

CITY OF SOUTH HAVEN  
VAN BUREN AND ALLEGAN COUNTIES, MICHIGAN

RESOLUTION NO. 2010-08

A RESOLUTION AMENDING THE CITY OF SOUTH HAVEN MEDIA POLICY

Minutes of a regular meeting of the City Council of the City of South Haven, Van Buren and Allegan Counties, Michigan, held in the City Hall, 539 Phoenix Street, South Haven, Michigan 49090, February 1, 2010 at 7:30 p.m. local time.

PRESENT: Bemis, Fitzgibbon, Klavins, Kozlik Wall, Patterson, Burr

ABSENT: Newton

The following preamble and resolution was offered by Member Fitzgibbon and supported by Member Kozlik Wall.

WHEREAS, the City Council strives to regularly communicate with the community using a variety of media, including the City of South Haven cable channel, website, newsletters, mailing inserts, kiosks and bulletin boards; and,

WHEREAS, the City Council recognizes that informational notices included in publishing and programming of City media can be a cost effective means of communicating city government and community activities; and,

WHEREAS, the City Council desires to allow programming and publication of informational notices in City media under certain conditions; and

WHEREAS, the City Council adopted Resolution 2009-32 which established an amendment to the Media Policy; and

WHEREAS, the City Council desires to further amend the policy document to lessen the restrictions placed on the distribution of information regarding City activities, programs, and construction projects.

NOW THEREFORE BE IT RESOLVED, that the City of South Haven does hereby repeal Resolution 2009-32 and replace it with the policy as written in Exhibit A and directs the City Manager to authorize informational notices in City media under the guidelines outlined in the attached policy.

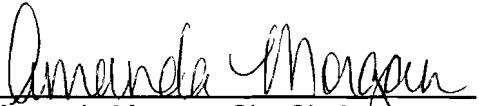
RECORD OF VOTE:

Yeas: Bemis, Fitzgibbon, Klavins, Kozlik Wall, Patterson, Burr

Nays: None

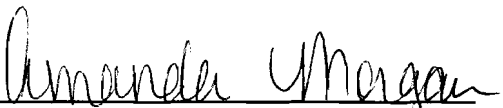
RESOLUTION DECLARED ADOPTED.

  
Robert G. Burr, Mayor

  
Amanda Morgan, City Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council at a meeting held on the 1<sup>st</sup> day of February, 2010, at which meeting a quorum was present, and that this resolution was ordered to take immediate effect. Public notice of said meeting was given pursuant to and in compliance with the Open Meetings Act, Act No. 167 of the Public Acts of Michigan 1976 (MCL 15.261 *et seq.*).

  
Amanda Morgan, City Clerk

## EXHIBIT A

### **POLICY OF CITY OF SOUTH HAVEN, MICHIGAN INFORMATIONAL NOTICES IN CITY MEDIA POLICY**

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The City of South Haven, Michigan, strives to regularly communicate with the community and recognizes that City of South Haven media sources are a cost effective means of communicating city government and community activities. This policy applies to the following City of South Haven media (except where noted):


- City government cable channel
- City newsletters
- City mailing inserts
- City website
- City kiosks/display racks
- City bulletin boards

Occasionally outside organizations will request use of the City of South Haven media to communicate with the community. The policy is established to regulate the outside material which may be included in City of South Haven media. In an effort to clarify acceptable ways in which City Council will use these means of communications the following policy shall be applied:

1. Programming and publication of City of South Haven media may include notices of an informational nature under the following conditions:
  - a. A non-profit organization conducting an approved special event within the City limits may request programming or publication of a notice. Notices must be informational and cannot be used to solicit funds.
  - b. Other taxing entities may provide information about proposed millage elections that will impact city voters. These notices must be provided by the governmental unit that is proposing the millage and approved by the appropriate state agency for its content. The programming and publication of such notice must also include the following disclaimer in a prominent location:
    - i. "The City of South Haven is allowing \_\_\_\_\_ to provide the following information as a service to its citizens to aid in making the public aware of the date of and reason for this election that will have an impact on the tax rate. City Council does not support or oppose this millage but seeks to help voters make informed choices."
  - c. Entities or organizations including non-approved special events, may provide information as a service to the community in the city hall display rack and the city kiosk such as: announcements of events, including those with admission or ticket prices; community publications (guides, brochures, and maps) with business listings, ads, and sponsorships; and other pieces of information that would aid the citizens in awareness of community activities.
  - d. Items of an informational nature regarding policies adopted by other taxing entities that will directly impact city voters.

2. The following type of notices are specifically prohibited with the exception of 1.c. above:
  - a. Promotion, endorsement or advertising for any private business, commercial service or product, profit-making activity, religious activity, charitable activity, political candidate or partisan cause.
  - b. Solicitation for charitable, religious or service organizations donations.
3. The City Manager shall be responsible for interpreting and administering this policy.
4. The City Council shall be the body responsible to hear appeals by any aggrieved party who challenges the City Manager's interpretation of this policy statement. All appeals shall be made in writing and received by the City Clerk no less than 10 days before a regularly scheduled Council meeting.

Adopted by City Council: 2/1/10

  
Robert G. Burr, Mayor

(Original adoption: Res 06-32, 06-05-06; Amend. 1: Res 06-54, 08-21-06; Amend. 2: Res 2009-17, 05-04-09; Amend. 3: Res 2009-32, 06-15-09)