

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held January 3, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Morris, Seibold and Mayor Bartman

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; Parks & Recreation Director Bunn; City Clerk Brower.

2011-1. No public comment was received.

2011-2. Commissioner Johnson noted the Park & Recreation Department was offering free fitness classes this week as an opportunity for the public to try out the classes.

Mayor Bartman congratulated City Attorney Huff on being named a "Super Lawyer" for 2010 by a legal industry publication, his fourth year of receiving this designation. Mayor Bartman also announced that later this month is the 25th anniversary of Mr. Huff's appointment as City Attorney in 1986. Everyone present congratulated Mr. Huff and thanked him for his years of dedicated service to the City.

2011-3. Introduction of an ordinance amendment to Chapter 23 of Title II of the City Code pertaining to sewer use regulations.

City Manager Donovan reported the ordinance is being adopted because East Grand Rapids is part of the Grand Rapids water system and many of the provisions of the ordinance apply to the larger metro area. He noted some sections of the ordinance had been amended to better fit East Grand Rapids.

2011-3-A. Seibold-Dills. That an ordinance amendment to Chapter 23 of Title II of the City Code pertaining to sewer use regulations be introduced as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7

Nays: -0-

2011-4. Johnson-Horn. Motion to approve the consent agenda as follows:

2011-4-A. Minutes of the regular meeting held December 20, 2010.

2011-4-B. Payroll disbursements of \$184,618.56; county and school disbursements of \$409,668.40 and total remaining disbursements of \$546,044.12.

2011-4-C. Change Order "D" with Jaran Construction in the amount of \$3,130.00 for the Waterfront Park project for additional electrical work, debris removal, and decking work.

2011-4-D. The purchase of a Bobcat Toolcat from Carlton Equipment Company of Byron Center in the amount of \$41,066.00 for the Streets & Utilities Division.

- 2011-4-E. The purchase of a used forklift in the amount of \$14,000.00 from Nissan Forklift of Michigan for the Streets & Utilities Division.
- 2011-4-F. The purchase of pallet racking components for the new Public Works Complex from National Warehouse Logistics of Greenville in the amount of \$4,100.00.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7
Nays: -0-

The meeting adjourned at 6:06 p.m., subject to the call of the Mayor until January 3, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Chapter 23 pertaining to sewer use regulations.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held January 17, 2011

Mayor Bartman called the meeting to order at 6:02 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold and Mayor Bartman

Absent: Commissioner Morris

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; Zoning Administrator Faasse; City Clerk Brower.

2011-5. No public comment was received.

2011-6. Commissioner Graham complimented Cadence reporter Jan Holst on her recent article featuring a local couple and their memories of East Grand Rapids.

Commissioner Johnson noted the first "Pond Hockey Tournament" would be held on Reeds Lake in front of Rose's the last week of January.

Mayor Bartman thanked the Public Safety Department for their assistance at her home recently when there was a faint smell of smoke.

2011-7. A zoning variance hearing was held regarding the request of John & Sara Edelman of 2108 Wealthy to allow the construction of a detached garage with a height of 13.3' instead of the 12.0' required, and creating a side yard setback of 2.0' instead of the required 3.0.'

Zoning Administrator Faasse explained the old garage would be removed and a larger garage with storage in the attic would be built. He noted the side yard variance was for the overhang of the eaves.

Mayor Bartman noted the City Commission has in the past placed conditions on such variances that the attic area be used for storage only and contain no plumbing.

John Edelman, 2108 Wealthy, was present to explain the request and answer questions.

Mayor Bartman opened a public hearing. No other public comment was received. Mayor Bartman closed the public hearing.

2011-7-A. Horn-Dills. That the request of John & Sara Edelman of 2108 Wealthy to allow the construction of a detached garage with a height of 13.3' instead of the 12.0' required, and creating a side yard setback of 2.0' instead of the required 3.0' be approved with the conditions the attic area be used only for storage and that no plumbing be installed in the garage.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6

Nays: -0-

2011-8. Consider request to adopt a resolution closing the Reeds Lake Blvd Cut-Off to vehicular traffic.

City Manager Donovan explained the road base and surface would have to be completely rebuilt to continue allowing vehicular traffic. Staff is proposing the roadway be narrowed and repaired to accommodate pedestrian and bicycle traffic only and re-engineered at both ends to keep vehicles out.

Mayor Bartman opened a public hearing. The following people were present to express their opinions:

- Jerry Schaefer, 2807 Pioneer Club Does not want the road closed. Traffic volume on the narrow, almost one-lane street of Pioneer Club could double.
- Jim McLain, 2920 Pioneer Club Agreed road is in very bad shape and suggested the trees be maintained to avoid limbs falling on cars or pedestrians.
- Cindy Anthes, 2857 Pioneer Club Asked if Pioneer Club would be widened or repaved to accommodate extra traffic. City Manager Donovan stated the road would be evaluated and scheduled for repaving when needed according to the city's street inventory.

The following communications were received at City Hall concerning this issue:

- Jerry Schaefer, 2807 Pioneer Club Area needs proper drainage, suggested amenities.
- Brandie Perry, Wege Foundation Suggested waiting to close the road until construction on neighboring properties was completed.
- Kathy Muir, 2764 Pioneer Club In favor of closing the road if walking path is created; suggested better signage to help motorists; questioned improvement plans for surrounding streets.
- Marilyn Hondorp, ___ Pioneer Club Concerned about construction traffic making it difficult to get through on Pioneer Club
- Tom & Amy Townsend, 2835 Reeds Lake Blvd In favor of closing the cut-off; suggested traffic calming on Reeds Lake Blvd to slow added traffic
- Jerry Schaefer, 2807 Pioneer Club Felt Pioneer Club was not adequate for traffic and favored repairing the cut-off.
- Nathaniel Kaleefey, 324 Pioneer Club Felt cut-off should be turned into a walking path.
- Dennis Jones, 2750 Reeds Lake Blvd Agreed with closing the cut-off to vehicle traffic; questioned snow plowing and timing of closure.
- Cathy Bissell, 2840 Pioneer Club Felt cut-off traffic traveled too fast, but thought area would be safer if cut-off was resurfaced and stop signs added to slow traffic.

No other public comment was received. Mayor Bartman closed the public hearing.

2011-8-A. Horn-Seibold. That a resolution closing Reeds Lake Blvd Cut-Off to vehicular traffic be adopted as set forth in Exhibit "A" attached hereto.

City Services Director Feldt reviewed street widths and traffic volumes at various locations in the area. He stated that if properly improved, a new road surface should last 20 years with the current traffic volume.

Commissioner Graham agreed with neighbors who felt parking by construction vehicles in the area led to congestion and visibility problems at times, and felt this should be addressed by the Traffic Commission or engineers regardless of the decision about the Cut-off. He noted Pioneer Club and the Cut-Off both went the same place and one was not needed. He agreed additional signage in the area would help those unfamiliar with the streets.

Commissioner Dills asked for a timetable of closing the street. City Manager Donovan noted it would likely take place this summer to allow engineering staff to design new curbing to block off the street to vehicles and to hire a contractor to narrow the road and overlay the asphalt for a new walking surface. Mr. Donovan estimated the cost for this work at \$5,000 to \$10,000.

Commissioner Johnson questioned whether Pioneer Club should be made a one-way street if it is indeed too narrow to allow parking and two-way traffic. Mr. Donovan felt this should be discussed with the neighborhood and studied carefully before making any recommendation.

Commissioner Seibold felt most traffic would use Reeds Lake Blvd if the cut-off is closed, however Pioneer Club could handle additional traffic without any issues once the parking situation was addressed. Commissioner Seibold stated that if the cut-off had never been built, today's standards for traffic volume and engineering standards would not suggest an additional street was needed in this location.

Mayor Bartman expressed concern about the immediate condition and safety of the road. City Manager Donovan stated the city crews would keep the potholes filled to maintain a safe surface until everything was in place to close the road.

Commissioner Seibold asked residents in the area to call the Public Safety Department immediately if there were vehicles parked on Pioneer Club that created dangerous situations. Mayor Bartman agreed, saying the Public Safety Department is available to address these types of issues on any city street.

Commissioner Johnson spoke in favor of closing the street as she felt it would be safer if the cars and pedestrians had separate paths through this area.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6
Nays: -0-

2011-9. Final Reading of an ordinance amendment to Chapter 23 of Title II of the City Code pertaining to sewer use regulations.

2011-9-A. Dills-Seibold. That an ordinance amendment to Chapter 23 of Title II of the City Code pertaining to sewer use regulations be adopted as set forth in Exhibit "B" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, , Seibold and Bartman – 6
Nays: -0-

2011-10. Adoption of an ordinance amendment to Section 1.141 of Chapter 3 of Title I of the City Code extending the moratorium on medical marihuana in the C-1 District.

Mayor Bartman explained a subcommittee is reviewing options for regulations to meet the state law and needed additional time to finish their work.

2011-10-A. Johnson-Graham. That an ordinance amendment to Section 1.141 of Chapter 3 of Title I of the City Code extending the moratorium on medical marihuana in the C-1 District until August 16, 2011 be adopted as set forth in Exhibit "B" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6
Nays: -0-

2011-11. Johnson-Dills. Motion to approve the consent agenda as follows:

2011-11-A. Minutes of the regular meeting held January 3, 2011.

2011-11-B. Payroll disbursements of \$182,344.03; county and school disbursements of \$-0- and total remaining disbursements of \$272,208.20.

2011-11-C. The Public Safety Department Report for November 2010.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6

Nays: -0-

The meeting adjourned at 6:43 p.m., subject to the call of the Mayor until February 7, 2011.

Karen K. Brower, City Clerk

Attachments: A – Resolution closing the Reeds Lake Blvd Cut-Off to vehicular traffic

B – Ordinance Amendment to Chapter 23 pertaining to sewer use regulations.

C – Ordinance Amendment to Section 1.141 of chapter 3 extending the moratorium on medical marihuana.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held February 7, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Morris, Seibold and Mayor Bartman

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; Public Safety Director Herald; City Clerk Brower.

2011-12. No public comment was received.

2011-13. Commissioner Dills thanked the Public Works Department for the tour and great lunch last week at the celebration of their new building.

Mayor Bartman commended the Public Works employees for the incredible job cleaning up after the blizzard last week. She also thanked the Parks & Recreation employees for their work clearing parking lots and the Public Safety Department for their assistance to motorists during the storm.

Mayor Bartman reported two cub scout packs from local schools had visited City Hall on January 25th to learn about local government. The scouts took part in a simulated City Commission meeting and debated the City's bike helmet ordinance.

Commissioner Morris announced the Rapid would be seeking a millage increase on the May 3rd election and reported information on the request was available from the Rapid.

2011-14. Consider request to adopt a resolution approving the use of Community Development Block Grant Funds for sidewalk ramps in various locations.

2011-14-A. Johnson-Graham. That a resolution approving the application for Community Development Block Grant Funds for use in the construction of handicap accessible sidewalk ramps within the City of East Grand Rapids be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7
Nays: -0-

2011-15. The City Commission rescheduled the April 4, 2011 meeting to March 28, 2011 at 6:00 pm.

2011-16. Dills-Johnson. Motion to approve the consent agenda as follows:

2011-16-A. Minutes of the regular meeting held January 17, 2011.

2011-16-B. Payroll disbursements of \$188,078.47; county and school disbursements of \$392,314.57 and total remaining disbursements of \$639,660.32.

2011-16-C. Change orders 2-5 totaling \$50,609.57 to the contract with Wolverine Building Inc. for the Reeds Lake Trail Phase II project.

2011-16-D. The sale of decommissioned equipment through Miedema Auctioneers Orbitbid service.

2011-16-E. A contract with Video TechTronics of Comstock Park for a fire alarm system for the new Public Works Complex in the amount of \$7,970.00.

2011-16-F. A three-year extension of the METRO Act Permit for MCImetro Access Transmission Services, LLC as attached in Exhibit "B" attached hereto.

2011-16-G. The quarterly financial report for the period ending December 31, 2010.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7

Nays: -0-

2011-17. Dills-Johnson. Motion to enter into an executive session to discuss collective bargaining agreements in accordance with Section 8(c) of the Open Meetings Act. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7

Nays: -0-

2011-18. The meeting recessed at 6:04 pm to conduct the Executive Session. The meeting resumed at 7:04 pm.

2011-19. Consider request to approve an extension of the collective bargaining agreement with the Public Safety Officers Union.

2011-19-A. Graham-Dills. That a one-year extension of the collective bargaining agreement with the Public Safety Officers Union until June 30, 2011 be approved as recommended by the City Manager.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7

Nays: -0-

2011-20. Consider request to approve an extension of the collective bargaining agreement with the Public Safety Command Union.

2011-20-A. Morris-Johnson. That a one-year extension of the collective bargaining agreement with the Public Safety Command Union until June 30, 2011 be approved as recommended by the City Manager.

Mayor Bartman thanked both Public Safety unions for their willingness to partner with the City administration during these economically challenging times and for their outstanding service to the community.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7

Nays: -0-

The meeting adjourned at 7:06 p.m., subject to the call of the Mayor until February 21, 2011.

Karen K. Brower, City Clerk

Attachments: A – Resolution approving application for CDBG funds.

B – METRO Act permit extension with MCImetro Access Transmission Services LLC.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held February 21, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center. A moment of silence was held in memory of Finance Director Laura VanderWall who passed away February 18th after a lengthy battle with cancer. Following the moment of silence, Mayor Bartman led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Morris, Seibold and Mayor Bartman

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; City Clerk Brower; Planning Consultant VanSteenhuysen; Zoning Administrator Faasse.

2011-21. No public comment was received.

2011-22. Mayor Bartman extended her sympathy to Laura VanderWall's family and co-workers during this difficult time. She stated that Laura's warm smile and incredible abilities will be missed by everyone at the City.

Commissioner Graham complimented the Public Safety Department on their assistance to the organizers and participants of the Polar Plunge held behind their department on Saturday.

2011-23. A zoning variance hearing was held regarding the request of Blodgett Hospital of 1840 Wealthy to allow the replacement of a privacy fence along the west property line of Plymouth Road instead of being set back 20' from the street right-of-way as required.

Brian Crum, Facility Supervisor for Blodgett Hospital, was present to explain the request and answer questions. He apologized for installing the fence prior to city approval and explained their staff had assumed the new fence was on the site plan submitted to the City with the prior variance request. He noted the primary purpose of the fence was to eliminate light spill from headlights in the parking lot to homes across the street and that landscaping was not an option to accomplish this because of the road salt during winter months.

Mayor Bartman opened a public hearing. No other public comment was received. Mayor Bartman closed the public hearing.

2010-23-A. Horn-Dills. That the request of Blodgett Hospital of 1840 Wealthy to allow the replacement of a privacy fence along the west property line of Plymouth Road instead of being set back 20' from the street right-of-way as required be approved.

Commissioner Graham stated he was bothered by the fact that the City Commission had forced a resident less than a block from this fence to take down their fence and landscaping that was along a sidewalk and yet no one seemed concerned about the fence erected by the hospital.

Commissioner Seibold stated the residential fence was a safety concern because of the sight distance problems and the potential for an accident with a pedestrian unable to be seen from a vehicle backing out of the driveway. She stated there were no driveways along the hospital's fence, which would shield neighboring homes from the headlights of multiple vehicles using the parking lot.

Mayor Bartman noted there were no sight distance concerns having this fence so close to the sidewalk and felt Blodgett was being a good neighbor by trying to keep headlights from shining into homes.

Yeas: Dills, Horn, Johnson, Morris, Seibold and Bartman – 6

Nays: Graham – 1

2011-24. Consider request to approve the transfer of a liquor license for Big Bob's Pizza.

City Clerk Brower explained the transfer of the existing Class C liquor license to the new owners of Big Bob's Pizza.

Rob Lutz of Labrador Partners Inc., the new owners of Big Bob's Pizza, was present to introduce the new ownership and answer questions from the City Commission.

City Manager Donovan reminded Mr. Lutz that the City's ordinance required that 50% of the restaurant's revenues come from food. Mr. Lutz shared information that alcohol makes up 17% of the restaurant's current sales. He stated the new ownership may add some local craft beers in the future that would increase the percentage slightly.

2010-24-A. Graham-Johnson. That a resolution approving the transfer of a liquor license from Steven & Trisha Wilson to Labrador Partners Inc for the restaurant known as Big Bob's Pizza at 661 Croswell SE be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7
Nays: -0-

2011-25. Introduction of an ordinance amendment to amend Chapter 50 of Title V of the City Code pertaining to residential lot width and area.

Planning Consultant VanSteenhuysen stated the intent of the amendments was to clarify certain terms to match how staff is currently interpreting somewhat vague language.

2010-25-A. Johnson-Graham. That an ordinance amendment to amend Chapter 50 of Title V of the City Code pertaining to residential lot width and area be introduced as set forth in Exhibit "B" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7
Nays: -0-

2011-26. Horn-Seibold. Motion to add to the agenda a request to appoint an interim Treasurer. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7
Nays: -0-

2011-27. Consider request to appoint an Interim Treasurer for the purpose of conducting regular City business until a permanent Treasurer can be named.

City Manager Donovan explained he had named City Assessor Vicki Mesik to take over most duties of Finance Director until a new director can be named. He asked the City Commission to appoint Deputy Treasurer Charlene Veenstra to the Treasurer position required by the City Charter so certain tasks required by Charter can be performed in the interim.

2011-27-A. Dills-Morris. That Deputy Treasurer Charlene Veenstra be appointed Treasurer effective immediately.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7
Nays: -0-

2011-28. Johnson-Horn. Motion to approve the consent agenda as follows:

2011-28-A. Minutes of the regular meeting held February 7, 2011.

2011-28-B. Payroll disbursements of \$190,306.99; county and school disbursements of \$178,859.21 and total remaining disbursements of \$137,735.66.

2011-28-C. The preliminary minutes of the Parks & Recreation Commission meeting held January 10, 2011.

2011-28-D. The preliminary minutes of the Planning Commission meeting held January 11, 2011.

2011-28-E. The Public Safety Department Report for December 2010.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7

Nays: -0-

The meeting adjourned at 6:22 p.m., subject to the call of the Mayor until March 7, 2011.

Karen K. Brower, City Clerk

Attachments: A – Resolution approving transfer of Big Bob’s liquor license.
B – Ordinance amendment to Chapter 50 regarding lot width and area.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held March 7, 2011

Mayor Bartman called the meeting to order at 6:01 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Morris and Mayor Bartman

Absent: Commissioner Seibold

Also Present: City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; City Services Director Feldt; Parks & Recreation Director Bunn; City Clerk Brower; Planning Consultant VanSteenhuysen; Zoning Administrator Faasse.

2011-29. Jim Saalfeld, Kent County Commissioner, was present to update commissioners on county issues. He noted that in addition to ongoing fiscal issues, the County Commission had recently heard a presentation from the One Kent Coalition. This group of private citizens and business owners are proposing the consolidation of county government with the city of Grand Rapids and other interested cities. Mr. Saalfeld stated there was limited information about this proposal at this time and he had many questions before he was ready to support the proposal. He supported cooperative efforts between governments to save money and resources, but felt it was too early to support or oppose the One Kent Coalition proposal.

2011-30. Mayor Bartman reported she and City Manager Brian Donovan have met with Mr. Saalfeld and with Nyal Deems of the One Kent Coalition and have many questions about the proposal and how it would impact the East Grand Rapids community and the overall area. She noted she has gathered several books about the subject of city-county consolidation to do some research on the issue.

Mayor Bartman reported city crews are responding to numerous reports of potholes and poor road conditions and are attempting to stay ahead of the freeze-thaw cycles. She asked residents to call with locations of potholes that need patching. She also announced that the first resident to send her a picture of a robin sighted in EGR will win lunch with her.

2011-31. A zoning variance hearing was held regarding the request of Mike & Amy Bishop, owners of 2436 Hall, to allow the construction of a detached garage with an average height of 16.9' instead of the 12.0' allowed.

Zoning Administrator Faasse explained the applicants wish to build a new home with a detached garage with a steeply pitched roof to match the roof of the home.

Joel Peterson of Insignia Homes was present to explain the request and answer questions on behalf of the owners. He stated the garage will have a storage area in the attic with no plumbing or living space.

Mayor Bartman opened a public hearing. The following people were present to express their opinions:

- Paul Cole, 2444 Hall

Liked the design of the home, but concerned the height of the garage so close to the fence and their backyard will block light and tower over their outdoor living area. Also worried about drainage of the area with possible grade changes from new home and garage.

- Joe Mann, 2435 Beechwood

Also concerned about drainage and drain easement to Hall Street. Asked developer to plan drainage very carefully when building.

2011-32-A. Horn-Morris. That the request of John Bergstrom, owner of 2802 Hall, 2810 Hall and 2816 Hall, to divide the property at 2810 Hall, adding 25 feet of frontage to 2816 Hall and adding the remaining 43 feet of frontage to 2802 Hall, be approved with the following conditions:

1. The split complies with the surveys presented in the land division application; and
2. The relevant deed(s) or land contract(s) be recorded with the Kent County Registrar of Deeds within 90 days of approval.

Mayor Bartman stated the creation of a new building lot while preserving the large lot sizes of the area would have a positive impact on the community.

Yeas: Dills, Graham, Horn, Johnson, Morris and Bartman – 6

Nays: -0-

2011-33. Final Reading of an ordinance amendment to amend Chapter 50 of Title V of the City Code pertaining to residential lot width and area.

Planning Consultant VanSteenhuyse briefly reviewed the ordinance provisions and stated these amendments would assist staff by codifying existing practice.

Mayor Bartman opened a public hearing. No other public comment was received. Mayor Bartman closed the public hearing.

2011-33-A. Johnson-Morris. That an ordinance amendment to amend Chapter 50 of Title V of the City Code pertaining to residential lot width and area be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Morris and Bartman – 6

Nays: -0-

2011-34. Dills-Graham. Motion to approve the consent agenda as follows:

2011-34-A. Minutes of the regular meeting held February 21, 2011.

2011-34-B. Payroll disbursements of \$189,303.98; county and school disbursements of \$-0- and total remaining disbursements of \$226,467.09.

2011-34-C. Additional engineering expenses for the Reeds Lake Trail Phase II project with Moore & Bruggink, Inc. for the total amount of \$38,698.34.

2011-34-D. A one-year extension of the contract with Image Quest in the amount of \$27,356 for t-shirts and other printing services.

2011-34-E. A three-year extension of the current lawn maintenance contract with Dykhouse Landscape Management at a cost of \$49,750 for FY 2012-13, \$50,745 for FY 2013-14, and \$51,252 for FY 2014-15.

Yeas: Dills, Graham, Horn, Johnson, Morris and Bartman – 6

Nays: -0-

The meeting adjourned at 6:46 p.m., subject to the call of the Mayor until March 21, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance amendment to Chapter 50 regarding lot width and area.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held March 21, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Morris, Seibold and Mayor Bartman

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; City Services Director Feldt; Parks & Recreation Director Bunn; City Clerk Brower; City Assessor Mesik

2011-35. No public comment was received.

2011-36. City Manager Donovan reported he had reviewed the components of Governor Snyder's speech earlier today outlining an incentive program for local governments to qualify for their portion of revenue sharing dollars. Mr. Donovan reported East Grand Rapids enacted many of the cost saving measures and efficiencies several years ago and is working on others. He will continue to monitor this program as it is implemented and keep the commission informed of the progress.

Mayor Bartman relayed several compliments she had received recently regarding the Department of Public Works (formerly the City Services Division and the Streets & Utilities Division) from residents of the City.

Mayor Bartman announced she would not be seeking re-election to another term as Mayor in November.

2011-37. Preliminary minutes of the Traffic Commission meeting held February 28, 2011.

Mike DeVries of URS Corporation reviewed the results of the traffic study conducted following the trial period for the 4-way stop signs. He noted overall traffic volumes had decreased 7-10%. He stated that although the number of accidents remained nearly the same, the severity of the types of accidents had decreased since the installation of the stop signs. Mr. DeVries noted that traffic seemed to be flowing well during peak periods and did not seem to back-up due to the stop signs. He felt the stop signs were working well to increase pedestrian safety and driver comfort in Gaslight Village.

Mayor Bartman allowed public input on this issue. No one was present to speak on this issue. The following communications were received concerning this matter following the Traffic Commission's recommendation:

- Katie Corbett, 806 Rosewood	Supports stop signs.
- Dave & Gloria Haebich, 1706 Asbury	Thinks signs should be made permanent.
- Amy Conway, 139 El Centro	Wants to keep stop signs.
- Shirley Weir, 1728 Breton	Thinks signs have been very successful.
- Sue Stoddard, 1427 Woodcliff	Felt driving was safer now.
- Tom Townsend, 2835 Reeds Lake Blvd	Felt pedestrian and bicycle safety was better now.
- Lois Servaas, 2746 Hall	Best thing that ever happened to Wealthy.
- Robin Easley, 1540 Woodcliff	Loves the 4-way stops.
- Gail Hollen, 2316 Brighton	Feels much safer with the stop signs in place.
- Gretchen Galbraith, 329 Rosewood	Urged City Commission to leave the signs up.
- Norm Wilhelmsen, 2311 Wealthy	Favors leaving the 4-way stops in place.
- Mike Voss, 558 Lovett	Suggest signs at Wealthy be made more prominent.
- Pat Droste, 2505 Beechwood	Disappointed stop signs will remain; now avoids the area.
- William Templin, 2335 Boston	Likes 4-way stop signs; wants them to remain.

No other public comment was received. Mayor Bartman closed the public comment portion.

Public Safety Director Herald stated the stop signs seem to be working well and he feels they should remain. Would like the old stop light taken down soon to decrease confusion. City Manager Donovan reported the light will come down in the next few months and the parts used to upgrade other signals in the city. Commissioners Morris and Seibold asked the light be taken down as soon as possible.

Commissioner Dills reported the Gaslight Village Business Association President spoke at the Traffic Commission meeting in support of the signs.

Mayor Bartman noted the correspondence from citizens has been overwhelmingly positive about the effect of the stop signs on pedestrian and bicycle safety and the comfort level of driver's turning in and out of the side streets. She felt the stop signs have been very successful and favored leaving them in place.

No City Commission action was taken on this issue. The recommendation of the Traffic Commission to leave the 4-way stops along Wealthy Street at Bagley, Crosswell and Lovett in place and to remove the traffic signal at Lovett will go into effect immediately.

2011-38. Dills-Graham. Motion to approve the consent agenda as follows:

2011-38-A. Minutes of the regular meeting held March 7, 2011.

2011-38-B. Payroll disbursements of \$185,053.98; county and school disbursements of \$278,212.05 and total remaining disbursements of \$827,777.55.

2011-38-C. A contract with Zambelli Fireworks Internationale in the amount of \$20,000 for the fireworks show at the 4th of July celebration.

2011-38-D. An amendment to the contract with Moore & Bruggink to provide additional design engineering services for the Wealthy Street storm water separator project in the amount of \$16,691.00.

2011-38-E. The hiring of Vredeveld Haefner LLC to provide accounting and budgeting services to the City until the Finance Director position is filled.

2011-38-F. The construction and installation of a memorial for PSO Bruce VanPopering in Gaslight Village by Novus Resource Inc. of Holland, Michigan, in the amount of \$11,000 with reimbursement of expenses by the East Grand Rapids Community Foundation.

Mayor Bartman congratulated the members of the Public Safety Department on the memorial finally becoming a reality after many years of work, and thanked the East Grand Rapids Community Foundation for their help in making it happen.

2011-38-G. The preliminary minutes of the Parks & Recreation Commission meeting held February 7, 2011.

2011-38-H. The preliminary minutes of the Planning Commission meeting held February 8, 2011.

2011-38-I. The Public Safety Department Report for January 2011.

Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7

Nays: -0-

- 2011-39. City Manager Donovan and the department directors presented the 2011 Goals & Objectives report and highlighted the major initiatives of each department in the coming year.
- 2011-40. Graham-Johnson. Motion to enter into an executive session to conduct a periodic personnel evaluation of the City Manager in accordance with Section 8(a) of the Open Meetings Act. A roll call vote was taken.
- Yeas: Dills, Graham, Horn, Johnson, Morris, Seibold and Bartman – 7
Nays: -0-

The meeting adjourned at 6:49 p.m., subject to the call of the Mayor until April 18, 2011.

Karen K. Brower, City Clerk

UNOFFICIAL
Reference Only

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held March 28, 2011

Mayor Bartman called the meeting to order at 6:01 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold and Mayor Bartman

Absent: Commissioner Morris

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; City Clerk Brower; Captain Lark; Captain Williams

2011-41. No public comment was received.

2011-42. No commissioner reports were received.

2011-43. A zoning variance hearing was held regarding the request of Dick DeWolfe of 703 Lovett to allow the construction of a new home with an attached garage creating a rear yard setback of 14' instead of the required 25' and creating two side yards of 4' each instead of the required 5.'

City Services Director Feldt explained both the parcel and the home were non-conforming to the current zoning requirements. He noted that because the lot size was smaller than required, the side yard setbacks were reduced and a minimum of 5.0' on either side was required.

Joel Peterson of Insignia Homes, representing the owner of the property, stated the current home would be demolished and a new, 1500 square foot, four-bedroom, two-story home would be built .

Mayor Bartman opened a public hearing. The following people were present to express their opinions:

- Tammy Coleman, 677 Lovett	Opposed because of proximity of new house to her home. Asked if other homes in area were that close to the lot line. Stated the proposal does not meet the ordinance standards for city commission to grant variance.
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The following communications were received at City Hall concerning this variance request:

- Cheryl Stephens, 671 Lovett	In Favor.
- Brian Stephens, 671 Lovett	In Favor.
- Bryan Rellinger, owner of 653/659 Lovett	In Favor.
- Mark Bremer, Owner of 711/713 Lovett	In Favor.

No other public comment was received. Mayor Bartman closed the public hearing.

Commissioner Seibold questioned how far the current home was from the side lot lines. Mr. Feldt answered the setback is approximately 4'8" on the north side next to the Coleman's and at least 8' on the south.

2011-43-A. Graham-Horn. That the request of Dick DeWolfe, owner of 703 Lovett, to allow the construction of a new home with an attached garage creating a rear yard setback of 14' instead of the required 25' and creating two side yards of 4' each instead of the required 5' be approved.

Commissioner Graham noted the footprint of the new home was not significantly different than the existing home. He felt the new home would be an improvement to the neighborhood.

Commissioner Dills stated this was somewhat of a unique situation because the lot was so small and it would be nearly impossible to place a modern home on the narrow lot. He felt the proposed home was a good use of this small lot.

Commissioner Seibold voiced her support of the new home and noted the proposal would actually increase the rear yard setback over the current home. She noted the homes are already very close together and felt placing the new home 8" closer to the lot line on the north side was not a significant difference.

Mayor Bartman also felt the lot was unique because of its size. She supported the variance because she felt the house would fit the area well and that the applicant had done a good job proposing a home that worked with the small lot.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6
Nays: -0-

- 2011-44. Public Safety Director Herald reviewed statistical information and departmental highlights for 2010. He thanked the members of the department for working together to provide the high level of services to citizens in spite of decreased revenues.

Mayor Bartman noted the safety and security of the city doesn't just happen by itself. She thanked the employees and administrative staff of the department for making East Grand Rapids such a safe and secure place to live. She felt the department was the best in the area because of its commitment to excellence and the relationships that have been built with the residents and the schools.

- 2011-45. Johnson-Dills. Motion to approve the consent agenda as follows:

2011-45-A. Minutes of the regular meeting held March 21, 2011.

2011-45-B. Payroll disbursements of \$178,213.73; county and school disbursements of \$-0- and total remaining disbursements of \$144,135.54.

2011-45-C. Authorize staff to seek bids on the scheduled capital improvement projects for the 2011 construction season as presented in the City Services Director memo of March 21, 2011.

2011-45-D. A one-year extension of the agreement with Consumers Energy for meter reading services for city water meters as set forth in Exhibit "A" attached hereto.

2011-45-E. The hiring of the Michigan Municipal League to provide an executive search for the vacant Finance Director position at an estimated cost of \$9,000.

2011-45-F. The purchase of two police patrol vehicles from Gorno Ford of Woodhaven, Michigan for a total amount of \$43,400.00 and an amendment to the MERF schedule to accommodate this purchase.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6
Nays: -0-

- 2011-46. Graham-Johnson. Motion to enter into an executive session to discuss an attorney's opinion in accordance with Section 8(h) of the Open Meetings Act. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6
Nays: -0-

- 2011-47. The meeting recessed at 6:32 pm to conduct the Executive Session. The meeting resumed at 7:30 pm.

2011-48. Seibold-Dills. Motion to add to the agenda a request to authorize the labor attorney to take action on an arbitrator's award. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6

Nays: -0-

2011-49. Consider request to authorize the labor attorney to take action on an arbitrator's award.

2011-49-A. Graham-Horn. Motion to authorize the city's labor attorney to take all necessary action to challenge the arbitrator's award in the matter of Tim Thompson v. East Grand Rapids up to and including filing a petition to vacate the award.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6

Nays: -0-

The meeting adjourned at 7:32 p.m., subject to the call of the Mayor until April 18, 2011.

Karen K. Brower, City Clerk

Attachments: A – Extension of meter reading agreement with Consumers Energy.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held April 18, 2011

Commission President Horn called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Morris and Seibold

Absent: Mayor Bartman

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; City Clerk Brower

2011-50. No public comment was received.

2011-51. Commissioner Johnson congratulated the girls varsity soccer team on their national ranking.

City Manager Donovan announced there would be a charity softball game on April 20th at 4 pm at Manhattan Park featuring public safety officers from East Grand Rapids against officers from Grand Haven to raise money for an organization that supports families of officials killed in the line of duty.

2011-52. Consider request to adopt a resolution removing the south arm of Reeds Lake Blvd from the street system.

City Services Director Feldt explained the road had been closed to vehicular traffic in 2009 and this resolution would formalize that action and take the road out of the certified list of roads maintained by the City.

2011-52-A. Morris-Seibold. That a resolution approving the decertification of a portion of Reeds Lake Court south of the entrance to the Bissell Subdivision be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Morris and Seibold – 6

Nays: -0-

2011-53. Consider request to adopt a resolution certifying a portion of Laurel Avenue from Heather Street to Boston Street as part of the street system.

City Services Director Feldt explained this section of roadway had apparently been overlooked many years ago for inclusion on the list of city-maintained streets and was being added now to correct the oversight.

2011-53-A. Seibold-Dills. That a resolution approving the certification of a portion of Laurel Avenue from Heather Street to Boston Street as part of the street system be adopted as set forth in Exhibit "B" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Morris and Seibold – 6

Nays: -0-

2011-54. Johnson-Seibold. Motion to approve the consent agenda as follows:

2011-54-A. Minutes of the rescheduled regular meeting held March 28, 2011.

2011-54-B. Payroll disbursements of \$176,408.32; county and school disbursements of \$-0- and total remaining disbursements of \$405,103.41.

- 2011-54-C. Ratification of emergency repair expenses for the Gaslight Village snow melt system from River City Mechanical of Comstock Park in the amount of \$12,711.82 and approval of a budget amendment in the same amount from the General Fund ending balance.
- 2011-54-D. Ratification of emergency repair expenses for a section of storm water pipe in the amount of \$5,384.50 from GRR Pipe, Inc. of Grand, and approval of a budget amendment for the same amount from the Water & Sewer Fund ending balance.
- 2011-54-E. An amendment to the lease agreement with T-Mobile Central, LLC for use of the city water tower as set forth in Exhibit "C" attached hereto.
- 2011-54-F. The preliminary minutes of the Library Commission meeting held January 24, 2011.
- 2011-54-G. The preliminary minutes of the Joint Facilities Committee meeting held February 17, 2011.
- 2011-54-H. The preliminary minutes of the Traffic Commission meeting held March 28, 2011. The City Commission took no action on the Traffic Commission's recommendation of an ordinance amendment to allow on-street parking directly opposite a driveway and to restrict on-street parking to 10' from the extended driveway.
- 2011-54-I. The Public Safety Department Report for February 2011.

Yeas: Dills, Graham, Horn, Johnson, Morris and Seibold – 6
Nays: -0-

- 2011-55. City Manager Donovan presented information on the upcoming FY 2011-12 budget process, including a history of undesignated fund balances for the last several years. He noted property tax revenues have recovered some of the value lost during the recent recession. He gave an overview of some of the main issues that will be discussed in detail during the budget work sessions, including an increase in water and sewer rates. He thanked many staff members for their assistance in preparing the budget and answered questions from the City Commission.

The meeting adjourned at 6:32 p.m., subject to the call of the Mayor until May 2, 2011.

Karen K. Brower, City Clerk

Attachments: A – Resolution removing the south arm of Reeds Lake Blvd from the street system.
B – Resolution adding a portion of Laurel Avenue to the street system.
C – Amendment to lease agreement with T-Mobile Central.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held May 2, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Morris and Mayor Bartman

Absent: Commissioner Seibold

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; City Clerk Brower

2011-56. No public comment was received.

2011-57. Commissioner Dills noted the new section of the Reeds Lake Trail had flooded during the recent heavy rains and explained the trail was built at the same elevation as the road because of Kent County Road Commission requirements. City Manager Donovan further explained the City had worked with the Road Commission to place the trail on existing right-of-way after attempts to purchase adjacent land for the trail were unsuccessful. The Road Commission would not allow an elevated trail so close to the roadway, so the trail was built at the same height as the road.

Commissioner Morris announced his resignation as City Commissioner, effective after this meeting, because he had sold his home in East Grand Rapids as was moving to Frankfort. He thanked Mayor Bartman and his fellow commissioners for the good working relationships he had enjoyed over the years, and thanked staff for their support and dedication.

Mayor Bartman thanked Commissioner Morris for his many years of service and stated there would be more formal recognition at a future meeting.

2011-58. Morris-Johnson. Motion to add to the agenda a request to purchase a plotter/printer for the engineering office. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Morris and Bartman – 6

Nays: -0-

2011-59. Introduction of an ordinance amendment to amend Sections 10.13 and subsection 10.66C of Chapter 101 of Title X of the City Code pertaining to on-street parking regulations.

City Services Director Feldt explained the amendment would delete the prohibition of parking directly across from residential driveways and clarify the 10' no-parking zone adjacent to driveways.

Raquel Clark, 417 Gladstone, was present and spoke in favor of the change because many on her street do not have off-street parking and this ordinance restricts the number of parking spaces available on the street.

Jeff Mack, 417 Gladstone, also supported the change because Gladstone and other surrounding streets have very few legal spaces with the current ordinance.

Dennis Goebel, 413 Gladstone, noted Grand Rapids ordinances require only 3' distance from the edge of a driveway and suggested East Grand Rapids look at this ordinance next.

- 2011-59-A. Dills-Horn. That an ordinance amendment to amend Sections 10.13 and subsection 10.66C of Chapter 101 of Title X of the City Code pertaining to on-street parking regulations be introduced as set forth in Exhibit "A" attached hereto.

Commissioner Dills thanked the residents for bringing this issue to the attention of the City. He noted that traffic orders could be issued in the future to address individual locations if problems arise.

Commissioner Johnson questioned the 10' requirement next to each driveway. Commissioner Dills explained that if cars are now parked across the street, having more open space on the same side of the driveway allows cars to turn their vehicles sooner and more safely when backing out.

Yeas: Dills, Graham, Horn, Johnson, Morris and Bartman – 6
Nays: -0-

- 2011-60. Consider request to purchase a plotter/printer for the engineering office.

- 2011-60-A. Johnson-Graham. To approve the purchase of a plotter/printer and a three-year maintenance agreement from Engineering and Supply Imaging of Grand Rapids in the amount of \$9,048.00.

Yeas: Dills, Graham, Horn, Johnson, Morris and Bartman – 6
Nays: -0-

- 2011-61. Graham-Johnson. Motion to approve the consent agenda as follows:

2011-61-A. Minutes of the regular meeting held April 18, 2011.

2011-61-B. Payroll disbursements of \$176,408.32; county and school disbursements of \$-0- and total remaining disbursements of \$155,741.70.

2011-61-C. The list of meeting dates for FY 2011-12 for advisory boards and commissions.

2011-61-D. The establishment of June 6, 2011 as the date for public hearings for the budget and delinquent account hearings, and the date for a special meeting to adopt the budget.

2011-61-E. A contact with Video-Tech-Tronics, Inc. of Grand rapids in the amount of \$2,985.00 for a video surveillance system for the Community Center.

Yeas: Dills, Graham, Horn, Johnson, Morris and Bartman – 6
Nays: -0-

- 2011-62. Dills-Horn. Motion to enter into an executive session to discuss a collective bargaining agreement in accordance with Section 8(c) of the Open Meetings Act. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Morris and Bartman – 6
Nays: -0-

The meeting adjourned at 6:16 p.m., subject to the call of the Mayor until May 16, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Chapter 101 pertaining to on-street parking.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held May 16, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; Parks & Recreation Director Bunn; City Clerk Brower; Assessor Mesik; Captain Lark; Captain Williams

2011-63. No public comment was received.

2011-64. Mayor Bartman congratulated all the candidates for the City election in November and welcomed those who were new to the political process. Mayor Bartman complimented Public Works Supervisor Jim Stehouwer on the proceeds received from the City's first use of an online auction to dispose of decommissioned equipment.

Mayor Bartman announced former commissioner Matt Yadlowsky has agreed to serve as Third Ward Commissioner until after the November election in the seat recently vacated by Commissioner Morris.

2011-65. Johnson-Seibold. Motion to add to the agenda a request to appoint a Third Ward City Commissioner. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6
Nays: -0-

2011-66. Consider request to appoint a Third Ward City Commissioner to fill an unexpired term.

2011-66-A. Graham-Horn. That Matt Yadlowsky of 2235 Hall Street be appointed as Third Ward City Commissioner to fill an unexpired term ending December 5, 2011.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6
Nays: -0-

2011-67. Clerk Brower administered the oath of office to Mr. Yadlowsky. Commissioner Yadlowsky then took his seat on the City Commission.

2011-68. Final Reading of an ordinance amendment to amend Sections 10.13 and subsection 10.66C of Chapter 101 of Title X of the City Code pertaining to on-street parking regulations.

City Services Director Feldt explained parking across from driveways would now be allowed, and parking adjacent to driveways would be prohibited within 10' from the extended line of the driveway.

2011-68-A. Yadlowsky-Graham. That an ordinance amendment to amend Sections 10.13 and subsection 10.66C of Chapter 101 of Title X of the City Code pertaining to on-street parking regulations be adopted as set forth in Exhibit "A" attached hereto.

City Manager Donovan noted there are now many narrow streets with almost no available on-street parking because of the current ordinance and the proposed change would provide more options for residents.

Commissioner Dills reported he had already received comments from residents about how this change would help their street.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

Commissioner Dills asked the road construction bids be removed from the consent agenda for separate discussion.

2011-69. Dills-Johnson. Motion to approve the consent agenda as follows:

- 2011-69-A. Minutes of the regular meeting held May 2, 2011.
- 2011-69-B. Payroll disbursements of \$191,759.95; county and school disbursements of \$-0- and total remaining disbursements of 304,189.81.
- 2011-69-C. A rod and tubing bender from Metal by the Foot, Inc. of Kansas City, Missouri in the amount of \$3,656.00.
- 2011-69-D. The purchase of two toolboxes from Snap On Tools of Crystal Lake, Illinois in the amount of \$5,990.00.
- 2011-69-E. A rear snow removal blade from B&B Supply of Byron Center in the amount of \$3,550.00.
- 2011-69-F. A contract with Med 1 of Grand Rapids in the amount of \$14,850.00 for the administration of biennial physical exams for 33 members of the Public Safety Department.
- 2011-69-G. The minutes of the Planning Commission meeting held April 12, 2011.
- 2011-69-H. The Public Safety Department Report for March 2011.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-70. Consider request to award a contract for summer road construction projects.

City Services Director Feldt reported the bids for the road construction projects were significantly less than budgeted. To take advantage of the extremely low unit prices, staff negotiated with low bidder Lite Load Service to use the same unit prices to complete additional projects and secured pricing to allow work on four additional streets originally scheduled for the summer of 2012. Mr. Feldt recommended that a change order be issued in conjunction with the main contract to grind and resurface portions of Gladstone, Mackinaw, Pontiac and Cambridge as outlined. Mr. Feldt stated the remaining projects in the five-year capital plan would be reprioritized and scheduled for next year as appropriate.

- 2011-70-A. Seibold-Dills. Motion to award a contract with Lite Load Service of Hamilton in the amount of \$219,198.90 for the 2011 Capital Improvement Road Construction Projects as bid, and to approve Change Order #1 to the same contract to add additional projects in the amount of \$167,658.40 and contingencies of \$38,685.64 for a total contract not-to-exceed \$425,542.04.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

The meeting adjourned at 6:13 p.m., subject to the call of the Mayor until June 6, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Chapter 101 pertaining to on-street parking.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held June 6, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: Commissioner Dills

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; City Clerk Brower; Assessor Mesik; Zoning Administrator Faasse

2011-71. No public comment was received.

2011-72. Mayor Bartman wished her oldest son, Casey, a happy birthday.

2011-73. Library Branch Manager Dawn Lewis, KDL Board member Charles Fry and KDL Director Lance Werner presented the 2010 KDL Annual Report.

2011-74. City Assessor Vicki Mesik presented information about assessed valuations for properties within the City and the revenue generated by those assessments for budgeting purposes.

2011-75. A zoning variance hearing was held regarding the request of John Preston and Melissa VanderZyden of 825 Cambridge to allow the construction of an addition to the home creating a rear yard setback of 21.6' instead of the required 25.'

Joel Peterson of Insignia Homes, representing the applicants noted the existing garage would be converted into storage and an additional two stalls added for vehicles.

Mayor Bartman opened a public hearing. The following people were present to express their opinions:

- Molly Rizor, 828 Rosewood

Opposed the variance if the dog run area would be moved toward the rear property line after the addition. Mr. Peterson stated he did not believe the dog run would be relocated and promised to convey this concern to the owners.

No other public comment was received. Mayor Bartman closed the public hearing.

2011-75-A. Yadlowsky-Johnson. That the request of John Preston and Melissa VanderZyden of 825 Cambridge to allow the construction of an addition to the home creating a rear yard setback of 21.6' instead of the required 25' be approved.

Commissioner Yadlowsky agreed the proposed placement of the garage made more sense than to construct a detached garage farther back on the property, especially given the slope of the land.

Mayor Bartman also favored the proposed location. She noted the current dog run is not in conflict with the ordinance and urged the applicants to work with their neighbors on any new location for the dogs.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6

Nays: -0-

- 2011-76. A zoning variance hearing was held regarding the request of Jan Cornelius of 2256 Elmwood to allow the construction of an addition to the rear of the home creating a rear yard setback of 15.7' instead of the required 25.'

Jan Cornelius, 2256 Elmwood, was present to explain the request and answer questions. The following communications were received at City Hall concerning this variance request:

- Terry Williams, 1349 Eastlawn	In Favor.
- Stacy Schuster, 2257 Estelle	In Favor.
-Jennifer McLellan, 2243 Estelle	In Favor.
- Bill & Andree Mulholland, 2311 Elmwood	In Favor.
- William Wagner, 2317 Elmwood	In Favor.
- John & Erma Wilcox, 2310 Elmwood	In Favor.
- Pat McLellan, 2253 Estelle	In Favor.
- Jason Madden, 2326 Elmwood	In Favor.
- Mary Whiting, 1350 Eastlawn	In Favor.

No other public comment was received. Mayor Bartman closed the public hearing.

- 2011-76-A. Horn-Graham. That the request of Jan Cornelius of 2256 Elmwood to allow the construction of an addition to the rear of the home creating a rear yard setback of 15.7' instead of the required 25' be approved.

Commissioner Seibold supported the variance request and noted the proposed location made the most sense given the surrounding properties and the slope of the land.

Commissioner Johnson also voiced support for the variance and noted the trees would provide natural screening between the new porch and neighboring homes.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6
Nays: -0-

- 2011-77. A public hearing was held pertaining to the General Fund budget and the property tax levy for Fiscal Year 2011-12. No public comment was received. Mayor Bartman closed the public hearing.

- 2011-78. A public hearing was held on the special assessment roll of delinquent accounts for placement on the July 1, 2011 tax roll. No public comment was received. Mayor Bartman closed the public hearing.

- 2011-78-A. Johnson-Seibold. That the special assessment roll of delinquent accounts totaling \$77,012.32 be certified and placed on the July 1, 2011 tax roll.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6
Nays: -0-

- 2011-79. Introduction of an ordinance amendment to add Sections 5.75 and 5.76 to Chapter 50 of Title V of the City Code pertaining to medical marihuana dispensaries in the commercial district.

City Attorney Huff stated this ordinance defines and prohibits dispensaries and compassion clubs in the C-1 zoning district. He reported a subcommittee of City Commissioners and Planning Commissioners had reviewed the State's medical marihuana law and ordinances adopted by other municipalities before recommending the proposed ordinance. He further noted the Planning Commission had reviewed this ordinance amendment and recommended approval by the City Commission.

Commissioner Johnson questioned whether growing or distributing medical marihuana would be allowed near the school buildings. Mr. Huff stated the ordinance prohibited this activity in the business district, which essentially meant no activity near the high school, and that the city's residential zoning ordinances also prohibits dispensaries.

2011-79-A. Horn-Johnson. That an ordinance amendment to add Sections 5.75 and 5.76 to Chapter 50 of Title V of the City Code pertaining to medical marihuana dispensaries in the commercial district be introduced as set forth in Exhibit "A" attached hereto.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6
Nays: -0-

Mayor Bartman stated a public hearing would be held at the next meeting prior to any final action on this ordinance.

Mayor Bartman announced the sidewalk construction bids (Item 14) would be taken off the consent agenda for separate consideration.

2011-80. Graham-Seibold. Motion to approve the consent agenda as follows:

2011-80-A. Minutes of the regular meeting held May 16, 2011.

2011-80-B. Payroll disbursements of \$211,725.54; county and school disbursements of \$-0- and total remaining disbursements of \$419,798.53.

2011-80-C. Approval of Change Order #2 to the contract with Lite Load Service to add resurfacing of the Manhattan Park north parking lot in the amount of \$40,903.00 plus contingencies of \$4,903.00 for a total amendment to the contract of \$45,806.000.

2011-80-D. A budget amendment of \$5,100 from the General Fund ending balance to the Public safety temporary Salary Account to allow the commencement of the Bike Patrol program in June.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6
Nays: -0-

2011-81. Consider request to award a contract for the sidewalk replacement program.

City Manager Donovan explained the bids had come in slightly higher than the amount budgeted for this work; however, the Finance Committee recommends using the Street Fund ending balance to fund the entire amount of proposed work to maintain the replacement schedule set up by City staff.

2011-81-A. Graham-Yadlowsky. That a contract in the amount of \$86,769.35 be awarded to CL Trucking & Excavating LLC of Ionia, Michigan for the annual sidewalk replacement program, and that a budget amendment of \$11,769.35 from the Local Street Fund balance for this project be approved.

Commissioner Seibold agreed it would be beneficial to have all the recommended replacements done this year so as to not fall behind on the replacement schedule.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6
Nays: -0-

2011-82. The meeting recessed at 6:44 pm to conduct a special meeting. The meeting reconvened at 6:48 pm following the special meeting.

2011-82-A. Johnson-Seibold. Motion to enter into an executive session to discuss pending litigation in accordance with Section 8(e) of the Open Meetings Act. A roll call vote was taken.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6
Nays: -0-

The meeting adjourned at 6:49 p.m., subject to the call of the Mayor until June 20, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Chapter 50 pertaining to medical marihuana dispensaries.

Attachments listed above are available for inspection at the office of the City Clerk.

UNOFFICIAL
Reference Only

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Special Meeting Held June 6, 2011

Mayor Bartman called the meeting to order at 6:45 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: Commissioner Dills

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; City Clerk Brower; Assessor Mesik; Zoning Administrator Faasse

2011-83. Consider request to adopt a resolution adopting the FY 2011-2012 budget and setting a millage rate for FY 2011-12.

2011-83-A. Horn-Johnson. That a resolution adopting the FY 2011-2012 budget as amended during the capital and budget worksessions and setting millage rate for FY 2011-2012 be adopted as set forth in Exhibit "A" attached hereto.

Mayor Bartman thanked City Manager Donovan and city staff members for their work on this budget. She noted the citizens could be very proud of the budget as compiled and the programs and services maintained during the economic downturn of recent years.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6
Nays: -0-

2011-84. Consider request to adopt a resolution establishing water/sewer rates for FY 2011-2012.

2011-84-A. Johnson-Yadlowsky. That a resolution setting water/sewer rates for the upcoming fiscal year be adopted as set forth in Exhibit "B" attached hereto.

Yeas: Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 6
Nays: -0-

The special meeting was adjourned at 6:47 p.m.

Karen K. Brower, City Clerk

Attachments: A – Resolution adopting FY 2011-2012 budget.
B – Resolution establishing water/sewer rates for FY 2011-2012.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held June 20, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Parks & Recreation Director Bunn; City Clerk Brower

Mayor Bartman announced the Middle School Sports Program (Item 11) would be taken off the consent agenda for separate consideration, and that the Hall Street watermain project (Item 12) was being withdrawn from the agenda to allow staff additional research time.

2011-85. No public comment was received.

2011-86. Commissioner Dills reported both the library book sale and the art fair did very well on Saturday with great weather and abundant crowds.

City Manager Donovan noted the Reeds Lake Run is scheduled for Saturday, June 25th and should have another great year.

2011-87. The new website videos promoting East Grand Rapids were played for the City Commission.

2011-88. Introduction of an ordinance amendment to add Sections 5.75 and 5.76 to Chapter 50 of Title V of the City Code pertaining to medical marihuana dispensaries in the commercial district.

City Attorney Huff noted the ordinance would be effective on July 1st.

Mayor Bartman opened a public hearing. No public comment was received. Mayor Bartman closed the public hearing.

2011-88-A. Graham-Horn. That an ordinance amendment to add Sections 5.75 and 5.76 to Chapter 50 of Title V of the City Code pertaining to medical marihuana dispensaries in the commercial district be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

2011-89. Consider request to assume the Middle School Sports Program.

Parks & Recreation Director Bunn reported the School Board has officially eliminated the Middle School Sports program due to budget cuts. He recommended the City assume the entire program with adjustments to the price structure to make the program "break even" while keeping the same look and feel that participants have been used to. He anticipated the program will operate as other "78er" sports run by the Parks & Recreation Department for the same age group with a resident and non-resident price structure, but without the transportation now provided by the School District.

Commissioner Johnson questioned whether the program would be run with a one-year or multi-year agreement. City Manager Donovan stated that the school district had eliminated the program entirely, so the new program would be run only by the City for the foreseeable future, not under an agreement with the Schools.

Commissioner Dills questioned whether all program costs would be covered by participant fees or subsidized by the City on any level and whether adjustments to the next fiscal year budget were necessary. Mr. Bunn stated that while the schools had been providing a subsidy for some of the program costs, the City would attempt to cover all costs with participation fees. He noted that enrollment may decline with the increased fees or that certain sports may be discontinued if there are not sufficient participants. Mr. Bunn stated both revenues and expenditures in the upcoming budget will likely need to be adjusted to account for the new programs.

Commissioner Johnson asked if the Parks & Recreation Department had talked with the Schools about a scholarship fund for those who are unable to pay the increased fees. Mr. Bunn stated that he had not and that it was unlikely the school district would be able to fund such a program, but that it may be possible with private funding sometime in the future.

Bob Minnema, School Board Member, and Kevin Philipps, Business Manager for the School District, were present to express appreciation for the City for taking over this program that benefits the students, and pledged any support needed to make the transition as smooth as possible.

Commissioner Seibold requested the School District send a letter to all parents informing them of the change and telling them that there will be higher fees to make sure the program costs are covered. Mr. Minnema and Mr. Philipps agreed to do this.

2011-89-A. Seibold-Johnson. That the Parks & Recreation Department be authorized to assume the Middle School Sports Program that has been eliminated by the EGR School District due to budget cuts.

Commissioner Seibold thanked Parks & Recreation Director Bunn for working with the schools on this important program and stated she was glad the City was able to step in and take over this program.

Commissioner Johnson thanked Mr. Bunn for stepping in and meeting the challenge of taking on this worthwhile program.

Mayor Bartman commended Mr. Bunn for his dedication and passion for all recreation programs, especially those involving youth. She felt the City and its residents were fortunate to have his service.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

2011-90. Johnson-Yadlowsky. Motion to approve the consent agenda as follows:

2011-90-A. Minutes of the regular and special meetings held June 6, 2011.

2011-90-B. Payroll disbursements of \$194,951.08; county and school disbursements of \$-0- and total remaining disbursements of \$245,080.33.

2011-90-C. Advisory Board appointments as follows:

Planning Commission

Marnie Masterson, 2138 Heather
Don Lawless, 2539 Albert
Thomas Stankewicz, 1453 Woodcliff

Three-year terms ending 6/30/14

Parks & Recreation Comm.

Brad Andrzejewski, 3105 Bonnell
Judith Baxter, 3060 Hall
Dirk Buth, 1900 San Lu Rae
Jim Weiss, 2127 Wilshire
Pam Witting, 1019 Floral

One-year terms ending 6/30/12

Library Commission	Carol Donovan, 2944 Hall Micki Benz, 817 Gladstone Jennifer Khorey, 2656 Boston Ellen Schendel, 429 Briarwood Joel Schultze, 933 Pinecrest Luis Solis, 2258 Audobon Mark Tourek, 1705 Oxford Kathleen Underwood, 2637 Hampshire	One-year terms ending 6/30/2012
Board of Review	Patsy Dodgson, 1045 Conlon Martin Green, 2463 Oakwood Sam Helmrick, 984 Gladstone Paul Howland, 2809 Woodcliff Circle	One-year terms ending 6/30/2012
Traffic Commission	Janyce Huff, 2310 Anderson Bob Saltsman, 2905 Reeds Lake Blvd Todd Avis, 532 Gladstone Camille Donnelly, 854 Lakeside Hunter Meriwether, 526 Lovett Laura Roy, 1119 Lakeside	One-year terms ending 6/30/2012
Construction Board of Appeals	Eric Hughes, 2722 Richards Brian Johnson, 709 Gladstone Thomas Skoog, 2553 Arundel Steve Williams, 1038 Wren	Three-year terms ending 6/30/2014

- 2011-90-D. The appointment of Commissioner Graham to the Finance Committee, and the appointment of Commissioner Seibold to the Joint Facilities Committee.
- 2011-90-E. A contract with In't Hout Concrete Inc. of Caledonia in the amount of \$50,381.00 for the construction of handicap accessible sidewalk ramps using Community Development Block Grant funds.
- 2011-90-F. The purchase of two front snow plows in the amount of \$14,448.00 from Truck & Trailer Specialties of Dutton, Michigan.
- 2011-90-G. The preliminary minutes of the Library Commission meeting held April 25, 2011.
- 2011-90-H. The preliminary minutes of the Planning Commission meeting held May 10, 2011.
- 2011-90-I. The preliminary minutes of the Traffic Commission meeting held May 23, 2011. No action was taken on the motion of the Traffic Commission to remove "no parking" signs on the south side of Wealthy Street between Plymouth and Laurel. The motion will take effect immediately.
- 2011-90-J. The preliminary minutes of the Joint Facilities Committee meeting held April 28, 2011.
- 2011-90-K. The preliminary minutes of the Joint Facilities Committee meeting held May 26, 2011.
- 2011-90-L. The Public Safety Department Report for April 2011.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadowsky and Bartman – 7
Nays: -0-

The meeting adjourned at 6:25 p.m., subject to the call of the Mayor until July 5, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Chapter 101 pertaining to medical marihuana dispensaries.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held July 5, 2011

Mayor Bartman called the meeting to order at 5:56 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Johnson, Seibold and Mayor Bartman

Absent: Commissioners Graham, Horn and Yadlowsky

Also Present: City Manager Donovan; Assistant City Attorney Sluggett; City Services Director Feldt; City Clerk Brower

2011-91. Brad King, 1602 Wealthy, was present to request assistance with an issue involving fence requirements and neighborhood issues. City Commissioners suggested working with the Public Works Department to bring a variance request to the City Commission at an upcoming meeting.

2011-92. Commissioner Seibold commented on all the great events on July 4th—the Trail Blazer in the morning, the parade, activities at the park, the dedication of the VanPopering memorial, and the fireworks in the evening. She especially liked the small town feel of the parade through town.

Commissioner Johnson echoed these comments and stated the ceremony for the VanPopering memorial was moving and fitting for the occasion.

Commissioner Dills stated he enjoyed meeting the VanPopering family and was pleased that a police chaplain led the audience in a prayer during the event.

City Manager Donovan reported the bagpipes in the parade were hired by the City in place of musicians at the park later in the day.

Mayor Bartman noted there were many city employees who put in a very long day on the 4th of July and thanked all of them for their hard work and dedication. She also reported hearing that the Pentwater Chief of Police was injured while directing traffic after the fireworks and wished him a speedy recovery.

2011-93. Election of President for FY 2011-12.

2011-93-A. Johnson-Dills. That Commissioner Seibold be elected President of the East Grand Rapids City Commission to assume leadership duties in the absence of the Mayor for FY 2011-12.

Yeas: Dills, Johnson, Seibold and Bartman – 4

Nays: -0-

Mayor Bartman announced the Hall Street construction project would be removed from the consent agenda for separate consideration.

2011-94. Consider request to award a contract for the Hall Street Watermain Project.

Public Works Director Feldt reviewed drawings of the project and explained the need to increase water pressure and capacity in this neighborhood, which was discovered when new mains were added on lower Reeds Lake Blvd. He explained the watermain will be placed in eastbound lanes in one section, in the boulevard in another section, and in the westbound lanes in other places because of the need to avoid other underground utilities. This will mean some sections will be resurfaced with new asphalt while others will not. Although not the ideal aesthetic situation, there is not funding to resurface areas not disturbed by the watermain project. In addition,

several of the untouched sections will need to be reconstructed in a few years to put in new sewer mains. City Manager Donovan recommended the City Commission award the contract to do the necessary work on the water line now and proceed with the sewer work in future years.

2011-94-A. Seibold-Johnson. To award a contract for the Hall Street watermain replacement project to Kentwood Excavating at a cost of \$438,225.25 plus contingencies of \$43,822.10, and to approve a budget amendment of \$127,000 for the related project components from the Major Street Fund ending balance.

Yeas: Dills, Johnson, Seibold and Bartman – 4
Nays: -0-

2011-95. Johnson-Seibold. Motion to approve the consent agenda as follows:

2011-95-A. Minutes of the regular and special meetings held June 20, 2011.

2011-95-B. Payroll disbursements of \$179,537.36; county and school disbursements of \$-0- and total remaining disbursements of \$223,691.22.

2011-95-C. The purchase of three cab and chassis trucks for the Public Works Department from Tri-County International Trucks of Flint, Michigan in the amount of \$233,805.00.

2011-95-D. A contract with Katerburg Verhage Inc. for the annual tree planting program in the amount of \$6,500.00 plus contingencies of \$1,900.00.

Yeas: Dills, Johnson, Seibold and Bartman – 4
Nays: -0-

The meeting adjourned at 6:25 p.m., subject to the call of the Mayor until July 18, 2011.

Karen K. Brower, City Clerk

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held July 18, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold, Yadowsky and Mayor Bartman

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; Zoning Administrator Faasse; City Clerk Brower

2011-96. No public comment was received.

2011-97. Commissioner Graham commented the stop signs in Gaslight Village continued to work very well.

Commissioner Johnson thanked all the staff members who were involved in the planning and implementation of security and logistics for the funeral of Betty Ford last week.

City Manager Donovan also thanked the staff members who worked on arrangements for Mrs. Ford's funeral and extended appreciation to the many other agencies who assisted with the security. He also thanked Law Weathers for donating funds for food to feed the hundreds of personnel on duty the day of the funeral and the local 7-Up/Dr. Pepper distributor for donating bottled water and sports drink for those on duty around the city on that day.

Commissioner Dills reported speaking to people along the processional route who were from outside the area and were very impressed with East Grand Rapids and how the arrangements were handled.

Mayor Bartman thanked all departments of the City for working so well together to make the day of the funeral run so smoothly. She noted that every single city employee played some part—whether an active-duty role near the site of the funeral, behind the scenes preparing food/beverages, or covering the regular duties of the city while others were busy with the funeral. She singled out Captain Brian Williams, Captain Chuck Lark and Sgt. Brian Davis for the long hours they worked attending meetings and organizing all aspects of the funeral processional and security. She also commended Public Safety's Honor Guard members Tim Schweitzer, Gary Parker, Eric Smith, Mark Lindner and Dave Hollis who provided the casket watch during the time Mrs. Ford's casket was in repose at the Ford Museum in downtown Grand Rapids.

2011-98. A zoning variance hearing was held regarding the request of Chris Bailey of 603 Locust to allow the construction of an addition to the rear of the home containing an attached garage creating a south side yard setback of 1' instead of the required 5', a north side yard setback of 4.4' instead of the required 5', and requiring approval to allow the expansion of a nonconforming structure.

Zoning Administrator Faasse explained the applicants wished to demolish an old detached garage and construct an attached garage with other living space to the rear of the home. Because the current home and garage are non-conforming, a variance is required to allow the expansion of the structure as well as for the side-yards created by the addition.

Chris Bailey, 603 Locust, was present to explain the request and answer questions.

Mayor Bartman opened a public hearing. The following people were present to express their opinions:

2011-100-F. The preliminary minutes of the Parks & Recreation Commission meeting held May 9, 2011.

2011-100-G. The preliminary minutes of the Parks & Recreation Commission meeting held June 13, 2011.

2011-100-H. The Public Safety Department Report for May 2011.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

2011-100-I. Johnson-Dills. Motion to enter into an executive session to discuss a collective bargaining agreement in accordance with Section 8(c) of the Open Meetings Act. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

The meeting adjourned at 6:45 p.m., subject to the call of the Mayor until August 1, 2011.

Karen K. Brower, City Clerk

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held August 1, 2011

Mayor Bartman called the meeting to order at 5:59 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Yadlowsky and Mayor Bartman

Absent: Commissioner Seibold

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; Zoning Administrator Faasse; City Clerk Brower

2011-101. No public comment was received.

2011-102. No reports were received from the City Commission.

2011-103. Kent County Commissioner Jim Saalfeld provided an update on several matters being dealt with at the County Commission, including budget discussions, moving the John Ball Zoo toward becoming a separate non-profit entity and the discussions surrounding the One Kent proposal.

2011-104. Public Safety Director Herald reported on the consolidation of several local dispatch centers to two centers at the Kent County Sheriff's Department and the Grand Rapids Police Department. All calls to 911 from cell phones using towers in Kent County are now routed to one of these two dispatch centers, reducing the length of time required to dispatch officers to those needing assistance. Chief Herald reported additional technology will be implemented later this year allowing dispatchers to use GPS systems to pinpoint the locations of the nearest police vehicles and the location of the cell phone if it is equipped with GPS technology.

2011-105. A zoning variance hearing was held regarding the request of Jon Runquist of 600 Manhattan to allow the construction of an addition to the existing garage creating a corner lot side-yard setback of 20.6' instead of the required 24', and to allow the expansion of a non-conforming structure.

Zoning Administrator Faasse explained the corner lot requires a setback of 24' from the property line. The current garage is at 21,' and the proposal would reduce the setback to 20.6' because of the angled lot line.

Bob Kirchgessner, representing the applicant, was present to explain the request and answer questions. He stated the garage addition would be set back 2' from the existing garage, but could not be moved back farther because of exits from the home.

Mayor Bartman opened a public hearing. No public comment was received.

The following communications were received at City Hall concerning this variance request:

- Pam & John Burch, 667 Manhattan In Favor.

No other public comment was received. Mayor Bartman closed the public hearing.

2011-105-A. Horn-Yadlowsky. That the request of Jon Runquist of 600 Manhattan to allow the construction of an addition to the existing garage creating a corner lot side-yard setback of 20.6' instead of the required 24', and to allow the expansion of a non-conforming structure be approved.

Commissioner Johnson stated she would support the request as the addition would not significantly increase the existing nonconforming side yard.

Commissioner Dills noted the addition was 336 square feet, much of which was already paved and would not add to the solid surface. He stated staff would require sufficient drainage work to insure the area did not adversely affect the area.

Mayor Bartman felt the project would be a wonderful addition to the home and the neighborhood.

Yeas: Dills, Graham, Horn, Johnson, Yadlowsky and Bartman – 6
Nays: -0-

2011-106. Consider request to approve a collective bargaining agreement with the Public Safety Officers Union.

2011-106-A. Graham-Johnson. That a one-year contract expiring June 30, 2012 with the Public Safety Officers Union providing a 1% pay increase and a one-time salary bonus of ½% be approved as outlined by the City Manager.

Yeas: Dills, Graham, Horn, Johnson, Yadlowsky and Bartman – 6
Nays: -0-

2011-107. Consider request to approve a collective bargaining agreement with the Public Safety Command Union.

2011-107-A. Horn-Yadlowsky. That a one-year contract expiring June 30, 2012 with the Public Safety Officers Union providing a 1% pay increase and a one-time salary bonus of ½% be approved as outlined by the City Manager.

Yeas: Dills, Graham, Horn, Johnson, Yadlowsky and Bartman – 6
Nays: -0-

Mayor Bartman thanked members of both unions for being willing to work with the City for the long-term interests of the community in both the good and bad economic times.

2011-108. Johnson-Dills. Motion to approve the consent agenda as follows:

2011-108-A. Minutes of the regular and special meetings held July 18, 2011.

2011-108-B. Payroll disbursements of \$203,411.86; county and school disbursements of \$-0- and total remaining disbursements of \$363,371.81.

2011-108-C. The appointment of Stacey Wykoski of 2311 El Dorado and Richard Sprague Jr. of 2332 Burchard to the Parks & Recreation Commission for one-year terms ending June 30, 2011 as recommended by the Mayor.

Mayor Bartman thanked all those who applied for the openings on the Parks & Recreation Commission and hoped the City would be able to take advantage of their willingness to serve in the near future.

2011-108-D. The purchase of software for human resource operations in the amount of BS&A in the amount of \$5,200, paid as \$2,600 in FY 2011-12 and \$2,600 in FY 2012-13.

2011-108-E. The purchase of a equipment and software from Michigan Surveyors Supply of Lansing in the amount of \$5,686.00 for a handheld GPS unit for engineering field operations.

Yeas: Dills, Graham, Horn, Johnson, Yadlowsky and Bartman – 6
Nays: -0-

The meeting adjourned at 6:29 p.m., subject to the call of the Mayor until August 15, 2011.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Special Meeting Held August 15, 2011

Mayor Bartman called the meeting to order at 5:31 p.m. in the City Commission Chamber at the Community Center.

Present: Commissioners Dills, Horn, Seibold, Yadlowsky and Mayor Bartman

Absent: Commissioners Graham and Johnson

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald;
City Assessor Mesik; Deputy Treasurer Veenstra; City Clerk Brower

2011-109. The City Commission met to interview the final candidate for the Finance Director position.

Jeff Dood of Rockford, Michigan, met with the City Commissioners and answered questions on his background and experience and the financial challenges facing local governments.

2011-109-A. Horn-Seibold. That Jeff Dood be confirmed as the Finance Director/Treasurer of the City of East Grand Rapids.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5

Nays: -0-

The special meeting was adjourned at 5:45 p.m.

Karen K. Brower, City Clerk

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held August 15, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Horn, Seibold, Yadlowsky and Mayor Bartman

Absent: Commissioners Graham and Johnson

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Public Safety Director Herald; Zoning Administrator Faasse; City Clerk Brower ; Planning Consultant VanSteenhuysen

2011-110. No public comment was received.

2011-111. Mayor Bartman announced the City Commission had met in a special session prior to this meeting to appoint Jeff Dood as the new Finance Director for the City. Jeff will begin his duties on August 22nd.

2011-112. A zoning variance hearing was held regarding the request of Achilles Spagnuolo of 304 Gladstone to allow the expansion of a nonconforming structure.

Zoning Administrator Faasse noted the applicant wished to add a second story to the home. He stated the addition would not increase the footprint of the home and would not require any setback variances. The variance is required because the structure is currently nonconforming with a north side yard setback of 4.6.'

Achilles Spagnuolo, 304 Gladstone, was present to explain the request and answer questions.

The following communications were received at City Hall concerning this variance request:

- Patrick & Linda Scholten, 265 Gladstone In Favor.
- John Kilbourne, 261 Gladstone In Favor.

No other public comment was received. Mayor Bartman closed the public hearing.

2011-112-A. Horn-Yadlowsky. That the request of Achilles Spagnuolo of 304 Gladstone to allow the expansion of a nonconforming structure be approved.

Commissioner Seibold thanked the applicant for working to improve the home and the neighborhood and expressed support for the request.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

2011-113. A zoning variance hearing was held regarding the request of Kenneth & Sabine Slamp of 644 Gladstone to allow the expansion of a nonconforming structure and to allow the construction of an addition to the home creating a front yard setback of 9' instead of the required 20.'

Zoning Administrator Faasse explained the Slamps wished to add a front porch to the home reducing the front yard to 9.' He noted the original porch was removed sometime in the 1940's.

Ken Slamp, 644 Gladstone, was present to explain the request and answer questions.

The following communications were received at City Hall concerning this variance request:

- Jeremy & Jocelyn Flint-Robinson, 650 Gladstone In Favor.
- Marie & Chris Gale, 647 Gladstone In Favor.
- Mark Murray, 649 Cambridge In Favor.

No other public comment was received. Mayor Bartman closed the public hearing.

- 2011-113-A. Horn-Dills. That the request of Kenneth & Sabine Slamp of 644 Gladstone to allow the expansion of a nonconforming structure and to allow the construction of an addition to the home creating a front yard setback of 9' instead of the required 20' be approved.

Commissioner Seibold supported the request as it would fit in well with other homes in the neighborhood.

Mayor Bartman also spoke in support of the project as it would be an improvement to the home and would match other homes in the area.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

- 2011-114. A zoning variance hearing was held regarding the request of Phillip Stenger of 2945 Woodcliff Circle to allow the construction of an addition to the home creating a combined side yard setback of 18' instead of the required 24.'

Zoning Administrator Faasse explained the addition created the need for a variance for smaller combined side yards than allowed by ordinance.

Mark Shuart of Shuart Associates, was present to explain the request and answer questions. He noted the addition to the home containing the living area was within the setbacks but the roof over the deck created the need for the variance.

The following communications were received at City Hall concerning this variance request:

- Dan & Leslie Mehney, 2935 Woodcliff Circle In Favor.
- William & Lucinda McCall, 2840 Woodcliff Circle In Favor.
- Andrea Maison, 1051 Wren In Favor.

No other public comment was received. Mayor Bartman closed the public hearing.

- 2011-114-A. Seibold-Yadlowsky. That the request of Phillip Stenger of 2945 Woodcliff Circle to allow the construction of an addition to the home creating a combined side yard setback of 18' instead of the required 24' be approved.

Commissioner Dills noted the primary line of the home will not expand and that vegetation will screen the deck from the neighboring property.

Commissioner Seibold supported the addition and the other improvements made to the home.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

- 2011-115. A zoning variance hearing was held regarding the request of Bradford King of 1602 Wealthy to allow the construction of a 6' privacy fence to be placed 1' from the east property line along Gladstone instead of the required 20,' to allow a clear vision zone of 8' at the north side of the driveway instead of the required 20,' and to allow a 12' x 12' shade structure to remain temporarily 1' from the east lot line instead of the required 60' until December 1st.

Mr. Faasse explained the request. He noted the posts have been placed for the fence and work continues on the home addition and the garage projects previously approved. He stated Mr. King has asked the \$250 application fee be refunded to him as he has already paid an application fee with prior applications.

Brad King, 1602 Wealthy, was present to explain he wished to enclose the yard for privacy and the safety of grandchildren and pets. He stated placing the fence 20' from the sidewalk would cut the yard in half and he wished to maximize his small back yard by placing the fence along the sidewalk line. Mr. King stated the shade structure is being used during the construction to give his family a place to sit in the shade.

Mayor Bartman questioned whether any temporary tent erected in a back yard would violate ordinances. Mr. Faasse stated the ordinance requires accessory structures with roofs, including those without sides, to be 60' from any street. He noted tents placed temporarily for back-yard parties were usually up for only a weekend and rarely caused any problems.

Mayor Bartman opened a public hearing. The following communications were received at City Hall concerning this variance request:

- F. Barbara Vis, 515 Gladstone	Opposed.
- Shellie Jeffries, 556 Gladstone	Opposed.
- Brad King, 1602 Wealthy	Request to waive variance application fee.
- Alan Petkus, 1605 Lake Drive	Opposed to solid 6' fence, supported chain link/picket.

No other public comment was received. Mayor Bartman closed the public hearing.

2011-115-A. Seibold-Dills. Motion to waive the variance application fee and refund the \$250 to Mr. King.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

2011-115-B. Seibold-Yadlowsky. That the request of Bradford King of 1602 Wealthy to allow the construction of a 6' privacy fence to be placed 1' from the east property line along Gladstone instead of the required 20,' to allow a clear vision zone of 8' at the north side of the driveway instead of the required 20,' and to allow a 12' x 12' shade structure to remain temporarily 1' from the east lot line instead of the required 60' until December 1st be approved.

Commissioner Yadlowsky stated he did not like the height of the fence along the sidewalk and the impairment of sight created by the fence.

Zoning Administrator Faasse reviewed the City Commission's adopted policy on "clear vision areas" adjacent to intersections and driveways.

2011-115-C. Yadlowsky-Seibold. Motion to amend 2011-115-B. to remove consideration of the shade structure request for separate discussion and to deal with only the fence request.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

Commissioner Dills felt the fence would appear as a wall during the times of the year when there were no trees and vegetation to soften it. He felt the City Code was written to keep neighborhoods as open as possible and that kids and dogs could be protected with a shorter, chain-link fence. He would not support the request.

Mayor Bartman appreciated the improvements being made to the home, but could not support the request because the fence was too tall next to the sidewalk. She was concerned about the sight distance along the fence to allow pedestrians on the sidewalk and cars on the street to be seen when backing out of the driveway.

Yeas: -0-
Nays: Dills, Horn, Seibold, Yadlowsky and Bartman – 5

2011-115-D. Yadlowsky-Dills. Motion to allow a 12' x 12' shade structure to remain temporarily 1' from the east lot line instead of the required 60' until December 1, 2011.

City Attorney Huff stated a variance usually runs with the land unless specific conditions or timelines are placed on the approval. He suggested approving the request for a specific time period tied to the construction.

Commissioner Seibold did not want the structure to remain that close to the lot line indefinitely, but agreed to allow it to remain during the construction period.

Commissioner Horn suggested allowing the shelter to remain for a period of 18 months. Others agreed this was acceptable.

2011-115-E. Horn-Seibold. Motion to amend 2011-115-D. to allow the structure to be placed 1' from the lot line for 18 months, until February 1, 2013.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

Vote on 2011-115-D., as amended.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

2011-116. A zoning variance hearing was held regarding the request of Bagley Investors Group LLC, owners of 727-755 Bagley, to allow the extension of time for previously granted variances.

Zoning Administrator Faasse reviewed the variances and rezoning requests approved for this project in 2007. He reminded the Commission that variances not acted upon within one year of approval expire and require the City Commission to renew the approval. He stated the Planning Commission was expecting to review the proposed site plan at their September meeting and then pass it's recommendation on to the City Commission for final approval. Mr. Faasse requested the City Commission make approval contingent upon the approval of the final site plan.

Joe Hooker, 2828 Bonnell, project manager for the Bagley Condominiums, reported all six homes have been vacated and construction was expected to start this fall when all approvals are received. He noted the north building would be constructed first, as required by the Planning Commission's original approval.

Mayor Bartman opened a public hearing. The following people were present to express their opinions:

- Connie Caruso, 2153 Lake Drive	Totally opposed to the project. Upset the tenants were evicted, the buildings would be demolished, approval was given in 2007, there would be more traffic in the area and less feeling of neighborhood.
- Linda Williams, 2155 Lake Drive	Opposed. Felt it was a disservice to the neighborhood.

The following communications were received at City Hall concerning this variance request:

- Connie Caruso, 2153 Lake Drive	Opposed.
-Susan Lovell, 705 Bagley	In Favor.

No other public comment was received. Mayor Bartman closed the public hearing.

2011-116-A. Seibold-Yadlowsky. That the request of Bagley Investors Group LLC, owners of 727-755 Bagley, to allow the extension of time for previously granted variances be approved contingent upon final site plan approval by the City Commission at a future meeting.

Commissioner Seibold appreciated the concern of the neighbors about changes in their neighborhood but felt condominium owners would be more involved in the neighborhood and would take pride in the area.

Commissioner Dills noted he served on the Planning Commission during the time this project was considered and the Gaslight Village SubArea Plan was finalized. He stated projects like the Bagley Townhomes were anticipated in the SubArea plan and guidelines put in place for the consideration of such projects.

Mayor Bartman also noted the neighbors concerns for their neighborhood and agreed that any change is hard. She asked neighbors to be involved in the process to make sure the details of the project benefit the area and asked Mr. Hooker to work with the neighbors during the site plan process. She supported the project and the diversity of housing it would bring to the area.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

2011-117. Dills-Seibold. Motion to approve the consent agenda as follows:

2011-117-A. Minutes of the regular and special meetings held August 1, 2011.

2011-117-B. Payroll disbursements of \$207,124.83; county and school disbursements of \$-0- and total remaining disbursements of \$3,679,059.30.

2011-117-C. A contract with Yellow Rose Transport Inc of Grand Rapids in the amount of \$18,940.00 for the purchase of sand, gravel and topsoil and the disposal of excavated earth.

2011-117-D. The preliminary minutes of the Parks & Recreation Commission meeting held July 11, 2011.

2011-117-E. The preliminary minutes of the Planning Commission meeting held July 12, 2011.

2011-117-F. The Public Safety Department Report for June 2011.

Yeas: Dills, Horn, Seibold, Yadlowsky and Bartman – 5
Nays: -0-

The meeting adjourned at 6:52 p.m., subject to the call of the Mayor until September 6, 2011.

Karen K. Brower, City Clerk

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held September 6, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Feldt; Parks & Recreation Director Bunn; Finance Director Dood; Zoning Administrator Faasse; City Clerk Brower

2011-118. No public comment was received.

2011-119. Commissioner Dills wished all the Reeds Lake Triathlon athletes and staff good luck in Saturday's event.

Commissioner Seibold reported the East Grand Rapids Class of 1971 held their 40th reunion recently and were all very impressed with all the wonderful recreation facilities, parks and city buildings, and the Reeds Lake Trail. She noted the class was considering donating money left from their reunion fund to the EGR Community Foundation to assist with keeping the facilities maintained.

Mayor Bartman welcomed Jeff Dood to his new position as the City's Finance Director.

2011-120. A variance hearing was held regarding the request of Clinton Realty, owner of 2147-2179 Wealthy to allow the construction of a dumpster enclosure on the property line instead of a 3.0' setback as required.

Zoning Administrator Faasse explained the request to build the dumpster enclosure against the existing retaining wall instead of 3' from the property line. He also reported the applicant had requested the waiver of the variance application fee.

Commissioner Johnson arrived.

Rick Geenen of Clinton Realty and Kyle Friar of KMF Construction were present to explain the request and answer questions.

Mayor Bartman opened a public hearing. No other public comment was received. Mayor Bartman closed the public hearing.

2011-120-A. Horn-Graham. That the request of Clinton Realty, owner of 2147-2179 Wealthy to allow the construction of a dumpster enclosure on the property line instead of a 3.0' setback as required be approved.

Mayor Bartman felt the proposed location made the most sense with the present configuration of structures, parking and traffic lanes.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

2011-121. Introduction of a new parks rule as Section 3.28 of Chapter 31 of Title III of the City Code.

City Manager Donovan explained the current ordinance prohibited swimming at Collins Park and the proposed ordinance had expanded the prohibition to all city-owned and school-owned properties.

Mayor Bartman opened the meeting public comment on this issue. The following people spoke on the proposed parks rule:

- Bruce Babcock, 2333 Elmwood Understood safety concerns, but asked for an exemption for triathletes over the age of 18 from 5:30 to 7:00 am from May through August for training purposes.
- Laurie Haller, 2320 Elmwood Has used the lake to train for triathlons for several years without any enforcement of prohibition; makes no sense to prohibit swimming in the lake used for the Reeds Lake Triathlon.
- Dave Daprato, 2206 Audobon Felt Reeds Lake and Collins Park were a very safe and convenient place for athletes to train and asked that the exemption be granted as requested.

2011-121-A. Dills-Horn. That a new parks rule prohibiting swimming from public properties be adopted as Section 3.28 of Chapter 31 of Title III of the City Code as set forth in Exhibit "A" attached hereto.

Commissioner Seibold questioned whether boats could use the lake before 7:00 am. Parks & Recreation Director Bunn explained the city's boat launch could not be used before 7:00 am, but that boats launched from private property could be out before 7:00 am. Mr. Bunn also noted the new rule would prohibit swimming from city and school properties only, not from private property or from the Grand Rapids Yacht Club beach.

Commissioner Yadlowsky felt the exemption requested was reasonable and that it would be good to allow people to swim in the early mornings. City Manager Donovan stated the city would have to provide a staff person to monitor the usage and make sure swimmers were over 18 years old. He noted the Parks & Recreation Department could set up a program to make this happen, but there would be a cost involved and participants would have to sign up and cover the costs involved. Commissioner Yadlowsky stated that people have been using Collins Park to swim in the early mornings for many years and he would be voting against the expanded rule.

Commissioner Seibold noted the exemption period of May through August as requested was basically the entire outdoor swimming season in Michigan, so allowing swimming for four months was really allowing swimming at anytime. She understood the wish to train in open water and the convenience of the location in the metro area, but felt the many safety and liability issues outweigh these. She stated Reeds Lake was a busy lake even on some mornings and this created an unsafe situation for swimmers. She felt there were other lakes within a reasonable distance that could be used for training.

Commissioner Horn agreed the liability and safety issues made allowing swimming from public property a bad idea for the city.

Commissioner Johnson expressed concern about allowing just one group to use the lake for personal purposes and not others. She also felt the shoreline and boat launch ramp could not be used safely with the heavy use by boats and rocks on the shore.

Mayor Bartman agreed there was a potential liability for the city and noted the prohibition against swimming at Collins Park had been in place for a long time. She felt allowing swimming even for a few hours implied safety and she felt it was not necessarily a safe practice. She stated without some type of staffing and safety measures, swimming should not be allowed. She encouraged those training for events to look into using one of the private beaches such as the Yacht Club or to work with the Recreation Department to set up a supervised program.

Yeas: Dills, Graham, Horn, Johnson, Seibold and Bartman – 6
Nays: Yadlowsky – 1

2011-122. Graham-Seibold. Motion to approve the consent agenda as follows:

- 2011-122-A. Minutes of the regular and special meetings held August 15, 2011.
- 2011-122-B. Payroll disbursements of \$205,736.69; county and school disbursements of \$11,242,123.31 and total remaining disbursements of \$738,389.17.
- 2011-122-C. The purchase of brush cutting equipment for the Public Works Department from Carlton Equipment Company of Byron Center in the amount of \$4,933.00 through the MIDEAL program.
- 2011-122-D. The transfer of \$5,850.00 from the Local Street Fund to the East Grand Rapids Community Foundation as to refund amounts transferred in error.
- 2011-122-E. The payment of \$7,914.31 to the City of Grand Rapids for the removal of the traffic signal equipment at the intersection of Lovett and Wealthy, and a corresponding budget amendment from the Major Street Fund balance for this expense.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

The meeting adjourned at 6:29 p.m., subject to the call of the Mayor until September 19, 2011.

Karen K. Brower, City Clerk

Attachments: A – Parks Rule Section 3.28 pertaining to swimming from public property.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held September 19, 2011

Mayor Bartman called the meeting to order at 6:01 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: None

Also Present: City Attorney Huff; Public Works Director Feldt; Finance Director Dood; Zoning Administrator Faasse; Public Safety Director Herald; Planning Consultant VanSteenhuysen; City Clerk Brower

2011-123. No public comment was received.

2011-124. Mayor Bartman commented on how nice the walking path along the former Reeds Lake Blvd cut-off looked and thanked Public Works Director Feldt for designing and overseeing the transformation of a worn out road into a lovely addition to the neighborhood.

2011-125. Introduction of an ordinance amendment to Section 5.82 of Chapter 50 of Title V of the City Code pertaining to height, area and setbacks in residential districts.

Planning Consultant VanSteenhuysen reported there have been attempts to clarify and interpret several sections of the zoning code over the last several years and these past practices are now being formalized with amendments to the City Code. He noted these amendments also add provisions for setbacks in established neighborhoods and regulations for corner lots.

Mayor Bartman allowed public comment on this proposed amendment:

- Joanne Nicola, 2721 Darby

Requested clarification on portions of the language and some definitions. Mr. VanSteenhuysen answered these questions.

- Nick Nicola, 2721 Darby

Questioned the definition of "undeveloped" land and when the new provisions would be used as opposed to the old rules. He noted the southshore of Reeds Lake Blvd is considered a public street, but closed during the winter months. He felt it was not fair to implement regulations that apply to public streets on a road that is not truly a public road all year long.

- Mark Schaur, buying 2727 Darby

Wants to build a home on the lot at 2727 Darby, but feels the new setback requirements for the rear yard of this property will unfairly restrict the footprint of the home. He asked if permission could be granted to his home to continue under the old rules since they were already developing plans under the current ordinance.

- Scott Blauw, Scott Christopher Homes

Also requested an extension of time or exception to new rules to allow them to complete the home being planned.

Zoning Administrator Faasse noted the proposed rules for established neighborhood setback and a second frontage would both be applied to this home. He suggested researching ways to exempt homes with street frontage on the front and rear of the property as opposed to the front and side as is seen on corner lots.

City Attorney Huff agreed the new regulations would require a home built at 2727 Darby to have a significantly smaller rear yard than other homes because of the double frontage on both Darby and Reeds Lake Blvd.

Mayor Bartman questioned whether the proposed home would require any relief under the zoning regulations currently in place. Mr. Huff stated it would not. Mr. Huff suggested setting the effective date of the ordinance so this home could be started under the old rules, or giving the owner the option of applying for a variance once the new rules were in effect.

- 2011-125-A. Seibold-Johnson. That an ordinance amendment to Section 5.82 of Chapter 50 of Title V of the City Code pertaining to height, area and setbacks in residential districts be introduced as set forth in Exhibit "A" attached hereto and that a public hearing be scheduled for October 3, 2011 on this amendment.

Commissioner Horn asked if we currently have a definition for "undeveloped" land. Mr. VanSteenhuyse felt the ordinances seemed to imply this would be a lot without a home on it, but that it may be advisable to add a definition at some time. Mayor Bartman suggested the definition address lots where a home is torn down and the land redeveloped.

Mayor Bartman asked Mr. VanSteenhuyse and staff to research the issues discussed above and to prepare alternate or additional language for these proposed ordinances that could be debated at the next meeting.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

- 2011-126. Introduction of an ordinance amendment to Section 5.83 of Chapter 50 of Title V of the City Code pertaining to accessory buildings.

Zoning Administrator Faasse explained several garage height variances had been granted in recent years when residents requested permission to build pitched-roof garages to allow attic-type storage. The proposed ordinance amendment raises the allowable height of accessory buildings to 16' and prohibits the storage space from being used as living quarters.

- 2011-126-A. Seibold-Graham. That an ordinance amendment to Section 5.83 of Chapter 50 of Title V of the City Code pertaining to accessory buildings be introduced as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

- 2011-127. Johnson-Dills. Motion to approve the consent agenda as follows:

2011-127-A. Minutes of the regular meeting held September 6, 2011.

2011-127-B. Payroll disbursements of \$203,276.82; county and school disbursements of \$185,490.83 and total remaining disbursements of \$433,430.39.

2011-127-C. The appointment of Commissioner Amna Seibold to the Interurban Transit Partnership Board of Directors for a term ending December 31, 2013.

2011-127-D. A three-year contract with Waste Management for the disposal of debris from the street sweeping program.

2011-127-E. The preliminary minutes of the Parks & Recreation Commission meeting held August 8, 2011.

2011-127-F. The preliminary minutes of the Planning Commission meeting held August 9, 2011.

2011-127-G. The Public Safety Department Report for July 2011.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadowsky and Bartman – 7

Nays: -0-

The meeting adjourned at 6:41 p.m., subject to the call of the Mayor until October 3, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Section 5.82 pertaining to height, area and setbacks in residential districts
B – Ordinance Amendment to Section 5.83 pertaining to accessory building height.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held October 3, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: None

Also Present: City Attorney Huff; Public Works Director Feldt; Finance Director Dood; Zoning Administrator Faasse; Public Safety Director Herald; Planning Consultant VanSteenhuysen; City Clerk Brower

2011-128. No public comment was received.

2011-129. Commissioner Johnson wished the EGR PowderPuff girls “good luck” in their game.

Commissioner Dills remarked on the large crowds in downtown Grand Rapids for ArtPrize and hoped everyone had a chance to view some of the art on display around the area.

2011-130. Finance Director Dood showed the City Commission the new “dashboard” on the City’s website that complies with the State’s Economic Vitality Incentive Program (EVIP). The dashboard features summary and detailed information on many financial indicators and will qualify the City for revenue sharing dollars.

2011-131. Consider request to approve a site plan for the Bagley Townhomes Condominiums Project.

Zoning Administrator Faasse reported this project was originally proposed and approved in 2007, but never built because of economic conditions. The new owners of the six properties have updated the proposed plans with a few changes and are seeking renewals and approval of the new site plan. He noted staff has reviewed the plans and finds them substantially the same as approved in 2007, with a few slight changes. He requested the City Commission reaffirm the approval made in 2007 for more than four dwelling units per building in the B-1 multi-family zone, and review and approve the site plan. Mr. Faasse reported the proposed project meets the standards set in the ordinances for this type of project. He noted there were some changes in the façade, in the garage configuration, the extension of the fence, the addition of shrubs behind the fence, and changes in grade to comply with storm water requirements. He noted the Planning Commission had reviewed the updated plans and recommends approval by the City Commission.

Joe Hooker, 2828 Bonnell, was present to answer questions from the City Commission. He stated demolition of the existing homes would take place this month if approvals are granted.

Mayor Bartman opened a public hearing. No public comment was received. Mayor Bartman closed the public hearing.

2011-131-A. Graham-Dills. Motion to reaffirm the approval of more than four dwelling units per building in the B-1 multifamily zone.

Mayor Bartman felt this project would bring a positive change to the neighborhood and thanked the developers for working with the staff and neighbors. She also thanked the Planning Commission for their careful review of this updated site plan.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

2011-131-B. Johnson-Dills. Motion to approve the site plan of the Bagley Townhouses Condominium project as dated September 21, 2011 and labeled C1, C2, C3 and L4 on the supplied drawings.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-132. Final Reading of an ordinance amendment to Section 5.83 of Chapter 50 of Title V of the City Code pertaining to accessory buildings.

Zoning Administrator Faasse noted this change would allow detached garages, sheds or pool equipment storage buildings to have an average height of 16' and 1½ stories. The ordinance also prohibits living space in the attic area.

Mayor Bartman opened a public hearing. No public comment was received. Mayor Bartman closed the public hearing.

2011-132-A. Horn-Seibold. That an ordinance amendment to Section 5.83 of Chapter 50 of Title V of the City Code pertaining to accessory buildings be adopted as set forth in Exhibit "A" attached hereto.

Mayor Bartman thanked the staff for creating a solution to this issue.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-133. Public Hearing of an ordinance amendment to Section 5.82 of Chapter 50 of Title V of the City Code pertaining to area and setbacks in residential districts.

City Manager Donovan requested that the City Commission hold a public hearing on the proposed ordinance and then table the issue until staff can create language to address the situation brought up at the last meeting regarding homes with road frontage on the front and rear of their property.

Mayor Bartman opened a public hearing. No public comment was received. Mayor Bartman closed the public hearing.

2011-133-A. Seibold-Johnson. That an ordinance amendment to Section 5.82 of Chapter 50 of Title V of the City Code pertaining to area and setbacks in residential districts be tabled until the changes proposed by staff can be presented to the City Commission for approval.

Commissioner Dills asked that a definition of "developed" and "undeveloped" land be included in the ordinance to eliminate confusion in the future.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-134. Discussion of water and sewer rates.

Finance Director Dood reported an analysis of the Water-Sewer Fund had revealed that revenues have not met expectations and expenditures have been higher than projected. After researching several options, staff recommends readiness-to-serve rates be increased by \$10 per month for most residential customers effective October 1, 2011.

He stated the readiness-to-serve charge is used for maintaining and improving the water system and it's infrastructure. City Manager Donovan noted the commodity rate for actual water and sewer usage would not increase, only the readiness-to-serve base fee.

Mayor Bartman stated parts of the water/sewer systems are quite old and the entire system requires approximately \$600,000 each year to replace pipes and equipment. She agreed it would be an unpopular move with residents, but she felt it was a necessary move to ensure the water-sewer system remains reliable. She also noted future increases in commodity rates from the City of Grand Rapids water system may necessitate further rate adjustments.

Commissioner Horn agreed the readiness-to-serve rate increase was needed and asked staff to periodically review commodity rates to make sure the fund does not fall short again due to weather-related situations. Mayor Bartman agreed, stating the connection of footing drains to the sanitary sewer system exacerbate the problem during heavy rain events, because rain water enters the sanitary sewer system and charges for treatment of sanitary sewer outflow increase unnecessarily. She hoped there would be a solution to this problem sometime in the future.

Commissioner Horn asked staff to make sure every effort is made to explain the revenue and expenditure situation and the new rates to all water/sewer customers.

Commissioner Seibold noted staff currently has to postpone road projects when the water/sewer project needed on the same road cannot be funded as needed. She stated a rate increase, while not popular, would allow the City to continue replacing and upgrading infrastructure as necessary. She did not feel it was an option to forego a rate increase and let the system fall into disrepair.

2011-134-A. Seibold-Dills. That a resolution adopting new water and sewer rates effective October 1, 2011 be adopted as set forth in Exhibit "B" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-135. Johnson-Graham. Motion to approve the consent agenda as follows:

2011-135-A. Minutes of the regular meeting held September 19, 2011.

2011-135-B. Payroll disbursements of \$192,032.08; county and school disbursements of \$182,023.97 and total remaining disbursements of \$746,422.26.

2011-135-C. The purchase of a treadmill from Village bike and Fitness North in the amount of \$4,500.00.

2011-135-D. A "Fund Balance Policy" defining various terms and categories relating to fund balances as set forth in Exhibit "C" attached hereto.

2011-135-E. An "ACH Policy" establishing procedures for automated clearing house transactions as set forth in Exhibit "D" attached hereto.

2011-135-F. A fund transfer of \$150,000 from the General Fund to the Water Sewer Fund effective June 30, 2011 as a contribution to the Storm Sewer Separator Project.

2011-135-G. The ratification of the emergency purchase of a new sanitary lift station pump in the amount of \$7,000.00 from Detroit Pump and Manufacturing of Ferndale, Michigan, and a corresponding budget amendment from the Water & Sewer Fund balance to cover this expense.

2011-135-H. The ratification of the emergency purchase of a vacuum compressor for the sewer cleaning truck in the amount of \$17,709.33 from Jack Doheny Company of Northville, Michigan.

2011-135-I. Change Order #3 of the contract with Lite Load Service in the amount of \$19,458.80 for the resurfacing of a portion of the Reeds Lake Trail in conjunction with other capital improvement projects, and a corresponding budget amendment in the same amount from the Local Street Fund balance for this expense.

2011-135-J. Authorization of staff to solicit bids for a new network server and email system as outlined in the Finance Director's memo of September 27, 2011.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-136. Dills-Johnson. Motion to enter into an executive session to discuss an attorney's opinion in accordance with Section 8(h) of the Open Meetings Act. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

The meeting adjourned at 7:00 p.m., subject to the call of the Mayor until October 17, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Section 5.82 pertaining to height, area and setbacks in residential districts
B – Resolution setting water and sewer rates effective October 1, 2011.
C – Fund Balance Policy
D – ACH Policy

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held October 17, 2011

Mayor Bartman called the meeting to order at 6:03 p.m. in the City Commission Chamber at the Community Center. A moment of silence was held in remembrance of Walker Police Officer Trevor Slot who was killed in the line of duty on Thursday, October 13, 2011. Mayor Bartman then led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Seibold and Mayor Bartman

Absent: Commissioners Johnson and Yadlowsky

Also Present: City Attorney Huff; City Manager Donovan; Public Works Director Feldt; Finance Director Dood; Zoning Administrator Faasse; Public Safety Director Herald; City Clerk Brower

2011-137. No public comment was received.

2011-138. No reports were received from the Mayor or Commissioners.

2011-139. A zoning variance hearing was held regarding the request of Steve Cencich of 716 Croswell to allow the construction of a two-story detached garage with a height of 22.4' instead of the 16' average height and 1½ story allowed, and to allow the garage to exceed the height of the house.

Zoning Administrator Faasse explained the applicant proposed to tear down the existing one-stall garage and construct a two-story garage with storage and fitness room space above the two-stall garage space.

Steve Cencich, 716 Croswell, was present to explain the request and answer questions. He showed a drawing of his home with the proposed garage and the Bagley condominiums in the background. He stated the basement of the home was useless and he wished to have useable space in the upstairs of the garage. Mr. Cencich noted he had secured the support of several neighbors in the area.

Mayor Bartman opened a public hearing. No other public comment was received. Mayor Bartman closed the public hearing.

2011-139-A. Dills-Seibold. That the request of Steve Cencich of 716 Croswell to allow the construction of a two-story detached garage with a height of 22.4' instead of the 16' average height and 1½ story allowed, and to allow the garage to exceed the height of the house be approved.

Commissioner Seibold noted the garage seems very large for the area and is almost twice as tall as the former ordinance provisions would have allowed and still significantly taller than allowed by the new ordinance. She agreed the Bagley Condominiums behind the garage would mitigate the impact, but felt the garage would tower over the adjacent garages and properties. Commissioner Seibold praised the owner's prior work restoring the home and stated she would be willing to support a shorter garage without a full 2nd story.

Commissioner Dills also expressed concern about the size and scope of this garage in the area; he stated he could not support the request.

Mayor Bartman felt she could not support the variance because of the second story. She stated the ordinance had been amended to make it possible for homeowners to add storage above garages, but felt this was too much for the area. She noted other requests for finished space above garages had been denied in the past.

Yeas: -0-

Nays: Dills, Graham, Horn, Seibold and Bartman – 5

2011-140. A zoning variance hearing was held regarding the request of Mary Kaneti of 954 Ogden to allow the construction of an addition to the home creating two side yards totaling 2.9' instead of the required 12.5' and to allow a side yard setback of 1' instead of the required 5'.

Mr. Faasse reported the applicant was out of town due to medical treatments and had requested the City Commission table the issue if there were questions or opposition to the plan until she could be present to address them. City Attorney Huff suggested holding the public hearing to gather input and then voting to table the matter.

Mayor Bartman opened a public hearing. The following people were present to express their opinions:

- Dirk VerMeulen, 964 Ogden	Opposed as currently proposed because of proximity to lot line; stated this addition could not be built or maintained without using his property. Wanted to work with applicant to find workable solution.
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The following communications were received at City Hall concerning this variance request:

- Glenn LeMieux, 957 Breton	No Objection.
- Thomas Wilson, 959 Ogden	In Favor.
- Dirk & Kerry VerMeulen, 964 Ogden	Opposed.

No other public comment was received. Mayor Bartman closed the public hearing.

2011-140-A. Horn-Seibold. That the request of Mary Kaneti of 954 Ogden to allow the construction of an addition to the home creating two side yards totaling 2.9' instead of the required 12.5' and to allow a side yard setback of 1' instead of the required 5' be tabled until a future meeting when the applicant could be present.

Yeas: Dills, Graham, Horn, Seibold and Bartman – 5
Nays: -0-

2011-141. Final Reading of an ordinance amendment to Section 5.82 of Chapter 50 of Title V of the City Code pertaining to area and setbacks in residential districts.

City Attorney Huff reviewed the new language allowing double frontage lots to use the new setback requirements for the frontage on which the lot is addressed and the zoning district minimum requirements for the portion of the lot fronting on the other street. He noted the terms “developed” and “undeveloped” have been abandoned. Mr. Huff reported the Planning Commission had been apprised of the new language at their meeting last week and were supportive of the changes as proposed. He recommended the ordinance amendment be given an effective date of November 30, 2011 to allow the proposed home on Darby to begin construction before these ordinance requirements take effect.

2011-141-A. Seibold-Graham. That an ordinance amendment to Section 5.82 of Chapter 50 of Title V of the City Code pertaining to area and setbacks in residential districts be adopted as set forth in Exhibit “A” attached hereto with an effective date of November 30, 2011.

Yeas: Dills, Graham, Horn, Seibold and Bartman – 5
Nays: -0-

2011-142. Dills-Seibold. Motion to approve the consent agenda as follows:

2011-142-A. Minutes of the regular meeting held October 3, 2011.

2011-142-B. Payroll disbursements of \$195,724.12; county and school disbursements of \$8.56 and total remaining disbursements of \$ 353,705.17.

- 2011-142-C. The purchase of two pick-up trucks for the Public Works Department from Red Holman GMC of Westland, Michigan in the amount of \$43,272.00.
- 2011-142-D. The purchase and installation of equipment for three new cab and chassis plow/dump trucks from Truck and Trailer Specialties of Dutton, Michigan for the amount of \$103,764.00.
- 2011-142-E. The purchase of road salt for winter maintenance operations from the North American Salt Company in the amount of \$63.52 per ton for the 2011-12 winter season.
- 2011-142-F. Adoption of the following policy for homeowners who want to remove healthy trees from the City right-of-way:

“The City will allow a homeowner to remove a healthy tree from the City right-of-way if approved by a subcommittee of the City Commission; that the homeowner pays the entire cost of removal (tree, stump and lawn restoration) from a tree removal contractor approved by the City; and the homeowner pays the entire cost of replacing the tree through the City’s tree planting program.”

Mayor Bartman asked that a sentence allowing the homeowner to appeal the decision of the subcommittee to the City Commission be added to this policy. Everyone concurred with this suggestion.

- 2011-142-G. A contract with River City Mechanical for repairs to the Gaslight Village snowmelt system in the amount of \$8,070.00 and a budget amendment of \$1,870.00 from the General Fund balance for this expense.
- 2011-142-H. A proposal from Drew Wireless LLC of Grand Rapids in the amount of \$12,900.00 for the purchase and installation of wireless equipment to perform water level monitoring and radio transmissions, and approval of a related budget amendment of the same amount.
- 2011-142-I. The purchase of software from CDWG for the amount of \$6,772.98, hardware from Trivalent Group for the amount of \$1,740.29, consulting/installation services from Zylatech for the amount of \$4,635.00, software from i3 Business Solutions for the amount of \$915.60 and hardware from Precision Data Products for the amount of \$2,754.70 for a total cost of \$16,818.57 for a Microsoft based Network and email system.
- 2011-142-J. The preliminary minutes of the Parks & Recreation Commission meeting held September 12, 2011.
- 2011-142-K. The preliminary minutes of the Planning Commission meeting held September 13, 2011.
- 2011-142-L. The Public Safety Department Report for August 2011.

Yeas: Dills, Graham, Horn, Seibold and Bartman – 5
Nays: -0-

The meeting adjourned at 6:28 p.m., subject to the call of the Mayor until November 7, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Section 5.83 pertaining to height, area and setbacks.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held November 7, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: None

Also Present: City Attorney Huff; City Manager Donovan; Public Works Director Feltdt; Finance Director Dood; Public Safety Director Herald; City Clerk Brower

2011-143. No public comment was received.

2011-144. Commissioner Yadlowsky reminded everyone to vote in tomorrow's City Election.

Mayor Bartman wished all the candidates in tomorrow's election "good luck."

2011-145. Doug Vredevelde of Vredevelde Haefner presented the audited financial statements for the fiscal year ending June 30, 2011 and answered questions from the City Commission.

2011-146. Consider request to approve a reorganization of personnel assignments for the Public Safety Department.

Public Safety Director Herald reviewed his recommendations to assign an officer to the Kent Area Narcotics Enforcement Team and reassign the Community/School Liaison Officer to the 24-hour shifts. He stressed this reorganization would not affect the good working relationship already established with school staff.

Commissioner Graham asked if the loss of continuity with having one officer work with all the schools was a concern. Chief Herald stated that while this was a concern, it would also allow more officers to work with the students and would allow evening and weekend contact with community members at sporting events. He further noted that officers would do more foot patrols in Gaslight Village during the summer months.

Commissioner Dills questioned the length of time an employee would be assigned to the KANET team and whether any other resources would be needed for the assignment. Mr. Herald stated the officer would be assigned for a specific period of time and then replaced with another officer. He noted the City may have to purchase a vehicle for the officer's use while undercover with KANET.

Commissioner Johnson asked if assigning school-related tasks to the daily shifts would mean additional officers available to help with lock-down drills when students are required to walk to other buildings. Chief Herald stated this would be one benefit of having the entire shift help coordinate school-related training.

Mayor Bartman fully supported the idea as it would allow more officers to become involved with more students in what has become more than a one-person program working with the students. She also felt the involvement with KANET would benefit the department by bringing experience and support when needed.

2011-146-A. Seibold-Graham. That a reorganization of personnel within the Public Safety Department to assign one public safety officer to the Kent Area Narcotics Enforcement Team (KANET) and the reassignment of the Community/School Liaison Officer to the 24-hour shifts be approved as recommended by the Public Safety Director.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

2011-147. Johnson-Seibold. Motion to approve the consent agenda as follows:

2011-147-A. Minutes of the regular meeting held October 17, 2011.

2011-147-B. Payroll disbursements of \$392,016.80; county and school disbursements of \$77,574.21 and total remaining disbursements of \$458,319.00.

2011-147-C. The renewal of a contract for property and liability insurance with Berends Hendricks Stuit Insurance Agency representing Travelers Insurance in the amount of \$160,256.00, and the approval of a budget amendment of \$50,000 from the General Fund balance for this renewal.

2011-147-D. The quarterly financial reports for the quarter ending September 30, 2011.

Finance Director Dood reported the City would be receiving some state-shared revenue this fiscal year. He also explained the general fund ending balance had been recalculated to remove funds designated for other purposes; the new projected fund balance was 18%.

2011-147-E. The payment of \$5,115.38 to Windemuller Electric for service work on the sanitary sewer left station alarm system during the renovations at the Public Works Complex.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

2011-147-F. Dills-Seibold. Motion to enter into an executive session to discuss pending litigation in accordance with Section 8(e) of the Open Meetings Act. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7

Nays: -0-

The meeting adjourned at 6:32 p.m., subject to the call of the Mayor until November 21, 2011.

Karen K. Brower, City Clerk

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held November 21, 2011

Mayor Bartman called the meeting to order at 6:01 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Mayor Bartman

Absent: None

Also Present: City Attorney Huff; City Manager Donovan; Public Works Director Feldt; Finance Director Dood; Zoning Administrator Faasse; City Clerk Brower

2011-148. Dave Hamm, 1530 Andover, asked the City Commission to take action on a situation with a small vacant lot next to their home that had been sold for back taxes. He stated the lot (known as 1526 Andover) was very small and was undersized for a buildable lot; however the lot had been purchased by someone who now intended to build a home on it. Mr. Hamm submitted a petition signed by 39 area residents opposing the building of a new home on such a small lot that would detract from values in the area. He cited sections of the city code that he felt addressed the issue of common ownership and asked for assistance in making sure this lot was not developed.

Robert Miller, former owner of 1516 Andover, supported Mr. Hamm's request and stated this half lot had always been in common ownership with 1516 Andover and used as greenspace between homes until the recent foreclosure and tax sale.

Diana Stevens, 1508 Andover, expressed concern about drainage in the area if a home was built on this vacant parcel and asked the City to make sure her property was not adversely affected by water runoff.

Michael Ellis, purchaser of 1526 Andover, stated he was told by staff the land was non-conforming but buildable. He read from an internal memo between city staff members addressing the issue as a difficult situation that left the city with few options. Mr. Ellis stated his position that a new home could be built under current ordinances.

Mayor Bartman agreed this was a complicated legal issue being researched by the City Attorney. She asked the residents to allow the City to investigate all sides of this issue and report its findings at a future meeting. City Manager Donovan promised to make sure the neighbors were notified when this matter was scheduled for discussion at an upcoming meeting.

2011-149. Mayor Bartman congratulated Amna Seibold, Bill Graham, Paul Goebel and Brian Miller on their election to the City Commission in the November 8th election.

2011-150. A zoning variance hearing was held regarding the request of Andrew Behler, owner of 3188 Bonnell, to allow the construction of a new home with a building height at the rear of 38.3' and 3 stories instead of the 35' and 2½ stories allowed, and a front yard setback of 35' instead of the average established front setback of 39.2'.

Zoning Administrator Faasse reported this applicant had received a height variance last year to build a new home, but had since redesigned the home and now needed to have the variance reapproved. In addition to the height, the applicant was also requesting a front yard setback variance because although the home complied with the current ordinance, it would not be started in time to comply with the new ordinance going into effect November 30th pertaining to established front yards.

Commissioner Yadlowsky asked if a variance would be needed if the home were moved back 4.' Mr. Faasse stated the angle of the lot line or the grade of the land may make moving the home impractical or impossible.

Andy Behler, owner of 3188 Bonnell, explained the prior variance was to allow a walkout level only and the redesigned home has a smaller footprint and a slightly lower roof height. Mr. Behler stated moving the home back 4' on the lot would push it farther toward the neighbor's home than currently proposed.

Commissioner Johnson clarified the new design has four garage stalls and the prior plan had three. Mr. Behler agreed, stating the fourth stall would be used only for storage of outdoor equipment and toys.

Mayor Bartman opened a public hearing. The following people were present to express their opinions:

- Tim Nagelkirk, Colonial Builders Stated moving the home farther from the street would require more retaining wall and encroach unnecessarily on the neighbors property. He noted the front yard would be raised slightly to force water to drain toward the street instead of ponding in the front yard.

The following communications were received at City Hall concerning this variance request:

- Patricia Power, 3174 Bonnell Felt the home was out of proportion to others; stated the applicant had not contacted neighbors about the revised plans and several were concerned about the size of the home.

No other public comment was received. Mayor Bartman closed the public hearing.

2011-150-A. Johnson-Seibold. Motion to consider the two variance requests individually.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-150-B. Horn-Yadlowsky. That the request of Andrew Behler, owner of 3188 Bonnell, to allow the construction of a new home with a building height at the rear of 38.3' and 3 stories instead of the 35' and 2½ stories be approved.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-150-C. Graham-Horn. That the request of Andrew Behler, owner of 3188 Bonnell, to allow the construction of a new home with a front yard setback of 35' instead of the average established front setback of 39.2' be approved.

Commissioner Graham noted this front yard setback was acceptable under the current ordinance and the applicants were being caught by the timing of their request. He stated he was no opposed to the request.

Commissioner Yadlowsky felt the home was balanced well and the lot and he would support the request.

Commissioner Horn felt the home was positioned ideally on the lot and it would be hard to relocate it.

Commissioner Seibold stated she would have a hard time supporting the request in six months after the ordinance change, but understood the timing of their request.

Commissioner Dills noted he would like to see as much support from neighbors as with the original request.

Commissioner Johnson stated the most prominent thing people would see coming from the south was a wall of garages and she could not support something so out of character for the neighborhood. She suggested moving the home back or eliminating one garage stall so that a variance was not needed.

Mayor Bartman agreed with Commissioner Johnson. She felt there were other ways to comply with the ordinance. She noted four-stall garages were not the norm for this area and while the City Commission did grant variances to allow two-stall garages, she could not support a variance because of a fourth garage stall.

A roll call vote was taken.

Yeas: Graham, Horn, Yadlowsky– 3
Nays: Dills, Johnson, Seibold, and Bartman – 4

- 2011-151. Consider request to adopt a resolution electing to comply with the provisions of Public Act 152 of 2011 by exercising the city's right to exempt itself from the requirements of the Act.

City Manager Donovan reviewed the new requirements from the State for revenue sharing dollars. He stated cities can choose to opt out of requirements for employee benefits if the municipality feels it is more cost effective to stay with their current plan. City staff recommends opting out of the state requirements because current city benefit plans are less expensive due to changes made to health insurance plans many years ago. He noted this opt out would need to be done each year by a 2/3 majority of the City Commission.

- 2011-151-A. Johnson-Graham. That a resolution electing to comply with the provisions of Public Act 152 of 2011 by exercising the city's right to exempt itself from the requirements of the Act be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

- 2011-152. Seibold-Johnson. Motion to approve the consent agenda as follows:

2011-152-A. Minutes of the regular meeting held November 7, 2011.

2011-152-B. Payroll disbursements of \$202,657.02; county and school disbursements of \$ 13,380.28 and total remaining disbursements of \$535,864.37.

2011-152-C. Change Order #4 in the amount of \$12,553.37 to the contract with Lite Load Services for additional work performed for the 2011 Capital Improvement Program.

2011-152-D. The preliminary minutes of the Planning Commission meeting held October 11, 2011.

2011-152-E. The Public Safety Department Report for September 2011.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-152-F. Johnson-Yadlowsky. Motion to enter into an executive session to discuss pending litigation in accordance with Section 8(e) of the Open Meetings Act. A roll call vote was taken.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman –

Karen K. Brower, City Clerk

Attachments: A – Resolution regarding Public Act 152 of 2011.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held December 5, 2011

Mayor Bartman called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Goebel, Horn, Johnson, Miller, Seibold, Yadlowsky and Mayor Bartman

Absent: None

Also Present: City Attorney Huff; City Manager Donovan; Public Works Director Feldt; Finance Director Dood; Parks & Recreation Director Bunn; Public Safety Director Herald; Zoning Administrator Faasse; City Clerk Brower

2011-153. Don Lawless, 2539 Albert, gave an update on the programs and services at The Rapid transit system. He reported that use of the system is up at that federal funding has been secured for the bus rapid transit service. He thanked Mayor Bartman and Commissioner Horn for their service and leadership over the last eight years and for the opportunity to serve on The Rapid board after he left the City Commission.

Dave Hamm, 1530 Andover, requested the minutes of the last meeting be changed to reflect the fact that he is Dr. Hamm. He reiterated his concern about the property next door to his home and his belief that a new home would violate several sections of the city code and devalue his property.

Dawn Lewis, EGR Library Manager, thanked Mayor Bartman for her service and her leadership during the public campaign and construction of the Community Center facility and her ongoing support of the Library.

2011-154. Commissioner Dills thanked Mayor Bartman for her years of service to the community.

Commissioner Yadlowsky thanked the City Commission for the opportunity to return to the commission for the last six months.

Commissioner Horn thanked the constituents of the second ward for confidence in him and thanked city staff for all their work on behalf of the residents. He stated the City kept improving and was a great place to live.

Commissioner Seibold thanked Parks & Recreation Director Bunn and the members of the Gaslight Village Business Association for their hard work on the tree lighting ceremony last week. She noted the festivities were attended by several hundred people.

Commissioner Graham congratulated Mayor Bartman on her many years in office and thanked Commissioner Horn for his leadership as well.

Commissioner Johnson also expressed her appreciation to those members leaving the commission, and to Parks & Recreation Director Bunn for the tree lighting ceremony.

City Manager Donovan thanked all the outgoing commissioners on behalf of the staff members. He noted the city had accomplished many great things in recent years and the outgoing members would be missed.

Mayor Bartman commended Mr. Bunn and the Gaslight Village businesses on the successful festivities last week. She recalled several of her favorite moments from the last eight years and reiterated the importance of working together to achieve great things.

2011-155. Consider request to approve the minutes of the regular meeting held November 21, 2011.

2011-155-A. Dills-Seibold. To approve the minutes of the regular meeting held November 21, 2011 with the correction requested by Dr. Hamm.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-156. Consider request to approve disbursements.

2011-156-A. Horn-Yadlowsky. To approve payroll disbursements of \$187,053.81; county and school disbursements of \$31,417.39 and total remaining disbursements of \$293,812.39.

Yeas: Dills, Graham, Horn, Johnson, Seibold, Yadlowsky and Bartman – 7
Nays: -0-

2011-157. Mayor Bartman thanked Commissioner Horn, Commissioner Yadlowsky and former Commissioner Morris for their dedication to the citizens and the countless hours of time and effort invested in the community. She presented each with a proclamation of appreciation and an engraved clock recognizing their service to the citizens of East Grand Rapids.

2011-158. Commissioner Seibold unveiled the new portrait of Mayor Bartman in the commission chambers. She remarked on the many improvements that have changed the face of East Grand Rapids during Mayor Bartman's tenure in office and introduced a slideshow highlighting the many projects completed. She presented Mayor Bartman with an engraved award for her eight years as Mayor and announced that the Public Works Building was being dedicated to Mayor Bartman in honor of her commitment to the improvement of the city and her support of the staff.

Mayor Bartman thanked the citizens of East Grand Rapids for the privilege and honor of being elected Mayor of the City. She reported she recently met with staff members to thank them for their commitment to the residents and their partnership during difficult times. She reflected on the accomplishments of the last eight years and encouraged everyone to continue working together to improve the City.

2011-159. City Clerk Brower administered the oath of office to 1st Ward City Commissioner Bill Graham, 2nd Ward City Commissioner Paul Goebel, 3rd Ward City Commissioner Brian Miller, and Mayor Anna Seibold. The new officials then took their seats on the City Commission.

Mayor Seibold spoke of her intentions to continue maintaining and improving the partnerships and infrastructure achievements of the last several years. She thanked former Mayor Judy Frey for giving her a start on the Planning Commission and Cindy Bartman for all her assistance. She expressed appreciation to her fellow City Commissioners for their support and to her family for their constant encouragement.

2011-160. Election of President for remainder of FY 2011-12.

2011-160-A. Johnson-Dills. That Commissioner Graham be elected President of the East Grand Rapids City Commission to assume leadership duties in the absence of the Mayor for FY 2011-12.

Yeas: Dills, Goebel, Johnson, Miller and Seibold – 5
Nays: -0-
Abstain: Graham – 1

2011-161. A zoning variance hearing was held regarding the request of Ken Rosendall of 2239 Estelle to allow the construction of a detached garage creating a rear yard garage setback of 2.0' instead of the required 3.0', and a side yard garage setback of 2.0' instead of the required 3.0'

Zoning Administrator Faasse explained the applicant wished to construct a new garage after demolishing the old garage and removing a large tree. He stated the new garage would be larger and slightly farther away from the lot line than the old garage.

Ken Rosendall, 2239 Estelle, was present to explain the request and answer questions.

Mayor Seibold opened a public hearing. The following communications were received at City Hall concerning this variance request:

- Amy Knape, 2233 Estelle	In Favor.
- Jennifer McLellan, 2243 Estelle	No objection.
- Brian Cermak, 2236 Estelle	Opposed.

No other public comment was received. Mayor Seibold closed the public hearing.

- 2011-161-A. Graham-Dills. That the request of Ken Rosendall of 2239 Estelle to allow the construction of a detached garage creating a rear yard garage setback of 2.0' instead of the required 3.0', and a side yard garage setback of 2.0' instead of the required 3.0' be approved.

Commissioners Graham and Johnson supported the request because these lots were very small with limited area for building garages.

Mayor Seibold also spoke in support of the request and felt it would be an improvement to the home and area.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

- 2011-162. A zoning variance hearing was held regarding the request of Choice Property Solutions, purchaser of 2246 Estelle, to allow the construction of a detached garage with a west side garage setback of 1.0' instead of the required 3.0.'

Zoning Administrator Faasse explained Choice Property Solutions was in the process of purchasing the home and was requesting a variance to build a one-stall garage 1.0' from the west property line because of the proximity to the home and the angle of the approach.

Mayor Seibold opened a public hearing. No one was present to speak on this request.

The following communications were received at City Hall concerning this variance request:

- Amy Knape, 2233 Estelle	In Favor.
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No other public comment was received. Mayor Seibold closed the public hearing.

- 2011-162-A. Johnson-Miller. That the request of Choice Property Solutions, purchaser of 2246 Estelle, to allow the construction of a detached garage with a west side garage setback of 1.0' instead of the required 3.0' be approved contingent upon the successful closing of the sale to Choice Property Solutions.

Commissioner Graham stated he could not support the request because the proposed garage and the garage on the neighboring property are so close to the lot line that sufficient space for maintenance does not exist between the two structures.

Commissioner Dills noted combined garages straddling the property line had been approved by the commission in the past and suggested this might be an option in this case.

Zoning Administrator Faasse stated there were several garages on this street and in other areas of older homes on smaller lots that were less than two feet apart. Mr. Faasse suggested the City Commission consider tabling the request until the applicant could be present to address the concerns or change the request accordingly.

Mayor Seibold spoke in support of the request because of the difficulties in locating a garage elsewhere and still having the room to maneuver a vehicle into the garage.

Commissioner Johnson agreed and stated the garage and renovations to the home would be an improvement to the neighborhood.

2011-162-B. Graham-Dills. That the request of Choice Property Solutions, purchaser of 2246 Estelle, to allow the construction of a detached garage with a west side garage setback of 1.0' instead of the required 3.0' tabled until a future meeting.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

2011-163. Introduction of an ordinance amendment to amend Section 5.190 of Chapter 50 of Title V of the City Code pertaining to rezone portions of the property at 250 Plymouth from PUD to A-1.

Zoning Administrator Faasse reported that a PUD zoning change had been enacted in 2002, but the redevelopment plan had never been implemented. The owner of the property was now requesting the property be rezoned to A-1 Single Family to allow a land division.

2011-163-A. Dills-Johnson. That an ordinance amendment to amend Section 5.190 of Chapter 50 of Title V of the City Code pertaining to rezone portions of the property at 250 Plymouth from PUD to A-1 be introduced as set forth in Exhibit "A" attached hereto and a public hearing set for December 19, 2011 on this issue.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

2011-164. Graham-Miller. Motion to approve the consent agenda as follows:

2011-164-A. A contract for health care coverage with HCC Life as the Stop Loss Carrier, Physicians Care as the PPO provider and ASR Corporation as administrators, to fund \$1,000 in a Health Reimbursement Account for each employee and retiree, and to renew life insurance and long-term disability underwritten by Madison National Life as outlined in the Finance Director memo of November 18, 2011.

2011-164-B. A report on the Middle School Sports program was received.

2011-164-C. An amendment to the approved capital projects for 2011-12 to add the replacement and construction of watermains along Bonnell during the 2012 construction season at an estimated cost of \$480,000 and to defer the repair/maintenance of the water tower currently included in FY 2012-13.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

The meeting adjourned at 7:14 p.m., subject to the call of the Mayor until December 19, 2011.

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Section 5.190 to rezone the property at 250 Plymouth.

Attachments listed above are available for inspection at the office of the City Clerk.

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held December 19, 2011

Mayor Seibold called the meeting to order at 6:00 p.m. in the City Commission Chamber at the Community Center and led the audience in the Pledge of Allegiance.

Present: Commissioners Dills, Graham, Goebel, Johnson, Miller and Mayor Seibold

Absent: None

Also Present: City Attorney Huff; City Manager Donovan; Public Works Director Feldt; Finance Director Dood;
Zoning Administrator Faasse; Account Clerk Ritzke

2011-165. Dr. David Hamm, 1530 Andover, reiterated his request for the city to address his concern about the proposed development of a substandard lot next to his home. He looked forward to the legal opinion coming from the City Attorney.

2011-166. Mayor Seibold wished everyone a happy holiday season and reminded everyone to frequent Gaslight Village businesses.

2011-167. Final Reading of an ordinance amendment to amend Section 5.190 of Chapter 50 of Title V of the City Code to rezone portions of the property at 250 Plymouth from PUD to A-1.

Zoning Administrator Faasse reviewed the history of this property and the current request to change the zoning from PUD to A-1 Single Family.

Mayor Seibold opened a public hearing. The following people were present to express their opinions:

- Ellen Nelson, 2002 Robinson Clarified A-1 would allow only single-family homes.

No other public comment was received. Mayor Seibold closed the public hearing.

2011-167-A. Graham-Johnson. That an ordinance amendment to amend Section 5.190 of Chapter 50 of Title V of the City Code to rezone portions of the property at 250 Plymouth from PUD to A-1 be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6

Nays: -0-

2011-168. Consider request to approve the division of land at 250 Plymouth Road.

Zoning Administrator Faasse reviewed the three parcels that would result from this land division and the conditions recommended by staff for any approval. He answered questions from the City Commission on the proposal and the conditions.

Sam Cummings, 250 Plymouth, spoke in support of the request as it would preserve the history of the property while allowing additional single-family homes on the property.

Mayor Seibold opened a public hearing. The following people were present to express their opinions:

- Ellen Nelson, 2002 Robinson Questioned who owned the trees on the property line. City Manager Donovan stated Mr. Cummings was the owner of the property and suggested Ms. Nelson work with Mr. Cummings to determine ownership of the trees.

The following communications were received at City Hall concerning this variance request:

- Deanna Eckert, 2827 Reeds Lake Blvd Concerned about some parcels; suggested they be donated to the City.
- Jon King, 1139 San Jose In Favor.
- Mark Gerson, 2000 Robinson In Favor.
- Susan Jones, 251 Plymouth In Favor.
- Timothy Pietryga, 1741 Wealthy In Favor.

No other public comment was received. Mayor Seibold closed the public hearing.

2011-168-A. Graham-Goebel. That the request of Samuel Cummings, owner of 250 Plymouth, to divide the property at 250 Plymouth into three parcels according to the surveys submitted with the application be approved with the following conditions:

1. The split complies with the surveys presented in the land division application;
2. No building permit shall be approved for Parcel 2 unless the plan that is submitted contains a new driveway from Robinson Road to serve Parcel 2, or unless an appropriate easement for driveway access has been recorded;
3. The easement for drainage purposes must be granted and recorded before or at the time of any conveyance of the property; and
4. The relevant deed(s) or land contract(s) be recorded with the Kent County Registrar of Deeds within 90 days of approval.

Commissioner Dills supported the request in that it preserved the gate house and allowed staff to access the properties to maintain the drainage easement. He appreciated the efforts to protect the main estate's history.

Commissioner Graham congratulated Mr. Cummings on finding a way to preserve the Brookby estate while allowing limited development in other areas.

Mayor Seibold also thanked Mr. Cummings for his efforts in preserving and maintaining this important piece of history.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

2011-169. Finance Director Dood presented details of the City's Cooperation, Collaboration & Consolidation Plan for compliance with Phase II of the State of Michigan's Economic Vitality Incentive Program.

2011-170. Johnson-Miller. Motion to approve the consent agenda as follows:

2011-170-A. Minutes of the regular meeting held December 5, 2011.

2011-170-B. Payroll disbursements of \$189,044.15; county and school disbursements of \$125,841.56 and total remaining disbursements of \$145,635.55.

2011-170-C. A "Title VI Plan" for the City of East Grand Rapids.

- 2011-170-D. A resolution authorizing a goose overpopulation control program as set forth in Exhibit "B" attached hereto.
- 2011-170-E. The purchase of computer hardware from GovConnection, Zylatech, and Chester Inc in the amounts of \$10,900.67, \$629.00 and \$384.00 respectively, as well as software from Global Gov/Ed in the amount of \$4,747.15 for a total of \$16,660.82.
- 2011-170-F. An analysis of proposed water and sewer rate increases by the City of Grand Rapids.
- 2011-170-G. The preliminary minutes of the Library Commission meeting held September 26, 2011.
- 2011-170-H. The preliminary minutes of the Parks & Recreation Commission meeting held November 14, 2011.
- 2011-170-I. The preliminary minutes of the Planning Commission meeting held November 15, 2011.
- 2011-170-J. The Public Safety Report for October 2011.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

- 2011-171. Dills-Johnson. Motion to enter into an executive session to discuss pending litigation in accordance with Section 8(e) of the Open Meetings Act. A roll call vote was taken.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

- 2011-172. The meeting recessed at 6:37 pm to conduct the Executive Session. The meeting resumed at 7:12 pm.

- 2011-173. Johnson-Miller. Motion to add to the agenda a request to authorize the City Manager to sign an agreement with a former employee relating to a lawsuit between the two parties. A roll call vote was taken.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

- 2011-174. Consider request to authorize the City Manager to sign an agreement with a former employee settling the lawsuit between the two parties.

- 2011-174-A. Johnson-Miller. That the City Manager be authorized to sign a settlement agreement with a former employee relating to a lawsuit between the two parties.

Yeas: Dills, Goebel, Graham, Johnson, Miller and Seibold – 6
Nays: -0-

The meeting adjourned at 7:14 p.m., subject to the call of the Mayor until January 3, 2012.

Diane Ritzke, Recording Secretary

Karen K. Brower, City Clerk

Attachments: A – Ordinance Amendment to Section 5.190 to rezone the property at 250 Plymouth.
B – Resolution authorizing goose overpopulation control program.

Attachments listed above are available for inspection at the office of the City Clerk.