signs shall comply with Section 1284.07(c).
 - (5) A roof sign may consist of painting on the surface of a roof or a sign that is composed of roofing materials or other materials affixed parallel to the roof surface.
 - (i) Reader Boards: Wall and freestanding signs may include reader boards subject to the following regulations:
 - (1) For signs that are 50 square feet or less in area the reader board shall not consist of more than 75% of the total sign area.
 - (2) For signs that are more than 50 square feet in area the reader board shall not consist of more than 50% of the total sign area.
 - (3) Any electronic reader board sign containing animated, scrolling, blinking or flashing text shall be regulated by the following illumination requirements per Section 1284.07(c).
 - A. Illuminated signs shall not create glare or create unacceptable over-illumination of the surrounding area. Any sign illumination that may cause or otherwise create traffic hazards is strictly prohibited. Only soft amber lighting is permitted for

lamping and read-outs no brighter than 3 foot-candles above ambient light conditions. Voids or burn-out lamping must be replaced promptly.

- B. All electrical wiring shall be located underground and any associated electrical conduit or piping shall not be exposed to view aboveground, unless a portable generator is used for a temporary illuminated sign.
- C. Where any illuminated sign is located in a residential district or next to a residential district these illuminated signs shall be equipped with an illumination timer control unit.
- D. The sign shall be timed as such that the sign is not illuminated after 11:00 PM or no more than thirty (30) minutes after the close of business, whichever is later. No sign shall be illuminated prior to 6:00 AM or thirty (30) minutes before the opening of business, whichever is earlier.

- (4) The copy on an electronic reader board shall not change faster than every ten seconds.
- (5) An electronic reader board may serve as a window sign subject to the size limitations for window signs contained herein and the requirements of Section 1284.07(c).

(j) Wall Signs:

- (1) Wall signs shall not obscure architectural features of the building including, but not limited to windows, arches, sills, moldings, cornices, and transoms.
- (2) Wall signs shall not extend above the lowest point of the roof, nor beyond the ends of the wall to which it is attached.
- (3) Wall signs shall be six feet less than the width of the building façade, be at least three feet from the edge of the building façade, and meet the area requirements of wall signage of this Chapter.
- (4) A wall sign shall not be placed above nor shall any part of the sign extend above the bottom of the second story window of a multi-story building.
- (5) Permanent Banner Signs may be utilized as a wall sign per Section 1284.03(e)2.

(k) Projecting Signs:

- (1) Projecting signs shall not extend vertically beyond the window sill of the second story.
- (2) The sign shall maintain a minimum clearance from the ground of eight (8) feet.
- (3) The sign shall be mounted to the building by a single mounting bracket (support chains shall be prohibited) and no support material shall project below the sign.
- (4) Projecting signs shall not be internally lighted. External lighting is permitted but the source of illumination shall not cause a glare subject to Section 1284.07(c).

- (l) Awning and Marquee Signs:
 - (1) Such signs shall not project more than six (6) feet into the public right-of-way, nor be closer than three (3) feet to any street curb line.
 - (2) The awning or marquee to which the sign is attached shall maintain a minimum clearance from the ground of eight (8) feet.
- (m) Sidewalk Signs:
 - (1) The sign shall be placed in front of the establishment using the sign.
 - (2) A minimum of five feet of unobstructed sidewalk clearance must remain on the sidewalk at all times.
 - (3) A display area adjacent to and not extending further than 36 inches from the front wall of the building may contain a sidewalk sign. However, five (5) feet of unobstructed sidewalk clearance must be maintained between the sign and the edge of the street or roadway.
 - (4) The sign shall not be placed in a way that obstructs pedestrian circulation, interferes with the opening of doors of parked vehicles or snow removal operations.
 - (5) Such signs shall be properly maintained and not allowed to become unsightly.
 - (6) Such signs shall only be in place during hours of operation of the establishment.
- (n) Pole Signs:
 - (1) Pole signs are only permitted along and with lots that have frontage on, M-66, M-21, Steele Street, or Adams Street.
 - (2) For lots with more than one establishment, the size of the pole sign may be increased, for each additional establishment, by 50 percent of the size allowed by Section 1284.14 up to a maximum size of 96 square feet.
 - (3) The support structure or structures for a pole sign shall not be more than three feet wide or three feet in diameter per support structure.

1284.08 SIGN REGULATIONS APPLICABLE TO ALL DISTRICTS.

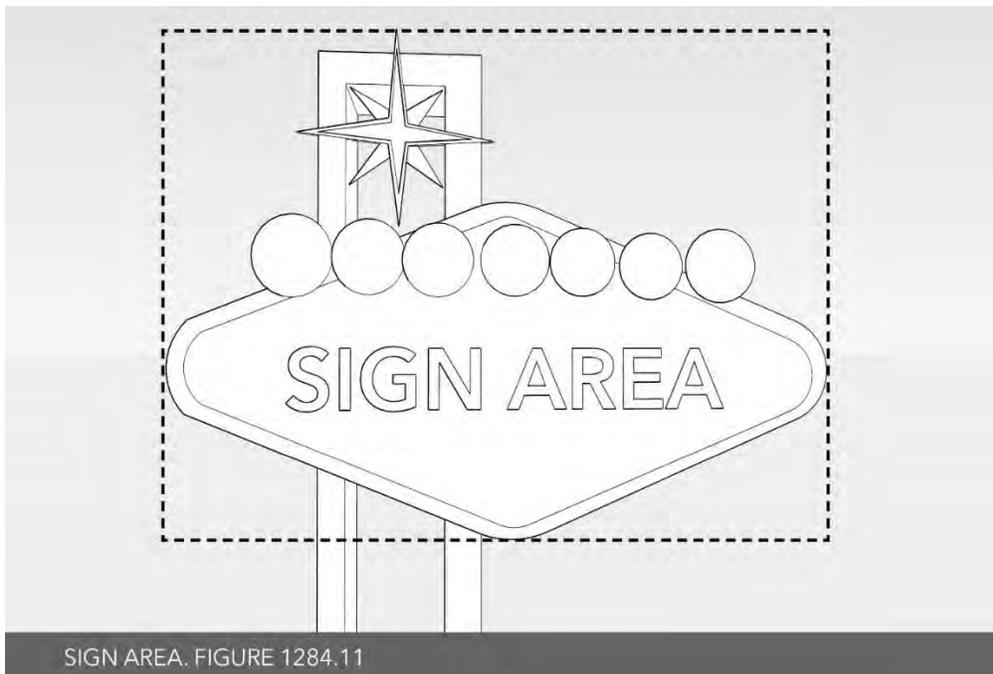
The following sign regulations are applicable to all zoning districts.

- (a) Any pole sign, awning sign, wall sign, or projecting sign shall maintain a minimum vertical clearance of eight feet from the bottom of the sign to the ground directly beneath the sign.
- (b) Vehicles that bear signs may be parked on site provided they are located in such a manner that they do not function as signs as prohibited by Section 1284.04(f) herein.
- (c) Any permanent sign may remain until such sign is deemed not to comply with Section 1284.07 of this chapter, or until such sign is considered dangerous.

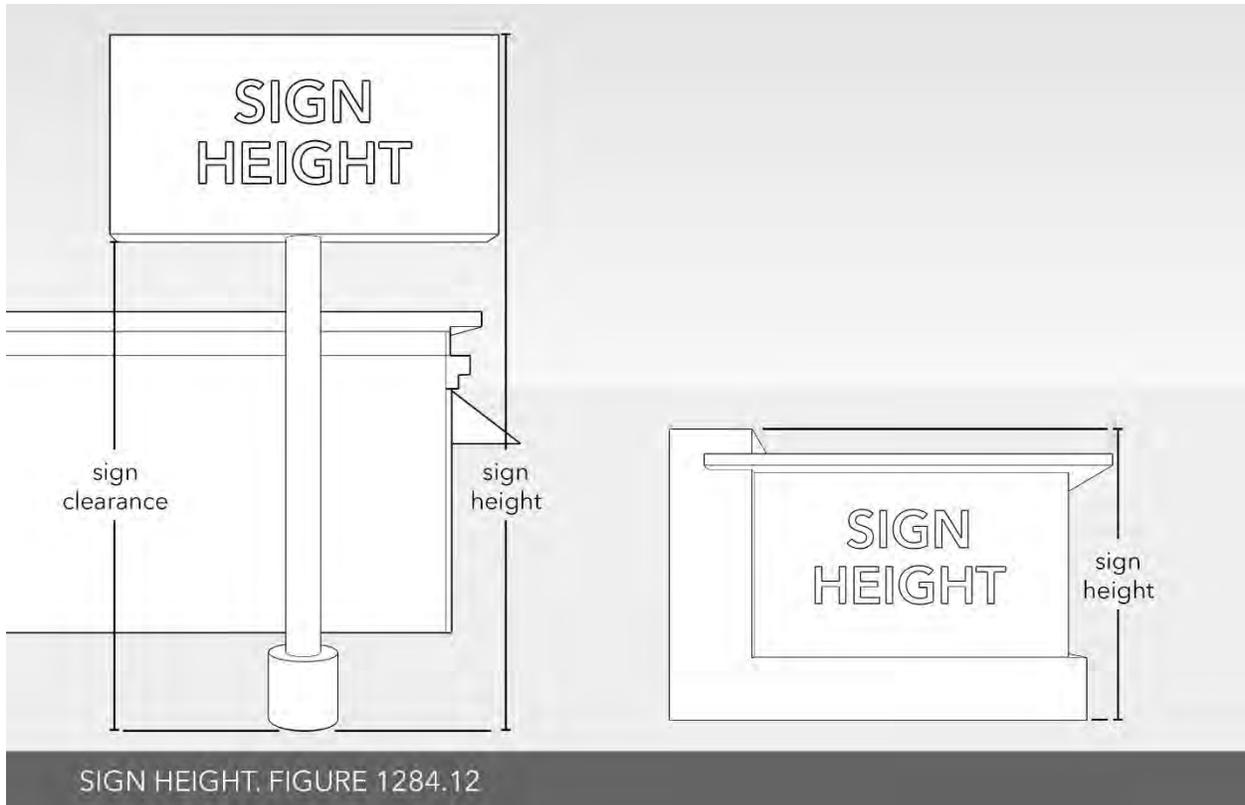
- (d) Abandoned signs shall be removed by the property owner according to the following regulations:
- (1) If the sign is a nonconforming sign as defined herein the sign and any supporting structures shall be removed within one (1) year.

1284.09 MEASUREMENT OF SIGNS.

- (a) Unless otherwise specified within this chapter for a particular type of sign, the area of a sign shall be measured as the area within a single, continuous perimeter composed of any straight line geometric figure that encloses the extreme limits of writing, representation, emblem, logo, or any other figure of similar character, together with any frame or other material or color forming an integral part of the display or used to differentiate the sign from the background against which it is placed, excluding only the structure necessary to support the sign (see Figure 1284.11).



- (b) The area of a freestanding or projecting sign that has two or more faces shall be measured by including the area of all sign faces, except if two such faces are placed back-to-back and are of equal size, and are no more than two feet apart at any point the area of the two back-to-back faces shall be counted as one face. If the two back-to-back faces are of unequal size, the larger of the two sign faces shall be counted as the one face.
- (c) The height of a sign shall be measured as the vertical distance from the highest point of the sign to the grade of the adjacent street or the average grade of the ground immediately beneath the sign, whichever is less (see Figure 1284.12).



1284.10 NONCONFORMING SIGNS

- (a) Nonconforming signs shall not be replaced, moved, altered, expanded, enlarged, or extended; however, such signs may be maintained and repaired so as to continue the useful life of the sign.
- (b) Nonconforming signs shall not be repaired if such repair involves any of the following:
 1. Necessitates the replacement of both the sign frame and sign panels or;
 2. Replacement of the signs primary support pole(s) or other support structure or;
 3. Being enhanced with any new feature including the addition of illumination.
- (c) For the purposes of this chapter, a nonconforming sign may be diminished in size or dimension or the copy of the sign amended or changed without jeopardizing the privilege of nonconforming use.
- (d) A sign accessory to a nonconforming land use may be erected in the City in accordance with the sign regulations for the District in which the property is located.
- (e) The City may acquire by purchase, condemnation, or other means any nonconforming sign that it deems necessary to preserve the health, safety, and welfare of the City's residents.

1284.11 TEMPORARY AND PORTABLE SIGNS.

- (a) Residential Lots. On any lot used as a single-family, two-family, or multi-family dwelling, up to four (4) temporary signs shall be permitted to be displayed on a pole or stake affixed to the ground. Portable signs are not permitted on residential lots. Such signs shall meet the following standards:
- (1) Signs shall not exceed six (6) square feet in area per side,
 - (2) Signs shall not exceed six (6) feet in height
 - (3) Signs shall not require a permit provided they comply with all other provisions of this chapter.
 - (4) Signs erected for garage sale purposes must adhere to all of the provisions of this chapter and the following regulations:
 - A. On-premise garage sale signs: No more than one sign per lot, located on the premises on which the sale is being conducted. The sign shall not exceed 6 square feet in area and 3 feet in height. The sign shall not be erected more than 3 days prior to the day(s) of the sale and shall be removed within 1 day after the completion of the sale.
 - B. Off-premise garage sale signs: No more than two off-premise signs are allowed for each such sale. Each sign shall be no larger than 4 square feet and 3 feet in height. Each sign shall only be placed in the street right-of-way and shall not block the vision of or create a hazard for drivers or those individuals on foot or bicycle. Each off-premise sign shall contain the date and address of the sale. Each sign may be placed no sooner than 2 hours prior to the opening of the first day of the sale and must be removed within 2 hours after close of the last day of the sale. Signs shall not be attached to light poles, utility poles, trees, or other similar structures located in the street right-of-way.
- (b) Non-Residential Lots. On any lot used for a non-residential use, one temporary or portable sign may be displayed. For the purposes of portable signs, non-residential lots excluded from this provision are lots located in the East Main Preservation District and lots in the B-2 District, unless the B-2 lots have frontage on M-66. Such signs shall meet the following standards:
- (1) Signs may be displayed up to four times per calendar year
 - (2) Each display period shall be not more than 30 days, provided that each display shall be separated by at least 30 days.
 - (3) Such signs shall not exceed 32 square feet.
 - (4) Signs shall require a temporary sign permit.

1284.12 SIGNS IN RESIDENTIAL DISTRICTS.

The following signs are permitted in the R-1, R-2, R-3, RM, RM-1, RT, RHD, and the MHP Zoning Districts.

Signs Permitted for Nonresidential Uses in the R1, R2, R3, RM, RM-1, RT, RHD, AND MHP Districts					
Type	Maximum Number	Maximum Area	Maximum Height	Illumination Permitted	Minimum Setback
Monument	1 per lot	32 sq. ft.	6 ft.	No	5 ft. from right-of-way and lot lines
Wall	1 per frontage	10% of wall area or 50 sq. ft., whichever is less	N/A	No	N/A

(a) Additional signs permitted in the R1, R2, R3, RM, RM-1, RT, RHD, and MHP Districts:

- (1) Temporary signs as permitted and regulated by Sections 1284.11.
- (2) One permanent monument sign not to exceed 32 square feet in area and six feet in height sign may be provided at the entrance to a subdivision, condominium, site condominium, or mobile home park. Such sign shall require a permit and shall be located outside the right of way. The sign shall be constructed primarily with carved wood, brick, stone wrought iron, terra cotta, glazed tile, or similar decorative material in order to reflect and enhance the character of the area.

1284.13 SIGNS IN THE B-2, COMMUNITY BUSINESS DISTRICT.

Each establishment in the B-2, Community Business District is permitted to have the following signs as regulated herein.

Signs Permitted in the B-2 District					
Type	Maximum Number	Maximum Area	Maximum Height	Illumination Permitted	Minimum Setback
Wall Sign	N/A	10% of wall area or 100 sq. ft., whichever is less	N/A	Yes	N/A
AND					
Awning/ Marquee Sign	1	10% of awning area per frontage or 50 sq. ft., whichever is less	N/A	Yes	3 ft. from any street curb
OR					
Projecting Sign	1	Per 16 sq. ft. entrance	N/A	External	5 ft. from adjacent building/use
AND					
Sidewalk Sign	1 per use	8 sq. ft. per side	4 ft.	No	N/A

1284.14 SIGNS FOR CERTAIN STREETS IN THE B-1, B-3, AND OFFICE DISTRICT.

- (a) Applicability. For parcels that are zoned B-1, B-3 and Office and that have street frontage on M-66, M-21, Steele Street, or Adams Street, the following signs are permitted:

Signs Permitted in the B-1, B-3, and O District with frontage on M-66, M-21, Steele Street, or Adams Street					
Type	Maximum Number	Maximum Area	Maximum Height	Illumination Permitted	Minimum Setback
Wall Sign	N/A	10% of wall area or 100 sq. ft., whichever is less	N/A	Yes	N/A
OR					
Roof Sign	1 per building	10% of roof area to which it is affixed	Not beyond highest point of roof	No	N/A
AND					
Pole Sign	1 per frontage	48 sq. ft.	25 ft.	Yes	10 ft. from rights-of-way, front, and side lot lines
OR					
Monument Sign	1 per frontage	50 sq. ft.	6 ft.	Yes	5 ft. from front lot line or right-of way; 10 ft. from side lot line building/use
AND					
Sidewalk Sign	1 per use	8 sq. ft. per side	4 ft.	No	N/A

1284.15 SIGNS IN THE F-FAIRGROUNDS DISTRICT.

- (a) **Conformance.** Any existing signs located on property zoned F-Fairgrounds District as of the date of this amendment are hereby determined to be conforming. Any signs erected after the effective date of this amendment shall conform to the standards contained in this section.
- (b) **Exemption and Applicability.** The installation of signs in the F-Fairgrounds District during the period of the traditional, annual fair sponsored by the Ionia Free Fair Association, and during the period 14 days prior to the start of the fair, shall be exempt from the requirements of this chapter. All signs installed during this period shall be removed within 30 days after the conclusion of the fair.

The applicable requirements of this chapter shall apply to all other days not exempted in the time period noted in this Section.

- (c) The following signs are permitted in the F-Fairgrounds District as regulated herein.

Signs Permitted in the F District					
Type	Maximum Number	Maximum Area	Maximum Height	Illumination Permitted	Minimum Setback
Wall Sign	N/A	50% of wall area or 200 sq. ft., whichever is less	N/A	Yes	N/A
AND					
Pole Sign	1 on M-66 frontage only	48 sq. ft.	25 ft.	Yes	10 ft. from rights-of-way, front, and side lot lines
AND					
Monument Sign	1 on M-66 frontage only	50 sq. ft.	6 ft.	Yes	5 ft. from front lot line or right-of-way; 10 ft. from side lot line building/use
AND					
Sidewalk Sign	1 per use	8 sq. ft. per side	4 ft.	No	N/A

- (1) Wall signs shall be permitted on the exterior of the wall that surrounds the race track subject to the standards identified in A. and B. above.
- (2) Wall signs placed on the interior of the wall that surrounds the race track shall be exempt from Chapter 1284.

1284.16 SIGNS IN THE L-I LIGHT INDUSTRIAL DISTRICT

Each establishment in the L-I Light Industrial District is permitted to have the following signs as regulated herein.

Signs Permitted in the L-I District					
Type	Maximum Number	Maximum Area	Maximum Height	Illumination Permitted	Minimum Setback
Wall Sign	N/A	50% of wall area or 150 sq. ft., whichever is less	N/A	Yes	N/A
AND					
Monument Sign	1 per frontage	50 sq. ft.	6 ft.	Yes	5 ft. from front lot line or right-of-way; 10 ft. from side lot line building/use

- (a) Additional Signs. In addition to the above, one permanent monument sign not to exceed 32 square feet in area and six feet in height sign may be provided at each entrance to an establishment if such entrances are on separate streets or are least 500 feet apart.

1284.17 SIGNS IN THE EAST MAIN PRESERVATION DISTRICT.

- (a) Any use that requires a Special Land Use permit in the East Main Preservation District shall be permitted one monument sign that shall not exceed 16 square feet in size or four feet in height if placed on the ground or ten feet above the ground if attached to the wall. Signs shall be setback a minimum of five feet from all lot lines or attached to the street side of the building.
- (b) A sign may be illuminated only by means of external, shielded light fixtures or the sign may be internally illuminated. Blinking lights on signs are prohibited. A light fixture for a sign shall be placed so as to avoid any glare when viewed from off the site. The source of the light shall not exceed a total of 150 watts and any such light source shall be enclosed and directed so as to prevent the source of light from shining directly or indirectly onto traffic or adjacent or nearby property.
- (c) Sidewalk signs. As permitted by Section 1284.13 herein.

1284.18 ADMINISTRATION.

- (a) Sign Chapter Administration. This chapter shall be administered by the Zoning Administrator of the City or his/her agent.
- (b) Sign Permits.

- (1) Permit Required. Except as provided in Section 1284.05 – 1284.06 of this chapter, no person shall erect, structurally alter or maintain, or relocate any sign without first obtaining a permit as prescribed herein.
- (2) Application. An application for a sign permit shall be made to the Zoning Administrator or his/her agent along with any applicable fee as may be set by resolution of the City Council from time to time. The application, at a minimum, shall include the following:
 - A. Name, address, telephone number, and signature of the applicant and the person, firm or corporation erecting the sign and the owner of the property.
 - B. Address or permanent parcel number of the property where the sign will be located.
 - C. A site plan drawn to scale showing the location of the building, structure, or lot upon which the sign is to be attached or erected, and showing the proposed sign in relation to buildings and structures along with setback from lot lines.
 - D. Plans and specifications of the proposed sign including the method of construction and attachment to structures or ground and if deemed necessary by the Zoning Administrator or his/her agent, calculations showing that the structure is designed for dead load and wind pressure in any direction of not less than 30 pounds per square foot of area.
 - E. The zoning district in which the sign is to be located.
 - F. In the discretion of the Zoning Administrator or his/her agent and when in the interest of the safety of the public, the drawings, plans, and specifications required with the application shall bear the certificate or seal of a registered architect or engineer as a condition to the issuance of a permit.

1284.99 PENALTY

- (a) Any act or failure to act done in violation of the provisions of this chapter is hereby declared to be a nuisance per se and may be abated in the manner permitted by law or in equity.
- (b) A violation of this chapter is a municipal civil infraction and shall be subject to the provisions of Section 202.99(b) of this code.

Section 3. Severability. If any part, subsection, or other provision of this Ordinance is declared by a tribunal of competent jurisdiction to be invalid, such invalidity shall not affect the on-going validity or enforceability of the remainder of the Ordinance, it be the intent of the City that this Ordinance shall be deemed to be severable for all purposes at law.

Section 4. Publication and Effective Date. The City Clerk shall cause a notice of adoption of this Ordinance to be published. This Ordinance shall take effect seven (7) days after it, or a summary thereof as permitted by law, along with the date of its adoption, is published in the Daily News, a newspaper of general circulation in the City, unless otherwise provided by law.

The Board of appeals may also authorize, upon appeal, variances from the strict application of Chapter 1284, "Signs" of Title 6, Zoning" of Part Twelve, "Planning and Zoning" of the Codified Ordinances of the City of Ionia. In considering requests for variances from Chapter 1284, the Board of Zoning Appeals shall apply the standards for non-use (dimensional) variances, per subsection 1 below.

- (1) Non-Use (Dimensional) Variance. A use variance may be allowed by the Board Zoning of Appeals only in cases where there is reasonable evidence of practical difficulty in the official record of the hearing and that all of the following conditions are met:
 - A. That there are exceptional or extraordinary circumstances or conditions applying to the property in question that do not apply generally to other properties in the same zoning district.
 - B. That the condition or situation of the specific piece of property for which the variance is sought is not of so general or recurrent nature as to make reasonably practical the formulation of a general regulation for such conditions or situations. Unique circumstances include: exceptional narrowness, shallowness, or shape of a specific property on the effective date of this chapter, or by reason of exceptional topographic conditions or other extraordinary situation on the land, building or structure or by reason of the use or development of the property immediately adjoining the property in question, the literal enforcement of the requirements of this chapter would involve practical difficulties.
 - C. That such variance is necessary for the preservation and enjoyment of a substantial property right similar to that possessed by other properties in the same zoning district and in the vicinity. The possibility of increased financial return shall not of itself be deemed sufficient to warrant a variance.
 - D. The variance will not be significantly detrimental to adjacent property and the surrounding neighborhood.
 - E. The variance will not impair the intent and purpose of this ordinance.
 - F. That the immediate practical difficulty causing the need for the variance request was not created by action of the applicant.
- (2) Use Variance. Subject to other provisions of this Zoning Code, the Board of Zoning Appeals shall have the jurisdiction to decide applications for use variances. The Board of Zoning Appeals shall not grant a use variance unless it finds that unnecessary hardship will occur unless the variance is granted. Additionally, the Board of Zoning Appeals shall not grant a use variance unless two-thirds (2/3) of the total membership of the Board of Zoning Appeals finds that all of the following standards below are met.
 - A. That the building, structure, or land cannot be reasonably used for any of the uses permitted by right or special approval in the zone district in which it is located.
 - B. That the condition or situation of the specific piece of property or the intended use of such property for which the variance is sought is not so general or recurrent a nature as to make reasonably practical the formulation of a general regulation for

NEW BUSINESS

Approve – PFAS Cost Recovery Action – Proposed Retainer Agreement

Providing background, City Manager Garland said that the National Rural Water Association voted to engage the law firm of Napoli Shkolnik to file a PFAS cost recovery action against the global manufacturers of PFAS compounds. The purpose of this action is to provide an opportunity for water and wastewater systems to recover any expenses incurred (previously or in the future) for testing, treatment, and remediation of PFAS contamination. An entity must be registered prior to a settlement being reached in order to benefit and settlement discussions are already underway.

Councilmember Starr made a motion, seconded by Councilmember Winters, to engage Napoli Shkolnik per its proposed retainer agreement to represent the City of Ionia in the PFAS cost recovery action supported by the National Rural Water Association and authorize the city manager to execute this agreement and other documents, as necessary, on the City's behalf.

Mayor Balice made a motion to amend the original motion that approval is contingent upon confirmation with the City Attorney that the City of Ionia would not be liable for any costs if there is zero recovery even though the law firm may have incurred costs associated with it. It was seconded by Councilmember Starr.

Roll Call Vote on amended motion Ayes: Lee, Starr, Millard, Gustafson, Waterman,
Milewski, Winters, Kelley, and Balice
Nays: None
MOTION CARRIED

Approve – Proposed Policy No. 2-013; Light Pole Vertical Banner Policy

VERTICAL LIGHT POLE BANNER POLICY No. 2-013

I. PURPOSE

The purpose of this policy is to enable display of vertical banners on City light poles, as requested by non-profit organizations and governmental units to assist in the promotion of events sponsored by such organizations that contribute to the visual interest of the City.

II. ELIGIBILITY

- a. In order to be eligible to display banners an applicant must demonstrate the following:
 - i. The applicant is a non-profit organization or governmental unit;
 - ii. The proposed banner promotes an event sponsored by the non-profit organization or governmental unit, or highlights activities and interests occurring in or around the City; and
 - iii. The banner contributes to the visual interest of the City.

III. APPLICATION

- a. Application forms for installation of vertical pole banners will be available at City Hall and the DDA office. Applicants will provide all requested information on the application form.
- b. Completed applications shall be submitted to the City Manager's office for staff routing and placement on the next available City Council meeting agenda.

- c. Applications will be reviewed by City staff for design and content approval. Final review and approval shall rest with the City Council. Only banners sponsored by non-profit organizations and governmental units whose purpose and objectives contribute to the best interest of the Ionia community will be approved for display.
- d. Applications shall not be submitted more than eleven (11) months in advance or less than four (4) weeks before a proposed banner display.

IV. BANNER DESIGN & SPECIFICATIONS

- a. All banners must be professionally manufactured to ensure only quality, well-made banners will be displayed within the City of Ionia. In no way will the City of Ionia be held responsible for banners damaged while on display.
- b. All banners shall be manufactured in accordance with the specifications detailed in **Attachment A**.
- c. Banners shall NOT display:
 - i. Commercial advertising
 - ii. Political advertising
 - iii. Obscenities or vulgarities
 - iv. Other material incompatible with the purpose of this policy

V. BANNER CALENDAR & DISPLAY PERIOD

- a. The calendar for vertical pole banner displays will be kept by the City Manager's office to determine availability.
- b. Applicants may request their banners be displayed for up to six (6) weeks. An additional six (6) week display period may also be requested and approved at the discretion of the City Council. Approved reservation is on a first come first serve basis.
- c. Municipal banners may be displayed during times not otherwise requested by non-profit organizations and outside governmental units.
- d. Banners displayed from November 15 to February 1 will be limited to municipally owned banners to coincide with holiday décor.

VI. INSTALLATION & REMOVAL

- a. Banners shall be installed and removed **ONLY** by approved staff of the City of Ionia. Anyone who attempts to install or remove a banner outside these parameters will be charged with a misdemeanor and may jeopardize approval of future associated banner projects.
- b. Approved banners shall be delivered by the non-profit organization/governmental unit to the City of Ionia Public Works Garage at 303 S. Jackson Street no less than three (3) days prior to scheduled installation, and shall be picked up no more than one (1) week after removal, unless other arrangements have been made. Sponsoring groups that do not retrieve banners within thirty (30) days of their removal may be disposed.

VII. COST

The cost per banner for installation and removal is \$5 and shall be remitted following notification of an approved application and prior to banner installation.

ATTACHMENT A – VERTICAL BANNER SPECIFICATIONS

½ inch grommet



O



Banner

Face

← 24 inches →

Councilmember Winters made a motion, seconded by Councilmember Kelley, to approve City of Ionia Policy No. 2-013, titled Vertical Light Pole Banner Policy, as presented.

Roll Call Vote Ayes: Lee, Starr, Millard, Gustafson, Waterman, Milewski, Winters, Kelley, and Balice
 Nays: None
 MOTION CARRIED

POLICY DELARED ADOPTED

Approve – Municipal Liability and Property Insurance Purchase for WWTP

The WWTP is an asset of the Ionia Regional Utilities Authority (IRUA), operated by the City of Ionia Utilities Department. The WWTP has obtained its property and liability insurance from the Michigan Municipal League Liability and Property Pool as a pool member since 1988.

This year's renewal premium is offered at \$42,012, a decrease of \$805 (2%) over last year's rate of \$42,817. Reasons for this decrease include reduced payroll value and a reduction in the MCCA rate from \$100 to \$86 per vehicle. MML is also offering a post-renewal dividend for renewing Pool members. The WWTP's dividend is estimated at \$3,900, for a net premium cost of \$38,112. Funds are available for this purchase in 598-558.000-954.000.

Councilmember Millard made a motion, seconded by Councilmember Lee, to approve the MML Property and Liability Insurance renewal proposal for the WWTP, in the amount of \$42,012 to cover the period February 1, 2022 – January 31, 2023.

Roll Call Vote Ayes: Starr, Millard, Gustafson, Waterman, Milewski, Winters, Kelley, Lee, and Balice
 Nays: None
 MOTION CARRIED

Approve – Email Migration & Online Exchange – Plan Purchase

City Manager Garland reported that the current hardware mail server, installed in 2012, needs to be replaced. A quote was obtained by IT Right for a Microsoft-hosted online exchange that includes a one-time mailbox migration from our current mail server. The cost in year one would be \$12,880 (\$9,200 for mailbox migration + one year Online Exchange Plan at \$5,520 minus 20% discount offered by vendor). Thereafter, the online exchange plan would be an annual subscription at \$5,520, based on maintaining 115 email accounts. The cost also includes technical support from two people on-site for two days. Technical updates are included in the yearly cost and are needed to enhance the City's security.

Councilmember Milewski made a motion, seconded by Starr, to approve purchase of the proposed email migration and Online Exchange Plan proposed by IT Right at an implementation cost of \$12,880 (\$9,200 for mailbox migration + first year Online Exchange Plan at \$5,520, assuming 115 email accounts, minus 20% discount offered by vendor).

NET OF REVENUES & EXPENDITURES:	358,969.00		333,969.00
BEG. FUND BALANCE	1,767,435.84		1,767,435.84
END FUND BALANCE	2,126,404.84		2,101,404.84

Fund: 202 MAJOR STREETS

Revenues	862,200.00	-	862,200.00
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Account Category: Expenditures

Department: 463.000 ROUTINE MAINTENANCE - GENERAL

202-463.000-940.000	EQUIPMENT RENTAL	35,000.00	7,000.00	42,000.00
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Total Dept 463.000 - ROUTINE MAINTENANCE - GENERAL		191,000.00	7,000.00	198,000.00
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Expenditures	809,800.00	7,000.00	816,800.00
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Fund 202 - MAJOR STREETS:

TOTAL REVENUES	862,200.00	-	862,200.00
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TOTAL EXPENDITURES	809,800.00	7,000.00	816,800.00
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NET OF REVENUES & EXPENDITURES:	52,400.00		45,400.00
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BEG. FUND BALANCE	318,023.01		318,023.01
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END FUND BALANCE	370,423.01		363,423.01
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Fund: 203 LOCAL STREETS

Revenues	569,200.00	-	569,200.00
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Account Category: Expenditures

Department: 463.000 ROUTINE MAINTENANCE - GENERAL

203-463.000-940.000	EQUIPMENT RENTAL	36,000.00	7,000.00	43,000.00
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Total Dept 463.000 - ROUTINE MAINTENANCE - GENERAL		558,000.00	7,000.00	565,000.00
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Department: 463.100 TREE TRIMMING

203-463.100-940.000	EQUIPMENT RENTAL	18,000.00	(7,000.00)	11,000.00
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Total Dept 463.100 - TREE TRIMMING		53,000.00	(7,000.00)	46,000.00
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Expenditures	736,500.00	-	736,500.00
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Fund 203 - LOCAL STREETS:

TOTAL REVENUES	569,200.00	-	569,200.00
TOTAL EXPENDITURES	736,500.00	-	736,500.00
NET OF REVENUES & EXPENDITURES:	(167,300.00)		(167,300.00)
BEG. FUND BALANCE	542,505.77		542,505.77
END FUND BALANCE	375,205.77		375,205.77

Fund: 228 SOLID WASTE FUND

Account Category: Revenues

228-000.000-573.000	LOCAL COMMUNITY STABILIZATION SHARE APPR	4,400.00	26,100.00	30,500.00
Revenues		491,500.00	26,100.00	517,600.00
Expenditures		524,700.00	-	524,700.00

Fund 228 - SOLID WASTE FUND:

TOTAL REVENUES	491,500.00	26,100.00	517,600.00
TOTAL EXPENDITURES	524,700.00	-	524,700.00
NET OF REVENUES & EXPENDITURES:	(33,200.00)		(7,100.00)
BEG. FUND BALANCE	100,819.35		100,819.35
END FUND BALANCE	67,619.35		93,719.35

Fund: 239 PARKS - FACILITIES IMPROVEMENTS

Account Category: Revenues

239-000.000-409.000	CURRENT PROPERTY TAXES	100,000.00	4,000.00	104,000.00
239-000.000-569.000	STATE GRANT	451,985.00	(151,985.00)	300,000.00
239-000.000-688.000	OTHER REVENUE	125,000.00	(125,000.00)	-
239-000.000-699.101	CONTRIBUTIONS FROM GENERAL FUN	215,000.00	(40,000.00)	175,000.00
Revenues		894,285.00	(312,985.00)	581,300.00

Account Category: Expenditures

Department: 545.740 Balice Park

239-545.740-801.000	CONTRACTUAL & PROFESSIONAL SEV	402,000.00	(402,000.00)	-
Total Dept 545.740 - Balice Park		402,000.00	(402,000.00)	-
Expenditures		947,500.00	(402,000.00)	545,500.00

Fund 239 - PARKS - FACILITIES IMPROVEMENTS:

TOTAL REVENUES	894,285.00		581,300.00
TOTAL EXPENDITURES	947,500.00		545,500.00

NET OF REVENUES & EXPENDITURES:	(53,215.00)		35,800.00
BEG. FUND BALANCE	382,460.98		382,460.98
END FUND BALANCE	329,245.98		418,260.98

Fund: 248 DOWNTOWN DEVELOPMENT OPERATING

Account Category: Revenues

248-000.000-676.002	Reimbursement for IFF Agreeemnt	-	10,000.00	10,000.00
Revenues		280,550.00	10,000.00	290,550.00

Account Category: Expenditures

Department: 558.000 ADMINISTRATIVE

248-558.000-727.000	OFFICE SUPPLIES	1,500.00	400.00	1,900.00
Total Dept 558.000 - ADMINISTRATIVE		241,400.00	400.00	241,800.00
Expenditures		308,600.00	400.00	309,000.00

Fund 248 - DOWNTOWN DEVELOPMENT OPERATING:

TOTAL REVENUES		280,550.00	10,000.00	290,550.00
TOTAL EXPENDITURES		308,600.00	400.00	309,000.00
NET OF REVENUES & EXPENDITURES:		(28,050.00)		(18,450.00)
BEG. FUND BALANCE		141,273.31		141,273.31
END FUND BALANCE		113,223.31		122,823.31

Fund: 249 RECREATION DEPARTMENT

Account Category: Revenues

249-000.000-648.100	YOUTH FOOTBALL ASSOCIATION	1,700.00	3,100.00	4,800.00
249-000.000-688.000	OTHER REVENUE	750.00	1,000.00	1,750.00
249-000.000-699.101	CONTRIBUTIONS FROM GENERAL FUND	300,000.00	35,000.00	335,000.00
Revenues		372,010.00	39,100.00	411,110.00

Account Category: Expenditures

Department: 536.000 ADMINISTRATION

249-536.000-954.000	INSURANCE	6,350.00	300.00	6,650.00
249-536.000-956.001	SALES TAX	200.00	200.00	400.00
Total Dept 536.000 - ADMINISTRATION		190,306.00	500.00	190,806.00

Department: 755.000 ARMORY

249-755.000-940.000	EQUIPMENT RENTAL	-	100.00	100.00
Total Dept 755.000 - ARMORY		32,000.00	100.00	32,100.00

Department: 770.000 PARK MAINTENANCE

249-770.000-940.000	EQUIPMENT RENTAL	30,000.00	35,000.00	65,000.00
Total Dept 770.000 - PARK MAINTENANCE		127,000.00	35,000.00	162,000.00

Expenditures		387,806.00	35,600.00	423,406.00
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Fund 249 - RECREATION DEPARTMENT:

TOTAL REVENUES		372,010.00	39,100.00	411,110.00
TOTAL EXPENDITURES		387,806.00	35,600.00	423,406.00
NET OF REVENUES & EXPENDITURES:		(15,796.00)		(12,296.00)
BEG. FUND BALANCE		54,184.69		54,184.69
END FUND BALANCE		38,388.69		41,888.69

Fund: 250 THEATRE FUND

Account Category: Revenues

250-000.000-502.600	FEDERAL GRANT	134,000.00	67,000.00	201,000.00
250-000.000-635.000	LIVE ENTERTAINMENT REVENUE	-	8,500.00	
Revenues		365,525.00	75,500.00	441,025.00

Account Category: Expenditures

Department: 442.000 OPERATIONS

250-442.000-740.000	OPERATING SUPPLIES	2,500.00	1,000.00	3,500.00
250-442.000-801.000	CONTRACTUAL & PROFESSIONAL SEV	12,000.00	4,000.00	16,000.00
Expenditures		226,150.00	5,000.00	231,150.00

Fund 250 - THEATRE FUND:

TOTAL REVENUES		365,525.00	75,500.00	441,025.00
TOTAL EXPENDITURES		226,150.00	5,000.00	231,150.00
NET OF REVENUES & EXPENDITURES:		139,375.00		209,875.00
BEG. FUND BALANCE		326,024.10		326,024.10
END FUND BALANCE		465,399.10		535,899.10

Fund: 420 CAPITAL IMPROVEMENT PROJECTS

Account Category: Revenues

420-000.000-699.590	CONTRIBUTION FROM SEWER FUND	555,000.00	23,750.00	578,750.00
420-000.000-699.591	CONTRIBUTION FROM WATER FUND	555,000.00	23,750.00	578,750.00
Revenues		1,110,000.00	47,500.00	1,157,500.00

Account Category: Expenditures

Department: 543.530 2020 STEELE STREET IMPROVEMENTS					
420-543.530-801.000	CONTRACTUAL & PROFESSIONAL SEV	-	5,500.00	5,500.00	
420-543.530-805.400	ARCHITECTURAL-ENGINEERING	-	2,000.00	2,000.00	
Total Dept 543.530 - 2020 STEELE STREET IMPROVEMENTS		-	7,500.00	7,500.00	
Department: 543.540 2021 MORSE STREET IMPROVEMENTS					
420-543.540-805.400	ARCHITECTURAL-ENGINEERING	60,000.00	40,000.00	100,000.00	
Total Dept 543.540 - 2021 MORSE STREET IMPROVEMENTS		60,000.00	40,000.00	100,000.00	
Expenditures		1,110,000.00	47,500.00	1,157,500.00	
Fund 420 - CAPITAL IMPROVEMENT PROJECTS:					
TOTAL REVENUES		1,110,000.00	47,500.00	1,157,500.00	
TOTAL EXPENDITURES		1,110,000.00	47,500.00	1,157,500.00	
NET OF REVENUES & EXPENDITURES:		-		-	
BEG. FUND BALANCE		1,000.00		1,000.00	
END FUND BALANCE		1,000.00		1,000.00	
Fund: 588 DIAL-A-RIDE					
Account Category: Revenues					
588-000.000-573.000	LOCAL COMMUNITY STABILIZATION SHARE APPR	1,650.00	9,350.00	11,000.00	
Revenues		1,069,790.00	9,350.00	1,079,140.00	
Account Category: Expenditures					
Department: 558.000 ADMINISTRATIVE					
588-558.000-727.000	OFFICE SUPPLIES	500.00	300.00	800.00	
588-558.000-954.000	INSURANCE	1,125.00	75.00	1,200.00	
Total Dept 558.000 - ADMINISTRATIVE		386,331.00	375.00	386,706.00	
Department: 560.000 OPERATIONS					
588-560.000-740.000	OPERATING SUPPLIES	3,000.00	500.00	3,500.00	
Total Dept 560.000 - OPERATIONS		448,125.00	500.00	448,625.00	
Expenditures		1,164,684.00	875.00	1,165,559.00	
Fund 588 - DIAL-A-RIDE:					
TOTAL REVENUES		1,069,790.00	9,350.00	1,079,140.00	
TOTAL EXPENDITURES		1,164,684.00	875.00	1,165,559.00	
NET OF REVENUES & EXPENDITURES:		(94,894.00)		(86,419.00)	
BEG. FUND BALANCE		1,034,276.40		1,034,276.40	

END FUND BALANCE	939,382.40		947,857.40
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Fund: 590 SEWER DEPT.

Revenues	3,729,000.00	-	3,729,000.00	
Account Category: Expenditures				
Department: 558.000 ADMINISTRATIVE				
590-558.000-990.000	DEBT SERVICE - INTEREST PORTION	465,550.00	(112,600.00)	352,950.00
590-558.000-999.420	CONTRIB TO GRANT PROJECTS	555,000.00	23,750.00	578,750.00
Total Dept 558.000 - ADMINISTRATIVE		1,863,850.00	(88,850.00)	1,775,000.00
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Expenditures	4,008,650.00	(88,850.00)	3,919,800.00	
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Fund 590 - SEWER DEPT.:				
TOTAL REVENUES	3,729,000.00	-	3,729,000.00	
TOTAL EXPENDITURES	4,008,650.00	(88,850.00)	3,919,800.00	
NET OF REVENUES & EXPENDITURES:		(279,650.00)	(190,800.00)	
BEG. FUND BALANCE	11,859,382.76		11,859,382.76	
END FUND BALANCE	11,579,732.76		11,668,582.76	

Fund: 591 WATER DEPT.

Revenues	2,933,000.00	-	2,933,000.00	
Account Category: Expenditures				
Department: 558.000 ADMINISTRATIVE				
591-558.000-990.000	DEBT SERVICE - INTEREST PORTION	480,300.00	(112,650.00)	367,650.00
591-558.000-999.420	CONTRIB TO GRANT PROJECTS	555,000.00	23,750.00	578,750.00
Total Dept 558.000 - ADMINISTRATIVE		2,015,000.00	(88,900.00)	1,926,100.00
Department: 560.000 OPERATIONS				
591-560.000-801.000	CONTRACTUAL & PROFESSIONAL SEV	3,000.00	12,000.00	15,000.00
591-560.000-980.000	CAPITAL OUTLAY	400,000.00	55,000.00	455,000.00
Total Dept 560.000 - OPERATIONS		639,000.00	67,000.00	706,000.00
Department: 561.000 WATER SOURCE				
591-561.000-801.000	CONTRACTUAL & PROFESSIONAL SEV	200,000.00	(12,000.00)	188,000.00
Total Dept 561.000 - WATER SOURCE		521,500.00	(12,000.00)	509,500.00
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Expenditures	3,326,500.00	(33,900.00)	(33,900.00)	

Fund 591 - WATER DEPT.:			
TOTAL REVENUES	2,933,000.00	-	2,933,000.00
TOTAL EXPENDITURES	3,326,500.00	(33,900.00)	3,292,600.00
NET OF REVENUES & EXPENDITURES:	(393,500.00)		(359,600.00)
BEG. FUND BALANCE	8,616,683.15		8,616,683.15
END FUND BALANCE	8,223,183.15		8,257,083.15

Fund: 661 CENTRAL GARAGE

Revenues	472,100.00	-	472,100.00	
Account Category: Expenditures				
Department: 442.000 OPERATIONS				
661-442.000-743.000	OPERATING SUPPLIES-GAS & OIL	36,000.00	(2,000.00)	34,000.00
661-442.000-930.000	VEHICLE REPAIR & MAINTENANCE	40,000.00	(4,000.00)	36,000.00
661-442.000-940.000	EQUIPMENT RENTAL	19,000.00	6,000.00	25,000.00
Expenditures	496,450.00	-	496,450.00	

Fund 661 - CENTRAL GARAGE:

TOTAL REVENUES	472,100.00	-	472,100.00
TOTAL EXPENDITURES	496,450.00	-	496,450.00
NET OF REVENUES & EXPENDITURES:	(24,350.00)		(24,350.00)
BEG. FUND BALANCE	1,200,253.71		1,200,253.71
END FUND BALANCE	1,175,903.71		1,175,903.71

Councilmember Gustafson moved and Councilmember supported to approve Budget Amendment #2 to the FY21-22 City of Ionia budget, which includes the General Fund and multiple special funds as detailed above.

Roll Call Vote Ayes: Gustafson, Waterman, Milewski, Winters, Kelley, Lee, Starr, Millard, and Balice
 Nays: None
 MOTION CARRIED

Approve – Resolution #2022-01 Dial-A-Ride FY23 Budget

A resolution was introduced that, if adopted, would allow the City to accept federal and state funding.

**CITY OF IONIA
 CITY COUNCIL
 RESOLUTION 2022-01**

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF IONIA REGARDING FINANCIAL ASSISTANCE FOR FISCAL YEAR 2023 UNDER PUBLIC ACT 51 OF 1951, AS AMENDED

At a Regular Meeting of the City Council of the City of Ionia held on Tuesday, January 4, 2022, the following Resolution was offered by Councilmember Milewski, seconded by Councilmember Winters:

WHEREAS, pursuant to Public Act 51 of 1951, as amended (Act 51), it is necessary for the City of Ionia, a Home Rule City established pursuant to Public Act 279 of 1909, as amended, to provide a local transportation program for the state fiscal year of 2023 and, therefore, apply for state financial assistance under provisions of Act 51; and,

WHEREAS, it is necessary for the City of Ionia to name an official representative for all public transportation matters, who is authorized to provide such information as deemed necessary by the State Transportation Commission or department for its administration of Act 51; and,

WHEREAS, it is necessary to certify that no changes in eligibility documentation have occurred during the past state fiscal year; and,

WHEREAS, the performance indicators for this agency have been reviewed and approved by the City of Ionia; and,

WHEREAS, the City Council of the City of Ionia has reviewed and approved the proposed budget with sources of estimated federal funds of \$97,299; estimated state funds of \$207,056; estimated local funds of \$123,125; estimated fare box revenues of \$70,750; estimated other funds of \$20,550 (revenues totaling \$518,780) and with total eligible expenses of \$515,550 for Fiscal Year 2023; and,

WHEREAS, the City Council of the City of Ionia has also reviewed and approved the additional funding requests of \$56,500 from Federal Section 5309 Capital Discretionary Program Funds for maintenance equipment, office equipment, and bus technology; \$193,500 from Federal Section 5339 Bus and Bus Facilities Program Funds for replacement of a bus, replacement of tablets, and necessary updates to exterior windows and doors at the DAR facility plus HVAC equipment; \$21,507 for State Specialized Services funding for transporting elderly persons and persons with disabilities; and, \$168,500 in Federal Section 5316 Job Access Reverse Commute in continuation funding.

NOW, THEREFORE, BE IT RESOLVED that the City of Ionia does hereby make its intentions known to provide public transportation services and to apply for state financial assistance with this annual plan, in accordance with Act 51.

WHEREAS, the Prior Bonds are payable primarily from the proceeds of contractual payments paid by the Board of Public Works, acting for and on behalf of the County, pursuant to certain contracts between the County and the City (collectively the “Contracts”); and

WHEREAS, Bendzinski & Co., Municipal Finance Advisors (the “Municipal Advisors”) has advised the County and the City that the current conditions in the bond market could permit all or portions of the Prior Bonds to be refunded at a significant savings; and

WHEREAS, Refunding Contracts to supplement the Contracts (the “Refunding Contracts”) have been prepared providing for the issuance by the County of refunding bonds (the “Refunding Bonds”); and

WHEREAS, under the Refunding Contracts, in the event any Refunding Bonds are issued, the duties and obligations of the County and the City as expressed and set forth in the Contracts shall be applicable to such Refunding Bonds as well as the Prior Bonds, it being at all times fully recognized and agreed that the payments to be paid by the City shall be based upon the total amount of bonds issued to finance or refinance the costs of the projects financed thereby; and

WHEREAS, it is the determination and judgment of the City that the Prior Bonds should be refunded to secure for the City the interest savings anticipated and thereby permit the operation of the System in a more economical fashion for the benefit of the users of the System and the taxpayers of the City.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The following Refunding Contracts attached hereto in full and made a part of this resolution are hereby approved effective as of the date of delivery of the Refunding Bonds: (a) the Refunding Contract which supplements the Contract dated April 1, 2004, as supplemented on January 28, 2013, and the Contract dated May 9, 2005 as supplemented on January 28, 2013, and (b) the Refunding Contract which supplements the Contract dated March 25, 2008, amended March 23, 2011, and supplemented May 25, 2021. The Mayor and City Clerk are authorized and directed to execute the Refunding Contracts for and on behalf of the City with such changes and insertions in consultation with bond counsel as may be necessary or desirable to effectuate the sale and delivery of the Refunding Bonds by the County, permitted by law, and not materially adverse to the City.
2. The Refunding Contracts will become effective and binding upon the approval thereof by resolution of the Board of Commissioners of the County and execution thereof for the County by the Board of Public Works and delivery of the Refunding Bonds.
3. If savings result, the City requests the County to sell the Refunding Bonds in the principal amount of not-to-exceed \$5,450,000.
4. The City does hereby ratify and confirm its covenant in the Contracts as supplemented by the Refunding Contracts to levy ad valorem taxes against all taxable property in the City to the extent necessary to meet the obligations of the City thereunder and does

further indicate its purpose and intent to make such a levy as necessary to meet such obligations, such levy, if necessary, to be within charter, statutory and constitutional limitations. The City hereby requests that the County pledge its full faith and credit as secondary security for Refunding Bonds as provided under the provisions of Act 185, Public Acts of Michigan, 1957, as amended.

5. The City and all agents and employees shall cooperate with the County and the Board of Public Works to the end that the Refunding Bonds may be issued as promptly as possible as described in this resolution.
6. The Mayor, the City Clerk and the City Manager each is hereby severally authorized to execute on behalf of the City any closing document or certificate as may be required by the County or the purchaser of the Refunding Bonds. The City hereby covenants to take all action within its control to the extent permitted by law necessary to maintain the exclusion of the interest on the Refunding Bonds from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended, including but not limited to, actions relating to the rebate of arbitrage earnings and expenditure and investment of proceeds of the Refunding Bonds and moneys deemed to be proceeds of the Refunding Bonds.
7. The Mayor, the City Clerk, the City Manager and the City Finance Director is each individually hereby authorized and directed to approve the circulation of a preliminary official statement and a final official statement describing the Refunding Bonds and to execute a final official statement on behalf of the City.
8. In order to enable underwriters to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission, the City hereby agrees to undertake Continuing Disclosure.
9. The City requests that Bendzinski & Co., Registered Municipal Advisors, continue to serve as Municipal Advisor for the Refunding Bonds.
10. The City requests that Miller, Canfield, Paddock and Stone, P.L.C. continue to serve as bond counsel for the Refunding Bonds. The City acknowledges that Miller, Canfield represents many municipal bond underwriters, banks, and financial institutions in connection with matters unrelated to issuance of the Refunding Bonds.
11. The City hereby designates the Refunding Bonds as “qualified tax-exempt obligations” for purposes of deduction of interest expense by financial institutions under the Internal Revenue Code of 1986, as amended.
12. The Mayor, City Manager, City Clerk, and Finance Director and any other officers, administrators, agents and attorneys of the City are authorized and directed to execute and deliver on behalf of the City all other agreements, documents and certificates and to take all other actions as may be required by the County or the purchaser of the Refunding Bonds, or as they may deem necessary or appropriate to provide for the issuance, sale, and delivery of the Refunding Bonds, and to pay costs of issuance including but not limited to transfer and escrow agent fees, municipal advisor fees,

