

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held January 3, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; Streets & Utilities Superintendent Sterkenburg; Public Safety Director Gallagher; Recreation Director Rhodes, and Office Administrator Kruse.

94-CLXXXVIII. The minutes of the regular meeting held December 20, 1993 were received.

94-189. Bartman-Williamson. That disbursements to the County and Schools in the amount of \$1,188,760.62, payroll disbursements in the amount of \$104,095.86, and total remaining disbursements in the amount of \$177,901.57, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-190. Consideration of a request to award a contract to Studio Ink, the low bidder, in the amount of \$5,228.87, for t-shirts for the upcoming spring baseball, softball and soccer programs.

94-190-A. Williamson-Walton. That a contract be awarded to Studio Ink, the low bidder, in the amount of \$5,228.87, for t-shirts for the upcoming spring baseball, softball and soccer programs.

Yeas: Bartman, Frakie, Walton, Williamson and Deems - 5

Nays: Edison and Mehney - 2

94-191. Consideration of a request to appoint Ruthe Miller, 2713 Reeds Lake Boulevard SE, to the Traffic Commission to replace Joan DeWitt.

94-191-A. Walton-Williamson. That Ruthe Miller, 2713 Reeds Lake Boulevard SE, be appointed to the Traffic Commission as a replacement for Joan DeWitt.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-192. The preliminary minutes of the Planning Commission meeting held December 14, 1993 were received.

94-193. Commissioner Mehney expressed his appreciation to City Manager Donovan for providing the City Commission with a newsletter updating them on the status of pending matters in the City.

Commissioner Williamson commended the Public Safety Department on their efforts in fighting the fire at a residence on Briarwood on Christmas Day. He stated that the Department did an excellent job.

94-194. Williamson-Mehney. To enter into executive session to discuss strategy with regard to collective bargaining agreement negotiations, in accordance with Section 8(c) of the Open Meetings Act.

A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-195. The meeting was adjourned subject to the call of the Mayor until January 17, 1993.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held January 17, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; Public Safety Director Gallagher; Deputy Chief Ditmar; Recreation Director Rhodes; and Office Administrator Kruse.

94-196. The minutes of the regular meeting held January 3, 1994 were received as submitted.

94-197. Mayor Deems advised of the following communications received:

(a) Letter from Kenneth Hayes, 2945 Woodcliff Circle SE, expressing his appreciation to the City Manager for his prompt action in securing the removal of snow and ice which blocked access to Mr. Hayes' mailbox.

(b) Communication commending the efforts of PSOs Hudenko and Metternich in the apprehension of a prison escapee.

94-198. Williamson-Bartman. That disbursements to the County and Schools in the amount of \$3,648,219.58, payroll disbursements in the amount of \$115,769.17, and total remaining disbursements in the amount of \$66,217.38, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-199. Presentation of the 25th anniversary award to Public Safety Officer Donker was postponed due to weather conditions.

94-200. Presentation of identification cards to Citizen Fire Reserves Warren Hecker, William Bunting, Michael McMillan, Patrick DeJong and Jeffrey Baker. Messrs. Hecker, Bunting and Baker were present and accepted their identification cards from the Mayor.

94-201. A public hearing was held pertaining to the City's review of TCI Cablevision of West Michigan's proposed schedule of rates for the basic cable television service tier and associated equipment.

Mayor Deems advised of the following communications which were received at City Hall regarding this matter:

- October 4, 1993 letter from Warren W. Sibilla, 1511 Lenox SE (requesting revocation of license due to conflicts with Channels 3 and 8).
- October 22, 1993 letter from Joe Gallagher, 2517 Richards Drive SE (was charged for a converter he had not had for years).

Dr. Frederick R. Deane, 700 Plymouth SE, and Ms. Judith Ives, 1305 Breton SE, were present and expressed their opinions regarding TCI Cablevision of West Michigan, Inc. These residents stated the following concerns:

- Based on experience, TCI Cablevision is the highest priced cable company, and has the poorest service.
- Obtaining telephone service from the company by using its published number is difficult and unacceptable. Unpublished administrative numbers must be used to obtain adequate service.
- TCI's rate increases continue, but service has not increased or improved.
- Competition for the cable company would be appropriate.
- The basic tier service of TCI offers less channels and does not include the channels which are preferred. Therefore, customers are possibly paying for services which they do not want.

City Attorney Huff made the following explanatory comments regarding the TCI matter:

- The law changed late last year to allow municipalities to begin the regulation of the basic service tier, which is a total of 18 channels.
- TCI Cablevision has filed information with the City requesting a certain rate structure and supporting documentation which it feels justifies the rates it intends to charge. That information, along with comments received at this public hearing and other hearings that are being held in the Grand Rapids metropolitan area, will be forwarded to a rate regulator to analyze whether the rates are justifiable under the new federal regulations.
- The purpose of the public hearing is to solicit comments from citizens' and their reaction to the rates or service or related charges. The rate regulator will analyze the information and advise the City whether or not there is a possibility of a rollback of the rates.

Mayor Deems closed the public hearing.

95-202. A public hearing was held pertaining to the City's review of TCI Cablevision of West Michigan's proposed schedule of rates for the basic cable television service tier and associated equipment.

Mayor Deems advised of the following communications which were received at City Hall regarding this matter:

- October 4, 1993 letter from Warren W. Sibilla, 1511 Lenox SE (requesting revocation of license due to conflicts with Channels 3 and 8).
- October 22, 1993 letter from Joe Gallagher, 2517 Richards Drive SE (was charged for a converter he had not had for years).

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- Based on experience, TCI Cablevision is the highest priced cable company, and has the poorest service.
- Obtaining telephone service from the company by using its published number is difficult and unacceptable. Unpublished administrative numbers must be used to obtain adequate service.
- TCI's rate increases continue, but service has not increased or improved.
- Competition for the cable company would be appropriate.
- The basic tier service of TCI offers less channels and does not include the channels which are preferred. Therefore, customers are possibly paying for services which they do not want.

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- TCI Cablevision has filed information with the City requesting a certain rate structure and supporting documentation which it feels justifies the rates it intends to charge. That information, along with comments received at this public hearing and other hearings that are being held in the Grand Rapids metropolitan area, will be forwarded to a rate regulator to analyze whether the rates are justifiable under the new federal regulations.
- The purpose of the public hearing is to solicit comments from citizens' and their reaction to the rates or service or related charges. The rate regulator will analyze the information and advise the City whether or not there is a possibility of a rollback of the rates.

Mayor Deems closed the public hearing.

94-203. Consideration of a request to award a contract to ASR Corporation for the City's employee health and dental insurance through Transamerica Insurance Company, and Nabco Insurance Company for life insurance.

94-202-A. Edison-Walton. That a contract be awarded to ASR Corporation for the City's employee health and dental insurance through Transamerica Insurance Company, and

Nabco Insurance Company for life insurance.

Yeas: Bartman, Edison, Mehney, Walton, Williamson and Deems - 6

Nays: Frakie - 1

94-204. Introduction of a zoning ordinance amendment to Section 5.34 of Chapter 50 of Title V of the Code of the City of East Grand Rapids pertaining to temporary uses.

94-203-A. Edison-Frakie. That an ordinance amending Section 5.34 of Chapter 50 of Title V of the Code of the City of East Grand Rapids pertaining to temporary uses be introduced, as follows:

AN ORDINANCE TO AMEND SECTION 5.34  
OF CHAPTER 50 OF TITLE V  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 5.34 of the Code of the City of East Grand Rapids is hereby amended to add a subsection (e) to Section 5.34(B)(3), as follows:

- (e) Events or activities which occur entirely within a park, street or property owned or within the control of the City and which event or activity has been approved by the City Recreation Department or other applicable City department having jurisdiction.

Section 2. This ordinance shall be effective on \_\_\_\_\_, 1994.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Edison, Frakie, Mehney and Deems - 4

Nays: Bartman, Walton and Williamson - 3

The ordinance amendment was referred to the Planning Commission for its review and recommendation to the City Commission before final adoption.

94-205. Consideration of a request to appoint Commissioner Cynthia Bartman to the Board of Review to replace Commissioner Robert Swain.

94-204-A. Williamson-Edison. That Commissioner Cynthia Bartman be appointed to the Board of Review to replace Commissioner Robert Swain.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-206. Mayor Deems announced the receipt of a letter from Integrated Architecture withdrawing their planned unit development application for the property located at 250 Plymouth SE (also known as the Brookby Estate). City Attorney Huff informed the Commission that this letter terminated that PUD rezoning process so that no further action by the Commission necessary.

94-207. The preliminary minutes of the Recreation Commission meetings held December 12, 1993 and January 10, 1994 were received.

94-206-A. Williamson-Mehney. That the Recreation Commission review the Recreation Designated Fund Account and submit a recommendation to the City Commission which includes spending guidelines and suggestions for distribution of these monies.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson  
and Deems - 7

Nays: -0-

94-208. The Building Inspection Report for the month of December, 1993 was received.

94-209. The Public Safety Report for the month of December, 1993 was received.

94-210. Dr. Frederick R. Deane, 700 Plymouth SE, was present and expressed his opinion that cost containment in health care services is essential. He stated his belief that the most effective way to accomplish cost containment would be to implement a co-payment as opposed to using the deductible only method. He felt this would provide an incentive for lower costs in health care.

94-211. Commissioner Frakie inquired on whether the City had sufficient liability insurance to cover the use of citizen fire reserves in its operations. Public Safety Director Gallagher advised that the City was adequately covered.

Commissioner Edison inquired of the City Manager if the Christmas tree pickup program was delayed due to the weather. City Manager Donovan confirmed the weather as the reason for the slow-down of the program, and advised that the trees would be picked up from the curbs as soon as possible.

94-212. The meeting was adjourned subject to the call of the Mayor until February 7, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held February 7, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: Edison

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Baragar; City Assessor Norman; and Office Administrator Kruse.

94-212. The minutes of the regular meeting held January 17, 1994 were received as submitted.

94-213. Mayor Deems advised of the following communications received:

(a) Memorandum commending Public Safety Officers Lark and Naumcheff for their diligence and good judgment in the seizure of a handgun and the arrest of two suspects concealing the gun.

(b) Letter from Susan Zabriskie, 1450 Conlon Avenue SE, commending Dispatcher Steve Mercer and Public Safety Officer Marty Tuttle for their actions in preventing damage to her home during a water emergency while she was out of town.

94-214. Bartman-Williamson. That disbursements to the County and Schools in the amount of \$1,101,928.44, payroll disbursements in the amount of \$223,877.39, and total remaining disbursements in the amount of \$269,918.34, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

94-215. A zoning variance hearing was held regarding the request of Blodgett Hospital, 1840 Wealthy Street SE, to allow construction of a 6-foot-high stained (board on board) cedar wood fence to be located 4 feet from the west property line rather than the required minimum setback of 15 feet, and to be 150 feet in length.

There were no persons present with regard to this variance request. The Mayor closed the public hearing.

94-215-A. Mehney-Walton. That the zoning variance request of Blodgett Hospital, 1840 Wealthy Street SE, to allow construction of a 6-foot-high stained (board on board) cedar wood fence to be located 4 feet from the west property line rather than the required minimum setback of 15 feet, and to be 150 feet in length, be approved.

Yeas: Bartman, Frakie, Mehney, Walton, Williamson and Deems -6

Nays: -0-

94-216. The zoning variance request of David VanSparrentak and James Tyron, 3061 Woodcliff Circle SE, to allow construction of a one-story addition to the rear of their home to be located 8 feet, 6 inches from the north property line rather than the required minimum setback of 10 feet, was withdrawn from consideration. After review by City staff and the City Attorney, it was determined that a variance for the proposed construction was not necessary.

94-217. Consideration of a request to award contracts for athletic equipment for the 1994 baseball/softball season, as follows:

72 Batting Helmets to Johnny Mac's		\$ 666.00
36 Catchers Helmets to Johnny Mac's	480.00	
36 Catchers Masks to Johnny Mac's	306.00	
24 Aluminum Baseball Bats to Johnny Mac's		324.00
24 Aluminum Softball Bats to Johnny Mac's	324.00	
6 Batting Tees to Johnny Mac's	108.60	
12 sets rubber throwdown bases to Johnny Mac's		82.80
50 dozen baseballs to R.T. Brown	807.00	
20 dozen baseballs to R.T. Brown	494.00	
2 dozen equipment bags to Johnny Mac's	<u>\$ 224.40</u>	

TOTAL BID PACKAGE: \$3,880.40

94-217-A. Williamson-Walton. That contracts be awarded for athletic equipment for the 1994 baseball/softball season, as stated.

Yeas: Bartman, Frakie, Mehney, Walton, Williamson and Deems - 6  
Nays: -0-

94-218. Consideration of a request to adopt a resolution approving a three-year agreement with Grand Rapids Cable Access Center, Inc., for a donation of grant money by the City for the purchase of a van and equipment, and to approve a budget amendment to show the revenue of \$10,000 from TCI Cablevision and the payment of \$10,000 as grant money to Grand Rapids Cable Access Center.

Mr. Dirk Koning, Executive Director of Grand Rapids Cable Access Center, Inc., made a brief presentation of the services offered by his organization.

94-218-A. Williamson-Walton. Motion to adopt a resolution approving a three-year agreement with Grand Rapids Cable Access Center, Inc., for a donation of grant money by the City for the purchase of a van and equipment, and to approve a budget amendment to show the revenue of \$10,000 from TCI Cablevision and the payment of \$10,000 as grant money to Grand Rapids Cable Access Center.

94-218-B. Frakie-Walton. Motion to table the matter for two weeks, during which time the City Attorney shall investigate the liability exposure placed upon the City by entering into this agreement.

Yeas: Bartman, Frakie, Walton and Deems - 4  
Nays: Mehney and Williamson - 2

94-219. Consideration of a request to adopt a resolution granting six months of prior pension credits for Peter Gallagher and Shirley Norman.

94-219-A. Mehney-Williamson. That a resolution granting six months of prior pension credits for Peter Gallagher and Shirley Norman be adopted, as follows:

#### RESOLUTION

As provided by Act 427, Public Act of 1984, as amended, the East Grand Rapids City Commission hereby resolves to grant pension credits for previous municipal employment for the following individuals, as noted below:

City Assessor Shirley Norman	6 months
Public Safety Director Peter Gallagher	6 months

Yeas: Bartman, Frakie, Mehney, Walton, Williamson and Deems - 6  
Nays: -0-

94-220. Consideration of a request to ratify the emergency acquisition and installation of a pool heater for the Wealthy Pool from General Heating & Cooling, in the amount of \$3,909.83.

94-220-A. Williamson-Mehney. That the emergency acquisition and installation of a pool heater for the Wealthy Pool from General Heating & Cooling, in the amount of \$3,909.83, be ratified.

Yeas: Bartman, Frakie, Mehney, Walton, Williamson and Deems - 6  
Nays: -0-

94-221. City Manager Donovan presented information regarding payment to Kent County for preparation of homestead exemption forms.

94-222. The Financial Reports for the period ended December 31, 1993 were received.

94-223. The preliminary minutes of the Library Commission meeting held November 30, 1993 were received.

94-224. Mr. Michael DeVrient, candidate for the vacated State Senate seat of Vern Ehlers, was present and expressed his desire to serve the community of East Grand Rapids as a State Senator.

94-225. Commissioners Mehney and Bartman commended the City Services Department for doing a tremendous job of maintaining the City's roadways and sidewalks during these extraordinary weather conditions. Commissioner Mehney also expressed his appreciation to the City Services Department for responding rapidly to a water problem on his block, and correcting the problem quickly.

Commissioners Walton, Frakie, Williamson and Mayor Deems thanked City Assessor Shirley Norman for her years of dedication to the City, and stated that she would be missed

during her retirement, effective March 1, 1994.

Commissioner Frakie inquired as to whether the City would experience increased road work due to the severe weather. City Services Director Baragar stated that his department is in the process of assessing the road conditions and would be able to advise on the condition of the roadways within a few weeks.

94-226. The meeting was adjourned subject to the call of the Mayor until February 21, 1994.

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City Clerk

UNOFFICIAL  
Reference Only

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held February 21, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Baragar; Engineering Services Supervisor Kadzban; Building Inspector Conley; Recreation Director Rhodes; Public Safety Director Gallagher; and Office Administrator Kruse.

94-227. The minutes of the regular meeting held February 7, 1994 were received as submitted.

94-228. Walton-Williamson. That disbursements to the County and Schools in the amount of \$350,451.72, payroll disbursements in the amount of \$117,933.87, and total remaining disbursements in the amount of \$146,932.58, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-229. Consideration of a request by St. Nicholas Orthodox Church, 2148 Boston SE, to authorize a special use permit for the existing church structure and an expanded special use permit for a proposed social hall to be located at the 2148 Boston address.

Mayor Deems opened the public hearing.

Roger David, Chairperson of the St. Nicholas Parish Council, was present and explained the planning process used by the church. He also explained that the church met with neighborhood residents to gather their viewpoints on the proposed structure.

George Ignatiev, Chairperson of the St. Nicholas Building Committee, and Scott Smith, attorney for the Church, were also present. Mr. Ignatiev presented the social hall's construction plans to the City Commission and explained the proposed use for the facility. Attorney Smith summarized the church's need for the addition and clarified the church's request for a special use.

The following communications were received at City Hall with regard to the variance request:

- Letter from Philip and Ann Ammond, 1640 Oxford SE in opposition.
- Letter from David Whitehouse, 1627 Oxford Road SE, expressing concerns.
- Telephone call from Martha Chalmers, 1701 Laurel SE expressing concerns.

The following persons were present and expressed support for the special use request:

Joann Nicola, 324 Arlington SE	In Favor
Michael Karolle, 1320 Woodshire, SE	In Favor
Kathryn Corey, 1636 Laurel SE	In Favor

The following persons were present and expressed concerns regarding the social hall as to its size, hours of operation, allowing of alcoholic beverages, parking and traffic congestion, and in general the rental use of the proposed structure:

Stephen Locke, 1635 Oxford SE	Concerns
Martha Chalmers, 1701 Laurel SE	Concerns
Joseph Corey, 1636 Laurel SE	Concerns
Robert Larson, 2121 Boston SE	Concerns
Philip Ammond, 1640 Oxford SE	Concerns
David Whitehouse, 1627 Oxford SE	Concerns
Keith Paluska, 1645 Laurel SE	Concerns
Virginia Van Andel, 1626 Laurel SE	Concerns
Don Novak, 1711 Oxford SE	Concerns

The City Commission and City staff responded to the questions of the residents. Mayor Deems further advised that the City's ordinance mandates that the use of the facilities must be church-related, and if a violation of the ordinance occurs, the City will take appropriate action.

Mayor Deems closed the public hearing.

94-229-A. Walton-Edison. That the request of St. Nicholas Orthodox Church, 2148 Boston SE, to authorize a special use permit for the existing church structure be approved.

Yeas: Bartman, Edison Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-229-B. Williamson-Edison. That the request of St. Nicholas Orthodox Church, to authorize an expanded special use permit for a proposed social hall to be located at the 2148 Boston address, be approved in accordance with the submitted application and site plan documents.

Yeas: Bartman, Edison Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-230. A zoning variance hearing was held regarding the request of St. Nicholas Orthodox Church, 2148 Boston SE, to construct two bell towers 42 feet in height, rather than the maximum allowable height of 35 feet, to be located on the west end of the existing church building.

No additional public comments were made.

94-230-A. Edison-Frakie. That the City Commission approve the zoning variance request of St. Nicholas Orthodox Church, 2148 Boston SE, to construct two bell towers 42 feet in height to be located on the west end of the existing church building, under the condition that the towers contain no bells or audio equipment.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-231. Consideration of a request to adopt a resolution approving a three-year agreement with Grand Rapids Cable Access Center, Inc., to donate grant money to the Center for the purchase of a van and equipment, and to approve a budget amendment to show the revenue of \$10,000 from TCI Cablevision and the payment of \$10,000 as grant money to Grand Rapids Cable Access Center.

94-231-A. Williamson-Bartman. Motion to adopt a resolution approving a three-year agreement with Grand Rapids Cable Access Center, Inc., to donate grant money to the Center for the purchase of a van and equipment, and to approve a budget amendment to show the revenue of \$10,000 from TCI Cablevision and the payment of \$10,000 as grant money to Grand Rapids Cable Access Center, as follows:

#### RESOLUTION

WHEREAS, the Grand Rapids Cable Access Center (the "Center") has demonstrated the ability to successfully run a community, public access station in the best interest of the citizens of the greater Grand Rapids community for twelve (12) years; and

WHEREAS, the City of East Grand Rapids' ("City's") Cable Consent Agreement with TCI Cablevision of West Michigan, Inc., provides for a one-time payment of \$10,000 to be applied to video equipment with three additional annual payments of \$5,000 for video equipment; and

WHEREAS, it is the City's intent to pool these funds with neighboring communities to allow the Center to operate a mobile video production van for local programming; and

WHEREAS, this Commission deems it desirable and in the best interest of the public to enter into an agreement with the Center to provide the benefits of public access cable television to the citizens of the City.

NOW, THEREFORE, BE IT RESOLVED that the City enter into an agreement with the Grand Rapids Cable Access Center for a period of three years, and the Mayor and the Acting City Clerk are authorized to execute the attached agreement on behalf of the City.

Yeas: Bartman, Edison, Frakie, Mehney, Walton Williamson and Deems - 7

Nays: -0-

94-232. Consideration of a request to adopt a resolution indicating approval of three amendments to the Articles of Incorporation of the Grand Valley Metropolitan Council.

94-232-A. Mehney-Williamson. That a resolution indicating approval of Amendment No. 3 to the Articles of Incorporation of the Grand Valley Metropolitan Council be adopted, as set forth below:

#### RESOLUTION TO APPROVE AMENDMENT NO. 3 IN THE ARTICLES OF INCORPORATION OF GRAND VALLEY METROPOLITAN COUNCIL

WHEREAS, the members of Grand Valley Metropolitan Council ("Metro Council") have by majority vote approved Amendment No. 3 in the Articles of Incorporation of Grand Valley

Metropolitan Council; and

WHEREAS, such amendment has now been submitted for approval by the legislative bodies of the local governmental units that belong to the Metro Council; and

WHEREAS, the City Commission of the City of East Grand Rapids has considered Amendment No. 3 in the Articles of Incorporation of Metro Council.

IT IS, THEREFORE, RESOLVED that Amendment No. 3 in the Articles of Incorporation of Grand Valley Metropolitan Council is hereby APPROVED.

Yeas: Bartman, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: Edison - 1

94-232-B. Edison-Williamson. That a resolution indicating approval of Amendment No. 4 to the Articles of Incorporation of the Grand Valley Metropolitan Council be adopted, as set forth below:

RESOLUTION TO APPROVE AMENDMENT NO. 4  
IN THE ARTICLES OF INCORPORATION  
OF GRAND VALLEY METROPOLITAN COUNCIL

WHEREAS, the members of Grand Valley Metropolitan Council ("Metro Council") have by majority vote approved Amendment No. 4 in the Articles of Incorporation of Grand Valley Metropolitan Council; and

WHEREAS, such amendment has now been submitted for approval by the legislative bodies of the local governmental units that belong to the Metro Council; and

WHEREAS, the City Commission of the City of East Grand Rapids has considered Amendment No. 4 in the Articles of Incorporation of Metro Council.

IT IS, THEREFORE, RESOLVED that Amendment No. 4 in the Articles of Incorporation of Grand Valley Metropolitan Council is hereby APPROVED.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and

Deems - 7

Nays: -0-

94-232-C. Frakie-Edison. That a resolution indicating approval of Amendment No. 5 to the Articles of Incorporation of the Grand Valley Metropolitan Council be adopted, as set forth below:

RESOLUTION TO APPROVE AMENDMENT NO. 5  
IN THE ARTICLES OF INCORPORATION  
OF GRAND VALLEY METROPOLITAN COUNCIL

WHEREAS, the members of Grand Valley Metropolitan Council ("Metro Council") have by majority vote approved Amendment No. 5 in the Articles of Incorporation of Grand Valley Metropolitan Council; and

WHEREAS, such amendment has now been submitted for approval by the legislative

bodies of the local governmental units that belong to the Metro Council; and

WHEREAS, the City Commission of the City of East Grand Rapids has considered Amendment No. 5 in the Articles of Incorporation of Metro Council.

IT IS, THEREFORE, RESOLVED that Amendment No. 5 in the Articles of Incorporation of Grand Valley Metropolitan Council is hereby APPROVED.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-233. Consideration of a request that the City Commission approve the continuation of the chip sealing program as an improvement method for City streets during the 1994 construction season, and that the Commission authorize the improvement work to be done in-house by City staff.

94-233-A. Edison-Mehney. That the chip sealing program be approved as the improvement method for City streets during the 1994 construction season, and that an in-house program be implemented.

94-233-B. Walton-Edison. To amend motion 94-233-A by placing a one-year time limit on the in-house program, at the end of which time the City Commission will review the effectiveness of the program.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

Vote on motion 94-233-A, as amended.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-234. Consideration of a request authorizing the City Services Department to seek bids for the purchase of one used asphalt paver and one used asphalt roller, to be used for the chip sealing program during the 1994 construction season.

94-234-A. Mehney-Bartman. That the City Services Department be authorized to seek bids for the purchase of a new or used asphalt paver and a new or used asphalt roller, to be used for the chip sealing program during the 1994 construction season.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7.

Nays: -0-

94-235. Consideration of a request to authorize the City Services Department to implement an in-house sidewalk replacement program, and to allow City staff to seek proposals for the leasing of one steer loader equipped with front bucket and pallet fork attachments, for use in this program.

94-235-A. Edison-Bartman. That the City Services Department be authorized to implement an in-house sidewalk replacement program, and to seek proposals for the leasing of one steer loader equipped with front bucket and pallet fork attachments, for use in this program.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7.

Nays: -0-

94-236. Consideration of a request to authorize the City Services Department to seek bids for a portion of the spring 1994 road resurfacing and sidewalk replacement programs, at an estimated cost of \$151,000.

94-236-A. Mehney-Walton. That the City Services Department be authorized to seek bids for the entire spring 1994 road resurfacing and sidewalk replacement programs, at an estimated cost of \$297,144, as follows:

<u>PROJECT</u>	<u>AMOUNT</u>
San Lu Rae (Plymouth to E. Arm San Lucia)	\$39,000
El Dorado - City Portion	3,920
El Dorado - Assessable Portion	18,540
Frederick - City Portion	9,770
Frederick - Assessable Portion	73,914
Reeds Lake Blvd. Cut Off	5,500
Oakwood (Eastlawn to Breton)	5,500
Wilshire (Eastlawn to Breton)	6,400
Ross Court	2,400
Pinecrest (Hall to Elmwood)	7,200
Sidewalks	40,000
Lake Drive (Plymouth to Bagley)	65,000
Crack Sealing	<u>20,000</u>
	TOTAL <u>\$297,144</u>

94-236-B. Edison-Mehney. To amend motion 94-236-A to exclude the El Dorado and Frederick street projects from the proposed construction list, to approve street and sidewalk improvement projects in an estimated amount of \$191,000, and to authorize the City Manager to modify the list of streets proposed for construction as he deems necessary.

Yeas: Edison - 1

Nays: Bartman, Frakie, Mehney, Walton, Williamson and Deems - 6

94-236-C. Frakie-Edison. To amend motion 94-236-A to delete the Reeds Lake Boulevard Cutoff project from the proposed construction list, and to approve the improvement of the remaining streets, at an estimated cost of \$291,644.

Yeas: Frakie and Deems - 2

Nays: Bartman, Edison, Mehney, Walton and Williamson - 5

Vote on original motion 94-236-A.

Yeas: Bartman, Frakie, Mehney, Walton and Deems - 5

Nays: Edison and Williamson - 2

94-237. Consideration of a request that the City Commission review the proposed amendments to the Kent County Solid Waste Management Plan and provide comments which will be submitted to the County at a public hearing scheduled for February 24, 1994.

94-237-A. Walton-Edison. That a resolution be adopted expressing the City Commission's request that the Kent County Solid Waste Management Plan be amended to include a mandate that waste haulers be prohibited from charging a recycling fee separate from a trash hauling fee, as follows:

#### RESOLUTION

WHEREAS, the Kent County Solid Waste Committee is considering five amendments to the Kent County Solid Waste Management Plan; and

WHEREAS, Amendment No. 1 to the Plan mandates that waste haulers offer household recycling services to their customers as a condition of their license; and

WHEREAS, the Kent County Solid Waste Committee has requested feedback from the City of East Grand Rapids pertaining to the proposed amendments;

NOW, THEREFORE, BE IT RESOLVED that the City of East Grand Rapids requests that the Kent County Solid Waste Management Plan be amended to prohibit waste haulers from charging a recycling fee separate from the trash hauling fee charged to their customers.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7.

Nays: -0-

94-238. City Manager Donovan presented information regarding the City employees medical/dental/life insurance plan.

94-239. Consideration of a request to approve a one-time bonus for the employees of the Controller-Clerk-Treasurer Department, in the total amount of \$8,000, in recognition of their additional duties during the absence of a department head.

94-239-A. Frakie-Williamson. That a one-time bonus for the employees of the Controller-Clerk-Treasurer Department, in a total amount of \$8,000, in recognition of their additional duties during the absence of a department head, be approved as follows:

Data Processing Manager	\$ 1,500
Deputy Treasurer-Accountant	2,000
Deputy Clerk-Water & Sewer Billing	2,000
Account Clerk II	2,000
Administrative Clerk II	<u>500</u>

TOTAL: \$ 8,000

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7.

Nays: -0-

94-240. The minutes of the Traffic Commission meeting held February 4, 1994 were received.

94-241. The Building Inspection Report for the month of January, 1994 was received.

94-242. The Public Safety Report for the month of January, 1994 was received.

94-243. Commissioner Williamson advised that he received a telephone call from a resident thanking City staff for their efforts in widening the streets by clearing the ice and snow.

Mayor Deems distributed a draft copy of the Kent County District Library Agreement to the City Commissioners for their information.

94-244. The meeting was adjourned subject to the call of the Mayor until March 7, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held March 7, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Baragar; Recreation Director Rhodes, Public Safety Director Gallagher, City Assessor Norman; Appraiser Woolford; and Office Administrator Kruse.

94-245. The minutes of the regular meeting held February 21, 1994 were received as submitted.

94-246. Bartman-Edison. That disbursements to the County and Schools in the amount of \$1,793,469.79, payroll disbursements in the amount of \$133,210.70, and total remaining disbursements in the amount of \$209,131.27, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-247. Public Safety Director Gallagher presented the Public Safety 1993 Annual Report and summarized the highlights of the report over a 25-year span.

94-248. Final reading of an ordinance amendment adding Section 5.33 to Chapter 50 of Title V of the City Code of the City of East Grand Rapids, also referred to as the Keyhole Development Ordinance.

Mayor Deems opened the meeting for public comment. The following persons were present and expressed their opinions and questions regarding the Keyhole Development Ordinance:

- Eleanor Vander Linde, 1827 Wealthy SE      Opposed
- Peter Steketee, on behalf of his father,  
Paul Steketee of 2750 Reeds Lake Blvd, SE      Opposed
- Laurence Bratschie, 2515 Indian Trail SE      Opposed
- Jack Runnels, 518 Lakeside Drive SE      Opposed

The following letters were received at City Hall regarding the Keyhole Development Ordinance.

- Genevieve De Groot Swanson, 2945 Bonnell SE      In Favor
- Leonard C. Vander Linde, 1827 Wealthy SE Opposed

94-248-A. Walton-\_\_\_\_\_. That the ordinance amendment adding Section 5.33 to Chapter 50 of Title V of the City Code of the City of East Grand Rapids, also referred to as the Keyhole Development Ordinance, be adopted as set forth on Exhibit "A" attached hereto.

Motion fails due to lack of a second.

94-249. Consideration of a request to approve an Emergency Management Agreement with Kent County, and to appoint the Director of Civil Defense as the municipal emergency liaison.

94-249-A. Edison-Mehney. That an Emergency Management Agreement with Kent County be approved, and that the Director of Civil Defense be appointed as the municipal emergency liaison.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-250. Consideration of a request to approve a Level III Consultant Agreement with Shirley Norman for part-time assessing services.

94-250-A. Williamson-Edison. That a Level III Consultant Agreement with Shirley Norman be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton Williamson and Deems - 7  
Nays: -0-

94-251. Introduction of an ordinance amending Section 1.31 of Chapter 2 of Title I of the Code of the City of East Grand Rapids designating a Finance Director position as a department head and eliminating the City Assessor and Clerk-Treasurer Departments as administrative departments of the City.

94-251-A. Frakie-Bartman. That an ordinance amending Section 1.31 of Chapter 2 of Title I of the Code of the City of East Grand Rapids which creates a Finance Department and eliminates the City Assessor and Clerk-Treasurer Departments as administrative departments of the City, be introduced as follows:

AN ORDINANCE TO AMEND SECTION 1.31  
OF CHAPTER 2 OF TITLE I  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 1.31 of Chapter 2 of Title I of the Code of the City of East Grand Rapids is amended to read as follows:

Section 1.31 Division of Administrative Service. The Administrative Service of the City shall be under the supervision and direction of the City Manager, except as otherwise provided by the City Charter, and shall be divided into the following departments, each of which shall be the responsibility of and under the control of a department head as listed opposite such department:

Department

Department Head

Department of Finance  
Department of Public Safety  
(police and fire)  
Department of City Services  
Department of Law

Finance Director  
Director of Public Safety  
Director of City Services  
City Attorney

Section 2. This ordinance shall be effective \_\_\_\_\_, 1994.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Mehney, Walton Williamson and Deems - 7

Nays: -0-

94-252. Introduction of an ordinance amending Section 1.65 and adding a new Section 1.66 of Chapter 2 of Title I of the Code of the City of East Grand Rapids designating a Finance Director as the head of the Finance Department, including the Assessor and Treasurer Offices.

94-252-A. Frakie-Bartman. That an ordinance amending Section 1.65 and adding a new Section 1.66 of Chapter 2 of Title I of the Code of the City of East Grand Rapids designating a Finance Director as the head of the Finance Department, and the City Treasurer as the head of the Treasurer's office, be introduced as follows:

AN ORDINANCE TO AMEND SECTION 1.65  
AND TO ADD SECTION 1.66  
OF CHAPTER 2 OF TITLE I  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. The first paragraph of Section 1.65 of Chapter 2 of Title I of the Code of the City of East Grand Rapids is amended to read as follows:

Section 1.65 Office of Treasurer. This office shall be headed by the City Treasurer who shall serve as set forth in the in City Charter and whose duty it shall be to:

Section 2. A new Section 1.66 shall be added to Chapter 2 of Title I of the Code of the City of East Grand Rapids to read as follows:

Section 1.66 Director. The Department of Finance shall be headed by the Finance Director. The Director shall be responsible for all matters relating to the Finance Department, including the office of Treasurer and the office of Assessor.

Section 3. This ordinance shall be effective \_\_\_\_\_, 1994.

Section 4. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-253. Final reading of an ordinance amending Section 5.72A of Chapter 50 of Title V of the Code of the City of East Grand Rapids pertaining to the issue of outdoor uses and drive-through operations in the commercial district.

A letter was received at City Hall from the Gaslight Village Merchants Association requesting that drive-through businesses and drive-through window operations be prohibited in the commercial district of the City.

94-253-A. Williamson-Bartman. That an ordinance amending Section 5.72A of Chapter 50 of Title V of the Code of the City of East Grand Rapids pertaining to the issue of outdoor uses and drive-through operations in the commercial district, be adopted as follows:

AN ORDINANCE TO AMEND SECTION 5.72A  
OF CHAPTER 50 OF TITLE V OF THE CODE  
OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 5.72A of Chapter 50 of Title V of the East Grand Rapids City Code is hereby amended to read as follows:

Section 5.72A.

A. All business and service activities or uses shall be conducted entirely within a completely enclosed building, except the following uses may occur outdoors:

1. Automobile service station uses (excluding repairs and mechanic work).
2. Off-street parking and off-street loading activities and uses.
3. Limited outdoor customer service activities, such as delivery of products to customers' vehicles, grocery cart use, escorting of customers and home delivery are permitted.
4. Outdoor table, bench and waiter/waitress services for restaurants are permitted.
5. Outdoor displays of products are permitted.
6. Outdoor or sidewalk sales are permitted.
7. Drive-through businesses and drive-through window operations are prohibited.
8. Notwithstanding the preceding, no outdoor use or activity allowed pursuant to subsections 1 through 6 above shall occur without the express written permission of the City if such use or activity obstructs or interferes with the sidewalk portion of the public

right-of-way. Encroachment requests shall be reviewed by the City Manager or his/her designee.

Section 2. This ordinance shall be effective March 18, 1994.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Frakie, Williamson and Deems - 4

Nays: Edison, Mehney and Walton - 3

94-254. The minutes of the Library Commission meeting held January 25, 1994 were received.

94-255. The minutes of the Planning Commission meeting held February 8, 1994 were received.

94-256. Commissioner Mehney announced that the EGR School District will be holding a meeting on March 8, 1994, at 7:00 p.m., to discuss a 20-30 year plan for the school facilities. He encouraged attendance at this meeting.

Commissioner Edison announced that the EGR Recreation Commission is in the process of preparing budget suggestions for the FY 1994-95 City budget.

Mayor Deems advised that City employee Joelle Kruse has accepted a new job and will be leaving her employment with the City effective March 18, 1994. The entire City Commission went on for many hours discussing the virtues and attributes of Office Administrator Kruse.

94-257. The meeting was adjourned subject to the call of the Mayor until March 21, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held March 21, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: Comms. Bartman

Also Present: City Manager Donovan; City Attorney Huff; Engineering Supervisor Kadzban; Sup't Streets & Utilities Sterkenburg; Building Inspector Conley and Administrative Secretary Brondsema.

94-258. The minutes of the regular meeting held March 7, 1994 were received as submitted.

94-259. Mayor Deems advised of the following communications received:

(A) Letter from a resident who wishes to thank Public Safety Officers Parker, Bolan and Tetzlaff for the prompt and excellent assistance that was rendered in assisting in a medical emergency.

(B) Letter from John Shea, 700 Crowell, extending a general thank you to City employees and to the public safety officers in particular for providing a safe atmosphere.

94-260. Williamson-Edison. That disbursements to the County and Schools in the amount of \$64,625.15, payroll disbursements in the amount of \$110,744.21, and total remaining disbursements in the amount of \$157,569.68, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison Frakie, Walton, Williamson and Deems - 5

Nays: -0-

Commissioner Mehney arrived at this time.

94-261. A zoning variance hearing was held regarding the request of Sam Karadtchek, 1721 Whitfield SE, to allow the installation of a 7'-6" diameter satellite antenna dish attached to the side of his home and elevated above the ridge line of the single story portion of the home to a height of approximately 19'-3" above grade.

The following letters were received at City Hall regarding this variance request.

- Donald & Joan VanOtteren, 1721 Asbury SE	Opposed
- Ethelyn McClure, 2321 Englewood SE	Opposed
- Peter & Lillian Koster, 2265 Englewood SE	Opposed
- Patricia DeJong, 2258 Englewood SE	Opposed
- Lillian Coffield, 2341 Englewood SE	Opposed
- Carl D. Christenson, 2340 Englewood	Opposed

The following persons were present and expressed their views regarding the variance request.

Rick Giesel, on behalf of Sam Karadtchek, 1721 Whitfield, was present and spoke in favor of the variance request. He also presented a Petition, Affidavit and a Statement In Regard to the Federal Preemption of Local Ordinances That Discriminate Between Satellite Antennas and Other Types of Antennas.

- Lillian Koster, 2265 Englewood SE      Opposed
- Norm Melton, Choice Communications      In Favor
- John McMullen, 1722 Asbury SE - not willing to cut his trees
- Ed Vanderbilt, 1643 Asbury SE      Opposed
- Jennifer Cunningham, 1714 Asbury SE      Opposed
- Bill Graham, 1645 Exeter SE      Opposed
- Denise Vanderbilt, 1643 Asbury SE      Opposed
- Peter Koster, 2265 Englewood SE      Opposed
- Julie Madden, 1707 Whitfield SE      Opposed
- Martin Coffield, 2341 Englewood SE      Opposed
- Patty DeJong, 2258 Englewood SE      Opposed

The following persons contacted their City Commissioner and expressed their views regarding the variance request.

- Mrs. Frakie, 1701 Whitfield SE      Opposed
- Robert & Marsha Dood, 1707 Asbury SE      Opposed
- two other residents of East Grand Rapids      Opposed

The mayor closed the public hearing.

94-261-A. Mehney-Edison. That the zoning variance request of Sam Karadtchek, 1721 Whitfield SE, to allow installation of a 7'-6" diameter satellite antenna dish attached to the side of his home and elevated above the ridge line of the single story portion of the home to a height of approximately 19'-3" above grade, be denied.

94-261-B. Frakie-Williamson. Motion to table the matter until the City Commission can review legal documentation which was presented at the meeting.

Yeas: Edison, Frakie, Walton, Williamson and Deems - 5

Nays: Mehney - 1

94-262. A zoning variance hearing was held regarding the request of John and Stephanie Murphy, 2609 Maplewood SE, to allow construction of an addition of an attached garage, family room and second floor master bedroom to be added to the west side of their existing home with the proposed construction achieving a total of 12.6' for both side yards with one being 5.6'.

John Murphy, 2609 Maplewood SE, was present and spoke in favor of the variance request of John and Stephanie Murphy, 2609 Maplewood SE, to allow construction of an addition of an attached garage, family room and second floor master bedroom to be added to the west side of their existing home with the proposed construction achieving a total of 12.6' for both side yards with one being 5.6', be approved.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

94-263. Discussion regarding a request to adopt a resolution approving an agreement between the City and the Kent County Library Board to join in the formation of a Kent District Library.

Ken Parrish- County Commissioner, 5100 Whitneyville, Cascade, was present and spoke on behalf of the Kent County Library Board in favor of the agreement to form a Kent District Library.

Sam Afendoulis, County Commissioner, was present and spoke in favor of the agreement.

Connie Christenson-Chairperon-EGR Library Commission, 950 San Jose, was present and raised concerns regarding hours of operation, staffing, services and millage.

The mayor closed the dicussion until a future Commission meeting.

94-264. Consideration of a request to approve funding for the installation of a new 8" water main to interconnect the existing 6" water main on Manhattan Road with existing mains on Kingswood and Arlington.

94-264-A. Williamson-Mehney. That funding for the installation of a new 8" water main to interconnect the existing 6" water main on Manhattan Road with existing mains on Kingswood and Arlington, be approved.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

94-265. Consideration of a request to approve a franchise agreement between the City and Michigan Consolidated Gas Company.

Request fails due to lack of motion.

94-266. Consideration of a request to authorize a purchase order to Miller Equipment in the amount of \$8,500 for a 1991 Layton H500B tow-behind asphalt paver.

94-266-A. Williamson-Mehney. That a purchase order to Miller Equipment in the amount of \$8,500 for a 1991 Layton H500B tow-behind asphalt paver, be approved.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

94-267. Consideration of a request to approve a \$18,868 budget amendment in the Joint Facilities account from the General Fund Undesignated account.

94-267-A. Mehney-Edison. That a \$18,868 budget amendment in the Joint Facilities account from the General Fund Undesignated account, be approved.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

94-268. Consideration of a request to appoint the Director of Public Safety, Peter Gallagher, to be the Civil Defense Director.

94-268-A. Williamson-Frakie. That the appointment of Director of Public Safety, Peter Gallagher, to be the Civil Defense Director, be approved.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

94-269. Final reading of ordinances amending Sections 1.31 and 1.65 and adding a new Section 1.66 of Chapter 2 of Title I of the Code of the City of East Grand Rapids designating a Finance Director position as a department head, including the Assessor and Treasurer Offices and eliminating the City Assessor and Clerk-Treasurer Departments as administrative departments of the City.

AN ORDINANCE TO AMEND SECTION 1.31  
OF CHAPTER 2 OF TITLE I  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 1.31 of Chapter 2 of Title I of the Code of the City of East Grand Rapids is amended to read as follows:

Section 1.31 Division of Administrative Service. The Administrative Service of the City shall be under the supervision and direction of the City Manager, except as otherwise provided by the City Charter, and shall be divided into the following departments, each of which shall be the responsibility of and under the control of a department head as listed opposite such department:

<u>Department</u>	<u>Department Head</u>
Department of Finance	Finance Director
Department of Public Safety (police and fire)	Director of Public Safety
Department of City Services	Director of City Services
Department of Law	City Attorney

Section 2. This ordinance shall be effective April 1, 1994.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

94-269-B. Mehney-Edison. That an ordinance amending Section 1.65 and adding a new Section 1.66 of chapter 2 of Title I of the Code of the City of East Grand Rapids designating

a Finance Director as the head of the Finance Department, including the Assessor and Treasurer Offices, be adopted as follow:

AN ORDINANCE TO AMEND SECTION 1.65  
AND TO ADD SECTION 1.66  
OF CHAPTER 2 OF TITLE I  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. The first paragraph of Section 1.65 of Chapter 2 of Title I of the Code of the City of East Grand Rapids is amended to read as follows:

Section 1.65 Office of Treasurer. This office shall be headed by the City Treasurer who shall serve as set forth in the in City Charter and whose duty it shall be to:

Section 2. A new Section 1.66 shall be added to Chapter 2 of Title I of the Code of the City of East Grand Rapids to read as follows:

Section 1.66 Director. The Department of Finance shall be headed by the Finance Director. The Director shall be responsible for all matters relating to the Finance Department, including the office of Treasurer and the office of Assessor.

Section 3. This ordinance shall be effective April 1, 1994.

Section 4. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

94-270. Consideration of a request to adopt Resolution A setting cable rates as recommended by the Beck report.

John Lisky, TCI, Pat Mears, 2801 Reeds Lake Boulevard-on behalf of TCI, Bonnie Way-Administrator for TCI and Bob Nelson-counsel for TCI, were present and expressed their opinions regarding the resolutions for cable rates, and stated the following concerns:

- That Resolution B is based upon TCI's books while Resolution A is based upon assumptions.
- That if Resolution A is adopted that TCI will engage in litigation to appeal.
- That the City should postpone voting on Resolution A in order that TCI can provide further information and so that TCI, Beck and the City can meet to resolve some of these issues.

City Attorney Huff made the following explanatory comments regarding the TCI matter:

- That Mr. Ashbaugh, the City's principal consultant at R.W. Beck called TCI to meet with them, was told information requested was readily available, but did not receive any

information or response for over six weeks.

- That ten days after receiving the Beck report, TCI put together a packet with all sorts of information and detail.

- That there has not been good faith efforts by TCI to resolve any of these issues or to provide requested information.

- That there has been inconsistent information provided by TCI in filings, and that the initial filings failed to provide documents required by federal law and local ordinance.

Commissioners indicated that they had reviewed and were familiar with the Beck Report. A fairly lengthy discussion was held regarding the report and TCI's positions.

94-270-A. Walton-Edison. That Resolution A setting cable rates as recommended by the Beck Report, as set forth on Exhibit "A" attached hereto, be adopted.

Yeas: Edison, Walton, Williamson and Deems - 4

Nays: Frakie and Mehney - 2

94-271. The minutes of the Library Commission meeting held February 22, 1994 were received.

94-272. The Building Inspection Report for the month of February 1994 was received.

94-273. The Public Safety Report for the month of February, 1994 was received.

94-274. Mayor Deems indicated that the TCI Cablevision matter possibly should be run through a metropolitan commission in order to consolidate rate review.

Commissioner Walton commended Sharon Conley, our Building Inspector, for her memos presented to the Commission as they are very comprehensible and informational.

Commissioner Frakie advised that, in regard to the Kent District Library, it may be beneficial to look into the effects of not voting by May 1st, and what the downside would be of East Grand Rapids joining later.

Commissioner Williamson and Mayor Deems suggested that possibly a library board could now be appointed of about eight people so that some of the City's questions and concerns regarding the District Library could be addressed.

94-275. The meeting was adjourned subject to the call of the Mayor until April 4, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held April 4, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Walton, Williamson and Mayor Deems

Absent: Coms. Mehney

Also Present: City Manager Donovan; Assistant City Attorney Bloom; Chief Gallagher; City Services Director Barager; and Administrative Secretary Brondsema.

94-276. Walton-Edison. That the minutes of the regular meeting held March 21, 1994 be received with a correction regarding cable television rates in Section 94-270 - the minutes should reflect the fact that the City Commission had reviewed and was familiar with the Beck Report which was adopted after a fairly lengthy discussion about the report and TCI's position.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

94-277. Mayor Deems advised of the following communications received:

(A) Information regarding a self-defense course at East Grand Rapids Recreation Department starting April 12, 1994 on Tuesdays at 6:30 pm for residents and non-residents. This course has received very good reviews.

94-278. Williamson-Edison. That payroll disbursements in the amount of \$112,004.87, and total remainign disbursements in the amount of \$176,620.82, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

94-279. Presentation by Amy Calloway, of a PBT (breath tester) to the Public Safety Department from the Kent County Chapter of Mothers Against Drunk Driving (MADD). The Commission thanked Ms. Calloway and MADD for the donation.

94-280. Consideration of a request to award a two-year grounds maintenance contract to WeCare LawnCare & Snowplowing in the amount of \$48,000 for section A-1, \$2,800 for section A-2, and Natural Lawns in the amount of \$32,580 for section A-3.

94-280-A. Williamson-Edison. That award of a two-year grounds maintenance contract to WeCare LawnCare & Snowplowing in the amount of \$48,000 for section A-1, \$2,800 for section A-2, and Natural Lawns in the amount of \$32,580 for section A-3, be approved.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

94-281. Consideration of a request to approve Option Four - committing to a Local Area Network as a platform for the City computer operations and \$17,100 in Contingency for the computer equipment as listed.

94-281-A. Walton-Edison. That Option Four - committing to a Local Area Network as a platform for the City computer operations and \$17,100 in Contingency for the computer equipment as listed, be approved.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

94-282. Discussion regarding a request to adopt a resolution approving an agreement between the City and the Kent County Library Board to join in the formation of a Kent District Library.

Ruth McCrank, Interim Library Director, was present to answer any questions and spoke in favor of the Kent District Library Proposal. she indicated that five signatures have been obtained on the agreement to form a Kent District Library, including Cascade Township, Lowell City, Lowell Township, Tyrone Township and Nelson Township.

Ms. McCrank advised that she has forwarded the City's request to appoint a board prior to the formation of a Kent District Library.

Ms. McCrank further advised that it is their intention to use the millage increase to restore cuts that have been made in the past to libraries, including hours, materials, and programming.

The Commission discussed the possibility of a three-year time limit on the millage, as there is a concern regarding paying the increased millage in the future, even if the City were to withdraw from the proposed District Library. Ms. McCrank indicated that she would also forward this recommendation to Kent County. It was advised that Cascade Township, upon signing the agreement, placed two contingencies upon it - a five-year limit on the millage and that no millage be passed in excess of .75 mills.

The Commission also discussed that certain County support services be continued rather than the proposed District Library taking over these services.

Ms. McCrank indicated that the primary reason for the formation of a Kent District Library is for a stable funding source.

The mayor closed the discussion until a future Commission meeting.

94-283. Consideration of a request to approve an agreement with the County of Kent to participate in the Kent County Community Development Block Grant Program for the purpose of carrying \$12,000 allocated in FY 1994-95, to FY 1995-96, in order to fund barrier-free improvements to the City's Municipal Complex.

94-283-A. Deems-Edison. That an agreement with the County of Kent to participate in the Kent County Community Development Block Grant Program for the purpose of carrying \$12,000 allocated in FY 1994-95, to FY 1995-96, be approved.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

94-284. The minutes of the Planning Commission meeting held March 8, 1994 were received.

94-285. Commissioner Bartman commended the citizen members of the Board of Review for giving their time, and to City staff for a job well done.

94-286. The meeting was adjourned subject to the call of the Mayor until April 18, 1994.

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City Clerk

UNOFFICIAL  
Reference Only

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held April 18, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None.

Also Present: City Manager Donovan; City Attorney Huff; Director of Public Safety Gallagher; Streets & Utilities Sup't Sterkenburg; Administrative Secretary Brondsema.

94-287. The minutes of the regular meeting held April 4, 1994 were received as submitted.

94-288. Mayor Deems advised of the following communications received:

(A) Correspondence from the Metropolitan Enforcement Team thanking East Grand Rapids Public Safety Officers Kruse, Ditmar, Bolan, Tetzlaff and Brown in their surveillance and apprehension of a suspect in East Grand Rapids.

94-289. Walton-Williamson. That payroll disbursements to the County and Schools in the amount of \$170.15, payroll disbursements in the amount of \$115,277.18, total remaining disbursements in the amount of \$114,120.58, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-290. Final reading of an ordinance amendment to Section 5.34 of Chapter 50 of Title V of the Code of East Grand Rapids deleting public property events and/or City-run activities from the temporary use ordinance.

94-290-A. Walton-Edison. That an ordinance amending Section 5.34 of Chapter 50 of Title V of the Code of East Grand Rapids deleting public property events and/or City-run activities from the temporary use ordinance, be adopted as follows:

AN ORDINANCE TO AMEND  
SECTION 5.34, SECTION 5.34B(1)  
AND SECTION 5.34B(3)(C) OF CHAPTER 50 OF  
TITLE V OF THE CODE OF THE  
CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. The first paragraph of Section 5.34 of the Code of the City of East Grand Rapids is hereby amended to read in full as follows:

Sec. 5.34: Temporary Uses. The requirements of this Section are intended to provide for the regulation and permitting of certain listed uses and associated improvements on private property which are inherently temporary of which are proposed to be engaged in for only a short period of time. Furthermore, where expressly permitted by this Section, such temporary uses may be conducted outdoors, notwithstanding any limitation or prohibition against such outdoor activity other provided by the zoning regulations of the City of East Grand Rapids.

Section 2. The first sentence of Section 5.34B(1) of the Code of the City of East Grand Rapids is hereby amended to read in full as follows:

- (1) Subject to the requirements of this Section, the City Services Department may, upon application, issue a Temporary Use Permit for any of the following uses occurring on private property:

Subsections (a), (b) and (c) of Section 5.34B(a) shall remain unchanged.

Section 3. Section 5.34B(3)(c) of the Code of the City of East Grand Rapids is hereby amended to read in full as follows:

- (c) Events or activities which occur entirely within a park, street or other property owned or within the control of the City and which event or activity has been approved by the City Recreation Department or other applicable City department having jurisdiction or events or activities which occur on public school property.

Section 4. This ordinance shall be effective on April 29, 1994.

Section 5. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-291. Consideration of a request to award a contract for the 1994 Chaip Seal Program to Su-Purr Seal, Inc. in the amount of \$12,051.

94-291-A. Williamson-Bartman. That award of the contract for the 1994 Chip Seal Program to Su-Purr Seal, Inc. in the amount of \$12,051, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-292. Consideration of a request to award contract for Kingswood/Arlington watermain materials to East Jordan Iron Works in the amount of \$14,315.45, be approved.

94-292-A. Williamson-Walton. That award of the contract for Kingwood/Arlington watermain materials to East Jordan Iron Works in the amount of \$14,315.45, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-293. Consideration of a request to adopt a resolution authorizing Consumers Power Company to install streetlights on Hodenpyl Drive, Andover Lane, and Santa Monica Drive for the amount of \$500.

94-293-A. Williamson-Bartman. That a resolution authorizing Consumers Power Company to install streetlights on Hodenpyl Drive, Andover Lane, and Santa Monica Drive for the amount of \$500, be adopted.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-294. Consideration of a request to adopt a resolution approving the agreement to join the Kent District Library.

94-294-A. Walton-Williamson. That a resolution approving the agreement to form the Kent District Library be adopted, making numbers 1 through 5 of the Resolution conditions of approval.

94-294-B. Williamson-Walton. To amend motion 94-294-A to change condition number 2, of the Resolution, to .55 mills.

Yeas: Bartman, Edison, Mehney, Walton, Williamson and Deems - 6

Nays: Frakie - 1

94-294-C. Edison-Frakie. To amend motion 94-294-A, as amended, to change Resolution numbers 1, 2, 4 and 5 to be recommendations rather than conditions and to make number 3 a condition but to change it to read 5 years.

A roll call vote was taken.

Yeas: Bartman, Edison, Frakie - 3

Nays: Mehney, Walton, Williamson and Deems - 4

94-294-D. Mehney-Edison. To amend motion 94-294-A, as amended to change the Resolution, deleting numbers 1, 2, 4 and 5 and making number 3 a condition.

94-294-E. Edison-Bartman. To amend motion 94-294-D to change numbers 1, 2, 4 and 5 to be recommendations.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6

Nays: Walton - 1

94-294-F. Edison-Frakie. Motion to amend 94-294-D to change number 3 to read 7 years.

Yeas: Edison, Frakie, - 2

Nays: Bartman, Mehney, Walton, Williamson and Deems - 5

Vote on 94-294-A, as amended, to read as follows:

RESOLUTION OF THE EAST GRAND RAPIDS CITY COMMISSION

WHEREAS the Kent County Library System has experienced unstable and inadequate funding in the past; and

WHEREAS the Kent County Library Board is requesting that each unit of government currently served by the Kent County Library System join in the formation of a new Kent District Library pursuant to MCL 397.171 et seq. by signing a District Library Agreement by May 1, 1994; and

WHEREAS as a result of an evaluation of the feasibility of a District Library, the East Grand Rapids City Commission supports the general concept of a District Library and the District Library Agreement; however, the City Commission has the following concerns:

1. A more modest budget for the proposed Kent District Library should be established. at .551 mills, the revenue raised would be an increase of 25% over present levels. if the millage rate is set at .75, the funding would be increased by 76% from present funding levels. The City Commission believes funding should be increased by some amount less than 25%.
2. A district-wide millage rate should be established which would, at a minimum, maintain the current levels of staffing, services and hours, but not to exceed .55 mills.
3. A durational limit of no more than three (3) years should be specified on any district-wide library millage.
4. Local library levels of service and hours of operations should not be reduced by the District Library Board without prior involvement and approval of the Participating Municipality;
5. Kent County should continue to provide central support services at its expense.

NOW, THEREFORE, BE IT RESOLVED That the East Grand Rapids City Commission hereby endorses the Kent District Library and agrees to sign the District Library Agreement, such approval being conditional upon a durational limit of no more than three (3) years being imposed on any district-wide library millage.

BE IT FURTHER RESOLVED That the East Grand Rapids City Commission believes the other concerns listed in Paragraphs 1, 2, 4 and 5 above also need to be addressed.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-295. Discussion regarding creating a new zoning district.

Commissioner Williamson indicated there has been a concern over many lots that can be broken down and feels we should look further into this.

Commissioner Frakie is opposed as people purchased those properties under the current

zoning.

Commissioner Walton is opposed, feels it is intrusive and also believes it would force people to split the lots, before a new zone would be enacted, so they wouldn't lose their opportunity to do so.

Commissioner Mehney does not feel it is necessary as people are already limited with the 100' frontage requirement.

Mayor Deems feels we should prepare for the future and implement something before a lot is split into numerous lots.

Commissioner Bartman received feedback indicating this would make people feel more protected from what their neighbors may want to do with their property.

Commissioner Edison inquired as to whether this fits into our vision for various areas.

94-295-A. Williamson-Edison. Motion to refer this matter to the Planning Commission for further review.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6  
Nays: Walton - 1

94-296. Consideration of a request to approve Option 2 as recommended by staff regarding the water/sewer fund deficit.

94-296-A. Mehney-Bartman. That Option 2 as recommended by staff regarding the water/sewer deficit, be approved.

The City Commissioners discussed their individual opinions as to the water/sewer fund and various options presented.

94-296-B. Walton-Frakie. Motion to table this matter until more information is received from City Manager Donovan.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-297. Consideration of a three-year Capital Improvement Plan.

The City Commissioners discussed their individual opinions in regard to the three-year Capital Improvement Plan.

It was decided that if the City Commission has further questions or requests for information that they should forward same before the next meeting.

94-298. The Building Inspection Report for the month of March, 1994 was received.

94-299. Lois Mosely, representative for GRATA, was present and indicated that roller bladers and joggers are taking over the sidewalk and road and that maybe this should be

looked into by the City Commission.

She further extended her thankfulness to East Grand Rapids for their support for GRATA, who now has a new general manager. GRATA is making some changes and it is hoped that the City is receptive to those changes. She encouraged everyone to ride a bus.

94-300. Commissioner Mehney suggested curb-side recycling be reviewed again by the City. He also had a concern regarding the condition of the streets.

Commissioner Bartman indicated that something should be done regarding the recreational activities in the streets as it is getting worse.

Commissioner Edison advised that the Recreation Commission has proposed a policy for the spending of funds on the designated fund balance as requested which will hopefully be on the next agenda.

Commissioner Walton complimented the Recreation Department and particularly Fred Bunn for doing a real nice job with the girls volleyball season.

94-301. The meeting was adjourned subject to the call of the Mayor until May 2, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held May 2, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None.

Also Present: City Manager Donovan; City Attorney Huff; Director of Public Safety Gallagher; Streets & Utilities Sup't Sterkenburg; Recreation Director Rhodes; Administrative Secretary Brondsema.

94-302. The minutes of the regular meeting held April 18, 1994 were received with a correction in the discussion regarding a new zoning district in Section 94-295 - the minutes should reflect that Commissioner Mehney only said that it appeared that some of the proposed areas were not appropriate for the new zoning district.

94-303. Bartman-Edison. That payroll disbursements in the amount of \$101,291.05, and total remaining disbursements in the amount of \$167,700.27, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-304. A zoning variance hearing was held regarding the request of Sam Karadsheh, 1721 Whitfield SE, to allow the installation of 7'-6" diameter satellite antenna dish attached to the side of his home and elevated above the ridge line of the single story portion of the home to a height of approximately 19'-3" above grade.

The following letters were received at City Hall regarding this variance request.

- Peter & Lillian Koster, 2265 Englewood SE      Opposed
- Virginia Winters, 2256 Englewood SE      Would like name taken off petition

94-304-A. Williamson-Frakie. That a variance is not needed in this particular fact situation because of the preemption of the City Ordinance by Federal Law and that the variance application fee be returned to Sam Karadsheh.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: Mehney - 1

94-305. A zoning variance hearing was held regarding the request of East Grand Rapids High School, 2211 Lake Drive SE, to allow a ground sign to be placed closer to the street than the established building line for the area.

Sheila Pantline, East Grand Rapids High School teacher, was present on behalf of the senior class and spoke in favor of the sign.

Bob Olson, architect for Cox, Medendorp, Olson, was present and spoke in favor of the sign.

John Thoits, 927 Ogden, was present and had concerns as to the placement of the sign.

Public Safety Director Gallagher indicated that the location had been investigated and he felt the location was adequate for traffic visibility.

94-305-A. Mehney-Williamson. That the zoning variance request of the East Grand Rapids High School, 2211 Lake Drive SE, to allow a ground sign to be placed closer to the street than the established building line for the area, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-306. Introduction of ordinance amendments to Sections 8.701 of Chapter 87 of Title VIII, 9.102 of Chapter 95 of Title IX, 8.602 and 8.603 of Chapter 86 of Title VIII, 8.1, 8.2 and 8.4 of Chapter 80 of Title VIII, and 8.91, 8.92, 8.93, 8.94 and 8.99 of Chapter 84 of Title VIII of the Code of East Grand Rapids to adopt the 1993 BOCA National Building Code with amendments, the State Electrical and Plumbing Codes as amended by the State of Michigan, the 1993 BOCA National Fire Prevention Code by reference, and the 1993 BOCA Property Maintenance Code with amendments.

94-306-A. Williamson-Bartman. That ordinance amendments to Sections 8.701 of Chapter 87 of Title VIII, 9.102 of Chapter 95 of Title IX, 8.602 and 8.603 of Chapter 86 of Title VIII, 8.1, 8.2 and 8.4 of Chapter 80 of Title VIII, and 8.91, 8.92, 8.93, 8.94 and 8.99 of Chapter 84 of Title VIII of the Code of East Grand Rapids to adopt the 1993 BOCA National Building Code with amendments, the State Electrical and Plumbing Codes as amended by the State of Michigan, the 1993 BOCA National Fire Prevention Code by reference, and the 1993 BOCA Property Maintenance Code with amendments, be introduced as set forth on Exhibit "A" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-307. Consideration of a request to lease a skid steer loader for the City Services Department in the amount of \$950 per month from Carlton Equipment for a six month trial basis.

94-307-A. Walton-Bartman. That lease of a skid steer loader for the City Services Department in the amount of \$950 per month from Carlton Equipment for a six month trial basis, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-308. Consideration of a request to award the Manhattan Phase II Site Construction to Katerberg-VerHage Inc. in the amount of \$132,514.98.

94-308-A. Edison-Barman. That award of the Manhattan Phase II Site Construction to Katerberg-VerHage Inc. in the amount of \$132,514.98, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-309. Consideration of a request to award the improvement of Lake Drive from Plymouth Road to Bagley Avenue to Michigan Colprovia in the amount of \$43,115.10 and for the improvement of either San Lu Rae or Breton but not to exceed a total \$102,674.00.

94-309-A. Williamson-Walton. That award of the improvement of Lake Drive from Plymouth Road to Bagley Avenue to Michigan Colprovia in the amount of \$43,115.10 and for the improvement of either San Lu Rae or Breton but not to exceed a total \$102,674.00, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-310. Consideration of a request to adopt the policy for the use of the Designated Fund Balance as recommended by the Parks and Recreation Commission.

94-310-A. Edison-Bartman. That the policy for the use of the Designated Fund Balance as recommended by the Parks and Recreation Commission, adding "including start-up costs of the Triathlon and Reeds Lake Run" to I. of the policy, be adopted.

94-310-B. Mehney-Williamson. To amend motion 94-310-A to change the amount in number 2 of the policy to read \$2,500.

A roll call vote was taken.

Yeas: Mehney, Walton, Williamson and Deems - 4

Nays: Bartman, Edison, Frakie - 3

Vote on 94-310-A, as amended to read as follows:

The guidelines are listed below:

- I. The Fund is to be used for Parks and Recreation capital and replacement capital items.
- II. Administration of Fund
  1. The Recreation Director will present a Parks and Recreation Designated Fund budget at the annual budget meeting to the Parks and Recreation Commission. The Parks and Recreation Commission will then make a recommendation to the City Commission to consider in it's annual budget.
  2. The City Manager may, with advise of the Recreation Director if available, purchase items if an emergency situation arises with subsequent notification to the Parks and Recreation Commission and/or City Commission approval if the purchase does not exceed \$2,500.
  3. A \$5,000 fund balance must remain in the account.
  4. A proposed budget shall be presented by the Recreation Commission each year.

A roll call vote was taken.

Yeas: Bartman, Edison, Frakie and Deems - 4

Nays: Mehney, Walton and Williamson - 3

94-311. The preliminary minutes of the Traffic Commission meeting held April 15, 1994 were received.

94-311-A. Edison-Bartman. That the cut out for a left turn entrance into Woodcliff School from Hall Street at the school's expense, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-312. Presentation by City Manager Donovan of the FY 1994-95 proposed City of East Grand Rapids Budget.

94-313. The minutes of the Planning Commission meeting held April 12, 1994 were received.

94-314. The Public Safety Report for the month of March, 1994, was received.

94-315. Williamson. Walton. Motion to add to the agenda consideration of a request to authorize payment to Diversco Construction in the amount of \$5,200 to repair the sewer main at 206 Hodenpyl.

A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-316. Williamson-Bartman. That payment to Diversco Construction in the amount of \$5,200 be approved to repair the sewer main at 206 Hodenpyl.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-317. Walton-Bartman. To enter into executive session to discuss pending litigation with the City Attorney, pursuant to Section 8(e) of the Open Meetings Act.

A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-318. The meeting was adjourned subject to the call of the Mayor until May 16, 1994.

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held May 16, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None.

Also Present: City Manager Donovan; City Attorney Huff; Director of Public Safety Gallagher; Streets & Utilities Sup't Sterkenburg; Director of City Services Barager, Executive Secretary Austin.

94-319. The minutes of the regular meeting held May 2, 1994 were received as submitted.

94-320. Williamson-Walton. That payroll disbursements in the amount of \$124,396.67, and total remaining disbursements in the amount of \$197,272.74, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

Commissioner Mehney arrived at this time.

94-321. A zoning variance hearing was held regarding the request of Mr. and Mrs. Roger Stubbs to allow them to install a 6'-0" high wood fence along their north property line as close as 2' to the street right-of-way.

The following persons were present and expressed their views regarding the variance request:

- Kingman Davis, 1401 Pinecrest	In favor
- Barb Tolley, 1406 Laurel	In favor
- Tom Mullins, 1412 Pinecrest	In favor
- Bill McCall, 2121 Elmwood	Opposed
- George Ruwitch, 2109 Elmwood	Opposed

The following letters were received at City Hall regarding this variance request.

- George and Ruth Ruwitch, 2109 Elmwood	Opposed
- Leif Jensen, 2133 Elmwood	Opposed
- William and Lucinda McCall, 2121 Elmwood	Opposed

The mayor closed the public hearing.

94-321-A. Walton-Bartman. That the zoning variance request of Mr. and Mrs. Roger Stubbs to allow them to install a 6'-0" high wood fence along their north property line as close as 2' to the street right-of-way, be approved.

Yeas: Bartman, Edison, Mehney, Walton, Deems - 5

Nays: Frakie, Williamson - 2

94-322. Consideration of a request to amend the current water/sewer easement, running through 4069 Reeds Lake Blvd., Grand Rapids Township, to coincide with the actual physical location of the utilities servicing the property.

94-322-A. Williamson-Edison. That the request to amend the current water/sewer easement, running through 4069 Reeds Lake Blvd., Grand Rapids Township, to coincide with the actual physical location of the utilities servicing the property, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-323. Consideration of a Resolution to set public hearing date of June 20, 1994, for Truth-In-Taxation hearing, and to adopt a proposed maximum millage rate for fiscal year 1994-95.

94-323-A. Williamson-Edison. That a Resolution to set public hearing date of June 20, 1994, for Truth-In-Taxation hearing, and to adopt a proposed maximum millage rate for fiscal year 1994-95, be adopted as follows:

#### RESOLUTION OF THE CITY COMMISSION

WHEREAS, MSA 7.24(5) (6) requires that a Notice of Public Hearing be published and a hearing be held by the City Commission before an additional millage rate, as defined by state law, can be levied by the City Commission; and

WHEREAS, MSA 7.24(5) (7) requires the City Commission to adopt a resolution establishing a maximum millage rate to be included in the Notice of Public Hearing.

NOW, THEREFORE, BE IT RESOLVED that the City Commission of the City of East Grand Rapids hereby established 15.784 per \$1,000.00 of valuation as the proposed maximum millage rate, subject to the adoption of a General Fund budget, for the fiscal year July 1, 1994 through June 30, 1995.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-324. Final Reading of ordinance amendments to Sections 8.701 of Chapter 87 of Title VIII, 9.102 of Chapter 95 of Title IX, 8.602 of Chapter 86 of Title VIII, 8.1, 8.2 and 8.4 of Chapter 80 of Title VIII, and 8.91, 8.92, 8.93, 8.94 and 8.99 of Chapter 84 of Title VIII of the Code of East Grand Rapids to adopt the 1993 BOCA National Building Code with amendments, the State Electrical and Plumbing Codes as amended by the State of Michigan, the 1993 BOCA National Fire Prevention Code by reference, and the 1993 BOCA Property Maintenance Code with amendments.

94-324-A. Bartman-Walton. That ordinance amendments to Sections 8.701 of Chapter 87 of Title VIII, 9.102 of Chapter 95 of Title IX, 8.602 of Chapter 86 of Title VIII, 8.1, 8.2 and 8.4 of Chapter 80 of Title VIII, and 8.91, 8.92, 8.93, 8.94 and 8.99 of Chapter 84 of Title VIII of the Code of East Grand Rapids to adopt the 1993 BOCA National Building Code with amendments, the State Electrical and Plumbing Codes as amended by the State of Michigan, the 1993 BOCA National Fire Prevention Code by reference, and the 1993 BOCA Property Maintenance Code with amendments, be introduced as set forth on Exhibit "A" attached hereto.

94-324-B. Walton-Williamson. To amend motion 94-324-A to delete Section 8.99 of Chapter 84 of Title VIII from the ordinance amendment, and to approve the remaining changes.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

Vote on original motion 94-324-A.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-325. Consideration of a request to award an addendum to the contract with Su-Purr Seal for the chip seal program with additional chip sealing of Boston Street from Breton Road to York Drive, and York Drive from Boston to Berwyck Street in the amount of \$5,273.00, and to authorize the City Services Department to perform the work of asphalt wedging in the amount of \$7,327.00 for materials prior to the application of the chip seal.

94-326-A. Frakie-Barton. That the request to award an addendum to the contract with Su-Purr Seal for the chip seal program with additional chip sealing of Boston Street from Breton Road to York Drive, and York Drive from Boston to Berwyck Street in the amount of \$5,273.00 to authorize the City Services Department to perform the work of asphalt wedging in the amount of \$7,327.00 for materials prior to the application of the chip seal, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-326. The quarterly financial report was received.

Commissioner Edison discussed certain cash flow issues regarding the Water/Sewer Fund.

94-327. The Building Inspection Report for the month of April, 1994 was received.

94-328. The Public Safety Report for the month of April, 1994 was received.

94-329. The meeting was adjourned subject to the call of the Mayor until June 6, 1994.

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held June 6, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None.

Also Present: City Manager Donovan; City Attorney Huff; Director of Public Safety Gallagher; Streets & Utilities Sup't Sterkenburg; Director of City Services Barager, Asst. Recreation Director Kline, Executive Secretary Austin

94-330.. The minutes of the regular meeting held May 16, 1994 were received as submitted.

94-331.. Mayor Deems advised of the following communications received:

(A) Letter from resident thanking Public Safety Officers Parker and Tetzlaff for their prompt and professional response to a traffic accident in front of his home.

94-332.. Bartman-Edison. That payroll disbursements in the amount of \$116,574.10, and total remaining disbursements in the amount of \$160,794.27, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and

Deems - 7

Nays: -0-

94-333.. Recognition, by Public Safety Chief Peter Gallagher, of Investigator Jim Pullen and the E.G.R. Public Safety Department. Investigator Pullen has been awarded the "Jim Hartman Crime Practitioner of the Year" Award by the West Michigan Crime Prevention Association. The Public Safety Department received a number of plaques from the Michigan Law Enforcement Officers Training Council for their participation in a film about seat belts.

94-334.. Presentation, by Jim Ferro, on behalf of the Grand Valley Metropolitan Council, of the Metropolitan Development Blueprint.

94-335.. A zoning variance hearing was held regarding the request of Mr. and Mrs. Terry Gleason, 2361 Burchard, to allow them to construct a garage 18' x 24' to be closer than 3'-0" to the side and rear lot line and closer than 10'-0" to the dwelling on the same lot.

Terry Gleason, 2361 Burchard, was present and spoke in favor of the variance request.

The following letter was received at City Hall regarding this variance request.

- Wilbur and Pauline Hamstreet, 2355 Burchard

In Favor

The mayor closed the public hearing.

94-335-A. Frakie-Williamson. That the zoning variance request of Mr. and Mrs. Terry Gleason, 2361 Burchard, to allow them to construct a garage 18' x 24' to be closer than 3'-0" to the side and rear lot line and closer than 10'-0" to the dwelling on the same lot, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-336.. Consideration of a request to adopt a resolution supporting the application by the City of Grand Rapids for the designation "Enterprise Community Zone."

94-336-A. Williamson-Frakie. That the resolution supporting the application by the City of Grand Rapids for the designation "Enterprise Community Zone", as set forth on Exhibit "A" attached hereto, be adopted.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-337.. Introduction of an ordinance amendment to Sections 2.83 and 2.83-1 of Chapter 24 of Title II of the Code of the City of East Grand Rapids pertaining to water and sewer rates.

94-337-A. Williamson-Walton. That an ordinance amending Sections 2.83 and 2.83-1 of Chapter 24 of Title II of the Code of the City of East Grand Rapids pertaining to water and sewer rates be introduced, as follows:

AN ORDINANCE TO AMEND SECTIONS 2.83 AND 2.83-1  
OF CHAPTER 24 OF TITLE II OF THE CODE OF  
THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 2.83 of Chapter 24 of Title II of the East Grand Rapids City Code is amended to read as follows:

"Sec. 2.83. Water Rates

Charges for water service shall be payable every three (3) months. The charge for water service shall be a total of the consumption rate of Two and 56/100 Dollars (\$2.56) per one thousand (1,000) gallons and the following quarterly meter service charge depending upon meter size:

<u>Meter Size</u> <u>(inches)</u>	<u>Charge</u>
1/2 - 3/4	\$ 34.55
1	58.74
1-1/4	120.93
1-1/2	120.93
2	231.50

3	518.27
4	932.88
6 & over	2,073.06"

Section 2. Section 2.83-1 of Chapter 24 of Title II of the East Grand Rapids City Code is amended to read as follows:

"Sec. 2.83-1. Sanitary Sewer Rates

Charges for sanitary sewer service shall be payable every three (3) months. The charge for sanitary sewer service shall be a total of the consumption rate of Two and 31/100 Dollars (\$2.31) per one thousand (1,000) gallons of water consumption, based on water consumption for either the current billable quarter or the preceding winter quarter of each user, whichever is less, and the following quarterly service charge depending on water meter size:

<u>Meter Size</u> <u>(inches)</u>	<u>Charge</u>
1/2 - 3/4	\$ 17.19
1	26.27
1-1/4	37.92
1-1/2	52.14
2	88.37
3	191.93
4	336.90
6 & over	751.08

For purposes of this section, the winter quarter shall mean the three-month period ending, as to each user, on the last day of January, February, or March preceding the billing date. If the city treasurer has reasonable cause to believe that the winter quarter water consumption of a particular user is not representative of actual sewage usage, the treasurer has discretion to determine water consumption without regard to actual consumption by either referring to the schedule of average water consumption for users of the same or similar sewage service requirements prepared by the city and on file at City Hall or by taking an average of previous consumption figures for the particular user. Any determination of water consumption by the city treasurer may be appealed by the user to the city commission. Such appeal shall follow the procedure set out in Section 9.4 of this Code."

Section 3. This ordinance shall be effective on \_\_\_\_\_.

Section 4. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-338.. Consideration of a request to award contract for July 4th fireworks to Melrose Pyrotechnics, Inc. in the amount of \$7,628.44.

94-338-A. Edison-Bartman. That the request to award contract for July 4th fireworks to Melrose Pyrotechnics, Inc. in the amount of \$7,628.44, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and  
Nays: -0-

Deems - 7

94-339.. Consideration of a request to award contract for replacement of nine overhead doors at Public Safety and Streets & Utilities Departments to Environmental Door Company in the amount of \$15,668.61.

94-339-A. Williamson-Bartman. That the request to award contract for replacement of nine overhead doors at Public Safety and Streets & Utilities Departments to Environmental Door Company in the amount of \$15,668.61, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-340.. Consideration of a request to award contracts for various items and playground equipment at the Manhattan Phase II project to Seavey Corp. in the amount of \$26,600; D.P. Hoffman in the amount of \$2,885; Play Environment in the amount of \$1,446; G.E. Supply in the amount of \$7,180; Ferguson Supply in the amount of \$1,583; Landscape Forms in the amount of \$6,970; Poligon/Seavey in the amount of \$13,645; and Cormier/Price & Co. in the amount of \$13,304 for a total of \$73,613.

94-340-A. Edison-Bartman. That the request to award contracts for various items and playground equipment at the Manhattan Phase II project to Seavey Corp. in the amount of \$26,600; D.P. Hoffman in the amount of \$2,885; Play Environment in the amount of \$1,446; G.E. Supply in the amount of \$7,180; Ferguson Supply in the amount of \$1,583; Landscape Forms in the amount of \$6,970; Poligon/Seavey in the amount of \$13,645; and Cormier/Price & Co. in the amount of \$13,304 for a total of \$73,613, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-341.. Consideration of a request to award a contract for the upgrading of the current computer system to Conway, Dierking & Hillman in the amount of \$2,000, Shareco Communications in the amount of \$4,152, Computer Network in the amount of \$2,259, Entre Computer Center in the amount of \$2,062.71, and Vermont Systems in the amount of \$1,435.00 for a total of \$11,908.71.

94-341-A. Williamson-Edison. That the request to award a contract for the upgrading of the current computer system to Conway, Dierking & Hillman in the amount of \$2,000, Shareco Communications in the amount of \$4,152, Computer Network in the amount of \$2,259, Entre Computer Center in the amount of \$2,062.71, and Vermont Systems in the amount of \$1,435.00 for a total of \$11,908.71, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

94-342.. Consideration of a request to set a public hearing date of June 20, 1994 on the special assessment roll of delinquent accounts totalling \$48,789.70.

94-342-A. Walton-Frakie. That the request to set a public hearing date of June 20, 1994, on the special assessment roll of delinquent accounts totalling \$48,789.70, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-343.. The minutes of the Planning Commission meeting held on May 10, 1994 were received.

94-344.. Kristen Bakker, reporter for the Cadence, informed the City Commission that she would no longer be working for the Cadence as she is moving to St. Louis, Missouri soon. She introduced Cherilyn DeVries who would be taking over as reporter in the East Grand Rapids area.

94-345.. Commissioner Edison thanked Public Safety Director Gallagher for his assistance with a situation which arose over the weekend.

94-346.. Commissioner Bartman asked everyone to remember the 50th anniversary of D-Day and to remember the veterans who fought for freedom. Commissioner Bartman also wished her son Casey a happy 9th birthday.

94-347.. Edison-Bartman. To add to the agenda, and to enter into, an executive session to discuss labor negotiations in accordance with Section 8(c) of the Open Meetings Act.

A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-348.. The meeting was adjourned subject to the call of the Mayor until June 20, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held June 20, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None.

Also Present: City Manager Donovan; Assistant City Attorney Bloom; Director of Public Safety Gallagher; Director of City Services Barager, Acting Treasurer Chambers, Executive Secretary Austin

94-349. The minutes of the regular meeting held June 6, 1994 were received as submitted.

94-350. Mayor Deems advised of the following communications received:

- (A) Letter from resident thanking PSO Pullen for his efforts in the community policing program.
- (B) Letter from resident commending PSO's Lark and Naumcheff for their assistance during an emergency.
- (C) Several thank you letters were received from elementary students thanking Building Inspector Sharon Conley for speaking to their class about smoke detectors and other safety measures.
- (D) A thank you card and commemorative pen was sent to each member of the Commission for the signing of the district library agreement.

94-351. Walton-Bartman. That payroll disbursements in the amount of \$114,360.09, and total remaining disbursements in the amount of \$280,306.08, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-352. A zoning variance hearing was held regarding the request of Mr. and Mrs. John Aouad, of Osta's Restaurant, 2228 Wealthy, to expand their restaurant to 1,100 sq. ft. usable space and provide only 5 off-street parking spaces.

Mr. Joe Grochowalski, architect for Osta's Restaurant, was present and spoke in favor of the variance request.

The mayor closed the public hearing.

94-352-A. Mehney-Edison. That the zoning variance request of Mr. and Mrs. John Aouad, of Osta's Restaurant, to expand their restaurant to 1,100 sq. ft. usable space and provide only 5 off-street parking spaces, be approved.

94-352-B. Walton-Edison. Motion to amend 94-352-A by attaching a provision putting the applicant and property owners on notice that the property may be assessed (via statutory procedure) a percentage of the costs involved in adding parking spaces in the future if it becomes necessary due to increased traffic at this location and in the area.

Yeas: Edison, Mehney, Walton, and Deems - 4

Nays: Bartman, Frakie, Williamson - 3

94-352-C. Mehney-Walton. Motion to amend 94-352-A to state that this variance is contingent on the signing of a lease with the property owner (i.e. the owner must consent to the variance) and is effective only for the two properties as one business so that if, in the future, the property is divided or altered, each business must meet the parking requirements separately.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: Bartman - 1

Vote on 94-352-A, as amended.

Yeas: Edison, Mehney, Walton, and Deems - 4

Nays: Bartman, Frakie, Williamson - 3

94-353. A Truth-In-Taxation public hearing was held. No public comment was made.

94-354. A public hearing was held pertaining to the General Fund budget for fiscal year 1994-95. No public comment was made.

94-355. A public hearing was held on the special assessment roll of delinquent accounts for placement on the July 1, 1994 tax roll.

Diane Northway, 1923 Wealthy, was present and asked that the \$200 in false alarm charges against her be waived because of a faulty alarm system that is now being replaced.

94-355-A. Williamson-Edison. That the special assessment roll of delinquent accounts totalling \$41,143.84 be certified and that these accounts be placed on the July 1, 1994 tax roll.

94-355-B. Mehney-Bartman. Motion to amend 94-355-A to waive charges against Diane Northway, 1923 Wealthy, because of the circumstances.

Yeas: Bartman, Mehney, and Deems - 3

Nays: Edison, Frakie, Walton, Williamson - 4

94-355-C. Edison-Bartman. Motion to withhold the matter of \$200 for Diane Northway of 1923 Wealthy, from the certified special assessment roll of delinquent accounts being placed on the 1994 tax roll until Chief Gallagher can investigate this claim and make a recommendation.

Yeas: Bartman, Edison, Mehney, and Deems - 4

Nays: Frakie, Walton and Williamson - 3

Vote on 94-355-A, as amended.

Yeas: Edison, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: Bartman - 1

94-356. Consideration of a request to approve a budget amendment in the amount of \$17,700 to balance expenditures in the Local Street Fund - Winter Maintenance Account.

94-356-A. Frakie-Bartman. That the budget amendment in the amount of \$17,700 to balance expenditures in the Local Street Fund - Winter Maintenance Account, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-357. Consideration of a request to award contracts for drainage materials at the Manhattan Phase II project to Etna Supply Co. in the amount of \$2,706.24; East Jordan Iron Works in the amount of \$876.00; and Vanderlind & Son in the amount of \$324.00 for a total of \$3,906.24.

94-357-A. Edison-Bartman. That the request to award contracts for drainage materials at the Manhattan Phase II project to Etna Supply Co. in the amount of \$2,706.24; East Jordan Iron Works in the amount of \$876.00; and Vanderlind & Son in the amount of \$324.00 for a total of \$3,906.24, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-358. Consideration of a request to approve a one and one-half year pension credit for Bill Rhodes at a cost of \$12,159 through a budget amendment to the Recreation Pension account.

94-358-A. Williamson-Bartman. That the request to approve a one and one-half year pension credit for Bill Rhodes at a cost of \$12,159 through a budget amendment to the Recreation Pension account, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

94-359. The schedule of City Commission meeting dates for FY 1993-94 was received.

94-360. The preliminary minutes of the Traffic Commission meeting held June 3, 1994 were received.

94-361. The Public Safety Report for the month of May, 1994 was received.

94-362. The Building Inspection Report for the month of May, 1994 was received.

94-363. Commissioner Williamson stated that the Art Fair held over the past weekend in Gaslight Village went very well.

Commissioner Bartman also stated how smoothly events over the weekend ran and commended Recreation Director Bill Rhodes and the City staff for their hard work. Commissioner Bartman also expressed that the City Commission should review ordinances which address parking requirements for any needed changes.

93-364. There was a recess of the regular City Commission meeting to conduct a FY 1993-94 budget work session.

93-365. The meeting was reconvened after the budget work session concluded.

93-366. Final reading of an ordinance amending Sections 2.83 and 2.83-1 of Chapter 24 of Title II of the Code of the City of East Grand Rapids pertaining to water and sewer rates.

94-366-A. Williamson-Bartman. That an ordinance amending Sections 2.83 and 2.83-1 of Chapter 24 of Title II of the Code of the City of East Grand Rapids pertaining to water and sewer rates be adopted, as set forth on Exhibit "A" attached hereto.

Yeas: Bartman, Edison, Mehney, Walton, Williamson and Deems-6

Nays: Frakie - 1

94-367. The regular meeting was adjourned subject to the call of the Mayor until July 5, 1994.

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City Clerk

UNOFFICIAL  
Reference Only

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Special Meeting Held June 20, 1994**

The meeting was called to order by Mayor Deems.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None.

Also Present: City Manager Donovan; Assistant City Attorney Bloom; Acting Treasurer Chambers;  
Executive Secretary Austin

94-368. Adoption of the the FY 1994-95 budget as presented, and setting a millage rate for the coming year.

94-368-A. Williamson-Bartman. To adopt the FY 1994-95 budget as presented, and continue the present millage rate of 15.356 for FY 1994-95.

Yeas: Bartman, Edison, Williamson - 3

Nays: Frakie, Mehney, Walton, and Deems - 4

94-368-B. Frakie-Walton. Motion to adopt the FY 1994-95 budget as presented, and adopt a new millage rate of 15.056, a reduction of 0.3.

Yeas: Frakie, Mehney, Walton, and Deems - 4

Nays: Bartman, Edison, Williamson - 3

94-369. The spcial meeting was adjourned.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held July 5, 1994**

The meeting was called to order by President Williamson.

Present: Coms. Bartman, Edison, Frakie, Mehney, Walton, Williamson

Absent: Mayor Deems

Also Present: City Manager Donovan; City Attorney Huff; Director of City Services Barager, Building Inspector Conley, Engineering Supervisor Kadzban, Appraiser Woolford, Executive Secretary Austin

95-1. The minutes of the regular and special meetings held June 20, 1994 were received as submitted.

95-2. President Williamson advised of the following communications received:

- (A) Letter from Mrs. Wilkinson commending PSO Tuttle on his performance of his patrol and thanked him for bringing a fire truck to a community block party.
- (B) Letter from Mrs. Jacobson thanking Chief Gallagher for his kindness after a death in their family.

City Manager Donovan reported that first interviews had taken place for the Finance Director position and he hoped to set up 2nd interviews soon.

Also, PSO VanPopering was injured while directing traffic following the fireworks on the 4th of July. He has had surgery for his injuries and should fully recover in time.

95-3. Bartman-Edison. That payroll disbursements in the amount of \$115,933.25, and total remaining disbursements in the amount of \$226,375.42, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6

Nays: -0-

95-4. A zoning variance hearing was held regarding the request of Mrs. Rosemary Denmark Murphy of 640 Manhattan Rd, to allow the creation of a non-conforming lot at 640 Manhattan Road by selling a portion of the lot at 640 Manhattan along with the adjoining parcel, 644 Manhattan Rd.

Commissioner Williamson advised of the following communications which were received at City Hall regarding this matter:

- Phone call from Calvin Dykman, 648 Manhattan, stating opposition to this variance.
- Phone call from John & Sandy Quick, 619 Manhattan, stating their approval of this variance.

Richard Murphy, 640 Manhattan Road, was present and spoke in favor of the variance request.

Art Spaulding, an attorney, was present and spoke on behalf of Dr. Calvin Dykman, 648 Manhattan, in opposition of the variance request.

Dr. Calvin Dykman, 648 Manhattan, was present and expressed his opposition to the variance request.

City Services Director Bill Barager presented maps which outlined the two lots in question and explained the three ways measurements could be taken by City staff including the cord, used by City staff, concentric and encompassing radi. Mr. Barager also answered questions from the Commission and from Mr. Murphy and Mr. Spaulding.

Commissioner Williamson closed the public hearing.

95-4-A. Mehney-\_\_\_\_\_. That the variance request of Mrs. Rosemary Denmark Murphy of 640 Manhattan Rd, to allow the creation of a non-conforming lot at 640 Manhattan Road by selling the adjoining parcel, 644 Manhattan Rd., be approved subject to site plan and landscaping plan approval.

Motion failed due to lack of a second.

95-4-B. Walton-\_\_\_\_\_. Motion to deny the variance request because under the concentric method of measuring, no variance is needed if the triangular piece of 640 Manhattan was not sold along with 644 Manhattan Road.

Motion failed due to lack of a second.

95-4-C. Edison-Bartman. That the variance request of Mrs. Rosemary Denmark Murphy of 640 Manhattan Rd, to allow the creation of a non-conforming lot at 640 Manhattan Road by selling a triangular portion of 640 Manhattan along with the adjoining parcel, 644 Manhattan Rd., be approved. This variance is solely for the triangular parcel since the concentric method of measuring is to be used in determining lot size and results in both lots being in conformance with the zoning ordinance.

Commissioner Edison reviewed the standards of approval found in the City code. He stated that all four conditions were met as follows:

1. The situation does not result from the actions of the applicant. The properties in question were platted/developed before the Murphys purchased either property;
2. Granting the variance would do substantial justice to the area since it would allow the construction of a home on 644 Manhattan which would not need to be placed close to the existing homes at 640 Manhattan and 648 Manhattan;
3. The lots in question are unique because of their location on the curve of Manhattan Road;
4. Compliance with the zoning ordinance would be unnecessarily burdensome since the remainder of the lot at 640 Manhattan after removing the triangular piece of land is still of substantial size (i.e. greater than 30,000 square feet).

95-4-D. Mehney-\_\_\_\_\_. Motion to amend 95-4-C to make the variance contingent upon

approval by the Commission of a site plan and landscaping plan to protect the privacy of neighboring lots.

Motion failed due to lack of a second.

Vote on 94-4-C.

Yeas: Bartman, Edison, Frakie, Mehney, and Williamson - 5

Nays: Walton - 1

95-5. Consideration of a request to award a contract for the Manhattan Phase II playground materials to Brink Wood Products in the amount of \$1,705.00; Standale Lumber in the amount of \$3,373.65; Shoemaker & Sons in the amount of \$10,080.50; and Seavey Corporation in the amount of \$1,190.00; for a total of \$16,349.15.

95-5-A. Edison-Bartman. That the request to award a contract for the Manhattan Phase II playground materials to Brink Wood Products in the amount of \$1,705.00; Standale Lumber in the amount of \$3,373.65; Shoemaker & Sons in the amount of \$10,080.50; and Seavey Corporation in the amount of \$1,190.00; for a total of \$16,349.15, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6

Nays: -0-

95-6. Introduction of ordinance amendment repealing Sections 8.603, 8.605, 8.606, and 8.607 of Chapter 86 of Title VIII of the Code of East Grand Rapids.

95-6-A. Bartman-Frakie. That the ordinance amendment repealing Sections 8.603, 8.605, 8.606, and 8.607 of Chapter 86 of Title VIII of the Code of East Grand Rapids, be introduced as follows:

AN ORDINANCE TO REPEAL SECTIONS 8.603,  
8.605, 8.606 AND 8.607 OF CHAPTER 86 OF TITLE VIII  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Sections 8.603, 8.605, 8.606, and 8.607 of Chapter 86 of Title VIII of the Code of the City of East Grand Rapids are hereby repealed.

Section 2. This Ordinance shall be effective on \_\_\_\_\_, 1994.

Section 3. This Ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6

Nays: -0-

95-7. Election of President of City Commission for fiscal year 1994-95.

95-7-A. Mehney-Walton. Motion to appoint Kent Williamson as President of the City Commission for the fiscal year 1994-95.

Yeas: Bartman, Edison, Frakie, Mehney, and Walton - 5

Nays: -0-

Abstain: Williamson - 1

95-8. Consideration of a request to approve the FY 1994-95 committee and commission appointments list.

95-8-A. Frakie-Bartman. That the committee and commission appointment lists for FY 1994-95 be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6

Nays: -0-

95-9. Mrs. Bonnie Caldemeyer, 977 Gladstone, was present and expressed her concern about the growing gypsy moth problem in East Grand Rapids. Mrs. Caldemeyer asked the Commission what the City's plans were for treating and containing the gypsy moths.

City Manager Donovan reported that the City staff is creating a list of the affected areas within the City based upon calls received from homeowners. Once the City can assess how widespread the problem is, options will be developed and brought before the City Commission for their review.

95-10. Commissioner Edison stated that a good time was had by all who attended the fireworks display and other events put on by the City over the holiday weekend.

Commissioner Bartman reported that the Planning Commission has asked for public comment at their next two meetings concerning a proposed new zoning district for parts of the City.

The City Manager requested an executive session to review his job performance.

95-11. Edison-Frakie. To enter into executive session to discuss the performance review of the City Manager, in accordance with Section 8(a) of the Open Meetings Act. A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton and Williamson - 6

Nays: -0-

95-12. The regular meeting was adjourned subject to the call of the Mayor until July 18, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Special Meeting Held July 13, 1994**

The meeting was called to order by President Williamson.

Present: Coms. Bartman, Edison, Frakie, Mehney, Williamson and Mayor Deems

Absent: Commissioner Walton

Also Present: City Manager Donovan

95-13. The City Commission met to interview the final candidate for the Finance Director position.

Ms. Laura VanderWall, of Kentwood, Michigan, answered questions from various members of the City Commission.

95-14. Edison-Frakie. Motion to confirm Laura VanderWall, of Kentwood, Michigan, as the Finance Director for the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6

Nays: -0-

95-15. It was determined that the City Manager should offer the position to Ms. VanderWall and discuss the pertinent details with her.

95-16. The meeting was adjourned subject to the call of the Mayor until July 18, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held July 18, 1994**

The meeting was called to order by President Williamson.

Present: Commisioners Bartman, Edison, Frakie, Mehney, Walton, Williamson

Absent: Mayor Deems

Also Present: City Manager Donovan; City Attorney Huff; Director of City Services Barager;  
Executive Secretary Austin

95-17. President Williamson informed everyone of the death of PSO VanPopering who was injured while directing traffic following the Fourth of July fireworks. A moment of silence was observed in the memory of PSO Bruce VanPopering.

95-18. The minutes of the regular meeting held July 5, 1994 were received as submitted.

95-19. Walton-Bartman. That payroll disbursements in the amount of \$126,517.89, and total remaining disbursements in the amount of \$226,972.97, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6

Nays: -0-

95-20. A zoning variance hearing was held regarding the request of Mr. William Doyle, 539 Manhattan Rd, to allow the construction of an addition to the front of the house and create a setback of 60.8' instead of the required 63.0'.

William Doyle, 539 Manhattan Road, was present and spoke in favor of the variance request.

Commissioner Williamson closed the public hearing.

95-20-A. Bartman-Frakie. That the variance request of Mr. William Doyle, 539 Manhattan Rd, to allow the construction of an addition to the front of the house and create a setback of 60.8' instead of the required 63.0', be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton and Williamson - 6

Nays: -0-

95-21. President Williamson advised that there had been questions raised about the zoning variance requested by Mr. and Mrs. Tom Wagner, 2438 Berwyck Road, to allow the installation of a privacy fence on their property line. Until these questions can be resolved, the City Commission would not be making a decision on the variance. President Williamson did ask for any residents that were present to give their views on this variance.

Jim Albert, owner of the adjoining lot at 2429 Arundel Road, was present and spoke against the variance request.

Commissioner Williamson closed the public hearing.

95-22. Consideration of a request to allow the installation of additional fiber optic cable by U.S. Signal in the City right-of-way along Wealthy Street, from Plymouth Avenue to the west city limits, subject to the same terms and conditions of the original agreement.

95-22-A. Bartman-Walton. That the request to allow the installation of additional fiber optic cable by U.S. Signal in the City right-of-way along Wealthy Street, from Plymouth Avenue to the west city limits, subject to the same terms and conditions of the original agreement, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6

Nays: -0-

95-23. Final Reading of ordinance amendment repealing Sections 8.603, 8.605, 8.606, and 8.607 of Chapter 86 of Title VIII of the Code of East Grand Rapids.

95-23-A. Walton-Edison. That the ordinance amendment repealing Sections 8.603, 8.605, 8.606, and 8.607 of Chapter 86 of Title VIII of the Code of East Grand Rapids, be introduced as follows:

AN ORDINANCE TO REPEAL SECTIONS 8.603,  
8.605, 8.606 AND 8.607 OF CHAPTER 86 OF TITLE VIII  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Sections 8.603, 8.605, 8.606, and 8.607 of Chapter 86 of Title VIII of the Code of the City of East Grand Rapids are hereby repealed.

Section 2. This Ordinance shall be effective on July 29, 1994.

Section 3. This Ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6

Nays: -0-

95-24. Consideration of a request to approve bids for purchase of copy paper for use in City offices to S.O.S. Office Supply in the amount of \$18.95 per case (standard size); S.O.S. Office Supply in the amount of \$25.55 per case (legal size); and C.W. Mills in the amount of \$21.25 per case (ledger size).

95-24-A. Walton-Bartman. That the request to approve bids for purchase of copy paper for use in City offices to S.O.S. Office Supply in the amount of \$18.95 per case (standard size); S.O.S. Office Supply in the amount of \$25.55 per case (legal size); and C.W. Mills in the amount of \$21.25 per case (ledger size), be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6

Nays: -0-

95-25. Consideration of a recommendation by the Personnel Committee to approve a 5% merit pay increase for the City Manager retroactive to July 1, 1994.

95-25-A. Frakie-Edison. That the recommendation by the Personnel Committee to approve a 5% merit pay increase for the City Manager retroactive to July 1, 1994, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, and Williamson - 6  
Nays: -0-

95-26. The preliminary minutes of the Planning Commission meeting held June 14, 1994 were received.

95-27. The preliminary minutes of the Traffic Commission meeting held July 1, 1994, were received.

95-28. The Public Safety Report for the month of June, 1994 was received.

95-29. The Building Inspection Report for the month of June, 1994 was received.

95-30. Commissioner Edison asked about the upcoming construction on Breton Road. Breton Road will be closed beginning on or about July 22, and will be closed for at least two weeks.

95-31. Frakie-Bartman. To enter into executive session to discuss pending litigation with the City Attorney pursuant to Section 8(e) of the Open Meetings Act and to discuss collective bargaining issues pursuant to Section 8(c) of the Open Meetings Act. A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton and Williamson - 6  
Nays: -0-

95-32. The regular meeting was adjourned subject to the call of the Mayor until August 1, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held August 1, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Mehney, Williamson and Mayor Deems

Absent: Commissioner Walton

Also Present: City Manager Donovan; City Attorney Huff; Recreation Director Rhodes; Engineering Supervisor Kadzban; Building Inspector Conley; Public Safety Director Gallagher; Executive Secretary Austin

95-33. The minutes of the special meeting held July 13, 1994 and the regular meeting held July 18, 1994 were received as submitted.

95-34. Bartman-Williamson. That disbursements to the County and Schools in the amount of \$231,642.44, payroll disbursements in the amount of \$117,617.01, and total remaining disbursements in the amount of \$93,869.80, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Williamson and Deems - 5

Nays: -0-

Commissioner Mehney arrived at this time.

95-35. The City Commission viewed a video tape entitled "Reeds Lake: How One Lake Formed A Small American City." The video was produced by EGR middle school students Ann Waddell, Hulda Grin and Mary Crawford. The Commission members complimented the students on their excellent work and requested a copy of the video for the Public Library.

95-36. A zoning variance hearing was held regarding the request of Mr. and Mrs. James Tornga, 1141 Kenesaw SE, to allow the construction of a gambrel style roof structure over their two-story home to create a third-story master suite.

Mr. James Tornga, 1141 Kenesaw SE, was present and spoke in favor of the variance request.

The following letters were received at City Hall regarding this variance request.

- Lucille Clements, 1140 Keneberry Way SE

Opposed

Mayor Deems closed the public hearing.

95-36-A. Bartman-Mehney. That the variance request of Mr. and Mrs. James Tornga, 1141 Kenesaw SE, to allow the construction of a gambrel style roof structure over their two-story home to create a third-story master suite, be approved.

Yeas: Bartman, Edison, Mehney, Williamson and Deems - 5

Nays: -0-

Abstain: Frakie - 1

95-37. A zoning variance hearing was held regarding the request of Mr. and Mrs. Dale Porter, 1165 Lakeside Drive, to allow the installation of a 6'-0" high wood fence on their south property line which abuts Hall Street.

Mr. Dale Porter, 1165 Lakeside Drive, was present and spoke in favor of the variance request.

The following letters were received at City Hall regarding this variance request.

- Roman Douglas, 2300 Hall Street	Opposed
- Mr. & Mrs. Mulvihill, 2247 Anderson	In Favor
- Mike & Christa Rhoades, 2217 Hall Street	Opposed
- Barry BeMent, 2252 Hall Street	Opposed

Mayor Deems closed the public hearing.

95-37-A. Williamson-Bartman. That the variance request of Mr. and Mrs. Dale Porter, 1165 Lakeside Drive, to allow the installation of a 6'-0" high wood fence on their south property line which abuts Hall Street, be denied for safety reasons.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6

Nays: -0-

95-38. Consideration of a request to adopt a resolution supporting the application of Diane Aouad and Nikki Cassis, d.b.a. Osta's Restaurant, for a Class C Liquor License.

Diane Aouad was present and spoke in favor of the request.

95-38-A. Mehney-Bartman. That the request to adopt a resolution supporting the application of Diane Aouad and Nikki Cassis, d.b.a. Osta's Restaurant, for a Class C Liquor License at 2228 Wealthy (indoor only), be adopted, as follows:

#### RESOLUTION

At a special meeting of the City Commission called to order by Mayor Deems on August 1, 1994 at 7:30 p.m., the following resolution was offered:

Moved by Commissioner Mehney and supported by Commissioner Bartman that the request from Diane M. Aouad and Nikki J. Cassis be considered for Approval "Above All Others"

City Manager Donovan explained that because the restaurant is located within 500 feet of the high school, the School Board had been notified of this request. School Superintendent James Morse has asked for additional time to consider this request at the School Board meeting on August 8, 1994, before giving any comment.

95-38-B. Frakie-Edison. Motion to table the request until the City Commission meeting on August 15, 1994 so that the East Grand Rapids School Board has the opportunity to comment on this matter.

Yeas: Bartman, Edison, Frakie, Williamson and Deems - 5

Nays: Mehney - 1

95-39. Consideration of a request to adopt a policy on ornamental streetlighting along Edgemere, Belvedere and Lake Point Drives.

The following people were present and expressed their support of keeping the existing streetlights:

- Sue Heggen, 551 Belvedere
- Bonnie Johnson, 416 Edgemere

95-39-A. Williamson-Frakie. That a policy be adopted to retrofit the existing light posts where the residents will pay for the additional cost over and above the standard modern Cobra lights installed in other neighborhoods.

City Attorney Huff explained a special assessment district will need to be created and the residents given the opportunity to voice their opinion at future meetings. This process will be started and brought back to the Commission for approval.

Yeas: Frakie, Mehney, Williamson and Deems - 4

Nays: Bartman, Edison - 2

95-40. Introduction of an ordinance approving a franchise agreement with Michigan Consolidated Gas Company.

95-40-A. Williamson-Frakie. That the ordinance amendment approving a franchise agreement with Michigan Consolidated Gas Company, be introduced as set forth in Exhibit "A" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6

Nays: -0-

95-41. Consideration of a request to approve a contract for animal control services with Kent County.

95-41-A. Edison-Bartman. That the request to approve a contract for animal control services with Kent County, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6

Nays: -0-

95-42. Consideration of a request to adopt a policy concerning the method of measuring lot size square footage.

95-42-A. Edison-Bartman. That the City Commission endorse the concentric method in the measuring of lot size square footage.

Yeas: Bartman, Edison, Frakie, Mehney, and Deems - 5

Nays: Williamson - 1

Commissioner Edison asked City staff to review the current zoning ordinances to determine if any amendments need to be made in light of this decision.

95-43. Consideration of a request to approve bids for t-shirts and sweatshirts for fall recreation programs.

95-43-A. Williamson-Edison. That the request to award bids for purchase of t-shirts and sweatshirts for fall recreation programs to Studio Ink in the amount of \$3,677.52, and to R.T. Brown in the amount of \$512.78 for a total of \$4,190.30, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6  
Nays: -0-

95-44. Consideration of a request to approve the purchase of three vehicles for the Public Safety Department.

95-44-A. Bartman-Edison. That the purchase of three vehicles for the Public Safety Department from Berger Chevrolet in the amount of \$53,964.05 and extended warranty packages in the amount of \$990.00 for a total of \$54,954.05, and the disposal of four vehicles by sealed bid sale, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6  
Nays: -0-

95-45. Commissioner Edison commended the Recreation Department staff on the excellent Safety Town program being run this summer.

95-46. Williamson-Mehney. To enter into an executive session to discuss pending labor negotiations with the City Attorney pursuant to Section 8(c) of the Open Meetings Act. A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6  
Nays: -0-

95-47. The regular meeting was adjourned subject to the call of the Mayor until August 15, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held August 15, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; Assistant City Attorney Bloom; City Services Director Baragar; Public Safety Director Gallagher; Finance Director VanderWall; Executive Secretary Austin

95-48. Bartman-Edison. To enter into an executive session to discuss pending labor negotiations with the City Attorney pursuant to Section 8(c) of the Open Meetings Act. A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

The executive session was adjourned in order to hold the regularly scheduled City Commission meeting.

95-49. The minutes of the regular meeting held August 1, 1994 were received as submitted.

95-50. Mayor Deems advised of the following communications received:

- (A) A thank-you note from Mrs. VanPopering thanking the City for their kindness following the death of her husband, PSO Bruce VanPopering.

95-51. Williamson-Bartman. That disbursements to the County and Schools in the amount of \$545,526.27, payroll disbursements in the amount of \$114,646.58, and total remaining disbursements in the amount of \$436,123.68, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-52. A zoning variance hearing was held regarding the request of Mr. and Mrs. Themis Fotieo, 904 Plymouth Road, to allow the construction of an addition to the garage creating a setback of 3'-0" rather than the minimum of 10'-0".

Mr. Themis Fotieo, was present and spoke in favor of the variance request.

Sandy Martin, 856 Plymouth, was present expressed her concern about the close proximity of the garage and inquired whether the garage couldn't be built in the back.

The following letters were received at City Hall regarding this variance request.

- Mark Levandoski, 900 Santa Barbara	In Favor
- Thomas Fox, 942 Plymouth	In Favor
- Joseph Martin, 856 Plymouth	Opposed

Mayor Deems closed the public hearing.

95-51-A. Walton-Edison. That the request of Mr. and Mrs. Themis Fotieo, 904 Plymouth Road, to allow the construction of an addition to the garage creating a setback of 3'-0" rather than the minimum of 10'-0", be denied because of the resulting close proximity to the neighboring house.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-53. Consideration of a request to adopt a resolution supporting the application of Diane Aouad and Nikki Cassis, d.b.a. Osta's Restaurant, for a Class C Liquor License at 2228 Wealthy SE. This is a matter tabled at the City Commission meeting of August 1, 1994.

City Manager Donovan explained that the East Grand Rapids School Board had met on August 8, 1994 and discussed this request because the restaurant is within 500 feet of the high school. The School Board had no opposition to this request providing liquor did not leave the premises.

95-38-A. Mehney-Bartman. That the request to adopt a resolution supporting the application of Diane Aouad and Nikki Cassis, d.b.a. Osta's Restaurant, for a Class C Liquor License at 2228 Wealthy (indoor only), be adopted, as set forth in Exhibit "A" attached hereto.

Vote on 95-38-A.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-54. Consideration of a request to approve aerial spraying in the spring of 1995 for containment of gypsy moth infestation.

The following people were present and expressed their support of aerial spraying:

- Judge Sara Smolenski, 1111 Monterey
- Bonnie Caldemeyer, 977 Gladstone
- Doris Schmidt, 1041 San Lucia
- Marcia Exelby, 976 Cambridge

Scott VanWyk of Portenga Tree Service, was present and answered questions from the Commission about the effectiveness and details of spraying with BT (*Bacillus thuringiensis*).

95-53-A. Mehney-Williamson. That the City staff be directed to investigate an aerial spraying program for the spring of 1995 and bring back a proposal to the City Commission for approval.

95-53-B. Bartman-Walton. To amend motion 95-53-A to specify the use of BT as the product to be sprayed.

Yeas: Bartman, Walton

Nays: Edison, Frakie, Mehney, Williamson, Deems

Vote on 95-53-A.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

Commissioner Edison suggested that the City Commission adopt a resolution asking the City of Grand Rapids to participate in the spraying program next spring.

95-55. Consideration of a request to adopt a resolution directing the City Manager to provide plans and specifications, including an estimate of cost, regarding the proposed improvement for ornamental streetlighting along Edgemere, Belvedere and Lake Point Drives.

City Manager Donovan informed the Commission that a significant portion of the necessary funds had been voluntarily collected from the homeowners of the neighborhood in question, and he asked for the authority to proceed with this voluntary collection rather than initiate the special assessment district procedure.

95-54-A.Frakie-Bartman. That the City Manager be given the authority to proceed with the voluntary collection of funds from homeowners rather than initiate the special assessment district procedures.

Yeas: Bartman, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: Edison - 1

95-56. Consideration of a request to approve a new regulation creating a unified fee for solid waste and recyclable collections.

The City Commission discussed the request to approve a new regulation by the City Manager creating a unified fee for solid waste and recyclable collections, as follows:

Regulation No. 3: Every waste hauler licensed in East Grand Rapids must provide every customer with the collection, transportation and disposition of both solid waste and source separated materials other than yard rubbish which are specified by the director (recyclables), and shall charge customers a unified fee for this service. This regulation does not prohibit a licensed waste hauler from subcontracting with another licensed waste hauler for the collection, transportation and/or disposition of solid waste or recyclables so long as the customer is only charged a unified fee.

Assistant City Attorney Bloom stated that under Code Sections 2.5 and 2.9, the regulation would take affect automatically if the City Commission takes no action. The City Commission opted to take no action on this request.

Commissioner Williamson requested that the City Manager delay implementation of the new regulation until January 1, 1995 to better coordinate matters with the waste haulers.

Mayor Deems asked the City Staff to investigate the use of City streets to transfer rubbish from one truck to another by the waste haulers who are parking in one spot for several hours.

95-57. Introduction of an ordinance amending Section 2.3 of Chapter 21 of Title II of the Code of the City of East Grand Rapids regulating the storage of source separated materials to require back door storage and pick up and an amendment eliminating the description of types of containers and weight limits which can be used for storing solid waste.

95-56-A. Williamson-Edison. That an ordinance amending Section 2.3 of Chapter 21 of Title II of the Code of the City of East Grand Rapids regulating the storage of source separated materials to require back door storage and pick up and an amendment eliminating the description of types of containers and weight limits which can be used for storing solid waste, be introduced as set forth in Exhibit "B" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-58. Final reading of an ordinance approving a franchise agreement with Michigan Consolidated Gas Company.

95-57-A. Frakie-Bartman. That the ordinance approving a franchise agreement with Michigan Consolidated Gas Company, be adopted as set forth in Exhibit "C" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-59. Consideration of a request to approve additional appointments to the Recreation Commission for FY 1994-95.

95-58-A. Edison-Bartman. That the request to approve the additional appointments of Julie Harrett and Joanie Snyder to the Recreation Commission, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-60. Consideration of a request to approve a contract for replacement of mobile radar units for the Public Safety Department.

95-59-A. Williamson-Bartman. That the request to approve a contract for replacement of mobile radar units for the Public Safety Department, be approved.

95-59-B. Edison-Frakie. Motion to table 95-59-A until the Public Safety Department can further investigate the cost of these items in light of a new State bid program.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6  
Nays: Walton - 1

95-61. Consideration of a request to approve a contract for the purchase of R/V type generator for Fire Truck #21 for the Public Safety Department.

95-61-A. Williamson-Frakie. That the request to approve a contract to Nickel Equipment Co. in the amount of \$3,052.00, for the purchase of R/V type generator for Fire Truck #21, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-62. The preliminary minutes of the Planning Commission meeting held July 12, 1994 were received.

95-63. The Public Safety Report for the month of July, 1994 was received.

95-64. The Building Inspection Report for the month of July, 1994 was received.

95-65. Mayor Deems introduced Laura VanderWall as the new Finance Director for the City of East Grand Rapids and welcomed her to the City.

95-66. The regular meeting was adjourned subject to the call of the Mayor until September 6, 1994.

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City Clerk

Attachments: A - Resolution for Osta's Liquor License  
B - Ordinance (Storage of Recyclables)  
C - Ordinance (Michcon Franchise Agreement)

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held September 6, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Baragar; Public Safety Director Gallagher; Finance Director VanderWall; Streets & Utilities Sup't Sterkenburg; Assessor Woolford; Building Inspector Conley; Executive Secretary Austin

95-67. The minutes of the regular meeting held August 15, 1994 were received as submitted.

95-68. Bartman-Edison. That disbursements to the County and Schools in the amount of \$2,268,452.65, payroll disbursements in the amount of \$141,754.82, and total remaining disbursements in the amount of \$532,800.85, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-69. A zoning variance hearing was held regarding the request of Mrs. Joanne Hoag of 2545 Hall Street to allow the installation of a fence along her rear property line with the front side toward her yard.

Mrs. Joanne Hoag was present and spoke in favor of the variance request.

Commissioner Mehney arrived at this time.

The following phone call was received at City Hall regarding this variance request.

- Mr. VanDis, 2541 Beechwood

In Favor

Mayor Deems closed the public hearing.

95-69-A. Walton-Frakie. That the request of Mrs. Joanne Hoag of 2545 Hall Street to allow the installation of a fence along her rear property line with the front side toward her yard, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-70. A zoning variance hearing was held regarding the request of Ms. Elizabeth Hewitt of 2885 Lake Drive to allow the installation of a 6'-0" high wood privacy fence at approximately 2'-0" to the street right-of-way rather than the required 15'-0" setback.

Mr. Richard Mondou, 2885 Lake Drive, was present and spoke in favor of the variance request on behalf of himself and Ms. Hewitt.

The following phone calls were received at City Hall regarding this variance request.

- Laurie Beard, 2912 Beechwood

Opposed

- Linda & Craig Pell, 2863 Beechwood

In Favor

Mayor Deems closed the public hearing.

95-70-A. Edison-Bartman. That the request of Elizabeth Hewitt of 2885 Lake Drive to allow the installation of a 6'-0" high wood privacy fence at approximately 2'-0" to the street right-of-way rather than the required 15'-0" setback, be denied.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-70-B. Edison-Mehney. To waive the \$75 application fee if Ms. Hewitt submits a new variance application with modified plans.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-71. A zoning variance hearing was held regarding the request of Mr. and Mrs. William Kinsman of 2504 Arundel to allow the installation of a 6'-0" wood privacy fence at 6'-0" from the Norfolk Road right-of-way instead of the required 15'-0".

Mr. Bill Kinsman was present and spoke in favor of the variance request.

Mayor Deems closed the public hearing.

95-71-A. Williamson-Edison. That the request of Mr. and Mrs. William Kinsman of 2504 Arundel to allow the installation of a 6'-0" wood privacy fence at 6'-0" from the Norfolk Road right-of-way instead of the required 15'-0", be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-72. Consideration of a request by Mr. and Mrs. Tom Wagner of 2438 Berwyck to vacate a portion of the City right-of-way along Melrose Road (now Arundel Road) to allow the installation of a privacy fence.

95-72-A. Williamson-Bartman. That a resolution setting a hearing date of October 3, 1994, to consider the request to vacate a portion of the City right-of-way along Melrose Road be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-73. Consideration of a request to adopt a resolution directing the staff to begin vacating a portion of Reeds Lake Blvd. and retaining an easement for a walk/bike path.

The following people were present and expressed their views concerning the vacating of a portion Reeds Lake Boulevard:

- Edgar Orr, 2951 Bonnell  
Concerned
- Bill Malpass, 2929 Bonnell  
Concerned
- Erwin Clahassay, 3037 Mary  
Opposed
- Patty Stokes, 2905 Bonnell  
Favor In
- Paul Richards, 3111 Bonnell  
Concerned
- Jim Vermeulen, 341 Somerset NE  
Concerned In
- Bob Stokes, 2905 Bonnell  
Favor In

Commissioner Walton asked the City Attorney to investigate the requirements of the Americans with Disabilities Act (ADA) on the walk/bike path which would be maintained by the City.

95-73-A. Williamson-Bartman. That a resolution directing the staff to begin vacating a portion of Reeds Lake Blvd. and retaining an easement for a walk/bike path, be adopted as set forth in Exhibit "B" attached hereto.

Yeas: Bartman, Mehney and Williamson - 3  
Nays: Edison, Frakie, Walton and Deems - 4

95-73-B. Frakie-Edison. To direct staff to prepare informational materials on vacating a portion of Reeds Lake Blvd. and retaining an easement for a walk/bike path, and bring these materials back to the City Commission.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-74. Final reading of an ordinance amending Section 2.3 of Chapter 21 of Title II of the Code of the City of East Grand Rapids regulating the storage of source separated materials to require back door storage and pick up and to eliminate the description of types of containers and weight limits which can be used for storing solid waste.

95-74-A. Williamson-Bartman. That an ordinance amending Section 2.3 of Chapter 21 of Title II of the Code of the City of East Grand Rapids regulating the storage of source separated materials to require back door storage and pick up and to eliminate the description of types of containers and weight limits which can be used for storing solid waste, be adopted as set forth in Exhibit "C" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-75. Consideration of a request to adopt a resolution and tolling order providing a review of cable television rates.

95-75-A. Bartman-Williamson. That a resolution and tolling order providing a review of cable television rates be adopted as set forth in Exhibit "D" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-76. Consideration of a request to appoint Matt Woolford as City Assessor.

95-76-A. Walton-Mehney. That Matt Woolford be appointed as City Assessor.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-77. Consideration of a request to approve a contract for crack and joint repair of various streets within the City of East Grand Rapids.

95-77-A. Williamson-Bartman. That the request to award a contract to Thompson Asphalt in the amount of \$20,000.00 for crack and joint repair of various City streets, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-78. Consideration of a request to approve a contract for the purchase of eleven mobile data terminals for the Public Safety Department.

95-78-A. Edison-Bartman. That the request to award a contract with Motorola Corporation in the amount of \$59,295.00 for the purchase of mobile data terminals be approved, and that a budget amendment of \$39,300.00 from the undesignated drug seizure funds, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-79. Consideration of a request to ratify the payment for the emergency repair of the Greenwood Lift Station.

95-79-A. Williamson-Frakie. That the payment of \$2,780.00 to General Heating and Cooling for the emergency repair of the Greenwood Lift Station, be ratified.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7  
Nays: -0-

95-80. Consideration of a request to approve repairs to the front-end loader used by the Streets & Utilities Department.

95-80-A. Williamson-Edison. That the payment of \$4,590.00 to Wolverine Tractor and Equipment for repairs to the front-end loader used by the Streets & Utilities Department, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-81. Mrs. Hoag asked if she would receive written notification that her variance request had been granted. Building Inspector Conley will send this out to Mrs. Hoag.

95-82. Commissioner Walton noted how nice the Arundel Road plat looks now that there are several homes on the street.

Commissioner Edison commended the Recreation Department on the birthday party program they have available which his family recently utilized. He also stated that Manhattan Park was near completion and everything looked great.

Commissioner Bartman informed the commission that residents were very pleased with the work of City crews over the summer months in the maintenance of parkways and boulevards and in the construction projects which took place.

95-83. Williamson-Edison. To enter into an executive session to discuss pending litigation with the City Attorney pursuant to Section 8(e) of the Open Meetings Act. A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-84. The regular meeting was adjourned subject to the call of the Mayor until September 19, 1994.

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City Clerk

Attachments: A - Resolution on vacating right-of-way on Melrose  
B - Resolution on vacating Reeds Lake Blvd.  
C - Ordinance amending storage of recyclables  
D - Resolution and Tolling Order for cable rates

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held September 19, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Walton, Williamson and Mayor Deems

Absent: Commissioner Mehney

Also Present: City Attorney Huff; Public Safety Director Gallagher; Recreation Director Rhodes; Engineering Supervisor Kadzban; Finance Director VanderWall; Streets & Utilities Sup't Sterkenburg; Executive Secretary Austin

95-85. The minutes of the regular meeting held September 6, 1994 were received as submitted.

95-86. Mayor Deems advised of the following communications received:

- (A) Letter from resident thanking PSO Parker and PSO Tetzlaff for their assistance when she locked her keys inside her car.

95-87. Williamson-Bartman. That disbursements to the County and Schools in the amount of \$75,581.89, payroll disbursements in the amount of \$86,210.35, and total remaining disbursements in the amount of \$291,069.61, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-88. Consideration of a request to adopt a "Resolution Defining A Day Of Work For Retirement Purposes."

95-88-A. Frakie-Walton. That the "Resolution Defining A Day Of Work For Retirement Purposes," as set forth in Exhibit "A" attached hereto, be adopted.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-89. Consideration of a request to adopt a "Resolution To Exclude Temporary Employees From Membership In MERS."

95-89-A. Williamson-Frakie. That the "Resolution To Exclude Temporary Employees From Membership In MERS," as set forth in Exhibit "B" attached hereto, be adopted.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-90. Consideration of a request to award a contract for 1994/95 Ski Club Bus Service.

95-80-A.Edison-Bartman. That the request to award a contract to G & M Coaches in the amount of \$250 per unit and \$75 bus show-up fee for Ski Club bus service for the 1994/95 season, be approved.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-91. Consideration of a request to award a contract for the purchase of mobile radar units for the Public Safety Department.

95-91-A.Williamson-Bartman. That the request to award a contract to Decatur Electronics, Inc., in the amount of \$2,835.00 for the purchase of three mobile radar units for the Public Safety Department, be approved.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-92. Consideration of a request to adopt a resolution authorizing Consumers Power Company to install streetlights and power poles on Reeds Lake Blvd. and Lake Drive at Bagley Avenue at a total cost of \$400.

95-92-A.Bartman-Edison. That a resolution authorizing Consumers Power Company to install streetlights and power poles on Reeds Lake Blvd. and Lake Drive at Bagley Avenue at a total cost of \$400, as set forth in Exhibit "C" attached hereto, be adopted.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-93. Consideration of a request to award a contract for moving of the polygon structure at Manhattan Recreation Area.

95-93-A.Edison-Bartman. That the request to award a contract to Robinson Cartage Co. in the amount of \$4,500.00 to dismantle, move and re-install the polygon structure at Manhattan Recreation area, be approved.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-94. The preliminary minutes of the Traffic Commission meeting held September 2, 1994 were received. No action was taken on the motion by the Traffic Commission to retain Mr. Savage.

95-95. The preliminary minutes of the Library Commission meeting held May 24, 1994 were received.

Commissioner Frakie asked that Mr. Ken Parrish be asked to make a presentation at a future City Commission meeting to give an update on the new District Library.

95-96. The preliminary minutes of the Planning Commission meeting held August 9, 1994 were received.

95-97. The Public Safety Report for the month of August, 1994 was received.

95-98. The Building Inspection Report for the month of August, 1994 was received.

95-99. Commissioner Edison stated the Recreation Commission had recently discussed the issue of jet-skis on Reeds Lake and the newest vehicle called a wave runner. Chief Gallagher stated that because the exhaust system on wave runners was below the water level, they do not present the same noise problem that jet-skis pose. The City ordinance does not apply to wave runners.

95-100. The regular meeting was adjourned subject to the call of the Mayor until October 3, 1994.

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City Clerk

c:\wp51\minutes.cc

Attachments: A - Resolution Defining A Day of Work For MERS

B - Resolution Excluding Temporary Employees From Membership in MERS

C - Resolution authorizing Consumers Power to install streetlights

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held October 3, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Walton, Williamson and Mayor Deems

Absent: Commissioner Mehney

Also Present: City Manager Donovan; City Attorney Huff; Engineering Supervisor Kadzban; City Services Director Baragar; Building Inspector Conley; Finance Director VanderWall; Executive Secretary Austin

95-101. The minutes of the regular meeting held September 19, 1994 were received as submitted.

95-102. Mayor Deems advised of the following communications received:

(A) Letter from Kathy Kuhn, Chairperson of the Kent County Commissioners, inviting participation in the various committees of the County. Anyone interested should contact Mayor Deems or Chairperson Kuhn.

95-103. Walton-Bartman. That payroll disbursements in the amount of \$200,989.88, and total remaining disbursements in the amount of \$283,267.32, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-104. A public hearing was held on the request to vacate a portion of Melrose Road (now Arundel) right-of-way.

The following persons were present and expressed their views concerning this request:

- Tom Wagner, 2438 Berwyck Road	In Favor
- Mark Sanders, Realtor for Mr. Wagner	In Favor

95-104-A. Walton-Edison. That a resolution vacating the right-of-way along Arundel Road, be adopted as set forth in Exhibit "A" attached hereto.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-105. A zoning variance hearing was held regarding the request of Mr. and Mrs. Tom Wagner, 2438 Berwyck Road, to allow the installation of a 6'-0" wood privacy fence abutting the street right-of-way instead of the required distance of 15'-0".

Mr. Tom Wagner, 2438 Berwyck Road, was present and spoke in favor of the variance request.

The following persons were present and expressed their views regarding the variance request:

- Werner Pape, 2426 Arundel Road Opposed

Mayor Deems advised of the following communications which were received at City Hall regarding this matter:

- Philip & Lynne Brower, 2433 Berwyck In Favor  
- Werner Pape, 2426 Arundel Opposed  
- Jim Albert, owner of 2429 Arundel (resolved) Opposed  
- Jeffrey Baker, 1717 York Drive  
Opposed

Mayor Deems closed the public hearing.

95-105-A. Edison-Bartman. That the request of Mr. and Mrs. Tom Wagner, 2438 Berwyck Road, to allow the installation of a 6'-0" wood privacy fence abutting the street right-of-way instead of the required distance of 15'-0", be approved.

Yeas: Bartman, Edison, Frakie, Walton, and Deems - 5  
Nays: Williamson - 1

95-106. A zoning variance hearing was held regarding the request of Mr. Michael Hoffman, owner of 2226/2228 Wealthy Street to allow a retail shop with 600 sq. ft. of useable space and provide one parking space instead of the six that are required by ordinance.

Mr. Michael Hoffman, 2135 Wealthy, was present and spoke in favor of the variance request.

Mayor Deems closed the public hearing.

95-106-A. Bartman-Walton. That the request of Mr. Michael Hoffman, owner of 2226/2228 Wealthy Street, to allow a retail shop with 600 sq. ft. of useable space and provide one parking space instead of the six that are required by ordinance, be approved subject to the condition that the use be limited to the specific "coffee shop" use with no more than 600 sq. ft. of useable space.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6  
Nays: -0-

95-107. A zoning variance hearing was held regarding the request of Mr. Hollis Baker, 330 Plymouth Road SE, to allow an addition to the rear of the existing garage to be 4'-0" from the property line instead of the 10'-0" required and the total of the two side yards to be 23'-0" instead of the 24'-0" required.

Mr. Hollis Baker, 330 Plymouth Road SE, was present and spoke in favor of the variance request.

Mayor Deems advised of the following communications which were received at City Hall regarding this matter:

- Thomas S. Tabor, 375 Plymouth Road In Favor

Mayor Deems closed the public hearing.

95-107-A. Williamson-Frskie. That the request of Mr. Hollis Baker, 330 Plymouth Road SE, to allow an addition to the rear of the existing garage to be 4'-0" from the property line instead of the 10'-0" required and the total of the two side yards to be 23'-0" instead of the 24'-0" required, be approved.

Yeas: Bartman, Edison, Frskie, Walton, Williamson and Deems - 6  
Nays: -0-

95-108. A zoning variance hearing was held regarding the request of Mr. and Mrs. Dale Porter, 1165 Lakeside Drive SE, to allow the installation of a 6'-0" wood privacy fence approximately 4'-0" from the right-of-way instead of the required 15'-0".

Mr. Dale Porter, 1165 Lakeside Drive SE, was present and spoke in favor of the variance request.

The following persons were present and expressed their views regarding the variance request:

- Victoria Porter, 1165 Lakeside Drive In Favor

Mayor Deems advised of the following communications which were received at City Hall regarding this matter:

- Roman A. Douglas, 2300 Hall Street	Opposed
- Mr/Mrs T.D. Mulvihill, 2247 Anderson	In Favor
- Mike & Christa Rhoades, 2217 Hall Street	Opposed
- Barry BeMent, 2252 Hall Street	Opposed
- Linda Robinson, 2235 Hall Street	In Favor
- Petition (21 residents) collected by Dale Porter	In Favor

Mayor Deems closed the public hearing.

95-108-A. Bartman-Walton. That the request of Mr. and Mrs. Dale Porter, 1165 Lakeside Drive SE, to allow the installation of a 6'-0" wood privacy fence approximately 4'-0" from the right-of-way instead of the required 15'-0", be approved.

Yeas: Bartman, Edison, Frskie, Walton, Williamson and Deems - 6  
Nays: -0-

95-108-B. Bartman-Williamson. To waive the \$75 application fee for this variance request.

Yeas: Bartman, Edison, Frskie, Walton, Williamson and Deems - 6  
Nays: -0-

Commissioners Bartman and Williamson suggested that City staff investigate the possibility of using a permit system to approve fence variances when staff ascertains there are no site distance or safety concerns.

95-109. A public hearing was held pertaining to the City's review of TCI Cablevision of West Michigan's proposed schedule of rates for the basic cable television service.

Jim Mosher and Cindy Rosloniec of TCI Cable were present and offered to answer any questions the Commission or residents had.

Geoffrey Hughes, 260 Hodenpyl Drive, was present and expressed his displeasure with CSPAN-II being taken off the air and other programming decisions such as too many religious broadcasting channels, CNBC not being shown, and WKBW not being shown.

Mayor Deems advised of the following communications which were received at City Hall regarding this matter:

- Resident: takes too long to get through on the phone.
- Resident: billing system does not allow enough time to pay.
- Resident: request for Sci-Fi channel.

Mayor Deems closed the public hearing.

95-110. Consideration of a request to adopt a grievance procedure for handling complaints in accordance with the Americans with Disabilities Act and to appoint William Baragar, Director of City Services, or his designee as the A.D.A. Coordinator for the City.

95-110-A. Williamson-Walton. That the request to adopt a grievance procedure for handling complaints in accordance with the Americans with Disabilities Act and to appoint William Baragar, Director of City Services, or his designee as the A.D.A. Coordinator for the City, be approved as set forth in Exhibit "B" attached hereto.

95-110-B. Williamson-Walton. To amend motion 95-110-A so that the resolution provides 56 days for the complainant to notify the City of the alleged violation.

Vote on 95-110-B.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6  
Nays: -0-

Vote on 95-110-A, as amended.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6  
Nays: -0-

95-111. Introduction of an ordinance amending Section 9.28 of Chapter 91 of Title IX of the Code of the City of East Grand Rapids to allow prosecution of property owners violating the Grass and Noxious Weeds Ordinance.

95-111-A. Williamson-Bartman. That the ordinance amendment to Section 9.28 of Chapter 91 of Title IX of the Code of the City of East Grand Rapids allowing prosecution of property owners violating the Grass and Noxious Weeds Ordinance, be introduced as follows:

AN ORDINANCE TO AMEND SECTION 9.28  
OF CHAPTER 91 OF TITLE IX  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 9.28 of Chapter 91 of Title IX of the Code of the City of East Grand Rapids is amended to read as follows:

"Section 9.28 Penalty for Violation. Any person who shall fail to comply with Section 9.24 or 9.25 of this Chapter shall be subject to the penalties for an ordinance violation provided in Section 1.13 of this Code without regard to the right of the City to proceed under Section 9.26. After the issuance of a citation, actions by the owner, occupant, or the City to bring the property into compliance with Section 9.24 or 9.25 shall not constitute a defense to prosecution for a violation issued pursuant to this Section."

Section 2. This ordinance shall be effective October \_\_\_\_\_, 1994.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-112. Consideration of a request to award a contract for purchase of computer software for the Assessor's Office.

95-112-A. Williamson-Walton. That the request to award a contract to BS&A Software Company for the Equalizer Mass Appraisal Software Package and scanner in the amount of \$3,335.00, be approved with the approval of the scanner being contingent of staff confirming that a new scanner is necessary.

Yeas: Bartman, Edison, Frakie, Walton, Williamson and Deems - 6

Nays: -0-

95-113. The preliminary minutes of the Joint Facilities Committee meetings held July 19, 1994 and September 22, 1994 were received.

Commissioner Edison suggested that bylaws or an agreement be developed for the Joint Facilities Committee that required a quorum be present from each side before decisions are made at these meetings.

95-114. Commissioner Bartman invited everyone to the "Snowplow Roadeo" competition taking place on Thursday, October 6 at Pinery Park in Wyoming.

Commissioner Edison reported on the progress at Manhattan Recreation area. The playground equipment has been installed and should be ready for children soon.

Commissioner Frakie congratulated Sherri Donovan on her new part-time teaching position.

95-115. The regular meeting was adjourned subject to the call of the Mayor until October 17, 1994.

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City Clerk

Attachments: A - Resolution vacating Melrose Road right-of-way  
B - ADA Grievance Procedure

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held October 17, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; City Services Director Baragar; Finance Director VanderWall; Streets & Utilities Sup't Sterkenburg; Building Inspector Conley; Executive Secretary Austin

95-116. The minutes of the regular meeting held October 3, 1994 were received as submitted.

95-117. Williamson-Bartman. That disbursements to the County and Schools in the amount of \$38,218.54, payroll disbursements in the amount of \$130,119.34, and total remaining disbursements in the amount of \$85,289.44, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-118. Brian Davis was sworn in as a Public Safety Officer for the City of East Grand Rapids. Mayor Deems presented him with an East Grand Rapids sweatshirt, and everyone wished him good luck.

95-119. Marty Kroes and Mike Ferris from the Streets & Utilities Department were commended on their first place finish in the recent "Snowplow Roadeo" competition held in Wyoming. A banner was presented in their honor.

Bill Morey and Rick Barr, also from Streets & Utilities, were recognized for their help in training Commissioners Bartman and Williamson for the "Celebrity Division" of the Roadeo.

A special celebrity trophy was presented to Commissioners Bartman and Williamson for their commendable performance at the Roadeo. Commissioner Bartman also thanked Bill Sterkenburg, Bill Baragar and Brian Donovan for their support and encouragement.

95-120. A zoning variance hearing was held regarding the request of Ms. Elizabeth Hewitt, 2885 Lake Drive, to allow the installation of a 6'-0" wood privacy fence approximately 2'-0" from the street right-of-way instead of the required 15'-0".

Richard Mondoux, 2885 Lake Drive, was present and spoke in favor of the variance request.

Mayor Deems advised of the following communications which were received at City Hall regarding this matter:

- Jack Kennedy, 2868 Lake Drive

Opposed

Mayor Deems closed the public hearing.

95-120-A. Walton-Edison. That the request of Ms. Elizabeth Hewitt, 2885 Lake Drive, to allow the installation of a 6'-0" wood privacy fence approximately 2'-0" from the street right-of-way instead of the required 15'-0", be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-121. A zoning variance hearing was held regarding the request of Cameron Streidl, 1103 Lake Grove, to allow the construction of a garage approximately 18" from the side lot line instead of the required 3'-0".

Cameron Streidl, 1103 Lake Grove, was present and spoke in favor of the variance request.

The following persons were present and expressed their views regarding the variance request:

- Ms. McGowen, 1063 Lake Grove	In Favor
- Mark Doornbos, 1122 Lake Grove	In Favor

Mayor Deems closed the public hearing.

95-121-A. Frakie-Williamson. That the request of Cameron Streidl, 1103 Lake Grove, to allow the construction of a garage approximately 18" from the side lot line instead of the required 3'-0", be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-122. Ken Parrish, Kent District Library Commissioner, was present and gave an update on the new Kent District Library. Mr. Parrish answered questions from the City Commission on the proposed millage.

Mr. Parrish requested that East Grand Rapids consider rolling back their millage if the District millage is approved in the upcoming election.

The following persons were present and expressed their views regarding the proposed millage:

- Jim Kipp, President of Friends of the EGR Library	In Favor
- Connie Christianson, EGR Library Commissioner	In Favor

95-123. Final reading of an ordinance amending Section 9.28 of Chapter 91 of Title IX of the Code of the City of East Grand Rapids to allow prosecution of property owners violating the Grass and Noxious Weeds Ordinance.

95-123-A. Williamson-Bartman. That the ordinance amendment to Section 9.28 of Chapter 91 of Title IX of the Code of the City of East Grand Rapids allowing prosecution of property owners violating the Grass and Noxious Weeds Ordinance, be adopted as follows:

AN ORDINANCE TO AMEND SECTION 9.28  
OF CHAPTER 91 OF TITLE IX  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 9.28 of Chapter 91 of Title IX of the Code of the City of East Grand Rapids is amended to read as follows:

"Section 9.28 Penalty for Violation. Any person who shall fail to comply with Section 9.24 or 9.25 of this Chapter shall be subject to the penalties for an ordinance violation provided in Section 1.13 of this Code without regard to the right of the City to proceed under Section 9.26. After the issuance of a citation, actions by the owner, occupant, or the City to bring the property into compliance with Section 9.24 or 9.25 shall not constitute a defense to prosecution for a violation issued pursuant to this Section."

Section 2. This ordinance shall be effective October 28, 1994.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VII, Section 7.5 of the Charter of the City of East Grand Rapids.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-124. Consideration of a request to award a bid for liability and property pool insurance.

95-124-A. Edison-Bartman. That the request to award a contract to Michigan Municipal Liability and Property Pool (MMLPP) in the amount of \$171,236.00, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton and Deems - 6

Nays: Williamson - 1

95-125. Consideration of a request to amend the FY 1994-95 budget for City Building Maintenance and Major Street Fund Repairs.

95-125-A. Walton-Williamson. That the FY 1994-95 budget be amended in the amount of \$77,800.00 from the General Fund Undesignated Balance to the City Buildings Repairs and Maintenance in the amount of \$15,500.00 for overhead door replacement and to the Major Street Fund in the amount of \$62,300.00 for road construction projects.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-126. The preliminary minutes of the Traffic Commission meetings held September 21, 1994 and October 7, 1994 were received.

95-126-A. Walton-Mehney. Motion to reverse the Traffic Commission decision to place a stop sign on Hodenpyl at Reeds Lake Boulevard because residents in the area were not notified that this issue was to be addressed and did not have the opportunity for input.

Yeas: Walton - 1

Nays: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6

No action was taken on the motion by the Traffic Commission at its meeting on October 7 to place handicap parking signs on Lakeside Drive at Johns Collins Park. This motion will automatically take effect.

95-127. The preliminary minutes of the Library Commission meeting held September 26, 1994 were received.

95-128. The preliminary minutes of the Planning Commission meeting held September 13, 1994 were received.

95-129. The preliminary minutes of the Recreation Commission meeting held September 12, 1994 were received.

95-130. The Public Safety Report for the month of September, 1994 was received.

95-131. The Building Inspection Report for the month of September, 1994 was received.

95-132. Dan Conway, EGR Library Commission Chairman, asked the City Commission whether they as a body were in favor or opposed to the District Library millage. Mayor Deems advised that there were many different opinions from the Commissioners but that the City Commission would not publicly endorse or oppose the millage request.

95-133. Commissioner Frakie asked if the recent decision by an arbitrator concerning the sewer rate dispute with the City of Grand Rapids was binding. City Attorney Huff advised that the decision was legally binding and that details would be forthcoming.

Commissioner Bartman invited everyone to look over photo displays in the rear of the room which depicted the recent Snowplow Rodeo, the moving of the pavilion at Manhattan Park, and the Police Driving School she and Commissioner Williamson attended.

Commissioner Mehney reported he had received a letter from a citizen concerning the downsizing of their water meter. Mayor Deems received the same letter and has forwarded it to the Infrastructure Committee who is reviewing this issue.

95-134. The regular meeting was adjourned subject to the call of the Mayor until November 7, 1994.

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City Clerk

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held November 7, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; Public Safety Director Gallagher; Finance Director VanderWall; Building Inspector Conley; Executive Secretary Austin

95-135. The minutes of the regular meeting held October 17, 1994 were received as submitted.

95-136. Mayor Deems advised of the following communications received:

- (A) Letter from Ms. McDermott expressing appreciation for the assistance of PSO Martin Donker.
- (B) Letter from Mr. and Mrs. Glaser commending Tom Keating of the Streets & Utilities Dept. for his help.
- (C) Letters from Commissioner Bartman thanking City Services crews for their work repairing sidewalks in Gaslight Village and commending PSO Jerry Bolen for his efforts in the neighborhood patrol program.
- (D) Thank you card from PSO Brian Davis on the warm welcome and sweatshirt he received from the City Commission.

95-137. Williamson-Bartman. That payroll disbursements in the amount of \$112,906.36, and total remaining disbursements in the amount of \$758,904.60, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-138. A plaque honoring the City of East Grand Rapids as the recipient of the AAA Pedestrian Safety Award was received. Mayor Deems remarked on what an achievement it was to win this award for 13 consecutive years.

95-139. A zoning variance hearing was held regarding the request of Mr. and Mrs. Michael Bardon, 2331 Wilshire Drive SE, to allow the construction of an addition to the existing garage creating a 1'-0" side yard setback instead of the required 7'-0" minimum.

Michael Bardon, 2331 Wilshire Drive SE, was present and spoke in favor of the variance request.

Mayor Deems advised of the following communications which were received at City Hall regarding this matter:

- Dave & Lynne Wollerman, 2325 Wilshire

Opposed

Dave Wollerman, 2325 Wilshire, was present and expressed his opposition to this variance request because of the close proximity to the living quarters of his home.

Mayor Deems closed the public hearing.

95-139-A. Walton-Frskie. That the request of Mr. and Mrs. Michael Bardon, 2331 Wilshire Drive SE, to allow the construction of an addition to the existing garage creating a 1'-0" side yard setback instead of the required 7'-0" minimum, be denied.

Yeas: Bartman, Edison, Frskie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-140. Finance Director VanderWall presented the financial reports for the quarters ended June 30, 1994 and September 30, 1994 and answered questions from the Commission.

Commissioner Williamson complimented Finance Director Laura VanderWall on her active involvement in the investment activities and in the day-to-day operations of the City.

95-141. Presentation of the audited financial statements for fiscal year ended June 30, 1994, along with a Management Recommendation letter and information related to the conduct of the audit.

Dave Weiskittel and Bob Miller of BDO Seidman were present and answered questions from the Commission.

Commissioner Walton appreciated the answering letter by Finance Director VanderWall to the recommendations made by BDO Seidman.

Commissioner Frskie commended Deputy Treasurer Marilou Chambers for her outstanding work during the last year when the City was without a Finance Director.

95-142. Consideration of a request to adopt a resolution approving amendments to the Articles of Incorporation of the Grand Valley Metropolitan Council.

95-142-A. Williamson-Bartman. That a resolution approving the amendments to the Articles of Incorporation of the Grand Valley Metropolitan Council concerning the addition of members for transportation issues and the membership of Algoma Township, be approved as set forth in Exhibit "A" attached hereto.

Yeas: Bartman, Edison, Frskie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-143. Discussion of an ordinance amendment to Section 5.53 and to add Section 5.53A of Chapter 50 of Title V of the City Code pertaining to parking requirements in the Gaslight Village business district.

Commissioner Bartman asked for an amendment to require that the off-street parking belong to the owner of the building in question.

95-143-A. Williamson-Bartman. To introduce an ordinance amendment to Section 5.53 and to add Section 5.53A of Chapter 50 of Title V of the City Code with the proposed change in off-street parking requirements and to send the amendment to the Planning Commission for investigation and a recommendation.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-144. Introduction of an ordinance amending Section 10.6 of Chapter 101 of Title X of the Code of the City of East Grand Rapids concerning the consumption of alcohol by minors.

95-144-A. Walton-Frakie. That an ordinance amending Section 10.6 of Chapter 101 of Title X of the Code of the City of East Grand Rapids concerning the consumption of alcohol by persons under the age of 21, be introduced as set forth in Exhibit "B" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

Commissioner Williamson suggested this ordinance be published by summary rather than in full.

95-145. Consideration of a request to award a contract for consulting services for the design of a performance evaluation/ merit pay system.

95-145-A. Edison-Bartman. To award a contract to Michigan Municipal League in the amount of \$3,500 and travel expenses not to exceed \$200 for consulting services in setting up a performance evaluation/merit pay increase system.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-146. Consideration of a request to award a contract for 1994 tree planting program within the City of East Grand Rapids.

95-146-A. Bartman-Walton. That the request to award a contract to Tepper Nursery in the amount of \$7,000.00 to plant 125 deciduous trees throughout the City, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

Commissioner Williamson suggested that the amount of maples planted within the City be limited in case of a serious disease affecting maples.

95-147. Consideration of a request to approve a proposal for the purchase of computer equipment for various departments.

95-147-A. Williamson-Walton. That purchase of four Pentium 90 computers from Gateway 2000 in the amount of \$10,776.00, be approved, and that the request for a computer and printer for the library be tabled until further information is available.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-148. Commissioner Williamson has information on video equipment if anyone is interested.

Commissioner Frakie urged everyone to vote on Tuesday, November 8. He also expressed concern about the comments published in the "FROM THE MAYOR" column in the Cadence on November 2. He felt this column should be used to convey City news and items the City Commission is addressing or has decided upon. He felt that views on the district library millage--especially when the Commission was divided on the issue--would better be expressed in a letter to the Editor.

Commissioner Edison concurred with Commissioner Frakie on the article in the Cadence. Commissioner Edison also commended the City staff on the wonderful "Halloween Hoot" event held last weekend for the children.

Commissioner Bartman also expressed concern about the article on the library millage.

Mayor Deems apologized for any inaccurate or personal viewpoints expressed in the Cadence article.

95-149. The regular meeting was adjourned subject to the call of the Mayor until November 21, 1994.

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City Clerk

Attachments: A - Resolution approving amendments to Metropolitan Council Articles of Incorporation

B - Ordinance amendment to Section 10.6 of Chapter 101 of Title X

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held November 21, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; Public Safety Director Gallagher; Streets & Utilities Sup't Sterkenburg; City Services Director Baragar; Finance Director VanderWall; Executive Secretary Austin

95-150. The minutes of the regular meeting held November 7, 1994 were received as submitted.

95-151. Bartman-Walton. That disbursements to the County and Schools in the amount of \$15,260.19, payroll disbursements in the amount of \$165,307.46, and total remaining disbursements in the amount of \$295,138.93, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-152. Discussion on the fence variance procedure. As requested by the City Commission, City staff investigated the possibility of issuing permits for fences that do not meet ordinance requirements but that do not pose safety concerns.

After review by the staff and the Infrastructure Committee, it is recommended that no changes be made in the current procedure because of the differences in each situation and the need to consider aesthetics and other reasons.

The Commission decided to take no action toward changing the current fence variance request procedure.

95-153. Introduction of an ordinance amending Sections 5.221-5.226 of Chapter 52 of Title V of the Code of the City of East Grand Rapids concerning the regulation of antennas.

95-153-A. Williamson-Bartman. That an ordinance amending Sections 5.221-5.226 of Chapter 52 of Title V of the Code of the City of East Grand Rapids concerning the regulation of antennas, be introduced as set forth in Exhibit "A" attached hereto, and sent to the Planning Commission for their review.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-154. Final reading of an ordinance amending Section 10.6 of Chapter 101 of Title X of the Code of the City of East Grand Rapids concerning the consumption of alcohol by minors operating motor vehicles.

95-154-A. Bartman-Frskie. That an ordinance amending Section 10.6 of Chapter 101 of Title X of the Code of the City of East Grand Rapids concerning the consumption of alcohol by minors operating motor vehicles, be adopted as set forth in Exhibit "B" attached hereto, and published by summary.

Yeas: Bartman, Edison, Frskie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-155. Consideration of a request to approve a fund transfer in the amount of \$10,860 from excess revenues in the Local Street Fund to the Chip Seal Program for additional chip sealing in the spring of 1995.

95-155-A. Williamson-Walton. That the request to approve a fund transfer in the amount of \$10,860 from excess revenues in the Local Street Fund to the Chip Seal Program for additional chip sealing in the spring of 1995, be approved.

Yeas: Bartman, Edison, Frskie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-156. Consideration of a request to award a contract for the replacement of pumps at the Greenwood Sewer Lift Station and to approve a budget amendment for this expenditure.

95-156-A. Edison-Bartman. That the request to award a contract to Franklin-Holwerda Company in the amount of \$17,284.00 to replace and install two lift pumps, be approved, and that a budget amendment in the amount of \$17,284.00 from the General Fund Undesignated Balance to the Water/Sewer Fund, be approved.

Yeas: Bartman, Edison, Frskie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-157. Consideration of a request to award a contract for the replacement of vehicles for the City Services Department.

95-158-A. Williamson-Bartman. That the request to award a contract to Orson E. Coe Pontiac in the amount of \$31,503.67 for the purchase of one 3/4 ton pick-up truck and one cargo van, be approved. The purchase of a dump truck is on hold awaiting more information requested by the Finance Committee.

Yeas: Bartman, Edison, Frskie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-158. The preliminary minutes of the Traffic Commission meetings held November 7, 1994 were received.

95-159. The preliminary minutes of the Library Commission meeting held October 24, 1994 were received.

95-160. The preliminary minutes of the Planning Commission meeting held October 11, 1994 were received.

95-161. The preliminary minutes of the Recreation Commission meeting held October 10, 1994 were received.

95-162. The Public Safety Report for the month of October, 1994 was received.

95-163. Commissioner Frakie congratulated the East Grand Rapids High School Football Team on their spectacular season and wished them good luck at the Silverdome this weekend.

95-164. Williamson-Frakie. To enter into an executive session to discuss pending litigation with the City Attorney pursuant to Section 8(e) of the Open Meetings Act. A roll call vote was taken.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-165. The regular meeting was adjourned subject to the call of the Mayor until December 5, 1994.

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City Clerk

Attachments: A - Ordinance amendment to Sections 5.221-5.226 of Chapter 52 of Title V (Antennas)

B - Ordinance amendment to Section 10.6 of Chapter 101 of Title X (Alcohol)

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held December 5, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; Public Safety Director Gallagher; Streets & Utilities Sup't Sterkenburg; City Services Director Baragar; Finance Director VanderWall; Executive Secretary Austin

95-166. The minutes of the regular meeting held November 21, 1994 were received as submitted.

95-167. Mayor Deems advised of the following communications received:

- (A) Letter from Mrs. Bradley thanking PSO Donker for his assistance following a medical situation at her home.
- (B) Letter from Mrs. Johnson thanking Public Safety Officers Steensma and Brown for their help during a medical emergency.
- (C) Note enclosed with a water bill payment wishing City staff a happy holiday season.
- (D) Letter from Lois Moseley who is resigning from the GRATA Board of Directors after many years of service. Anyone interested in serving on the GRATA Board should contact Mayor Deems as soon as possible.

95-168. Williamson-Bartman. That payroll disbursements in the amount of \$110,467.22, and total remaining disbursements in the amount of \$187,078.05, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-169. A zoning variance hearing was held regarding the request of Mrs. Mary Schmitz, 1766 Warwick SE, to construct a carport in the front yard 2'-0" from the residence instead of the required 10'-0" and 22' from the street rather than the required 60'.

Mrs. Mary Schmitz, 1766 Warwick SE, was present and spoke in favor of the variance request.

The following letters were received at City Hall regarding this variance request.

- |   |          |
|---|----------|
| - Lee Smith, 1770 Warwick               | In Favor |
| - Chuck & Linda Ammond, 1765 Warwick    | Opposed  |
| - Zooey Chu, 1761 Warwick               | Opposed  |
| - Steve & Kathy Waugh, 1762 Warwick     | Opposed  |
| - Mary Schieve, 1776 Warwick            | Opposed  |
| - David & Jennifer Benner, 1771 Warwick | Opposed  |
| - Rick & Carol Murphy, 1775 Warwick     | Opposed  |
| - Jim & Jeannine Samuelson, 2034 Tenway | Opposed  |
| - Mrs. Stasevich, 1757 Warwick          | Opposed  |
| - Jenelle DeVos, 1761 Warwick           | Opposed  |

The mayor closed the public hearing.

95-169-A. Walton-Williamson. That the request of Mrs. Mary Schmitz, 1766 Warwick SE, to construct a carport in the front yard 2'-0" from the residence instead of the required 10'-0" and 22' from the street rather than the required 60', be denied.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-170. A zoning variance hearing was held regarding the request of James Azzar and Sharon Humphries to provide nine parking spaces instead of the required eleven for the new business to be located at 661 Croswell.

Kurt Hasberger of Rhodes-McKee, attorney for Crisan's Coffee Company, was present and spoke in favor of the variance request. Sharon Humphries, co-proprietor of Crisan's Coffee Company, was present and spoke in favor of the variance request and answered questions from the commission.

The following letters were received at City Hall regarding this variance request.

- |  |          |
|--|----------|
| - Mrs. Sarne, 647 Lovett                 | Opposed  |
| - Thomas Molesta, 2168 Wealthy           | In Favor |
| - Gaslight Village Merchants Association | In Favor |

The mayor closed the public hearing.

95-170-A. Williamson-Bartman. That the request of James Azzar and Sharon Humphries to provide nine parking spaces instead of the required eleven for the new business to be located at 661 Croswell, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Williamson and Deems - 6

Nays: -0-

Abstain: Walton - 1

95-171. Consideration of a proposal to change the method of figuring water and sewer Readiness-to-Serve charges.

95-171-A. Mehney-Williamson. That the request to approve a change to the water and sewer readiness-to-serve charges for residential customers in the City of East Grand Rapids, be approved with the new rate structure based on consumption to be effective July 1, 1995.

The following persons were present and expressed their views regarding this change:

- Robert Stokes, 2905 Bonnell	In Favor
- Gina Paul, 721 Cambridge	In Favor
- Elizabeth Haming, 737 Cambridge	In Favor
- Colleen Jarvis, 900 San Lucia	In Favor
- Julie Sullivan, 250 Plymouth	In Favor
- Jim Enright, 737 Plymouth	In Favor
- Peter Steketee, 2750 Reeds Lake Blvd	In Favor

Commissioner Frakie asked the City staff to further investigate the possibility of including the readiness-to-serve charges in property taxes so that homeowners could use this for income tax purposes.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-172. Consideration of a proposed new zoning district within the City of East Grand Rapids.

Mayor Deems explained that the Planning Commission had studied the possible new zoning district for several months and was now submitting its findings to the City Commission for their decision.

Planning Commissioner Colleen Jarvis, 900 San Lucia, was present and expressed her feeling that a new zoning district was not needed at this time and that it placed too many restrictions on property owners.

Commissioner Williamson was in favor of a new zoning district because he felt that the City needed to plan for the future and that this zoning district would not be intrusive to property owners because it would preserve the stately character of the neighborhoods.

Commissioner Bartman felt that this proposed zoning district would not make a sufficient difference in the requirements to substantially deter development. The high property values within the City is naturally prohibitive of redevelopment.

Peter Steketee, 2750 Reeds Lake Blvd., was present and expressed his opposition to a new zoning district as he felt it is too restrictive of a property owner's right to use their property.

The City Commission took no action regarding the establishment of a new zoning district based on the findings of the Planning Commission and on the comments of residents who would be affected.

95-173. Consideration of a request to adopt a Resolution and Accounting Order regarding the rates of TCI Cablevision of West Michigan.

95-173-A. Williamson-Edison. That the request to adopt a Resolution and Accounting Order regarding the rates of TCI Cablevision of West Michigan, be approved as set forth in Exhibit "A" attached hereto.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-174. Consideration of a request to authorize the purchase of water meters for the meter replacement program.

95-174-A. Walton-Edison. That the request to authorize the purchase of water meters and accessories from Sensus Technology for up to \$30,000.00, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-175. The Building Inspection Report for the month of October, 1994 was received.

95-176. Commissioner Bartman thanked all of the commissioners for their help in making her first year as a City Commissioner a great one.

Commissioner Walton thanked all of the volunteers who make up the commissions and committees of the City of East Grand Rapids for the time they donate for the good of City. Commissioner Walton also congratulated the girls freshman basketball team for their record of 17-3 for this year.

Commissioner Mehney invited everyone to the grand opening of the Patterson Ice Arena the weekend of December 9-11. There is free skating, refreshments and skate rental.

95-177. The regular meeting was adjourned subject to the call of the Mayor until December 19, 1994.

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City Clerk

Attachments: A - Resolution and Accounting Order for cable television rates of TCI Cablevision

**PROCEEDINGS OF THE CITY COMMISSION  
CITY OF EAST GRAND RAPIDS**

**Regular Meeting Held December 19, 1994**

The meeting was called to order by Mayor Deems.

Present: Commissioners Bartman, Edison, Frakie, Mehney, Walton, Williamson and Mayor Deems

Absent: None

Also Present: City Manager Donovan; City Attorney Huff; Public Safety Director Gallagher; City Services Director Baragar; Recreation Director Rhodes; Building Inspector Conley; Lt. Radakovitz; Finance Director VanderWall; Executive Secretary Austin

95-178. The minutes of the regular meeting held December 5, 1994 were received as submitted.

95-179. Williamson-Bartman. That disbursements to the County and Schools in the amount of \$20,026.71, payroll disbursements in the amount of \$114,992.85, and total remaining disbursements in the amount of \$155,852.50, as approved by the Finance Committee, be allowed and the Clerk be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

Mayor Deems presented a signed proclamation to Lois Moseley naming December 19th as "Lois Moseley Day" for her many years of service to the GRATA Board and other community organizations.

Commissioner Mehney also commended Lois on her many years of service to the City of East Grand Rapids on the City Commission.

95-180. Roger Klinge of the Office of Highway Safety Planning was present and awarded a new radar gun to the East Grand Rapids Public Safety Department for their outstanding efforts to enforce the seat belt laws. Public Safety Director Peter Gallagher, Lt. Robert Radakovitz, and summer intern David Gill accepted the award on behalf of the department.

95-181. A zoning variance hearing was held regarding the request of Monica and Steve Edison, 2855 Elmwood SE, to construct an attached garage 1'-0" from the side lot line instead of the required minimum of 7'-0" and to provide a total combined side yard setback of 9'-0" instead of the required 18'-0."

Steve Edison, 2855 Elmwood SE, was present and spoke in favor of the variance request. Mr. Edison also presented a listing of neighbors who were in favor of the variance:

- Constance Locke, 2847 Elmwood Dr SE
- Brian Burns, 2839 Elmwood Dr SE
- Karl Krug, 2833 Elmwood Dr SE

- Charles Vranian, 2840 Elmwood Dr SE
- Stephen Wentworth, 1417 Sherwood SE
- Kenneth Welch, 1425 Sherwood SE
- Erwin Johnson, 1424 Sherwood SE
- Robert Harris, 1414 Sherwood SE
- Donna Goodspeed, 1404 Sherwood SE
- Barb Gordon, 2926 Lake Drive SE
- Dennis Kellermeier, 2926 Lake Drive SE
- Sonja Stewart, 2946 Lake Drive SE
- Marjorie Yardley, 2930 Lake Drive SE

95-181-A. Walton-Bartman. That the request of Monica and Steve Edison, 2855 Elmwood SE, to construct an attached garage 1'-0" from the side lot line instead of the required minimum of 7'-0" and to provide a total combined side yard setback of 9'-0" instead of the required 18'-0," be approved.

Yeas: Bartman, Frakie, Mehney, Walton, Williamson and Deems - 6

Nays: -0-

Abstain: Edison - 1

95-182. Consideration of a request to contract with independent inspectors for plumbing, mechanical and electrical inspections and to set fees for all inspections.

City Manager Donovan explained that a new system is needed in order to better serve the residents of East Grand Rapids by contracting with independent inspectors to perform the plumbing, mechanical and electrical permits. A revised fee structure is also needed to offset some of the administrative costs of processing and issuing and inspecting building permits.

Commissioner Frakie asked that the contracts between the City and the independent inspectors be brought back to the City Commission for approval when finalized.

95-182-A. Walton-Edison. That the request to contract with independent inspectors for plumbing, mechanical and electrical inspections and to set fees for all inspections as recommended by staff, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-183. Consideration of a request to authorize the purchase of a deck-mounted water gun for the Public Safety Department.

95-183-A. Williamson-Bartman. That the request to authorize the purchase of a deck-mounted water gun for Engine #21 to Front Line Services, Inc. in the amount of \$3,590.00, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-184. Consideration of a request to award a contract for services of an Employee Benefits Consultant to study the City's health insurance plans.

95-184-A. Edison-Mehney That the request to award a contract to Kushner and Company of Kalamazoo, Michigan, in the amount of not-to-exceed \$13,750 to evaluate and make recommendations concerning health, dental and life insurance systems, be approved.

Yeas: Bartman, Edison, Frakie, Mehney, Walton, Williamson and Deems - 7

Nays: -0-

95-185. Introduction of an ordinance amendment to add Section .25096 of Chapter 893 of Title IX of the City Code pertaining to the landing of reindeer on rooftops within the City.

Request fails due to lack of motion.

95-186. The preliminary minutes of the Traffic Commission meetings held December 2, 1994 were received.

95-187. The preliminary minutes of the Recreation Commission meeting held November 14, 1994 were received.

95-188. The Public Safety Report for the month of November, 1994 was received.

95-189. The Building Inspection Report for the month of November, 1994 was received.

The meeting was interrupted by the appearance of an officious intermeddler from the North Pole (Mayor Deems as Santa Claus). After announcing that commissioners had been bad during the year and would receive no Christmas presents, Santa was pelted with rubber darts by the commission and encouraged to reconsider his decision.

95-190. Lee Hegstrand, 1125 Conlon, was present and asked the City to increase the effort made to clear sidewalks of snow so they do not become icy after repeated snowfalls. Mr. Hegstrand suggested that a broom mechanism might be more effective or perhaps each resident should be responsible for the sidewalks in front of their homes. City Manager Donovan explained that the City's equipment is only effective after a snowfall of 2 inches or more but that the City would investigate both suggestions.

Mr. Hegstrand also suggested that the City contract with one rubbish hauler to service the entire city rather than the many haulers now operating. Commissioner Williamson explained that the City does not regulate an individuals right to contract with the hauler of their choice.

Dick Smith, 2620 Beechwood, was present and asked about the City's yard waste pick-up schedule. City Manager Donovan explained that after November 30th, pick up of leaves and yard trimmings is done when weather permits and only in bags or containers.

Jan Huff, 2310 Anderson SE, commended the City Manager and the Recreation Department for their active involvement in the Community Action Council.

95-191. Commissioner Frakie felt that monthly reports from the City Services Department would be an excellent idea.

Commissioner Walton asked that an effort be made to educate the joggers in the area to wear reflective clothing so they are visible to drivers at night.

Mayor Deems expressed disappointment in the failure of the reindeer parking ordinance and thanked everyone for their work over the past year.

95-192. The regular meeting was adjourned subject to the call of the Mayor until January 3, 1995.

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City Clerk

UNOFFICIAL  
Reference Only