

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held January 4, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Mertz, Williamson, Moseley, Young and Mayor Deems.

Absent: Coms. Mehney and Edison.

Also Present: City Manager Allard, City Controller & Clerk Justin,
City Attorney Huff, City Engineer McMann, Public Safety
Director Gallagher, Deputy Director Kroes and Kent County
Drain Commissioner Harry Bittrick.

231. The minutes of the meeting held December 21, 1987, were approved as written.

232. Williamson-Young. That expense vouchers in the amount of \$977,199.52, of which \$925,461.00 were taxes owed to other governmental units, and Payroll Vouchers in the amount of \$74,956.88, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Mertz, Williamson, Moseley, Young, Deems - 5

Nays: 0

233. City Attorney Huff reported that he will have the proposed ordinance on curbside trash pickup drafted and ready for the next meeting.

234. City Engineer McMann submitted a memorandum, detail on City watershed acreage, letters to and from the County Drain Commissioner, and a petition form under Chapter 20 of Act No. 40 of the Michigan Public Acts of 1956, all in reference to a proposed study for improvements to the Plaster Creek Watershed. Kent County Drain Commissioner Barry Bittrick was present to answer questions and explain the petition process and the study. The study should cost between \$150,000 and \$200,000. A portion of that cost would be assessed to the City, based on the acreage of the City within the watershed. Commissioner Moseley moved to adopt a resolution supporting the study. The motion failed for lack of a second after discussion expressing a preference for voting on the issue at a later meeting.

235. City Manager Allard reported that bids on 429 Rosewood were opened at 11:00 A.M., January 4, 1988. Four bids have been received and are under review by City Attorney Huff, Plant Engineer Baragar, and City Manager Allard. A recommendation concerning the bids is to be made on January 18th.

236. Mayor Deems submitted a draft of procedures initiated through and Ad Hoc Committee to establish a Motor Vehicle Use Policy. At the request of Ad Hoc Committee member Williamson, the policy statement was tabled for at least two weeks to allow for additional work on the proposal.

237. City Manager Allard gave notice of the Michigan Municipal League Annual Conference on February 24, 1988, to be held at the Civic Center in Lansing. Registration must be submitted by February 10th. Arrangements to attend the conference should be made through City Controller and Clerk Justin.

238. Mayor Deems gave out to all present copies of the written comments from citizens concerning the Recreational Facilities Plan.

239. Commissioner Mertz voiced concern over State Legislative proposals under consideration which pose a threat to the financing and quality of our local educational system.

240. Director Gallagher commended Deputy Director Kroes and the Public Safety Officers who responded to a fire on January 1, 1988 at 6:45 p.m. Response time was three minutes. The fire, which caused extensive smoke and heat damage, was extinguished in three to five minutes.

1/5/88

241. The meeting was adjourned, subject to the call of the Mayor,
until January 18, 1988.


Jeffrey Justin

UNOFFICIAL
Reference Only

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held January 18, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mertz, Williamson, Moseley, Young and Mayor Deems.
Absent: Com. Mehney.

Also Present: City Manager Allard, City Controller & Clerk Justin, City Attorney Huff, City Engineer McMann, Public Safety Director Gallagher, Public Service Director Smith, Plant Engineer Baragar, and Fred Howell, President of Insight Marketing.

242. The minutes of the meeting held January 4, 1988, were approved as written.

243. Williamson-Young. That disbursement vouchers in the amount of \$2,289,831.86, of which \$2,220,444.39 were taxes owed to other governmental units and of which remaining disbursements were \$69,387.47, and Payroll Vouchers in the amount of \$121,658.72, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mertz, Williamson, Moseley, Young, Deems - 6
Nays: 0

244. Based on proceedings of the Planning Commission, City Attorney Huff submitted a proposed amendment to Section 21 of the City Code, which deals with combustible waste and solid waste (see attached draft of 'AN ORDINANCE TO AMEND SECTIONS 2.3, 2.5, 2.9, 2.11 and 2.12 AND TO REPEAL SECTIONS 2.13, 2.14, 2.15, 2.16 AND 2.17 OF CHAPTER 21 OF TITLE II OF THE CODE OF THE CITY OF EAST GRAND RAPIDS'). The amendment would allow curbside trash pick-up. In a cover letter, City Attorney Huff stated that he had deleted the requirement that containers be purchased from the City and had deleted the use of a violations bureau. He also made the following suggestions: that the City not require a permit for curbside pick-up, that haulers not file rate schedules with the City, that the Commission evaluate the impact on haulers resulting from requiring uniform pick-up days by sector of the City, and that the Commission consider who is going to enforce the amended ordinance.

Harold Enders, a rubbish hauler licensed in the City, questioned the ability of citizens to haul a 90-gallon rubbish container to the curb. Jack Ripperger, 1330 Lenox Road SE, spoke in favor of both the option for curbside trash pick-up and recycling, citing the City's recent survey of citizen opinion on these subjects and summarizing the open letter to Commissioners his group had submitted. Dale Robart, 2527 Lake Drive SE, spoke of the greater cost of back door pick-up compared to curbside and that bags at curbside with household rubbish were no different than bags with yard waste currently allowed. Claudia Liberatore, 1529 Groton Road SE, said that the ordinance should allow for curbside pick-up since difficulties of access to hers and to other homes make rear-yard pick-up impractical. Mayor Deems noted that Mr. Richard Liberatore had called him in support of the proposed amendment. Public Safety Director Gallagher stated that enforcement of the ordinance by his Department would result in additional cost to the City in overtime for Public Safety Officers required to attend court hearings. City Manager Allard stated that enforcement by Public Service personnel is not likely to generate substantial added cost.

244-A. Edison-Williamson. That the proposed ordinance amendment be introduced deleting Section A of Section 2.3 and deleting the requirement for the waste hauler rate schedules in Section 2.5.

A roll call vote was taken:

Yeas: Mertz, Edison, Moseley, Williamson - 4
Nays: Young, Deems - 2

The motion carried.

245. City Attorney Huff submitted a petition consenting to a study of the Plaster Creek Watershed. In revising the language received from Drain Commissioner Bittrick, the petition here submitted did not request that any additional work be undertaken by the Drainage Board beyond conducting the study and limited the basis for cost-sharing to the actual City acreage now draining into the Plaster Creek Watershed.

A roll call vote was taken:

Yeas: Mertz, Edison, Moseley, Deems - 4
Nays: Williamson, Young - 2

The motion carried.

246. The Controller and Clerk submitted financial reports for the quarter ended December 31, 1987.

247. The Controller and Clerk submitted a memorandum and contractual documents for the renewal of Risk Control, Inc. as the administrator of the City's self-insured health care plan. The City Attorney stated that the provisions indemnifying Risk Control should remain as in the current agreement, which provisions were more restrictive than those contained in the proposed renewal.

247-A. Young-Mertz. That the proposed contract with Risk Control, Inc. be approved subject to the City Attorney's amendment of language for paragraph 11, limiting indemnification only to actions within the scope of the contract.

Yeas: Mertz, Edison, Moseley, Williamson, Young, Deems - 6
Nays: 0

248. The City Manager submitted a report on bids received on the property at 429 Rosewood SE and made a recommendation for sale of the property to Allen Properties, the high bidder, for the sum of \$8,633.50. The City Manager noted that the buyer's failure to bring the property into compliance with Building Code minimum standards within twelve months can result in forfeiture of the performance bond and reversion of the Quit-Claim deed to the City.

248-A. Williamson-Moseley. To approve the sale of property at 429 Rosewood SE to Allen Properties.

Yeas: Mertz, Edison, Moseley, Williamson, Young, Deems - 6
Nays: 0

249. The City Manager submitted a report on the results of testing and sampling Reeds Lake and recommended that two additional samples be taken, one in the Spring and one in the Summer.

249-A. Williamson-Moseley. To approve the recommendation that two additional samplings of Reeds Lake be taken, the second one to be early enough in the calendar year for its cost to be expensed in fiscal 1988.

Yeas: Mertz, Edison, Moseley, Williamson, Young, Deems - 6
Nays: 0

250. The City Manager submitted a recommendation to approve the Special Events Application for a Hole-In-One Ice Tournament scheduled for February 20, 1988 on Reeds Lake.

250-A. Mertz-Williamson. To approve the application for the Hole-In-One Ice Tournament.

Yeas: Mertz, Edison, Moseley, Williamson, Young, Deems - 6
Nays: 0

251. The City Manager submitted a report of building activities for the month of December, 1987.

1/18/88

252. Mayor Deems submitted the minutes of the Joint Facilities Committee meeting held January 5, 1988.

252-A. Mayor Deems submitted a recommendation from the Joint Facilities Committee meeting of January 12, 1988, that Insight Marketing conduct a two-phase Recreation Master Plan telephone citizen survey. The survey is not to exceed \$5,390 in cost and is proposed to be split equally with the East Grand Rapids Public School District. Fred Howell, President of Insight Marketing, explained that the survey questions would be stratified according to three age groups and that the questions would be posed to 200 households. He also said that a computer terminal would be used to record additional voluntary responses.

252-B. Moseley-Mertz. That the City be authorized to pay for no more than one-half of the Recreation Master Plan Citizen Survey and to amend the budget accordingly.

A roll call vote was taken:

Yeas: Mertz, Moseley, Williamson, Deems - 4
Nays: Edison, Young - 2

The motion carried.

253. Sharon Burns, 1355 Cornell Drive SE, submitted two letters on behalf of City property owners in the area of Metropolitan Hospital, voicing their concern over the noise and danger of helicopter landings at Metropolitan Hospital, in view of the zoning variance under consideration by the Grand Rapids Zoning Board of Appeals. Public Safety Director Gallagher noted that, in comparison, Blodgett Hospital has more on-site safety equipment for helicopter roof landings there. Ms. Burns requested that Mayor Deems and the City Commission draft a letter to Grand Rapids on behalf of these concerned citizens, and, in the absence of objection to such a letter, Mayor Deems agreed.

254. Mayor Deems reported that certain sport fields are in need of improvements which should be taken into consideration in next year's budgets by both East Grand Rapids Public Schools and the City.

255. Commissioner Moseley suggested that lights and benches would be welcome additions to the ice rink at Breton Downs School.

256. The meeting was adjourned, subject to the call of the Mayor, until February 1, 1988.


City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held February 1, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems.
Absent: None.

Also Present: City Manager Allard, Controller & Clerk Justin, City
Attorney Huff, and City Engineer McMann.

257. The minutes of the meeting held January 18, 1988, were approved as written.

258. Edison-Young. That disbursement vouchers in the amount of \$457,415.52, of which \$311,716.24 were taxes owed to other governmental units and of which remaining disbursements were \$145,699.28, and Payroll Vouchers in the amount of \$79,839.25, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

259. The City Attorney requested that an executive session be held at the close of the regular meeting pursuant to Section 8(e) of the Open Meetings Act for the purpose of discussing pending litigation against the City. The City Attorney also reported that he expects the closing on the property at 429 Rosewood SE to take place within the next week.

260. There was no Controller & Clerk report.

261. The City Manager gave a verbal update on the waste disposal ordinance amendment which was introduced at the January 18, 1988 City Commission meeting.

262. The City Manager submitted a memorandum and summary of bids received for the purchase of 1,018 T-shirts for the Spring Baseball/Softball program and recommended that the low bid of Five Oaks in the amount of \$2,972.56 be accepted.

262-A. Williamson-Young. That the bid of Five Oaks in the amount of \$2,972.56 be accepted for the purchase of T-shirts for the Spring Baseball/Softball program.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

263. A Special Events Permit Application was received from Grand Valley Artists for the purpose of conducting a Clothesline Art Festival on Saturday, June 25, 1988 at John Collins Park.

263-A. Williamson-Edison. That the request of Grand Valley Artists to conduct a Clothesline Art Show be approved contingent upon receipt of notice of renewal of their insurance policy due February, 1988.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

264. The City Manager submitted a proposed fiscal year 1989 budget preparation calendar.

265. The City Manager submitted a memorandum outlining recommended street construction and miscellaneous projects for fiscal year 1988/89.

266. The minutes of the Traffic Commission meeting held January 19, 1988, were received with attached memorandum of November 20, 1987 regarding parking at the Municipal Complex which had been referred to the Traffic Commission. It was the consensus of the City Commission that the recommendations made regarding parking at the Municipal Complex go into effect.

2/1/88

267. The minutes of the Parks and Recreation meeting held November 18, 1987 and preliminary minutes of the meeting held January 20, 1988 were received.

268. The Mayor submitted a recommendation to appoint Tom Molesta, 215 Rexford Drive SE, to fill a vacancy on the Board of Review for the coming term.

268-A. Mertz-Edison. That Tom Molesta be appointed to the Board of Review.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

269. The minutes of the Joint Facilities Committee meeting held January 12, 1988 were received.

270. The City Manager gave a verbal update concerning the Recreation Master Plan citizen survey.

271. Commissioner Moseley requested that dates be set for pick up of Christmas trees that will be placed on the curb during the next holiday season.

272. The Mayor distributed two communications received from citizens regarding trash pickup, and a communication commending the Public Safety Department for their efficient assistance in fighting a fire at a residence within the city.

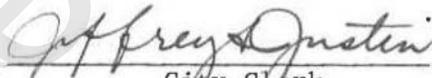
273. Moseley-Young. That this Commission go into executive session pursuant to Section 8(e) of the Open Meetings Act for the purpose of discussing pending litigation against the City.

A roll call vote was taken:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

The motion carried.

274. The meeting was adjourned, subject to the call of the Mayor, until February 15, 1988.



City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held February 15, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems.
Absent: None.

Also Present: City Manager Allard, Controller & Clerk Justin, City Attorney Huff,
and City Engineer McMann.

275. The minutes of the meeting held February 1, 1988, were approved as written.

276. Young-Williamson. That disbursement vouchers in the amount of \$149,408.05, of which \$63,268.44 were taxes owed to other governmental units and of which remaining disbursements were \$86,139.61, and Payroll Vouchers in the amount of \$90,278.23, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

277. A hearing was then held on the request of Richard and Judy Bereza, 2630 Maplewood Drive SE, for a variance to construct a new home at 700 Cardinal Drive SE, with a side yard of 5 feet along the north property line instead of the required minimum of 10 feet, and total side yards of 22 feet 4 inches instead of the required minimum of 24 feet. Thomss Jack, 1974 Lake Drive SE, and Victor Tuthill, 710 Cardinal Drive SE, spoke in opposition to granting of the variance. Mr. Bereza was present.

277-A. Williamson-Young. That this Commission, acting as the Board of Zoning Appeals, deny the variance requested by Richard and Judy Bereza.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

277-B. Mertz-Mehney. That the fee for filing a variance be waived should Richard and Judy Bereza submit within a period of three months a subsequent request for a variance to construct a new home at 700 Cardinal Drive SE.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

278. There was no City Attorney report.

279. The minutes of the Streets, Sidewalks, Trees and Parks Committee meeting of February 3, 1988 were received with an attached memorandum from the City Manager regarding street construction and miscellaneous projects for Fiscal Year 1988/89.

279-A. Young-Edison. That the City Engineer be given authorization to solicit bids in an amount of up to \$495,068 for street improvement projects, including joint and crack repair and tree planting, as indicated by the attached materials.

Yeas: Edison, Mehney, Williamson, Young, Deems - 5
Nays: Moseley, Mertz - 2

280. There was no Controller and Clerk report.

281. The City Manager distributed a revised copy of a proposed amendment to Section 21 of the City Code which was introduced at the City Commission meeting of January 18, 1988 which amendment would allow curbside trash pickup. A communication was received from Margit Sarne, 647 Lovett SE, expressing approval of the proposed ordinance. Jack Ripperger, 1330 Lenox Road SE asked for a summarization of the proposed ordinance. John Sullivan, 709 Cardinal Drive SE, and Dave Edema, representing Best Disposal Service, opposed adoption of the proposed ordinance. William Heffron, 1712 Oxford Road SE, and Patricia Griffin, 2424 Richards Drive SE, reported that East Grand Rapids residents have indicated their desire to allow curbside pickup of trash through a survey conducted by Grand Valley State University students.

2/15/88

281-A. Edison-Williamson. That the proposed amendment to Section 21 of the City Code to allow curbside trash pickup be adopted as submitted.

A roll call vote was taken:

Yeas: Edison, Moseley, Williamson - 3

Nays: Mehney, Mertz, Deems, Young - 4

The motion failed.

282. The City Manager submitted part two of a proposed fiscal year 1989 budget preparation calendar.

283. The City Manager submitted a memorandum regarding clean-up efforts at the Amoco Service Station property located at 2145 Wealthy Street SE.

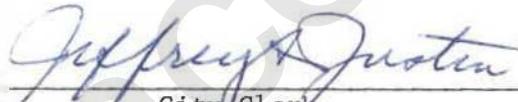
284. The minutes of the Greater Grand Rapids Economic Area Team (GGREAT) Policy Board meetings held January 8, 1988, January 21, 1988, and January 29, 1988, were received.

285. Commissioner Williamson requested that the City Attorney submit an opinion regarding the timing for election of a Charter Revision Commission, possibly in conjunction with the November General Election.

286. Commissioner Moseley expressed concern about residents piling snow on bushes on Cambridge Blvd. SE.

287. Commissioner Edison expressed concern about numerous recent issues which have been referred to the Planning Commission by the City Commission for study and recommendation, which recommendations from the planning Commission have then been rejected by the City Commission.

288. The meeting was adjourned, subject to the call of the Mayor, until March 7, 1988.


City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held March 7, 1988

The meeting was called to order by Commissioner Moseley, President of the Commission.

Present: Coms. Edison, Mehney, Mertz, Moseley, Williamson and Young.

Absent: Mayor Deems.

Also Present: City Manager Allard, Clerk & Controller Justin, City Attorney Huff, Plant Engineer Baragar, Public Service Superintendent Smith, Assessor Norman, Public Safety Director Gallagher, Lieutenant Ditmar and Civil Engineer I Kocsis.

289. The minutes of the meeting held February 15, 1988 were amended to correct a typographical error identifying members present. The minutes were then approved as amended.

290. Williamson-Young. That disbursement vouchers in the amount of \$253,110.00, of which \$108,207.63 were taxes owed to other governmental units and of which remaining disbursements were \$144,902.37, and Payroll Vouchers in the amount of \$85,256.65, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6

Nays: 0

291. The City Attorney submitted an opinion regarding a proposed timetable for institution of a Charter Commission for the purpose of Charter revision.

292. There was no Clerk and Controller report.

293. The City Manager submitted proposed administrative policies concerning storage of private property on City property and use of City equipment, vehicles and facilities. No action was required.

294. The City Manager submitted a memorandum with attached proposed amended regulations governing yard rubbish, and lawn and snow removal contractors.

294-A. Williamson-Young. That the following proposed amendment to Regulation #4 governing collection of yard rubbish be deleted.

During the period from April 1 through April 30, yard rubbish, other than shrub clippings and branches which are subject to Regulation 3, need not be placed in bags or containers and may be placed in the street along the curb for collection, but care should be taken that the yard rubbish does not extend into the traveled portion of the roadway. During the period from October 1 through November 30, leaves not placed in bags or containers may be placed in the street along the curb for collection, but care should be taken that piles of leaves do not extend into the traveled portion of the roadway.

The motion was withdrawn.

294-B. Edison-Young. That the following proposed amendment to Regulation #7 governing collection of yard rubbish be accepted as written.

Residents may place Christmas trees on the outlawn next to the curb for collection by the city throughout the Christmas season until January 16.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6

Nays: 0

294-C. Williamson-Edison. That the proposed Regulation #8 governing collection of yard rubbish be amended to read as follows: "Scheduled city collection shall be discontinued from January 16 through the end of February."

A roll call vote was taken:

Yeas: Young, Williamson - 2

Nays: Mehney, Mertz, Edison, Moseley - 4

The motion failed.

294-D. Mehney-Moseley. That proposed Regulation #8 governing collection of yard rubbish be accepted as written:

Yard rubbish may not be placed on the outlawn next to the curb from January 16 through the end of February. Scheduled city collection shall be discontinued during this period.

Yeas: Moseley, Mehney - 2

Nays: Mertz, Edison, Williamson, Young - 4

The motion failed.

294-E. Edison. That the City maintain a regular rubbish collection schedule throughout the entire year.

The motion failed for lack of support.

294-F. Williamson-Edison. That the following proposed amendment to Regulation #1 governing operations of lawn contractors be accepted as written.

Each applicant for a lawn contractor's license shall file with the application Certificates of Insurance for both motor vehicle insurance and general liability insurance ("occurrence" basis). The minimum amounts for motor vehicle insurance shall be \$50,000 per person, \$100,000 per accident for bodily injury and \$10,000 for property damage, or a combined single limit coverage of at least \$100,000. The minimum amounts for general liability insurance shall be \$100,000 for each occurrence and \$200,000 for general aggregate for a term not exceeding one year. None of this coverage shall have any deductible amount. The Certificates must name the applicant as the insured and the City as an additional insured and must include at least a 10 day notice of cancellation clause. The Certificates must state that they cover commercial operations or lawn maintenance operations and must extend through the full license period (through February 28).

A roll call vote was taken:

Yeas: Williamson, Moseley, Edison - 3

Nays: Mertz, Mehney, Young - 3

The motion failed.

294-G. Williamson-Edison. That the proposed Regulation #8 governing operations of lawn contractors be accepted as written:

The term lawn contractors includes a person, partnership, or corporation who offers to the general public any of the services specified in Section 7.85 of the city code.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6

Nays: 0

294-H. The City Manager was directed to place Regulation #4 governing operations of snow removal contractors on the agenda for the next regular City Commission meeting agenda.

295. The Plant Engineer submitted a summary of bids for Grounds Maintenance Contract for 1988/89 (a 2-year contract) which was divided into three sections. Section I includes all City-owned property excluding the City Complex, Remington and Manhattan fields. Section II is for the City Complex grounds, and Section III encompasses Remington and Manhattan ballfields. It was the Plant Engineer's recommendation that Section I be awarded to Larry's

Lawn Service, the low bidder, in the amount of \$74,000.00, and that Section II be awarded to VanderPloeg Landscaping, the low bidder, in the amount of \$5,690.00. Due to a deficiency on the part of the City in preparing the specifications for Section III, it was the recommendation of the City Manager that this section be re-bid.

295-A. Edison-Young. That Section I of the 2-year Grounds Maintenance Contract for 1988/89 be awarded to Larry's Lawn Service in the amount of \$74,000.00, that Section II be awarded to VanderPloeg Landscaping in the amount of \$5,690.00, and that Section III be revised and re-bid.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6
Nays: 0

296. The City Manager submitted a memorandum regarding renewal of audit services contract and recommended that the services of Seidman & Seidman be approved in the bid amount of \$11,000 for the fiscal year 1988/89.

296-A. Williamson-Mehney. that the bid of Seidman & Seidman in the amount of \$11,000 be accepted for fiscal year 1988/89.

Yeas: Edison, Mehney, Williamson, Young - 4
Nays: Mertz, Moseley - 2

297. The City Manager submitted a memorandum regarding E-Unit vehicle replacement and recommended that the contract be awarded to Good GMC, the low bidder, in the amount of \$17,775.54.

297-A. Williamson-Young. That the bid of Good GMC be accepted in the amount of \$17,775.54 for an E-Unit vehicle replacement and a contract be awarded to them.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6
Nays: 0

298. The Clerk and Controller submitted a memorandum regarding the replacement of a refuse packer in the Public Service Department and recommended that the bids of Woodland International, the low bidder for the truck chassis, in the amount of \$64,724.00, and Bell Equipment, the low bidder for the refuse body, in the amount of \$24,215.00, for a total amount of \$88,939.00 be accepted.

298-A. Young-Williamson. That the following bids be accepted for the purchase of a refuse packer: Woodland International in the amount of \$64,724.00 for a truck chassis, and Bell Equipment Company in the amount of \$24,215.00 for a refuse body, and contracts be awarded to them in the total amount of \$88,939.00.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6
Nays: 0

299. The City Manager submitted a summary of bids received for the purchase of athletic equipment for the Recreation Department and recommended that the bid of R. T. Brown, the low bidder, be accepted in the amount of \$5,477.88.

299-A. Mehney-Young. That the bid of R. T. Brown for athletic equipment in the amount of \$5,477.88 be accepted and a contract awarded to them.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6
Nays: 0

300. The Public Safety Department report for January, 1988 was received.

301. The minutes of the Traffic Commission meeting held February 16, 1988 was received. No action being taken by the City Commission, the following action taken by the Traffic Commission will be implemented: Installation of a drive-in window at the Prime Bank building at 2137 Wealthy Street SE, and parking will be eliminated on the north side of Sherman Street between the city limits and Cambridge.

302. The preliminary minutes of the Parks and Recreation meeting held February 17, 1988 were received with the recommendation that 1987 Triathlon monies be distributed as follows: 40% (\$680.00) to the Recreation Department, and 60% (\$1,020.00) be divided between East Grand Rapids Academic Boosters, East Grand Rapids Band & Orchestra Boosters, and Mercy Respite Care.

302-A. Mehney-Williamson. That the recommendation of the Parks and Recreation Committee for distribution of 1987 Triathlon monies be approved.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6
Nays: 0

303. The minutes of the Planning Commission meetings held November 10, 1987 and December 15, 1987 were received.

304. The minutes of the East Grand Rapids Library Commission meeting held November 11, 1987, and the East Grand Rapids Public Library 1987 Annual Report were received.

305. The minutes of the Local Officers' Compensation Commission meeting held December 16, 1987 were received.

306. A communication was received from Albert Builders, Inc. regarding procedures for replatting the vacant lots in Paris Park Road Uplands Plat.

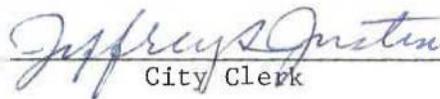
307. Commissioner Moseley advised that AGRAG will host a dinner meeting on March 16 for all area City Commissioners.

308. Commissioner Moseley suggested that this Commission submit a letter to legislators regarding State financing for public transportation.

309. Commissioner Moseley requested that Commissioners volunteer to serve on the Board of Review hearings which will begin the week of March 14.

310. The City Manager presented a verbal update concerning the Recreation and School Athletic Program Citizen Survey. The City Manager further advised of the upcoming Recreation and School citizen surveys which are scheduled to begin March 14, 1988, the telephone survey is scheduled to extend through March 19, 1988, while the computer survey will extend through April 2, 1988. It was noted that the computer survey will be set up at the East Grand Rapids Branch Library for adult residents in the City of East Grand Rapids and Grand Rapids Township who are part of the East Grand Rapids Public School District.

311. The meeting was adjourned, subject to the call of the Mayor, until March 21, 1988.


City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held March 21, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Moseley, Williamson, Young and Mayor Deems.
Absent: Com. Mertz.

Also Present: City Manager Allard, Controller & Clerk Justin, City Attorney Huff, City Engineer McMann, Public Service Superintendent Smith, Recreation Director Rhodes, Plant Engineer Baragar, Public Safety Director Gallagher, and Lieutenant Ditmar.

312. The minutes of the meeting held March 7, 1988 were approved as written.

313. Young-Williamson. That disbursement vouchers in the amount of \$1,069,775.37, of which \$866,956.31 were taxes owed to other governmental units and of which remaining disbursements were \$202,819.06, and Payroll Vouchers in the amount of \$84,340.86, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

314. A hearing was then held on the request of Daniel J. and Karen L. McCoy, 1715 Asbury Road SE, to construct an addition to their (attached) garage along the south property line that will be 1.2 feet from said property line rather than the required 7 feet, thus reducing the total side yard to 11.8 feet rather than the required 18 feet. Mr. and Mrs. McCoy were present. Communications in favor of granting the variance request were received from Don and Joan VanOtteren, 1721 Asbury Road SE, Mr. and Mrs. J. VanSolkema, 1714 Asbury Road SE, Mary Sue Barnes, 1720 Oxford Road SE, Mr. and Mrs. Willard P. Heffron, Jr., 1712 Oxford Road SE, Mr. and Mrs. Gary Godin, 1706 Asbury Road SE, Mr. and Mrs. Rex Conely, 1727 Asbury Road SE, and Mr. and Mrs. Robert Dood, 1707 Asbury Road SE. There were no objections.

314-A. Moseley-Edison. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Daniel J. and Karen L. McCoy.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

315. An appeal was received from Sidney and Colleen Maczka, 2915 Lake Drive SE regarding denial of a sewer claim in the amount of \$6,235.33. Mr. and Mrs. Maczka were present.

Mr. Ed McDonald, President of McDonald's Plumbing, spoke on behalf of the McCoy's and presented a sketch of the problem which was encountered. The City Engineer presented a similar sketch and photographs of the sewer line.

315-A. Williamson-Young. That the claim of Sidney and Colleen Maczka in the amount of \$6,235.33 for plumbing services be denied.

A roll call vote was taken:

Yeas: Edison, Williamson, Young, Deems - 4
Nays: Mehney, Moseley - 2

The motion carried.

316. The Public Safety Department annual report for calendar year 1987, and the December, 1987 monthly report were received. The Public Safety Director was present to answer questions.

317. There was no City Attorney report.

318. The annual Regional Meeting of the Region V Michigan Municipal League will be held April 20, 1988 in the City of Belding.

319. The Controller & Clerk submitted a memorandum recommending a budget amendment for the Recreation Department. Recreation fees would increase \$15,288 and various operating expenses would increase \$21,414. Therefore, the General Fund transfer from Fund Balance would increase \$6,126.

319-A. Mehney-Williamson. That the recommendation to amend the Recreation Department budget be approved.

Yeas: Edison, Mehney, Williamson, Young, Deems - 5
Nays: Moseley - 1

320. The City Manager submitted a memorandum regarding a 2-year Grounds Maintenance Contract - Section III covering upkeep at Manhattan and Remington Parks. The Plant Engineer submitted a memorandum recommending that Section III of the Grounds Maintenance Contract be awarded to Tru Green, the low bidder, in the amount of \$17,800.00.

320-A. Moseley-Young. That the bid of Tru Green in the amount of \$17,800 for a 2-year Grounds Maintenance Contract - Section III be accepted and a contract awarded to them.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

321. The City Manager submitted a memorandum regarding the purchase of a 48" hydro-turn snow plow for the Public Service Department and recommended that the bid of Gregware, the low bidder, in the amount of \$4,599.00 be accepted and that this amount be charged to the Motor Equipment Revolving Fund.

321-A. Young-Edison. That the bid of Gregware in the amount of \$4,599.00 for a 48" hydro-turn snow plow be accepted and a contract awarded to them.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

322. The City Manager submitted a memorandum with attached proposed regulations governing yard rubbish, and lawn and snow removal contractors.

322-A. Mehney-Moseley. That the following modified proposed regulations be approved:

Regulation #4 governing collection of yard rubbish

During the period from October 1 through November 30, leaves not placed in bags or containers may be placed in the street along the curb for collection, but care should be taken that piles of leaves not extend into the traveled portion of the roadway.

Regulation #8 governing collection of yard rubbish

Scheduled City collection shall be discontinued from January 1 through March 15. Yard rubbish may not be placed on the outlawn next to the curb during this period unless approved by an authorized City employee.

Regulation #1 governing operations of lawn contractors

Each applicant for a lawn contractor's license shall file with the application Certificates of Insurance for both motor vehicle insurance and general liability insurance ("occurrence" basis"). The minimum amounts for motor vehicle insurance shall be \$50,000 per person, \$100,000 per accident for bodily injury and \$10,000 for property damage, or a combined single limit coverage of at least \$100,000. The minimum amounts for general liability insurance shall be \$100,000 for each occurrence and \$200,000 for general aggregate for a term not exceeding one year. None of this coverage shall have any deductible amount, except for property damage which

shall have a deductible of not more than \$300. The Certificates must name the applicant as the insured and the City as an additional insured, and must include at least a 10 day notice of cancellation clause. The Certificates must state that they cover commercial operations or lawn maintenance operations, and must either extend through the full license period (through February 28) or be immediately renewed so as to avoid any lapse in coverage during the license period. Proof of renewal shall be furnished to the City at least 10 days prior to the insurance expiration date.

Regulation #4 governing operations of snow removal contractors

Each applicant for a snow removal contractor's license shall file with the application a Certificate of Insurance for motor vehicle insurance in the minimum amounts of \$50,000 per person and \$100,000 per accident for bodily injury, and \$10,000 for property damage, or a combined single limit coverage of at least \$100,000. None of this coverage shall have any deductible amount, except for property damage which shall have a deductible of not more than \$300. The Certificates must name the applicant as the insured and the City as an additional insured, and must include at least a 10 day notice of cancellation clause. The Certificates must state that they cover commercial operations or snow plowing operations, and must either extend through the full license period (through April 30) or be immediately renewed so as to avoid any lapse in coverage during the license period. Proof of renewal shall be furnished to the City at least 10 days prior to the insurance expiration date.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

323. Preliminary minutes of the Parks and Recreation meeting held March 10, 1988 were received.

324. Minutes of the East Grand Rapids Community Action Council meeting held February 18, 1988 were received.

325. The Mayor conducted a discussion on the current status of the Recreation and Athletic Facilities Study. Supporting documents were distributed.

326. Commissioner Edison commended the Assessor's Office in the conduct of the Board of Review and commended all who served on the Board.

327. Commissioner Moseley concurred with Commissioner Edison regarding the Board of Review.

328. Commissioner Williamson expressed concern that the City should investigate and update insurance requirements for contractors licensed by the City.

329. The Mayor reported receipt of communications as follows: A citizen who attended a CPR course sponsored by the Public Safety Department, a stranded motorist who was assisted by the Public Safety Department, the Fire Chief at Grand Rapids Township commending the Public Safety Department for assistance provided at a fire, and from Recycle Unlimited in appreciation for funding assistance given them last year.

330. The meeting was adjourned, subject to the call of the Mayor, until April 4, 1988.


City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held July 5, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Moseley, Williamson, Young and Mayor Deems
Absent: Com. Mertz

Also Present: City Manager Allard, Controller & Clerk Justin, City Engineer
McMann, City Attorney Huff, Public Safety Director Gallagher, and Roger Sousley
from Risk Control Inc.

1. The minutes of the last meeting were amended at Item 441 for a
typographical error.

2. Young-Edison. That disbursement vouchers in the amount of
\$269,961.79, and payroll vouchers in the amount of \$84,580.49, as approved by the
Finance Committee, be allowed and the Controller be authorized to draw an order
on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

3. A hearing was then held on the request of Mr. and Mrs. Lynn P.
Francis, 2989 Lake Drive SE, to install an air conditioner condenser on the west
side of their residence rather than in the rear yard as required. Mr. Francis
was present.

3-A. Mehney-Edison. That this Commission, acting as the Board of
Appeals, grant the variance requested by Mr. and Mrs. Lynn P. Francis, subject
to the proposed minimum conditions for screening of June 28, 1988, to be
evaluated by the building inspector.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

4. A hearing was then held on the request of Robert J. Clarke, 2477
Berwyck Road SE, to install an air conditioner condenser in the front of his
residence rather than in the rear yard as required. Mr. Clarke was present.

4-A. Moseley-Edison. That this Commission, acting as the Board of
Appeals, grant the variance requested by Mr. Clarke, subject to the proposed
minimum conditions for screening of June 28, 1988, to be evaluated by the
building inspector.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

5. A hearing was then held on the request of Maxine C. and Harold A.
Marks, 3126 Bonnell Avenue SE, to install an air conditioner condenser on the
south side of their residence rather than in the rear yard as required. It was
noted that two variances were actually needed. The Clerk noted that J. Behnen,
1075 Idema Dr. SE, wrote that he had no objection to granting the variance.

5-A. Edison-Mehney. That this Commission, acting as the Board of
Appeals, grant the variance requested by Maxine C. and Harold A. Marks to place
a three-ton condenser ten feet from the lot line rather than twenty feet as
required and that this Commission, acting as the Board of Appeals, grant the
variance requested by Maxine C. and Harold A. Marks to place a separate two-ton
condenser on the south side ten feet from the lot line rather than twenty feet as
required, subject to the proposed minimum conditions for screening of June 28,
1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

6. A hearing was then held on the request of William A. Stevenson, 1621
Fisk Road SE, to install an air conditioner condenser on the east side of his

residence rather than in the rear yard as required. Mr. Stevenson was present.

6-A. Williamson-Mehney. That this Commission, acting as the Board of Appeals, grant the variance requested by William Stevenson, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

7. A hearing was then held on the request of Mr. and Mrs. James Tornga, 1141 Kenesaw Drive SE, to install an air conditioner condenser on the northwest side of their residence rather than in the rear yard as required. Mr. Tornga was present.

7-A. Moseley-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by Mr. and Mrs. James Tornga, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

8. A hearing was then held on the request of Mrs. William G. Logie, 978 Gladstone Drive SE, to install an air conditioner condenser on the north side of her residence rather than in the rear yard as required. Mrs. Logie was present.

8-A. Williamson-Moseley. That this Commission, acting as the Board of Appeals, grant the variance requested by Mrs. William G. Logie, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

9. A hearing was then held on the request of Robert and Julie Koch, 2222 Heather St. SE, to install an air conditioner condenser on the east side of their residence rather than in the rear yard as required. Mr. Koch was present.

9-A. Moseley-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by Robert and Julie Koch, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

10. The Controller submitted a memorandum recommending the renewal of the contract with Kent County Health Department for animal control services for fiscal year 1989 at a not-to-exceed contract amount of \$16,806.

10-A. Moseley-Williamson. That the City enter into the proposed contract and that Mayor Deems be authorized to sign on behalf of the City.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

11. The City Manager submitted a memorandum noting that the Commission had budgeted for a program of dental care to be established in fiscal year 1989 for Public Safety and general government employees and recommending that the contract with Risk Control, Inc. be amended for Risk Control to administer a self-funded program as described in attachments to the memorandum. Claims are estimated at \$20,200 and administrative fees will total approximately \$2,400. The contract period will be from July 1, 1988 through January 31, 1990, and the City can terminate the contract with thirty days' written notice to Risk Control. Roger Sousley described the basis for estimating claims in Risk Control's proposal in response to comments that the liability under self-funding was potentially larger than estimated.

11-A. Mehney-Edison. That the City establish a dental program as

described in the attachment to the City Manager's memorandum "Dentalcare Covered Expenses," deleting the reference to Risk Control, Inc. on the third page of that attachment.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

11-B. Edison-Young. That the City amend the current agreement with Risk Control, Inc. to include the proposed amendment for administration of the City's dentalcare program.

Yeas: Edison, Mehney, Moseley, Young, Deems -- 5
Nays: Williamson -- 1

12. Mayor Deems submitted the list of administrative and committee appointments for fiscal year 1989, noting new persons.

12-A. Williamson-Edison. That the administrative and committee appointments as submitted by the Mayor be approved.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems -- 6
Nays: -0-

13. Noting that Com. Moseley has served in this capacity for fiscal year 1988, Mayor Deems requested nominations for President of the City Commission, to preside in the Mayor's absence, for a term of fiscal year 1989.

13-A. Williamson-Edison. That Commissioner Moseley be chosen as President of the City Commission for fiscal year 1989.

Yeas: Edison, Mehney, Williamson, Young, Deems -- 5
Nays: -0-
Abstentions: Moseley -- 1

14. The preliminary minutes of the Parks and Recreation Commission meeting of June 15, 1988, were received.

15. Com. Williamson submitted a memorandum on the Mass Burn Incinerator Advisory Committee meeting of June 22, 1988, regarding equal and consistent control of the flow of refuse.

16. Mr. James Albert commented that he hoped that the Commission would favor efforts to build homes on the plat of land known as Paris Road Uplands north of Breton Village Mall.

17. Com. Moseley commended the Safetytown program.

18. Com. Moseley also hoped that further discussion about implementing the Recreation Master Plan would take place in the fall after more citizens have returned to the City.

19. Com. Moseley also presented data from the Kent County Library System showing the local share of salary recommendations for various communities. She then requested Mayor Deems to write to Kent County questioning what appears to be a higher local share from the City relative to other communities.

20. The meeting was adjourned, subject to the call of the Mayor, until July 18, 1988.

City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held July 18, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems.
Absent: None.

Also Present: City Manager Allard, Controller & Clerk Justin, City Engineer
McMann, City Attorney Huff, and Mr. J. Brock Albert.

21. The minutes of the meeting held July 5, 1988, were approved as written.

22. Williamson-Young. That disbursement vouchers in the amount of \$52,977.19, and payroll vouchers in the amount of \$128,601.38, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

23. A hearing was then held on the request of Marshall J. and Laurie B. Beard, 2915 Oakwood Dr. SE, to install an air conditioner condenser on the west side of their residence rather than in the rear yard as required. Mr. Beard was present.

23-A. Moseley-Mertz. That this Commission, acting as the Board of Appeals, grant the variance requested by Marshall J. and Laurie B. Beard, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

24. A hearing was then held on the request of Mr. and Mrs. James C. Veen III, 900 Orchard SE, to install an air conditioner condenser on the north side of their residence rather than in the rear yard as required. Mr. Veen was present.

24-A. Williamson-Moseley. That this Commission, acting as the Board of Appeals, grant the variance requested by Mr. and Mrs. James C. Veen III, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

25. A hearing was then held on the request of Rick and Lori Lewis, 2406 Maplewood SE, to erect a fence ten feet from the property line on the west side of the residence rather than fifteen feet from the property line as required by the Zoning Ordinance. Rick and Lori Lewis were present.

25-A. Mehney-Moseley. That this Commission, acting as the Board of Appeals, grant the variance requested by Rick and Lori Lewis.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

26. The City Manager submitted a memorandum requesting approval of a Water Sprinkling Regulation, due to excessively dry conditions, giving staff the authority to issue appearance tickets for non-compliance with scheduled hours for lawn watering. Hours are not specified in the Regulation, giving the City Manager authority to specify hours in response to changing conditions.

26-A. Young-Edison. That the following Regulation be approved:

Unprecedented demands have been placed on the City's water distribution system during this sustained period of hot and dry weather. As a consequence, it

has become necessary to establish this regulation to ensure adequate water pressure to the system in accordance with Section 2.31 of the City Code. Effective July 21, 1988 and continuing until further notice, outdoor lawn sprinkling with water provided by the City's distribution system will be permitted at odd-numbered properties only on odd-numbered dates, during hours specified by the City Manager. Even-numbered properties will be permitted to sprinkle only on even-numbered dates during the same hours. The City Manager may use his discretion to grant exceptions to this regulation for just cause.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

27. The City Manager submitted a memorandum recommending that Liberal Pick-Up Service be granted a license to use approximately 450 square feet of the Public Service Garage for equipment storage, noting that waste collection services provided to the City have been discounted approximately \$200 per month in exchange for use of the storage space. The discount was arrived at by analysis of recent quotes, in which Liberal Pick-Up Service was the lowest bidder for pick-up services without storage. Attorney Huff noted that Com. Williamson had suggested that the Hold-Harmless clause in the license as presented include a sentence requiring the Licensee to compensate the City for any damages to City premises or City equipment caused by the Licensee.

27-A. Young-Mehney. That the proposed license with Liberal Pick-Up be approved with modification of the Hold-Harmless clause to include that the Licensee compensate the City for damages to City premises or City equipment.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

28. The City Manager submitted a memorandum and a Summary of Bids received for reconstruction of sidewalk sections adjacent to private properties and reconstruction of curbs and sidewalks at intersections for barrier-free ramps, recommending that the bid of Universal Excavating, the low bidder, be accepted in the amount of \$90,200. The City Engineer noted that the cost of repairing a square of sidewalk adjacent to private property would be significantly higher than last year, but that the bid must be accepted or rejected in its entirety.

28-A. Young-Mehney. That a contract be awarded to Universal Excavating in the amount of \$90,200, for reconstruction of sidewalk sections adjacent to private properties and reconstruction of curbs and sidewalks at intersections for barrier-free ramps.

A roll call vote was taken.

Yeas: Mehney, Moseley, Young, Deems --4
Nays: Mertz, Edison, Williamson --3

29. The City Manager presented a memorandum, letters from J. Brock Albert and City Attorney Huff, minutes of the May 19, 1975 meeting, and a map -- all relating to the Paris Road Uplands Plat. Mr. Albert requested that the City Commission improve the plat, preferably with the streets somewhat altered, so that houses may be built, including the creation of a special assessment district to pay for water, sewer, and street improvements.

29-A. Williamson-Mehney. That this Commission conduct a hearing for determination of necessity on August 1, 1988, regarding improvements of the Paris Road Uplands Plat.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, --6
Nays: -0-
Abstentions: Deems --1

30. The June, 1988, Public Safety Report was received.

31. The June, 1988, Building Inspection Report was received.

32. In public comment by persons in attendance, Mr. Geoffrey Hughes questioned if the City needed more water storage. Mayor Deems responded that the

infrequency of dry summers probably does not justify the cost of added capacity in order to facilitate lawn sprinkling.

33. Com. Williamson asked how many citizens had requested petition forms for the Charter Commission. City Clerk Justin answered approximately eleven, but that none had been returned thus far.

34. Com. Williamson said that the "graduation" from the Safetytown Program presented by the City's Recreation Department was a most enjoyable occasion.

35. Com. Moseley asked if Mayor Deems had written a letter regarding local funding of the Kent County Library system. He replied that the letter was in draft form and had not yet been sent.

36. Com. Edison questioned the maintenance of softball fields, citing the condition of Manhattan and Wealthy fields.

37. Com. Mehney commended the Recreation Department for organizing a bus trip to the Hershey track and field day for competitors and parents.

38. The meeting was adjourned, subject to the call of the Mayor, until August 1, 1988.

City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held August 1, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems.
Absent: None.

Also Present: City Manager Allard, Controller & Clerk Justin, City Engineer
McMann, City Attorney Huff, Deputy Director Kroes, Lieutenant Thomas Ditmar, and
Mrs. Linda Albert.

39. The minutes of the meeting held July 18, 1988, were approved as written.

40. Young-Williamson. That disbursement vouchers in the amount of \$203,816.26, disbursements to forward tax collections to the schools in the amount of \$207,818.55, and payroll vouchers in the amount of \$113,983.22, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

41. A hearing was then held on the request of Sara Albert, 1747 Danby Lane SE, to install an air conditioner condenser on the east side of her residence rather than in the rear yard as required.

41-A. Moseley-Mertz. That this Commission, acting as the Board of Appeals, grant the variance requested by Sara Albert, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

42. Mayor Deems then presented a watch to Lieutenant Thomas Ditmar in recognition of twenty-five years of service to the City, commending the Lieutenant on the effectiveness of that service.

43. Mayor Deems then noted WLHT Radio's application to hold a special event, the W-Light Dog Parade, on September 17, 1988, requiring approval to be held, an event that would raise funds for the Humane Society.

43-A. Moseley-Edison. That WLHT Radio's application be approved subject to the necessity to hold the parade on sidewalks and maintain cleanliness after the passage of the animals.

Yeas: Edison, Mehney, Moseley, Williamson, Deems --5
Nays: Young, Mertz --2

44. The Mayor then noted the application of the Juvenile Diabetes Foundation to hold the Juvenile Diabetes Walk-a-Thon on October 1, 1988, requiring approval to be held.

45. Mertz-Williamson. That the application of the Juvenile Diabetes Foundation be approved.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

46. The Mayor then noted the application of several combined organizations to hold the Run through Apple Country on October 29, 1988, requiring approval to be held.

46-A. Williamson-Moseley. That the application for the Run through Apple Country be approved.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

47. A Public Hearing of Necessity was then held, concerning water, sewer, and street improvements for the Paris Road Uplands Plat. The City Manager described documents included for the hearing: a schedule of procedural steps, a listing of special assessment issues, Statement of Preliminary Proceedings containing cost estimates, and three texts of the Resolution Determining Necessity. The City Attorney noted that in 1975 the City Commission had approved Resolutions Determining Necessity for this Plat, and he pointed out that the Commission could determine necessity for the improvements without determining the method of financing these through special assessment at this time. The City Manager noted that the proposed improvements would affect thirty-seven individual properties. The Mayor said that J. Brock Albert, whose company would be a principal builder of homes in the plat, had not submitted specific plans following up on suggestions he had made for redirecting certain streets; therefore, staff could not develop specific costs for improvements at this time. Mrs. Linda Albert outlined the history of her husband's efforts to get the plat, zoned A-2 residential, developed for homesites and asked the Commission to approve the resolutions of necessity now. The following individuals commented on and inquired about the proposed improvements: Marvin Lewis, 722 York SE; Shirley Wier, 1728 Breton Road SE; Tom and Diane DeRoseau, 1758 Breton SE; Doug Maccardini, 2452 Berwyk; and Jane Batteiger, 2530 Berwyk.

47-A. Williamson-Mehney. That the following three resolutions be approved, one each for improvements to water systems, improvements to sewer systems, and improvements to streets, deleting in each the sentences relating to cost and to method of payment by special assessment, as follows:

Resolution Determining Necessity

RESOLVED that the improvement consisting of

WATERMAIN, including the necessary services and underground work on:
ARUNDEL ROAD from York Drive to Conlon Drive, and
MELROSE DRIVE from Arundel Road to Berwyck Road

is a necessity public improvement and that the cost and expense of such improvement shall be paid by special assessment levied upon the lands and premises, except public highways and alleys, benefitting from said improvement, according to connections. Be it further resolved that the special assessment district upon which special assessments shall be levied is established as consisting of

Lots 10 thru 14,
Lots 29 thru 33, Lot 55
Lots 67 thru 85,
of Paris Road Uplands, City of East Grand Rapids

and that this Commission deems and declares that all real estate within said district is benefitted by said improvement. Be it further resolved that the City Manager prepare or cause to be prepared a special assessment roll in accordance with the determinations of this Commission.

Resolution Determining Necessity

RESOLVED that the improvement consisting of

SANITARY SEWER including the necessary laterals and underground work on:
ARUNDEL ROAD from Melrose Drive to Conlon Drive, and
YORK DRIVE from Berwyck Road to Arundel Road, and
MELROSE DRIVE from Berwyck Road to Arundel Road

is a necessity public improvement and that the cost and expense of such improvement shall be paid by special assessment levied upon the lands and premises, except public highways and alleys, benefitting from said improvement, according to connections. Be it further resolved that the special assessment district upon which special assessments shall be levied is established as consisting of

Lots 10 thru 14,
Lots 29 thru 33, Lot 55
Lots 67 thru 85,
of Paris Road Uplands, City of East Grand Rapids

and that this Commission deems and declares that all real estate within said district is benefitted by said improvement. Be it further resolved that the City Manager prepare or cause to be prepared a special assessment roll in accordance with the determinations of this Commission.

Resolution Determining Necessity

RESOLVED that the improvement consisting of

grading, proper base, asphalt wearing surface, combination curb and gutter, concrete drive approaches, concrete sidewalks, 12" storm drain, catch basins, and other necessary appurtenances and underground work on:
ARUNDEL ROAD from Melrose Drive to Conlon Drive, and
YORK DRIVE from Berwyck Road to Arundel Road and
MELROSE DRIVE from Berwyck Road to Arundel Road

is a necessity public improvement and that the cost and expense of such improvement shall be paid by special assessment levied upon the lands and premises, except public highways and alleys, benefitting from said improvement, according to assessable front footage. Be it further resolved that the special assessment district upon which special assessments shall be levied is established as consisting of

Lots 8 thru 14,
Lots 28 thru 34,
Lot 55 and 56,
Lots 66 thru 85,
Lot 99
of Paris Road Uplands, City of East Grand Rapids

and that this Commission deems and declares that all real estate within said district is benefitted by said improvement. Be it further resolved that the City Manager prepare or cause to be prepared a special assessment roll in accordance with the determinations of this Commission.

Vote to approve the foregoing three resolutions:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7

Nays: -0-

48. The City Attorney submitted a letter and purchase-and-sale agreement for the City's acquisition of certain real property of Luebert and Margaret Docter adjacent to the Manhattan Recreation Area for the price of \$2,700. The City Manager recommended a budget amendment of \$2,800 to cover purchase and closing costs.

48-A. Williamson-Mehney. That the proposed Agreement for the Purchase and Sale of Real Estate be approved and that the budget be amended to transfer \$2,800 from Undesignated Fund Balance to the account Purchase of Land.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7

Nays: -0-

49. The Mayor noted that the Mayor of the City of Wyoming had submitted a letter and proposed resolution in support of developing a professional baseball team and bringing professional baseball games to West Michigan.

49-A. Edison-Mehney. That the following resolution be approved:

Resolution of Support
for Professional Baseball in West Michigan

WHEREAS, the City of East Grand Rapids recognizes that acquiring a

professional sports team and stadium would provide economic development benefits having a positive impact on the quality of life in the West Michigan area, and

WHEREAS, the City of Wyoming Council adopted a resolution "Approving the Support for the Concept, Site Location, and the Development of a Professional Baseball Team And Baseball Stadium in Wyoming," and

WHEREAS, West Michigan, through the efforts and lead role of the City of Wyoming, now has an opportunity to attract a professional baseball team contingent upon the construction of a quality stadium, and

WHEREAS, the City of Wyoming has identified City-owned land for the site of the a baseball stadium and is proposing that the cost of the stadium be funded by a grant from the Michigan Department of Commerce; now, therefore

BE IT RESOLVED, that the city of East Grand Rapids endorses the City of Wyoming's efforts to bring professional baseball to West Michigan, and supports the City of Wyoming in its request for stadium funding from the State of Michigan Department of Commerce.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7

Nays: -0-

50. The Controller then submitted a memorandum, Premium Breakdown and letter of endorsement, recommending renewal of the City's property and liability insurance with the Municipal Liability and Property Pool of the Michigan Municipal League for the plan year beginning August 13, 1988, noting that additional property listings would raise the total premium to \$97,491.

50-A. Moseley-Edison. That the proposed renewal of insurance be approved for a premium amount of \$97,491.

Yeas: Edison, Mehney, Mertz, Moseley, Young, Deems --6

Nays: Williamson --1

51. The City Manager submitted a memorandum and Summary of Bids for the resurfacing of Woodcliff tennis courts, recommending that the low bid of Woodland Paving Company of \$10,470 be accepted. He noted that East Grand Rapids Public Schools, which will bear half the cost under current agreements, concur with the award to Woodland Paving.

51-A. Edison-Mertz. That the bid of Woodland Paving Company be accepted for resurfacing Woodcliff tennis courts and that a contract be awarded to them.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7

Nays: -0-

52. The City Engineer submitted a Street Construction Program Update.

53. The Plant Engineer submitted a memorandum on the clean-up of the Amoco property.

54. The Plant Engineer submitted a memorandum on the sampling of Reeds Lake water for water quality and on the weed harvesting of the lake.

55. The Mayor noted a memo by the City Manager, handed out at the meeting, requesting that the Commission place the matter on the agenda of this meeting and approve the purchase of an administrative car as part of a planned rotation from the City Manager to the Public Safety Director. He recommended that the low bid of Highland Chrysler/Plymouth for a Plymouth Gran Fury be accepted in the amount of \$13,770. Approval would also result in the advertisement for sale of the Public Safety Director's current vehicle.

55-A. Williamson-Edison. That the matter should be placed on the agenda.

A roll call vote was taken:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7

Nays: -0-

55-B. Edison-Young. That the purchase be approved and that the low bid of Highland Chrysler/Plymouth be accepted.

A roll call vote was taken:

Yeas: Edison, Mehney, Mertz, Young --4
Nays: Moseley, Williamson, Deems --3

56. There was no public comment by persons in attendance.

57. Com. Moseley requested the City of Grand Rapids be contacted about an unsightly dryer still placed outside the laundromat at Breton Village. Also, she asked if staff had maintained the trails adjacent to Remington Park.

58. The Manager said that since water consumption was now reduced, permissible hours for sprinkling water on lawns are now extended. The new hours, effective immediately, are those between 4:00 p.m. and midnight.

59. The meeting was adjourned, subject to the call of the Mayor, until August 15, 1988.

City Clerk

UNOFFICIAL
Reference Only

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS

Regular Meeting Held August 15, 1988

The meeting was called to order by President of the Commission Moseley.

Present: Coms. Edison, Mehney, Moseley, Williamson, and Young
Absent: Com. Mertz and Mayor Deems

Also Present: City Manager Allard, Controller & Clerk Justin, City Engineer McMann, Director of Public Safety Gallagher, Library Manager DeYoung, City Assessor Norman, and Robert Richardson for the City Attorney.

60. The minutes of the meeting held August 1, 1988, were approved as written.

61. Williamson-Edison. That disbursement vouchers in the amount of \$66,404.15, disbursements to forward tax collections to the schools in the amount of \$1,049,701.84, and payroll vouchers in the amount of \$89,705.92, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

62. A hearing was then held on the request of Frank and Florence Krok, 350 Plymouth Road SE, to install an air conditioner on the north side yard of their residence rather than in the rear yard as required. Mr. and Mrs. Krok were present.

62-A. Williamson-Mehney. That this Commission, acting as the Board of Appeals, grant the variance requested by Frank and Florence Krok, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

63. A hearing was then held on the request of Roger and Cynthia Bera, 2616 Maplewood SE, to install an air conditioner on the west side yard of their residence rather than in the rear yard as required. Mr. and Mrs. Bera were present. John Monday, 2626 Maplewood SE, indicated that the front of the Bera's residence would be a better location due to the proximity of his residence.

63-A. Edison-Mehney. That this Commission, acting as the Board of Appeals, grant the variance requested by Roger and Cynthia Bera, contingent upon placing the unit in front of the house rather than the side and subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

64. A hearing was then held on the request of Michael and Susan Tamm, 1440 Woodcliff Dr. SE, to install an air conditioner on the south side yard of their residence rather than in the rear yard as required. Mr. Tamm was present.

64-A. Williamson-Mehney. That this Commission, acting as the Board of Appeals, grant the variance requested by Michael and Susan Tamm, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

65. A permit application was then reviewed from Donna J. Keeler of 2700 Lake Drive SE to install a satellite antenna on the east side of her property in

accord with Section 5.224 of the City Code. Mr. and Mrs. Keeler were present. Cindy Michaels, 2666 Lake Dr. SE, said she had no objection to the installation.

65-A. Edison-Mehney. That this Commission approve the permit application of Donna J. Keeler of 2700 Lake Drive SE to install a satellite antenna on the east side of her property in accord with Section 5.224 of the Code of Ordinances.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

66. The City Manager presented a memorandum concerning the annual business meeting of the Michigan Municipal Employees' Retirement System (MMERS), recommending that the City Controller be selected as officer delegate to attend the meeting and that the City Assessor be selected as alternate officer delegate.

66-A. Young-Edison. That the City Controller be selected as officer delegate and that the City Assessor be selected as alternate officer delegate to the MMERS meeting.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

67. The City Manager presented a memorandum concerning the annual business meeting of the Michigan Municipal League, requesting that attending commissioners give notice to the City Clerk and that an official representative to the meeting be selected.

67-A. Williamson-Edison. That Com. Moseley be selected as official representative and that the City Manager be selected as alternate.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

68. The City Controller presented financial reports for the fiscal year ending June 30, 1988, noting that the excess of revenues over expenses, subject to auditors' adjustments, is \$126,903 for the fiscal year, resulting in an ending Undesignated General Fund Balance of \$546,157. The non-general funds show income and fund-balance levels close to those anticipated.

69. The City Controller presented a memorandum concerning the purchase of additional computer equipment.

69-A. Williamson-Young. That the purchase of additional computer equipment be tabled pending the submission of additional analysis of computer needs next meeting.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

70. The City Manager presented a memorandum concerning variable water connection charges from the City of Grand Rapids to be phased in over a four-year period, based on the concept that the cost of additional capacity should be borne by new customers. Staff recommend that the Commission approve the agreement subject to approval by other customer communities.

70-A. Young-Edison. That the following resolution be approved:

RESOLUTION OF THE CITY COMMISSION

WHEREAS the City of East Grand Rapids Commission desires to enter into the proposed Amendment to Water & Sewer Service Agreement Between the City of Grand Rapids and the City of Grand Rapids (carrying a final-draft date of July 26, 1988) if all or a substantial number of the other bulk-rate municipal customers of the City of Grand Rapids also approve similar provisions,

NOW, THEREFORE, IT IS RESOLVED that the City of East Grand Rapids Commission agrees to enter into the proposed Amendment subject to the approval of similar provisions by all or a substantial number of the other bulk-rate municipal customers of the City of Grand Rapids; and

BE IT FURTHER RESOLVED that the Mayor or the President of the City Commission in the Mayor's absence is authorized to sign the proposed amendment indicating approval of its provisions subject to the approval of similar provisions by all or a substantial number of the other bulk-rate municipal customers of the City of Grand Rapids.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

71. The City Manager presented a memorandum regarding the Kent County Library Job Classification and Salary Study. Com. Moseley said that the City should pay a percentage of new costs equal to that of other communities.

71-A. Edison-Moseley. That East Grand Rapids City Commission is in general support of the Kent County Library Job Classification and Salary Study as reported in the June 16, 1988 memorandum from the Kent County Personnel Department. We believe that all member units should pay an equal percentage of the increased cost for salaries and that this should be so until the whole library funding formula is reviewed and revised.

Yeas: Coms. Edison, Mehney, Moseley, Williamson, and Young --5
Nays: -0-

72. The minutes of the July 21, 1988 meeting of the Joint Facilities Committee were received. Com. Edison inquired about the status of paving Woodcliff tennis courts and said that Joint Facilities Meetings should be public in nature to fulfill the planning function.

73. The minutes of the July 8, 1988 meeting of the Greater Grand Rapids Economic Area Team were received.

74. The July, 1988 Public Safety Report was received.

75. The July, 1988 Building Inspection Report was received.

76. There was no comment by persons in attendance.

77. The City Manager noted the reply of Wyoming officials to the Commission's resolution in support of professional baseball. He also cited a letter from Don Berles, 1026 San Jose Dr. SE, commending Public Safety Officer Hutchinson.

78. The meeting was adjourned, subject to the call of the Mayor, until September 6, 1988.

City Clerk

PROCEEDING OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held September 6, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems
Absent: None

Also Present: City Manager Allard, Controller & Clerk Justin, City Engineer McMann, Director of Public Safety Gallagher, City Attorney Huff, and Plant Engineer Baragar.

79. The minutes of the meeting held August 15, 1988, were approved as written.

80. Young-Edison. That disbursement vouchers in the amount of \$339,261.32, disbursements to forward tax collections to the schools in the amount of \$2,709,011.57, and payroll vouchers in the amount of \$87,686.52, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

81. Plant Engineer Baragar presented a memorandum and schedule of projects describing the work of the Plant Engineering Department.

82. A hearing was then held on the request of William R. and Carolyn J. Hinehline, 2550 Maplewood Drive SE, to install an air conditioner on the west side yard of their residence rather than in the rear yard as required. Mrs. Hinehline was present.

82-A. Moseley-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by William R. and Carolyn J. Hinehline, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

83. A hearing was then held on the request of Dr. Mark P. and Lynn V. Laughlin, 1704 Pontiac Road SE, to install an air conditioner on the east side yard of their residence rather than in the rear yard as required. Dr. Laughlin was present.

83-A. Moseley-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by Dr. Mark P. and Lynn V. Laughlin, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

84. A hearing was then held on the request of James D. Kuras, 855 Plymouth SE, to install an air conditioner on the north side yard of his residence rather than in the rear yard as required.

84-A. Williamson-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by James D. Kuras, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

85. A hearing was then held on the request of Frank S. Spies, 2122 Tenway Drive SE, to install an air conditioner on the east side yard of his residence rather than in the rear yard as required. Mr. Spies was present.

85-A. Moseley-Williamson. That this Commission, acting as the Board of Appeals, grant the variance requested by Frank S. Spies, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

86. A hearing was then held on the request of Mrs. Betty B. Johnson, 908 San Jose SE, to install an air conditioner on the south side yard of her residence rather than in the rear yard as required. Mrs. Johnson was present.

86-A. Moseley-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by Betty B. Johnson, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

87. A hearing was then held on the request of Mr. Frederick S. Burkhart, 4750 Hickory Way SE (Grand Rapids), to build a new, single-family residence at 2857 Pioneer Club Road SE to within 44 feet of the roadway center line rather than 63 feet as required. Mr. Burkhart was present.

87-A. Mehney-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by Frederick S. Burkhart, to build a residence at 2857 Pioneer Club Road SE to within 44 feet of the roadway center line rather than 63 feet as required by the Zoning Ordinance.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

88. The City Attorney submitted a proposed amendment to Chapter 21 of the City Code dealing with "Combustible Waste and Solid Waste".

88-A. Williamson-Edison. That the following ordinance amendment be introduced:

AN ORDINANCE TO AMEND SECTIONS 2.1, 2.9, 2.11 AND
2.12 AND TO REPEAL SECTIONS 2.13, 2.14, 2.15, 2.16
AND 2.17 OF CHAPTER 21 OF TITLE II OF THE CODE OF
THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 2.1 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended by adding paragraph (8a) to read as follows:

(8a) Director's Assistant shall mean the assistant director of public service of the city.

Section 2. Section 2.9 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.9 Rules and Regulations.

All rules and regulations promulgated by the Director pursuant to Section 2.5 of the Code of the City of East Grand Rapids shall be filed with the City Commission. Unless reversed or modified by the City Commission at the first meeting after such filing with the City Commission, the rules and regulations shall take effect immediately after said first meeting of the City Commission.

Section 3. Section 2.11 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.11 Violations; Penalty.

Upon a violation of any provision of this Chapter, the City may seek criminal prosecution and may seek legal and/or equitable relief in a court of competent jurisdiction. Any person who shall violate any provision of this Chapter shall be guilty of a misdemeanor punishable by a fine not exceeding Five Hundred Dollars (\$500.00) or by imprisonment not exceeding ninety (90) days or both such fine and imprisonment. Each day that a violation occurs or continues shall constitute a separate offense.

Section 4. Section 2.12 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.12 Notice of Violation.

The issuance of a ticket or notice of violation by a public safety officer, the Director or the Director's Assistant shall be deemed an allegation of a violation of this Chapter.

Section 5. Sections 2.13, 2.14, 2.15, 2.16, and 2.17 are repealed in their entirety.

Section 6. This Ordinance shall be effective on
, 1988.

Section 7. This Ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5, of the Charter of the City of East Grand Rapids.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

89. The City Controller presented a memorandum recommending the purchase of additional computer equipment.

89-A. Williamson-Edison. That a total of \$5,328 for lapsed and new appropriations be transferred from the General Fund balance and distributed as follows: \$2,039 to Clerk-Controller Capital Expenditures and \$3,289 to Assessors Capital Expenditures; and that purchase orders in the total amount of \$8,928 be approved as distributed to IBM, Midwest Micro-Peripherals, and Wolverine Electric.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

90. The City Manager presented a memorandum and bid tabulation concerning the replacement of controls for the Briarwood lift station and the installation of alarms at four lift stations, recommending award of the contract to the lowest bidder.

90-A. Young-Edison. That the bid of Custom Controls & Engineering be accepted for the installation of controls and alarms as specified and a contract awarded to Custom Controls & Engineering in the amount of \$23,513.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

91. The City Manager presented a proposed Resolution and Memo of Understanding concerning the East Beltline/Broadmoor Ave. planning area:

91-A. Moseley-Edison. That the following resolution be adopted:

RESOLUTION

WHEREAS the City of East Grand Rapids located at East Grand Rapids, Kent County, Michigan recognizes the need to participate in a coordinated planning effort for the East Beltline/Broadmoor Avenue; and
WHEREAS the City of East Grand Rapids recognizes the need to implement controlled land use development and access control standards in the interest of all parties; and
WHEREAS the City of East Grand Rapids has reviewed the Memorandum of Understanding transmitted with the chairperson's August 19, 1988 letter to the City Clerk and made part hereof;
NOW, THEREFORE, BE IT RESOLVED, that the City of East Grand Rapids hereby adopts the said Memorandum of Understanding as a policy document and instructs the staff and affected Boards and Commissions of the City of East Grand Rapids to implement the provisions thereof.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

92. The City Manager presented a memorandum and bid tabulation concerning the installation of shallow drainage structures in certain playground areas, recommending that all bids be rejected.

92-A. Williamson-Young. That all bids for installation of shallow drainage structures in certain playgrounds be rejected.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

93. The City Manager presented a memorandum concerning City-owned lots on Heechwood drive and ways in which the lots could be used.

94. The July 26, 1988 minutes of the Joint Facilities Committee were received.

95. Com. Williamson presented a memorandum on recent deliberations of the Mass Burn Incinerator Advisory Committee.

96. There was no comment by persons in attendance.

97. That an executive session be added to the agenda and that an executive session be held pursuant to sections 8(d) and 8(e) of the Open Meetings Act to discuss the potential purchase of real estate and to meet with the City Attorney regarding pending litigation.

A roll-call vote was taken:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

The motion carried.

98. The meeting was adjourned, subject to the call of the Mayor, until September 19, 1988.

City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held June 6, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Moseley, Williamson, Young and Mayor Deems.
Absent: Com. Mertz.

Also Present: City Manager Allard, Controller & Clerk Justin, City Attorney Huff, City Engineer McMann, and Public Safety Director Gallagher.

413. The minutes of the meeting held May 16, 1988 were approved as written.

414. Williamson-Young. That disbursement vouchers in the amount of \$291,260.78, and payroll vouchers in the amount of \$170,502.99, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

415. Pursuant to public notice, a Truth In Taxation hearing was held. There were no comments from anyone in attendance and the hearing was declared closed.

416. A hearing was then held on the request of Lowell and Mary Wingerd, 1781 Warwick Road SE, for a variance to construct a detached garage to within one foot of the south property line instead of the required three feet, and to within fifteen feet of the east property line instead of the required twenty-seven feet. Mrs. Wingerd was present. A communication was received from an adjacent neighbor, Eugene Davis, 2003 Griggs Street SE, opposing granting of the variance.

416-A. Mehney-Edison. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Lowell and Mary Wingerd on condition that firewalls be added to the west wall of the proposed construction in addition to any firewalls required by the building code.

416-B. Moseley-Williamson. That the above motion be amended by adding a condition that the utility shed located on the lot line adjacent to the Davis property at 2003 Griggs Street SE be moved.

A vote was taken on the amendment:

Yeas: Moseley - 1
Nays: Edison, Mehney, Williamson, Young, Deems - 5

The motion failed.

A vote was taken on the main motion:

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

417. A hearing was then held on the request of Robert and Judith Schmidt, 506 Belvedere Drive SE, for a variance to install an air conditioner condenser unit on the south side of the residence rather than in the rear as required by the Zoning Ordinance. A memorandum of June 1, 1988 was submitted by the City Manager which included the introduction of a proposed ordinance relating to the placement and screening of air conditioner condenser units. Mrs. Schmidt was present. Communications favoring granting of the variance were received from Mrs. Sophia Torgerson, 536 Belvedere Drive SE, and Mr. and Mrs. Dale L. Kessler, 540 Belvedere Drive SE. There were no objections.

417-A. Mehney-Moseley. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Robert and Judith Schmidt, provided that screening of the unit meets the conditions set forth in the City Manager's memorandum of June 1, 1988.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

6/6/88

418. A hearing was then held on the request of Steven Berger, M.D., 1730 Vesta Lane SE, to install a central air conditioner condenser unit on the north side of the residence rather than in the rear as required by the Zoning Ordinance. A communication was received from Dave Bratschie, 1720 Vesta Lane SE, objecting to granting of the variance request. Dr. Berger was present.

418-A. Williamson-Moseley. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Steven Berger, M.D., provided that screening of the unit meets the conditions set forth in the City Manager's memorandum of June 1, 1988.

A roll call vote was taken:

Yeas: Williamson, Mehney, Moseley, Deems - 4
Nays: Edison, Young - 2

The motion carried.

419. A memorandum was submitted by the City Manager regarding retro-active salary recommendation for Lieutenants in the Public Safety Department.

419-A. Moseley-Mehney. That Lieutenants in the Public Safety Department be awarded a pay increase of 4% retroactive to July 1, 1987.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

420. The City Attorney submitted a proposed ordinance amendment to Section 5.90 of the City Code concerning the location of mechanical appurtenances.

420-A. Williamson-Young. That the following ordinance amendment be introduced and referred to the Planning Commission.

AN ORDINANCE TO AMEND SECTION 5.90
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 5.90 of Chapter 50 of Title V of the Code of the City of East Grand Rapids shall be amended to read as follows:

"Sec. 5.90 Mechanical appurtenances

Mechanical appurtenances such as blowers, ventilating fans and air conditioning units must be attached to the principal building or be located in the rear or side yard not closer than seven (7) feet to any adjoining property line. Such units, when attached to the building, shall be architecturally integrated or appropriately screened. Such units, when placed in the side yard, shall be screened by appropriate shrubbery or fencing so as not to be visible from the neighboring property, any such fencing to be placed in accordance with the provisions of Chapter 83 of the City Code. The determination of compliance with the screening requirements contained in this Section shall be made by the Building Inspector or his designee. In all instances, the provisions of Section 9.14 and of Chapter 97 of the East Grand Rapids City Code shall apply.

Section 2. This ordinance shall be effective on _____, 1988.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

Yeas: Williamson - 1
Nays: Young, Moseley, Mehney, Edison, Deems - 5

The motion failed.

421. The City Attorney submitted a proposed resolution to place the issue of City Charter revision on the November 8, 1988 General Election ballot.

421-A. Williamson-Edison. That the following resolution be adopted:

6/6/88

WHEREAS, the Charter of the City of East Grand Rapids was adopted in the year 1927; and

WHEREAS, since 1927, many changes have been made in the provisions of the constitution and laws of the State of Michigan affecting the powers of home rule cities and whereas, in many respects the existing charter is obsolete; and

WHEREAS, it is deemed desirable that the City of East Grand Rapids submit to its electors the question of general charter revision under the provisions of Michigan Compiled Laws, Sec. 117.18 et seq.

NOW, THEREFORE, IT IS RESOLVED That pursuant to Michigan Compiled Laws, Sec. 117.18, the question of having a general charter revision shall be submitted to the electors of the City of East Grand Rapids for adoption or rejection at the November 8, 1988 general election.

FURTHER RESOLVED That pursuant to the provisions of Michigan Compiled Laws, Sec. 117.18, a charter commission shall be selected at the same election at which the question of charter revision is submitted, on November 8, 1988. The selection shall be void if the proposition to revise the charter is not adopted. No city officer or employee, whether elected or appointed, shall be eligible to a place on the charter commission. The candidates for election to the charter commission shall be nominated according to the method prescribed in the city charter for nomination of candidates for city offices. Nominating petitions shall be available from the City Clerk.

FURTHER RESOLVED That the charter commission so elected shall meet at the East Grand Rapids City Hall and shall follow the procedures set forth in Michigan Compiled Laws, Sec. 117.20 et seq., including the submission of the proposed new charter to the Governor and the publication and posting thereof. The money for the expense thereof shall be paid by the City of East Grand Rapids in an amount not to exceed \$5,000.00. The members of said charter commission shall serve without compensation.

FURTHER RESOLVED That the proposed revised city charter, as proposed by the charter commission, shall be submitted to the electors for adoption pursuant to the provisions of Michigan Compiled Laws, Sec. 117.23.

FURTHER RESOLVED That the form of the ballot to be submitted to the electors of the City of East Grand Rapids at the November 8, 1988 election shall be as follows:

"Shall the City of East Grand Rapids have a general charter revision as provided for in Michigan Compiled Laws, Sec. 117.18, et seq, including the election of a charter commission consisting of 9 electors of the City having a residence of at least 3 years in the City as provided for in Michigan Compiled Laws, Sec. 117.18?

Yes

No"

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

422. A public hearing was held on the proposed amendment to Section 5.172 of Chapter 50 of Title V of the Ordinance Code which was unanimously approved by the Planning Commission at their meeting of May 10, 1988.

422-A. Edison-Young. That the following ordinance amendment be adopted which was introduced at the City Commission meeting of April 18, 1988:

6/6/88

AN ORDINANCE TO AMEND SECTION 5.172
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 5.172 of Chapter 50 of Title V of the Code of the City of East Grand Rapids is amended by amending subsection (3) to read as follows:

"(3) The Board of Zoning Appeals shall not consider any application or appeal without the payment by the applicant or appellant to the city treasurer of a fee in the amount of Fifty Dollars (\$50.00). Such application or appeal shall be filed with the building inspector, who shall transmit the same, together with all plans, specifications, and other papers pertaining to the application or appeal, to the secretary of the board."

Section 2. This ordinance shall be effective on June 16, 1988.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

A roll call vote was taken:

Yeas: Edison, Mehney, Young, Deems - 4
Nays: Williamson, Moseley - 2

The motion carried.

423. The Controller submitted a memorandum regarding accruals of Recreation revenues and expenses.

423-A. Edison-Young. That \$31,000 be transferred from the General Fund Undesignated Balance to reduce the budget for Recreation fees by that amount and report such fees on an accrual basis and that separate revenue and expense accounts be established for the Reeds Lake Run and Triathlon with the balance of those race proceeds to be reported as a designated fund balance.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

424. The Plant Engineer submitted a memorandum requesting approval of an agreement with Maney's Weed Harvesting Company to harvest aquatic weeds in Reeds Lake.

424-A. Williamson-Young. That an agreement with Maney's Weed Harvesting Company be approved at an hourly rate of \$100 for approximately sixty hours for aquatic weed harvesting in Reeds Lake and that the competitive bidding process be waived due to the uniqueness of this operation.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

425. The City Engineer submitted a memorandum requesting approval for the extension of an existing East Grand Rapids watermain in Mercer Drive in Grand Rapids Township in accordance with the Borderline Agreement previously approved by the City Commission, the total cost of this extension will be borne by Mr. James A. Jarvis, a Grand Rapids Township property owner, who requested the extension.

425-A. Young-Edison. That the request for approval of an extension of an East Grand Rapids watermain in Mercer Drive in Grand Rapids Township be approved and the cost of this extension be borne by Mr. James A. Jarvis, a Grand Rapids Township property owner.

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems - 6
Nays: 0

426. The City Engineer submitted a June 6, 1988 Construction Program Progress report.

6/6/88

427. The City Manager submitted an informational memorandum regarding the Joint Facilities Agreement between the City and East Grand Rapids Public Schools for the period July 1, 1985 through June 30, 1988.

428. The minutes of the East Grand Rapids Community Action Council meeting held April 21, 1988 were received.

429. Preliminary minutes of the Traffic Commission meeting held May 17, 1988 were received.

429-A. Edison-Moseley. That a lane of traffic remain open to and from the boat ramp located on vacated Barnard Street on June 25, the day of the Art Fair.

A roll call vote was taken:

Yeas: Edison, Moseley, Young, Deems - 4

Nays: Williamson, Mehney - 2

The motion carried.

430. The minutes of the Parks and Recreation Commission meeting held May 18, 1988 were received. Commissioner Williamson requested that a monthly financial report be received from the Parks and Recreation Commission. Commissioner Moseley commented on the location of Port-A-Jons at recreation areas. Commissioner Edison asked when the report of the survey conducted by Insight Marketing will be presented.

431. The Building Inspector's report for May, 1988 was received.

432. Commissioner Mehney commended the engineering staff on their efforts during the current year construction program.

433. Commissioner Edison commended the Public Service Department for their efforts in notifying citizens when trash is improperly placed.

434. Commissioner Moseley commented on the appearance of Breton Village.

435. Commissioner Young commented on the excellent progress being made on the street construction program.

436. The Mayor reminded the Commissioners that on June 15th a reception will be held to honor volunteers who have served on various boards and commissions of the City and to present a memorial in honor of former City Manager Fred Tholen.

437. The meeting was adjourned, subject to the call of the Mayor, until June 20, 1988.

City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held June 20, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Williamson, Young and Mayor Deems.
Absent: Com. Moseley.

Also Present: City Manager Allard, Controller & Clerk Justin, City Engineer
McMann; City Attorney Huff, Public Safety Director Gallagher,
Assessor Norman and Deputy Chief Kroes.

438. The minutes of the meeting of May 16, 1988 were amended at
Item 395-A to include the following:

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 proposed 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 establishes 17.9257 per \$1,000.00
of valuation as the proposed millage rate for the fiscal year July 1,
1988 to June 30, 1989.

The minutes of the meeting held May 16, 1988 were then approved as
amended.

The minutes of the meeting held June 6, 1988 were approved as written.

439. Williamson-Edison. That disbursement vouchers in the amount of
\$170,411.59, and payroll vouchers in the amount of \$87,191.99, as approved
by the Finance Committee, be allowed and the Controller be authorized to
draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

440. A public hearing was then held on the proposed General Fund Budget
for fiscal year 1988/89. There were no comments from anyone in attendance
and the hearing was declared closed.

441. A hearing was then held on the request of Kathie K. Porter,
1547 Woodcliff Drive SE, for a variance to construct a two-stall garage
in the rear of the property to within one foot or less of the north property
line rather than the required three foot distance. Kathie K. Porter was present.
Jean Springer, 1546 Edgewood Drive SE, expressed concern about the aesthetic
effect the proposed construction would have on her property.

441-A. Young-Edison. That this Commission, acting as the Board of
Appeals, grant the variance requested by Kathie K. Porter.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

442. A hearing was then held on the request of Gary L. Williams,
260 Gladstone Avenue SE, to install a central air conditioner condensing
unit on the north side of his residence rather than the rear as required
by the Zoning Ordinance. Mr. Williams was present. Communications
favoring the granting of the variance request were received from Thomas
H. Ryan, 1610 Robinson Road SE; John Bergin, 1604 Robinson Road SE; Edward
and Peggy Hine, 264 Gladstone Avenue SE; and F. H. Searl, 261 Gladstone
Avenue SE. There were no objections.

442-A. Mehney-Williamson. That this Commission, acting as the Board
of Zoning Appeals, grant the variance requested by Gary L. Williams, pro-
vided that screening of the unit meets the conditions set forth in the
City Manager's memorandum of June 1, 1988.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

443. A hearing was then held on the request of Michael S. Hoffman, 2946 Pioneer Club Road SE, for a variance to install a central air conditioner condensing unit on the east side of his residence rather than the rear as required by the Zoning Ordinance. Mr. Hoffman was present. There were no objections.

443-A. Williamson-Young. that this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Michael S. Hoffman, provided that screening of the unit meets the conditions set forth in the City Manager's memorandum of June 1, 1988.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

444. The City Engineer and Controller and Clerk submitted a memorandum with an attached appeal from Howard A. Frisbie, 563 Belvedere Drive SE, regarding a charge of \$217.89 for the replacement of two sections of sidewalk on September 23, 1987. Mr. Frisbie was present and recommended that sidewalk sections be realigned rather than replaced whenever feasible.

444-A. Young-Edison. That the appeal of Howard Frisbie be denied and the charge of \$217.89 for the replacement of two sections of sidewalk remain his responsibility.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

444-B. No action being taken by this Commission, the present policy for sidewalk replacement will be followed.

445. A final reading of the proposed ordinance amendment to adopt Section 9.102 of Chapter 95 of Title IX of the City Code was considered.

445-A. Williamson-Young. That the following ordinance amendment be adopted which was introduced at the City Commission meeting of May 16, 1988:

AN ORDINANCE
TO AMEND SECTION 9.102 OF CHAPTER 95
OF TITLE IX OF THE CODE
OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 9.102 of Chapter 95 of Title IX of the East Grand Rapids City Code is amended to read as follows:

Section 9.102. Adoption of fire prevention code by reference.

Pursuant to the provisions of Section 3(k) of Act 279 of the Public Acts of the State of Michigan 1909, as amended, the BOCA National Fire Prevention Code/1987 Edition, as promulgated by the Building Officials and Code Administrators, International, Inc., is hereby adopted by reference by the city for the purpose of safeguarding life and property from the hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the use or occupancy of buildings or premises. In the event of conflict between the provisions of said fire prevention code and the provisions of this chapter, the provisions of this chapter shall prevail. Complete printed copies of the BOCA National Fire Prevention Code, herein adopted, are available for public use and inspection at the office of the City Clerk.

Section 2. This ordinance shall be available on July 1, 1988.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

446. The City Attorney submitted a proposed resolution modifying the Charter Commission Resolution adopted at the Commission meeting of June 6, 1988, which resolution deletes the three-year residency requirement for Charter Commissioners.

446-A. Edison-Young. that the following resolution be adopted:

WHEREAS, at its regular meeting on June 6, 1988, the East Grand Rapids City Commission did adopt a resolution providing that the question of Charter revision be submitted to the electors of the City of East Grand Rapids on November 8, 1988; and

WHEREAS, the City Commission now believes that the wording for the ballot contained in the last paragraph of said resolution should be modified.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The form of the ballot to be submitted to the electors of the City of East Grand Rapids at the November 8, 1988 election shall be as follows:

"Shall the City of East Grand Rapids have a general Charter revision as provided for in Michigan Compiled Laws, Sec. 117.18 et seq., including the election of a Charter Commission consisting of nine electors of the City?"

Yes

No

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

447. The City Attorney submitted a proposed resolution regarding the filing of petitions by persons seeking the office of Charter Commissioner.

447-A. Edison-Young. That the following resolution be adopted:

WHEREAS, the East Grand Rapids City Commission did, on June 6, 1988, adopt a resolution calling for submission to the electors the question on general charter revision of the provisions of Michigan Compiled Laws, Section 117.18 et seq, which election is to be held on November 8, 1988; and

WHEREAS, the statute relative to charter revision provides that the candidates shall be nominated according to the methods described in the City Charter for candidates for City offices;

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The candidates for election to the Charter Commission shall be nominated and elected on a city-at-large basis.
2. Each candidate shall file with the City Clerk a nominating petition signed by not less than 25 qualified electors of the City.
3. Such petition shall be filed with the City Clerk before 5 p.m. on September 1, 1988.
4. The petition shall be on the form furnished by the City Clerk. Each elector signing such petition shall add his residential street and number and date of signing. No elector shall sign petitions for more than nine candidates for election to the office of Charter Commissioner. In the event that any elector shall sign more than nine petitions, his signature shall be void on all petitions signed by him.

Petitions shall be available at the office of the City Clerk on June 21, 1988.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

448. The Mayor submitted a memorandum and proposed resolution regarding termination and revision of the East Grand Rapids Recreation and Parks Agreement.

448-A. Young-Mehney. That the following resolution be adopted:

RESOLVED, the East Grand Rapids Recreation & Parks Agreement dated December 15, 1975, shall be terminated. The Parks and Recreation Commission shall continue in existence, consisting of seven (7) members nominated by the Mayor and approved by the City Commission. The Parks and Recreation Commission shall function as an advisory board to the City Commission with regard to programs and policies of the Recreation Department and the use of the recreation and park facilities of the City. The members of the Commission shall each be appointed for three (3) year terms, with no member to serve more than six (6) years consecutively. Each year, prior to nominating members to the Parks and Recreation Commission, the Mayor shall request the name of an individual from the Board of Education for nomination to the Parks and Recreation Commission for the purpose of having that person be a liaison with the Board of Education. The City Manager, the Recreation Department Director, and the Athletic Director of East Grand Rapids High School shall all be asked to serve as ex officio members of the Parks and Recreation Commission.

In the interest of efficiency and cooperation, the Recreation Commission and the City Commission shall consult with the Board of Education and its administrative staff when either Commission is considering or planning changes to any program, activity or facility which will affect the use of Board of Education facilities or athletic programs conducted by the Board of Education.

Yeas: Mehney, Mertz, Williamson, Young, Deems - 5
Nays: Edison - 1

449. The City Manager submitted a proposed schedule of City Commission meeting dates for fiscal year 1988/89.

450. A Special Events Permit Application was received from the Women's Resource Center/YWCA requesting permission to conduct Run Jane Run special event on August 6, 1988.

450-A. Williamson-Young. That the Women's Resource Center/YWCA be permitted to conduct Run Jane Run Special Event on August 6, 1988.

Yeas: Edison, Mehney, Williamson, Young, Deems - 5
Nays: Mertz - 1

451. The Controller submitted a memorandum recommending a proposed modification to F.Y. '88 budget in the Public Safety State Program and transfers to the Motor Vehicle Highway Funds.

451-A. Young-Edison. That the following budget amendments be approved:

Increase Public Act 302 training grant revenue	\$ 6,000
Increase Public Act 302 training grant expense	\$ 3,000
Decrease Transfer to Major Street Fund	\$ 17,600
Decrease Transfer to local Street Fund	\$ 26,500

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6
Nays: 0

452. The City Engineer submitted a 1988 Construction Program Progress Report as of June 20, 1988.

453. The minutes of the Library Commission meeting held Thursday, April 26, 1988 were received.

454. The minutes of the Joint Facilities meeting held May 24, 1988 were received.

455. The Public Safety Department report for the month of May, 1988 were received.

456. The City Manager gave a verbal update on the status of water consumption and the odd-even sprinkling ban in effect in the City of East Grand Rapids.

6/20/88

457. Commissioner Mehney commended the engineering staff on the work performed on Bonnell Avenue.

458. Commissioner Edison commended volunteers on clean-up efforts following the Reeds Lake Run.

459. Commissioner Williamson questioned when Reeds Lake water test results will be available.

460. The Mayor distributed a brochure published by the East Grand Rapids Neighborhood Watch Association.

461. The meeting was adjourned, subject to the call of the Mayor, until 9:00 P.M.

City Clerk

UNOFFICIAL
Reference Only

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held April 4, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mertz, Moseley, Williamson and Mayor Deems.

Absent: Coms. Mehney and Young.

Also Present: Controller & Clerk Justin, City Attorney Huff, City Engineer McMann, Assessor Norman, Public Service Superintendent Smith, Plant Engineer Baragar, and Public Safety Director Gallagher.

331. The minutes of the meeting held March 21, 1988 were approved as written.

332. Edison-Williamson. That disbursement vouchers in the amount of \$35,074.68 and Payroll Vouchers in the amount of \$78,874.72, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mertz, Moseley, Williamson, Deems - 5
Nays: 0

333. Commissioner Williamson submitted recommendations from the 1988 East Grand Rapids Board of Review.

334. The Mayor presented a proclamation to George Samra, Assistant Assessor, for his services to the City.

335. The City Manager submitted a memorandum recommending the designation of City Engineer McMann as Assistant City Manager.

335-A. Williamson-Edison. That City Engineer Clifford McMann be designated Assistant City Manager.

Yeas: Edison, Mertz, Moseley, Williamson, Deems - 5
Nays: 0

336. A hearing was then held on the request of John and Kim Ervine, 611 Laurel SE, for a variance to place an air conditioner condenser on the south side of their home rather than in the rear as required by the Zoning Ordinance. Mr. Ervine was present. A communication was received from Michael and Debra Adams, 564 Laurel SE, approving granting of the variance. There were no objections.

336-A. Moseley-Mertz. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by John and Kim Ervine.

Yeas: Edison, Mertz, Moseley, Williamson, Deems - 5
Nays: 0

337. A hearing was then held on the request of David Vis, 2627 Hall Street SE, for a variance to place an air conditioner condenser on the east side of his home rather than in the rear as required by the Zoning Ordinance. Mr. Vis was present. Communications were received from Philip L. Collins, 2645 Hall Street SE, Steven Meyer, 1160 Conlon Avenue SE, and Craig C. and Linda P. Decker, 2635 Hall Street SE, favoring the granting of the variance. There were no objections.

337-A. Moseley-Williamson. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by David Vis.

Yeas: Edison, Mertz, Moseley, Williamson, Deems - 5
Nays: 0

338. A hearing was then held on the request of Craig and Linda Decker, 2635 Hall Street SE, for a variance to place an air conditioner condenser on the east side of their home rather than in the rear as required by the Zoning Ordinance. Mr. Decker was present. A communication was received from Phil and Jill Collins, 2645 Hall Street SE, and Vic and Judy Lewis, 2639 Hall Street SE, favoring the granting of the variance.

338-A. Moseley-Edison. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Craig and Linda Decker.

Yeas: Edison, Mertz, Moseley, Williamson, Deems - 5
Nays: 0

339. A hearing was then held on the request of Douglas Kelly, 435 Ethel Street SE, for approval of house and site plans for property located at 1535 Breton Road SE, which hearing is being held in accordance with conditions of the variance granted by the City Commission on October 20, 1980. Mr. Kelly was present. A communication was received from Robert M. and Penelope A. Coble, 1530 Rosalind Road SE, opposing approval of the plans. The following persons spoke in opposition to the approval of the plans: Pete and Sally Charnley, 1545 Breton Road SE, Maribeth Baker Steketee, 1525 Breton Road SE, Timothy Orlebeke, 1524 Rosalind Road SE, Jay Carr, 1517 Breton Road SE advised that he had not received a notice. Alex Walker, 1536 Breton Road SE, inquired whether Mr. Kelly planned to build this house for speculation purposes. Mr. Kelly advised that it was a speculation venture. Mayor Deems then summarized points of information not available at the present meeting, but needed to satisfy conditions of approval for the October 20, 1980 zoning variance:

- 1) A more detailed site plan, including the relation to houses on either side and information to determine how the driveway position and grade would affect traffic on Breton Road.
- 2) Voting requirements for granting a zoning variance in 1980.

339-A. Moseley-Edison. That the request of Douglas Kelly for approval of house and site plans for property located at 1535 Breton Road SE, be tabled for two weeks.

Yeas: Edison, Mertz, Moseley, Deems - 4
Nays: Williamson - 1

340. The City Attorney submitted three proposed ordinance amendments for consideration as follows: Adoption of a new Electrical Code, amendment to amend five sections of Chapter 84 to adopt the new BOCA National Existing Structure Code for 1987, and adoption of the new BOCA National Building Code of 1987.

340-A. Williamson-Edison. That the following proposed ordinance amendments be introduced:

AN ORDINANCE
TO AMEND SECTION 8.701 OF CHAPTER 87
OF TITLE VIII OF THE CODE OF THE
CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 8.701 of Chapter 87 of Title VIII of the East Grand Rapids City Code is amended to read as follows:

Sec. 8.701. Electrical code.

The electrical code of the City of East Grand Rapids is contained in the following:

- (1) Article 27 of the BOCA National Building Code, 1987 edition, which is adopted for use in East Grand Rapids by section 8.1 of this Code; and
- (2) The National Electrical Code which is adopted and incorporated by Article 27 of said BOCA National Building Code; and
- (3) The amendments to said Code which are adopted by Chapter 80, section 8.4, subsections 2700.4 through 2709.2 of this Code at pages 1557 through 1566 hereof.

Section 2. This ordinance shall be effective on _____, 1988.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

AN ORDINANCE
TO AMEND SECTIONS 8.1, 8.2, 8.3, AND 8.4
OF CHAPTER 80 OF TITLE VIII OF THE CODE
OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. The listing of contents of Title VIII of the East Grand Rapids City Code is amended to read as follows:

- Ch. 80. National Building Code
- Ch. 81. Signs
- Ch. 82. Swimming and Other Pools
- Ch. 83. Fences
- Ch. 84. Property Maintenance Code and Housing Regulations
- Ch. 85. Removal of Buildings
- Ch. 86. Plumbing Code
- Ch. 87. Electrical Code

Chapter 80
NATIONAL BUILDING CODE

Section 2. Section 8.1 of Chapter 80 of Title VIII of the East Grand Rapids City Code is amended to read as follows:

Sec. 8.1. Adoption of code by reference.

Pursuant to the provisions of Section 8 of the State Construction Code Act (Act 230 of 1972, Compiled Laws 1948, Sec. 125.1501 et seq.) and pursuant to Section 3(k) of Act 279 of 1909, State of Michigan, as amended, the National Building Code, 1987 edition, as promulgated and published by the Building Officials and Code Administrators International, Inc. (BOCA), is hereby adopted by reference by the City as in this chapter modified, for the purpose of regulating the erection, construction, enlargement, equipment, alteration, repair, moving, removal, demolition, conversion, use, heights, area and maintenance of all buildings and structures in the city.

Section 3. Section 8.2 of Chapter 80 of Title VIII of the East Grand Rapids City Code is amended to read as follows:

104.4. Condemnation. No permit shall be issued for any building or other structure upon any land which has been condemned for any public improvement, or on any land ordered condemned by the City Commission for any public improvement until a notice of such proposed condemnation has been fixed to the plans, application and permit. Nor shall a permit be issued for a building or structure upon which a notice of violation of any pertinent laws or ordinances has been issued, unless there shall be included in the application proposed work to correct the violation at the same time.

Subsection 104.4 is added to read as follows:

104.1. Ordinary Repairs, general. Ordinary repairs to buildings costing less than five hundred dollars (\$500.00) may be made without application or notice to the building official, but such repairs shall not include the cutting away of any wall, partition, or portion thereof, the removal or cutting of any structural beam or support, or the removal or change or any required means of egress, or rearrangement of parts of a structure affecting the exit requirements; nor shall ordinary repairs include additions to or alterations of any room or space, nor shall it include additions to, alterations of, replacement or relocation of any standpipe, water supply, sewer, drainage, drain leader, gas, soil, waste vent or similar piping, electric wiring or mechanical equipment or other work affecting public health or general safety.

Subsection 104.1 is amended to read as follows:

The following sections and subsections of the National Building Code are hereby amended, added, or deleted as indicated below. Subsequent section numbers used in the chapter shall refer to the like numbered sections of the National Building Code as amended:

Sec. 8.4. Changes in Code.

Section 5. Section 8.4 of Chapter 80 of Title VIII of the East Grand Rapids City Code is amended to read as follows:

References in the National Building Code to "state" shall mean the State of Michigan; references to "municipality" or "jurisdiction" shall mean the City of East Grand Rapids; references to "municipal charter" shall mean the Charter of the City of East Grand Rapids; and references to "ordinances" shall mean the East Grand Rapids City Code.

Sec. 8.3. Reference in code.

Section 4. Section 8.3 of Chapter 80 of Title VIII of the East Grand Rapids City Code is amended to read as follows:

Complete copies of the National Building Code, 1987, herein adopted, are available for public use and inspection at the office of the City Clerk.

Sec. 8.2. Code on file.

Subsection 104.5 is added to read as follows:

104.5. Exterior surfaces. All structures, including foundations, walls, roofs, doors and windows shall be so maintained that the building shall be weathertight, watertight and rodent proof and shall be kept in good repair and structurally sound by the owner. Exterior attachments including, but not limited to, gutters, downspouts, screening, windows, storm windows, vents, antennae, awnings and utility connections shall be maintained in good repair. All exterior wood surfaces shall be protected from the elements and against deterioration by paint or other protective coatings. All exterior painted surfaces shall be maintained in good condition without exposure of the underlying surface or previous finishes. Exterior surfaces not protected by paint or other protective coatings shall not be permitted to deteriorate and shall be maintained in a sound and sightly condition.

Subsection 104.6 is added to read as follows:

104.6. Structures: Maintenance of exterior openings. Every window, exterior door and basement hatchway shall be kept weathertight, watertight and rodent proof; and shall be kept in sound working condition and in good repair.

Section 108 and all subsections thereunder are deleted.

Subsection 109.1 is amended to read as follows:

109.1. Code official. References in this chapter to department of building inspection or to the code official shall mean the building inspector of the City or his duly authorized representative.

Subsection 111.1 is amended to read as follows:

111.1. When permit is required. No building or structure or part thereof shall hereafter be erected, converted, repaired, altered or enlarged, moved or demolished except as permitted by subsection 104.1 hereof until a building permit has been obtained by the owner or his agent. The application for a permit shall be made in writing on approved forms; and shall be accompanied by the site plan required by subsection 111.6 and two (2) complete sets of dimensional plans showing all habitable floors, basement, cellar, foundations and sections, and by specifications describing the kind, size, quality and grade of all construction materials and service equipment. The code official may waive the requirement for filing plans when the work involved is of a minor nature and the building operation is adequately described in the application. All plans submitted for filing shall be prepared and signed as required by the statutes governing building construction. Where compliance with state statutes governing building construction is required, the application shall be accompanied by a set of the plans approved by the designated authority. Applications for a building permit to move any building shall show the width and cubical content of the building to be moved, its location and address and the location and address to which it is being moved and the route to be traversed in the course of such movement, in addition to the information required by this section for building permits for other types of operations. No permit to move or demolish a building shall be granted except upon

compliance with Section 4.26 of Chapter 41 and Section 8.501 of Chapter 85 of the East Grand Rapids City Code and Section 105 of this National Building Code.

Subsection 112.9 is deleted.

Subsection 114.3 is amended to read as follows:

114.3. Fee computation. The fee for the building permit shall be based on the cost of the building as estimated by the code official, who shall determine such costs on the basis of current standard prices.

Subsection 114.3.1 is amended to read as follows:

114.3.1.a. Fee Schedule. A fee for each plan examination and building permit shall be paid in accordance with the following schedule:

<u>Cost of work</u>	<u>Fee</u>
Up to \$1,000.00	\$10.00
\$1,001.00 and over	10.00
Plus for each additional \$1,000.00 of valuation or part thereof	2.00

b. Failure to acquire permit; penalty. In addition to any remedies available under subsection 117.1, any person who has failed to acquire a required building permit prior to the commencement of construction shall be subject to a fine of fifty dollars (\$50.00) or twice the proposed fee, whichever is greater, which shall be due immediately upon assessment.

Subsection 114.3.2 is added to read as follows:

114.3.2. Moving and demolition permits. With respect to a building which is ten (10) feet wide and does not contain over two thousand five hundred (2,500) cubic feet, the fee for a moving permit shall be twenty-five dollars (\$25.00); with respect to a building which is over ten (10) feet wide or contains more than two thousand five hundred (2,500) cubic feet, the fee shall be one hundred dollars (\$100.00). The fee for a demolition permit shall be twenty dollars (\$20.00) for a building having a value in excess of one thousand dollars (\$1,000.00).

Subsection 114.3.3 is added to read as follows:

114.3.3. Other fees. For fee schedules for plumbing installations, see Chapter 86 of the Code of the City of East Grand Rapids; for electrical installation and heating installations see subsections 1511.2 and 2700.6 as added in this chapter.

Subsection 114.3.4 is added to read as follows:

114.3.4. Deposits. Before receiving a building permit, the owner or his agent shall deposit with the city an amount determined by the code official to be adequate to protect the city against the cost of any expenses which the city may incur as the result of the work covered by the permit, including (but not by way of limitation) the cost of further permits, removal of debris, restoration of ground levels, use of unmetered water, repair of damaged sidewalks and

other property and charges in connection with establishing and discontinuing water connections.

Subsection 115.3 is deleted.

Subsection 117.1 is amended to read as follows:

117.1. Unlawful acts. Any person erecting, repairing, using, moving, demolishing, occupying or maintaining any building or structure in violation of this building code or causing, permitting or suffering any such violation to be committed, shall be punished as provided in section 1.13 of the East Grand Rapids City Code. Any building or structure erected, repaired, used, moved, demolished, occupied or maintained in violation of this chapter is hereby declared to be a nuisance per se. Upon application to any court of competent jurisdiction, the court may order the nuisance abated and/or the violation, or threatened violation, restrained and enjoined.

Subsection 117.4 is deleted.

Subsections 119.1 through 119.6 are deleted.

Subsections 122.1 through 122.4 are deleted.

Section 123 and all subsections thereunder are deleted.

Subsection 124.1 is amended to read as follows:

124.1. Appeals. Appeals from the decision of administrative officials under the provisions of this code shall be heard and determined by the city commission which shall act as the board of appeals under this code and shall have the power to determine the suitability of alternate materials and types of construction and to provide for reasonable interpretations of the provisions of this chapter. Appeals from the decisions of administrative officials charged with the enforcement of the provisions of this chapter shall be taken to said board under the provisions of such rules and regulations as it may prescribe. The board shall render all decisions by majority vote of its members elect. All decisions shall be made in writing to the code official charged with the enforcement of this chapter and shall provide the appellant with a duplicate copy of such decision. The board shall have such other powers and duties as may be stipulated in this chapter and elsewhere in this code.

Subsection 124.2 and all subsections thereunder are deleted.

Subsection 124.6 and all subsections thereunder are deleted.

Subsection 501.2 is amended to read as follows:

501.2. Fire limits. The following area shall be designated as "within the fire limits," to wit:

The B-1 and the C-1 districts as shown on the zoning map made a part of Chapter 50 of the East Grand Rapids City Code.

Subsection 1508.2 is added to read as follows:

1508.2. Incinerator, gas log, space heater and freestanding fireplace. No incinerator, gas log, space heater or freestanding fireplace shall be installed upon any premises without a permit from the Bureau of Construction Codes, Mechanical Division of the Department of Labor of the State of Michigan (the "State of Michigan"); said permit shall show the location, make and capacity of such equipment and be issued in compliance with the provisions of this chapter upon payment of the appropriate permit fee to the State of Michigan.

Subsection 1508.3 is added to read as follows:

1508.3. Type and size of incinerators. No portable incinerators shall be permitted in any district of the city zoned as business or industrial or in any property occupied for business or industrial purposes.

Subsection 1508.4 is added to read as follows:

1508.4. Approval of installation. No incineration equipment so installed shall be used until the same has been inspected and found in compliance with this chapter by the State of Michigan and, in the case of stationary incinerators installed in any business or industrial district or in any property used for business or industrial purposes, such equipment shall, before being used, be approved by the State of Michigan as to construction, installation, size, capacity, location and smoke control features.

Section 1511.0 is added to read as follows:

SECTION 1511.0. HEATING EQUIPMENT

1511.1. Adoption of mechanical code by reference. Pursuant to the provisions of Section 3(k) Act 279 of 1909, State of Michigan, as amended, the BOCA National Mechanical Code/1987, as promulgated by the Building Officials and Code Administrators International, Inc., is hereby adopted by reference by the city for the purpose of regulating the installation and inspection of heating and mechanical systems. In the event of conflict between the provisions of said mechanical code and the provisions of this chapter, the provisions of this chapter shall prevail. Complete printed copies of the BOCA National Mechanical Code, herein adopted, are available for public use and inspection at the office of the city clerk.

Subsection 2700.4 is amended to read as follows:

2700.4. Electric equipment standards. It shall be unlawful to install or use any electrical device, apparatus, or equipment designed for attachment to, or installation on any electrical circuit or system for heating, light or power that is not of good design and construction and safe and adequate for its intended use. The building official shall have power to disapprove the use or installation of devices not fulfilling these requirements. Devices, apparatus and equipment approved by such generally recognized authorities as United States Bureau of Standards, Electrical Testing Laboratories of New York, or Underwriters' Laboratories shall be held to have the approval of the code official unless explicitly disapproved by said code official for reasons of

faulty design and poor construction involving danger to persons and/or property. It shall be the duty of the code official from time to time to inspect devices, apparatus and equipment offered to the public for use in installation to see that such items conform to the above requirements. The person designated as city electrical inspector shall be a deputy code official.

Subsection 2700.5 is added to read as follows:

2700.5. Exceptions. Nothing contained in this code shall be deemed to prohibit any person from installing, altering, or repairing electrical wiring and apparatus in the residence owned and occupied by him, in conformity with the requirements of this code, but all such work shall be subject to the permit requirements and inspection requirements of this code.

Subsection 2700.6 is added to read as follows:

2700.6. Fees for inspection. When an application is made for a permit to equip any building with electric fixtures or wiring or heating or air conditioning or plumbing installations or other fixtures enumerated in this section, a fee shall be paid in an amount as prescribed in the following schedule, but in no event shall the total fee paid be less than twelve dollars (\$12.00).

SCHEDULE OF FEES

Permanent Services

100 ampere 120, 240, and 480 volts	\$ 8.00
200 ampere 120, 240, and 480 volts	10.00
400 ampere 120, 240, and 480 volts	12.00
Over 400 amperes	30.00
Temporary service, each location	10.00

The first service installed shall be at the above rate, all others at the same address and voltage shall be one-half the above rate.

Wiring

Installing or altering wiring for lights, switches and/or receptacles:

1 or 2 outlets	\$ 2.00
3 or 4 outlets	4.00
5 to 6 outlets	5.00
7 to 12 outlets	6.00

The above fees are based on wiring which does not equal one circuit. When wiring does not require the installation of new circuits, all outlets over twelve (12) will be two dollars (\$2.00) for each additional twelve (12) or major part thereof.

1 circuit	\$ 6.00
Each additional circuit	2.00

Fixtures

Schedule same as wiring.

Where one contractor installs or alters both wiring and fixtures at the same time, and it does not equal one circuit, no charge will be made for the following fixtures, drop cords, light receptacles and/or weatherproof sockets.

Residential Installations

Range	\$ 6.00
Water heater	6.00
Dryer	6.00
Dishwasher	3.00
Disposal or garbage grinder	3.00
Gas furnace	6.00
Oil furnace	9.00
Trailer service (one meter and one circuit) .	8.00

Motor Schedule

Fractional hp	\$ 2.00
1 to 3 hp incl.	4.00
3½ to 5 hp incl.	6.00
5½ to 10 hp incl.	8.00
10½ to 20 hp incl.	10.00
20½ to 30 hp incl.	12.00
30½ to 40 hp incl.	14.00
40½ to 50 hp incl.	16.00
50½ to 75 hp incl.	18.00
Over 75 hp.	20.00

Where motors are moved more than two (2) feet a permit shall be required.

Heating Devices

Up to 1.0 kw, inc.	\$ 2.00
1.1 to 5 kw, incl.	4.00
5.1 to 10 kw, incl.	6.00
10.1 kw and over	8.00

Transformers

Up to ½ kva, incl.	\$ 2.00
.6 to 1 kva, incl.	4.00
1.1 to 5 kva, incl.	6.00
5.1 to 10 kva, incl.	8.00
10.1 kva and over	10.00

Outside Antennas or Towers

(Pre-wired or manufactured units may be installed by contractor) \$ 10.00

Illuminated Signs

Single-faced signs:	
Per square foot	\$ 0.25
Minimum	2.00
Double-faced signs:	
Per square foot	0.35
Minimum	2.00

Air Conditioners

1 hp or less	\$ 10.00
Over 1.1 hp through 5 hp	25.00
Over 5.1 hp through 50 hp	25.00
Plus per hp over 5	6.00
Plus per hp over 50	2.00
Window units up to 24,000 Btu/nr	7.00
New installation of an air conditioning cooling tower, per unit	8.00

If any job or work covered by this chapter is commenced before a permit is obtained from the building inspector, an amount equivalent to two hundred (200) per cent of the appropriate fee set forth herein shall be paid to the city treasurer before a permit is issued.

Subsection 2700.7 is added to read as follows:

2700.7. Access to building. The code official shall have the right during reasonable hours to enter any building in the discharge of his official duties or for the purpose of making an inspection or test of the installation of electric wiring, electric devices and/or electric material contained therein, and shall have the authority to cause the turning off of all electrical supply and cut or disconnect, in cases of emergency, any wire where such electrical currents are dangerous to life or property or may interfere with the work of the public safety department.

Subsection 2700.8 is added to read as follows:

2700.8. Permits. No alterations or additions shall be made in the existing wiring of any buildings, nor shall any building be wired for the placing of any electric lights, motors, heating devices, or any apparatus requiring the use of electrical current at a potential over thirty (30) volts, nor shall any alterations be made in the wiring in any building after inspection, without first notifying the code official and securing a permit therefor. Applications for such permit, describing such work, shall be made by the person installing same, and the permit, when issued, shall be to such applicant. This section shall not apply to maintenance and repairs on the premises of a person regularly employing qualified electricians for that purpose, not to such minor repair work as repairing flush and snap switches, replacing fuses, changing lamp sockets and receptacles, taping bare joints or repairing drop cords.

Subsection 2700.9 is added to read as follows:

2700.9. Inspection. Upon completion of the wiring of any building, it shall be the duty of the person installing the same to notify the code official, who shall inspect the installations as soon as possible, and, if it is found to be fully in compliance with this code and does not constitute a hazard to life and property, he shall issue to such person, for delivery to the owner, a certificate of inspection, authorizing connection to the electrical service and the turning on of the current. All wires which are to be hidden from view shall be inspected before concealment, and any person installing such wires shall notify the code official, giving him sufficient time in which to make the required inspection before such wires are concealed.

Subsection 2700.10 is added to read as follows:

2700.10. Reinspection. The code official shall make periodically a thorough reinspection of the installation in buildings of all electrical wiring, electric devices and electric material now installed or that may hereafter be installed, within the city, and when the installation of any such wiring, devices, and/or material is found to be in a dangerous or unsafe condition, the person, owning, using, or operating the same shall be notified and shall make the necessary repairs or changes required to place such wiring, devices and material in a safe condition, and have such work completed within fifteen (15) days, or any longer period specified by the code official in said action. The code official is hereby empowered to disconnect, or order the discontinuance of electrical service to such wiring

devices and/or material so found to be defectively installed until the installation of such wiring devices and material has been made safe as directed by him.

Subsection 2700.11 is added to read as follows:

2700.11. Review. When the code official condemns all or part of any electrical installation, the owner may, within five (5) days after receiving written notice thereof, file a petition in writing for review of said action with the board of examiners, upon receipt of which the said board of examiners shall at once proceed to determine whether said electrical installation complies with this code, and within three (3) days shall make a decision in accordance with its findings.

Section 2704.0, including all subsections, is deleted.

Section 2708.0 is added to read as follows:

SECTION 2708.0 CONTRACTOR'S LICENSE

2708.1. License required. It shall be unlawful for any person to engage as an independent contractor in the installation, alteration, maintenance or repair of electrical wiring, equipment, apparatus or fixtures for light, heat or power purposes where the electromotive force exceeds thirty (30) volts, in or about buildings and/or structures located within the city without first having procured a license in the manner described in this chapter.

2708.2. Qualifications for license. Persons making application for a contractor's license must be twenty-one (21) years of age or over, and must have a license as a journeyman electrician, and pass a suitable examination. Persons applying for a contractor's license must have at least one member of the firm with the above qualifications and experience, or have one or more persons employed with the above qualifications and experience, and this shall be a continuing requirement and condition to the validity of all such licenses.

2708.3. Journeyman's license. It shall be unlawful for any person to engage in the occupation or trade of journeyman electrician in the installation, alteration, maintenance or repair of electrical wiring equipment, apparatus or fixtures for light, heat, power or medical purposes where the electromotive force exceeds thirty (30) volts in or about buildings and/or structures within the city without having first taken the examination and obtained a license as herein provided. This provision shall not apply to helpers and apprentices, provided such work as they may do is performed under the direction and supervision of a licensed journeyman electrician who shall be on premises at all times when such helpers or apprentices are performing such work on the premises.

2708.4. Qualifications. Minimum qualifications for examination for journeyman electricians shall be four (4) years of practical experience. Time spent in trade school attendance shall be credited as apprentice experience; four (4) years in technical school and one year practical experience shall also qualify for examination.

2708.5. Board of examiners. A board of examiners is hereby created which shall consist of the city manager or his deputy, a representative of the company furnishing the electricity supply and a licensed electrical contractor. The members of this board shall be appointed by the city commission to serve during the pleasure of the city commission and shall hold office without receipt of remuneration from the city. The board shall prepare the application blanks, prescribe the examination and hold meetings whenever necessary to hold examinations. Due notice shall be given applicants of the date of examinations. Applicants failing to pass will not be eligible for reexamination for a period of thirty (30) days in reciprocal municipalities. The appointment of said board shall be deferred until such time as the city commission determines by resolution that the appointment of such board is appropriate to the volume of business. Pending such determination, the functions and duties of the board of examiners shall be carried out by an examining board of a reciprocating municipality selected by the code official for the purpose of administering examinations.

2708.6. Fees for licenses. Fees for licenses shall be as prescribed in Chapter 72 of the East Grand Rapids City Code. The issuance, expiration, renewal and transfer of such licenses shall be in accordance with Chapter 71 of the East Grand Rapids City Code, except as otherwise specifically provided in this chapter. After March first of any year, all licenses not renewed shall be considered canceled and may not be renewed except upon approval by the examining board. No license shall be issued except upon recommendation of the examining board. No electrical contractor licensed under the provisions of this chapter shall secure permits for any electrical work to be done by any person not employed by such electrical contractor.

2708.7. Reciprocal provisions. The city shall permit electrical contractors and journeymen electricians lawfully licensed by other municipalities of the State of Michigan or by the state electrical administrative board to install, alter or repair electrical wiring, equipment, apparatus or fixtures for light, heat, power or medical purposes within the corporate limits of the city upon registration with the city clerk, which registration shall expire concurrently with the license presented for registration. No municipal license shall be recognized for registration unless the issuing municipality reciprocates in recognizing electrical contractors and journeymen who are duly licensed under the provisions of this code, by granting them the same privilege and charging the same uniform license and registration fees and unless the licensing ordinance is substantially equal to the requirements of this code. A fee of five dollars (\$5.00) shall be charged for registration of contractors and journeymen electricians licensed by other municipalities.

2708.8. Foreign corporations; penal bond. Corporations applying for electrical contractor licenses, whose principal place of business is not in the State of Michigan, may obtain such license from the city upon approval by the examining board and the payment of the prescribed fee. Provided, that the applicant shall file a duly executed bond in the penal sum of one thousand dollars (\$1,000.00), running to the city, conditioned for the faithful performance and observance of the provisions of this code, and rules and regulations made and approved as

hereinafter provided, controlling the installation of electrical wiring and equipment. Such bond shall be a surety bond from a recognized and approved surety company authorized to transact business in the State of Michigan.

2708.9. License suspension and revocation. Any electrical contractor's or journeymen electrician's license may, after a hearing, of which hearing the licensee is given not less than five (5) days' notice, which notice shall inform the licensee of the charges to be heard against him, be suspended or revoked by the examining board having issued such license when it shall appear to the satisfaction of the examining board that such licensee falsified his application in any particular or that such licensee has violated any rule or regulation related to the installation, inspection, maintenance, alteration or repair of electrical wiring, devices, appliances or equipment or has violated any of the provisions of this code or any rule or regulation issued by the board pursuant hereto. The examining board shall also have the power, upon cause shown, to rescind the reciprocal privileges within the city of any registered electrical contractor or journeyman electrician otherwise permitted by the terms of this chapter to do business or perform services in the city.

Section 2709.0 is added to read as follows:

SECTION 2709.0 MISCELLANEOUS

2709.1. Rules and regulations. The board of examiners is hereby empowered and it shall be their duty to make such rules and regulations concerning electrical work in the city as may be required to properly provide for the situation therein. The rules and regulations so made shall be approved by the city commission and shall take precedence over plans, specifications and National Electrical Code rules.

2709.2. Liability. This code shall not be construed to relieve from or lessen the responsibility or liability of any party owning, operating, controlling or installing any electrical wiring, electric devices and/or electric material for damages to person or property caused by any defect therein nor shall the city be held as assuming any such liability by reason of the inspection authorized herein or certificate of inspection issued as herein provided.

Section 2808.0 is added to read as follows:

SECTION 2808.0. PLUMBER LICENSE REQUIRED

2808.1. General. The installation, alteration, maintenance, extension or replacement of any plumbing, including domestic water heating equipment, as defined by the plumbing laws of the State of Michigan and the plumbing code of the city, is not permitted to be done by any heating contractor or installer, unless he is licensed as a master plumber under the said plumbing laws of the State of Michigan.

Subsection 2901.2 is amended to read as follows:

2901.2. Other sign ordinances have precedence. Where more restrictive in respect to location, use, size or height of signs, the limitations of the city zoning ordinance and other ordinances regulating signs shall be enforced when in conflict with or in addition to provisions of this code.

Section 6. This ordinance shall be effective on _____, 1988.

Section 7. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

AN ORDINANCE
TO AMEND SECTIONS 8.91, 8.92, 8.93, 8.94, AND 8.99
OF CHAPTER 84 OF TITLE VIII OF THE CODE
OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Sections 8.91, 8.92, 8.93 and 8.94, of Chapter 84 of Title VIII of the East Grand Rapids City Code are amended and restated in their entirety to read as follows:

Sec. 8.91. Adoption of code by reference.

Pursuant to Section 3(k) of Act 279 of 1909, State of Michigan, as amended, the BOCA National Existing Structures Code/1987, Second Edition, as promulgated and published by the Building Officials and Code Administrators International, Inc. (BOCA), is hereby adopted by reference by the city as in this chapter modified for the control of buildings and structures as herein provided; and each and all of the regulations of the BOCA National Existing Structures Code/1987, Second Edition, are hereby adopted and made a part hereof, as fully set forth herein, except as specifically modified.

Sec. 8.92. Code on file.

Complete printed copies of the BOCA National Existing Structures Code/1987, Second Edition, herein adopted, are and shall be maintained and are available for public use and inspection at the office of the City Clerk.

Sec. 8.93. References in code.

Reference in the BOCA National Existing Structures Code/1987, Second Edition, to "jurisdiction" shall mean the City of East Grand Rapids and reference to "code official" or "building official" shall mean the building inspector of the City of East Grand Rapids, or a designated assistant, or the City Manager or the City Engineer in the event that such persons shall at any time assume responsibility as the "code official" or "building official" under the provisions of this chapter.

Sec. 8.94. Changes in code.

The following sections and subsections of the BOCA National Existing Structures Code/1987, Second Edition, are hereby amended or deleted and additional sections are added hereinafter as set forth. Subsequent section numbers used in this section 8.94 shall refer to the like numbered sections of the BOCA National Existing Structures Code/1987, Second Edition:

4/4/88

Subsection ES-105.6.1 is added to read as follows:

ES-105.6.1. Approval of rules. The rules and regulations promulgated under ES-105.6.1 shall become effective upon approval by the East Grand Rapids City Commission.

Subsection ES-110.2 is amended to read as follows:

ES-110.2. Penalty. Any person, firm or corporation, who shall violate any provision of this code shall, upon conviction thereof, be subject to a fine of not more than five hundred dollars (\$500.00) or imprisonment for a term not to exceed ninety (90) days, or both, at the discretion of the court. Each day that a violation continues after due notice has been served, in accordance with the terms and provisions hereof, shall be deemed a separate offense.

Subsection ES-111.4 is amended to read as follows:

ES-111.4. Restraining actions. Anyone affected by any such order may within fifteen (15) days after service of such order apply to a court of record for an order restraining the code official from razing and removing such structure or parts thereof. If the court issues such order and if the court shall later determine that the order of the code official is reasonable, the court shall dissolve the restraining order, and if the court shall determine that the order of the code official is not reasonable, the court shall continue the restraining order or modify it as the circumstances may require.

Subsections ES-111.7 is added to read as follows:

ES-111.7. Recovery of expenses of demolition. In the event of expense being incurred by the city in the work of demolishing or removing any dwelling or building, the building official shall report the amount thereof to the comptroller, who shall collect the amount from the owner or owners. If the bill is not paid, it shall be assessed against the property involved and shall be collected as provided for assessments on single lots pursuant to the provisions of Section 1.306 of the City Code.

Section ES-112.2 is amended to read as follows:

ES-112.2. Appeals board. The East Grand Rapids City Commission shall serve as the property maintenance code appeals board, hereafter referred to as the board, for all purposes under this chapter. Such board shall so act as to protect existing structures in the city by vigorous enforcement of the provisions of this code.

Subsection ES-112.2.1 is deleted.

Section ES-201.0 is amended as follows:

The definitions of "family" and "rooming house" set forth in ES-201.0 are amended to read as follows: (All other definitions remain the same.)

Family: A single individual or a married couple together with his, her or their children, or a collective body of persons living together upon the premises as a single housekeeping unit, utilizing a single common cooking and dining facility, in a domestic relationship based upon birth, marriage or other relationship based upon a distinct domestic character. This definition shall not include any society, club, fraternity, sorority or other student group, association, lodge, organization or group of persons, which does not constitute a recognized religious order, nor shall it include a group of individuals whose association is temporary or seasonal in character or nature. Additional persons may be housed with a family in a dwelling unit only in compliance with all provisions of Article II of this chapter except as provided below.

Rooming house (including lodging or boarding house): A dwelling having one kitchen and used either primarily or incidentally for the purpose of providing meals or lodging or both meals and lodging to persons other than members of the family occupying such dwelling. In the case of a family related by blood, marriage or legal adoption, not to exceed two (2) persons not so related may be provided with meals or lodging or both without compliance with the provisions of sections 8.95 to 8.102 inclusive of this chapter; provided, that as a result thereof the number of persons so provided with meals or lodging in such dwelling, including members of the family, shall not exceed a total of five (5).

Subsection ES-302.1 is amended to read as follows:

ES-302.1. General. The exterior of a structure shall be maintained structurally sound and sanitary so as not to pose a threat to the health and safety of the occupants and so as to protect the occupants from the environment. The exterior surfaces of all buildings, including foundations, walls, roofs, doors and windows shall be so maintained that the building shall be weathertight, watertight, and rodentproof and shall be kept in good repair. Exterior attachments including, but not limited to, gutters, downspouts, screening, storm windows, vents,

antennae, awnings, and utility connections shall be maintained in good repair. All exterior wood surfaces shall be protected from the elements and against deterioration by paint or other protective coatings. All exterior painted surfaces shall be maintained in good condition without exposure of the underlying surface or previous finishes. Exterior surfaces not protected by paint or other protective coatings shall not be permitted to deteriorate and shall be maintained in a sound and slightly condition.

Subsection ES-303.7 is amended to read as follows:

ES-303.7. Exit doors. Every door which serves as an exit shall be capable of being opened easily from the inside and shall not be so obstructed either on the inside or outside so as to prevent its use in case of emergency. Every door available as an exit except in the case of a single-family residential unit shall be capable of being opened easily from the inside without the use of a key.

Subsection ES-701.3 is amended to read as follows:

ES-701.3. Locked doors. All doors serving as a required means of egress, except with respect to single-family dwelling units, shall be readily openable from the inside without the use of keys. Exits from dwelling units, hotel units, lodging units, and dormitory units shall not lead through other such units, or through toilet rooms or bathrooms. In addition, the provisions of ES-303.7 shall be complied with.

Section ES-803.0 is added to read as follows:

SECTION ES-803.0. ENFORCEMENT

The failure of a person who has responsibility for any condition or action under this code to fulfill such responsibility in accordance with the provisions of this code shall constitute a violation which shall make such persons subject to prosecution and penalty as provided in ES-110.0.

Section 2. Section 8.99 of Chapter 84 of Title VIII of the East Grand Rapids City Code is amended to read as follows:

Sec. 8.99. Minimum basic facilities.

In addition to the requirements of Subsection ES-501.2 of the BOCA National Existing Structures Code/1987, Second Edition, at least one flush water closet, lavatory basin, and bathtub or shower, connected to a water and sewerage system and in good working condition, shall be supplied for each eight (8) persons or fraction thereof residing within a rooming house, including members of the operator's family wherever they share the use of the said facilities. Provided, that in a rooming house where rooms are let only to males, flush urinals may be substituted for not more than one-half the required number of water closets. All such facilities shall be so located within the dwelling as to be accessible

from a common hall or passageway to all persons sharing such facilities. Every lavatory basin and bathtub or shower shall be supplied with hot and cold water at all times. No such facilities shall be located in a basement except by written approval of the building official. Any rooming house where food is served shall comply with all requirements of the state and county health departments.

Section 3. This ordinance shall be effective on _____, 1988.

Section 4. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

Yeas: Edison, Mertz, Moseley, Williamson, Deems - 5
Nays: 0

341. The City Manager submitted a memorandum and summary of bids received for 1988 street improvement projects and recommended that the bid of Scodeller Construction, Inc., the low bidder, be accepted in the amount of \$22,760.00 for crack repair and joint sealing; that the bid of Etna Supply Company, the low bidder, be accepted in the amount of \$23,613.56 for water pipe, hydrants, valves and fittings; and that the bid of Diversco Construction Co., Inc. the low bidder, in the amount of \$368,559.94 be accepted for street improvements, including hydrant, valve and watermain installation.

341-A. Williamson-Edison. That contracts be awarded to Scodeller Construction, Inc., in the amount of \$22,760.00 for crack repair and joint sealing, Etna Supply Company in the amount of \$23,613.56 for water pipe, hydrants, valves and fittings; and to Diversco Construction Company, Inc., in the amount of \$368,559.94 for street improvements including hydrant, valve and watermain installation.

Yeas: Edison, Mertz, Moseley, Williamson, Deems - 5
Nays: 0

342. The Plant Engineer submitted a memorandum regarding the initial project list for the Community Clean-Up Program through October, 1988.

343. The Building Inspector's report for January and February, 1988 was received.

344. The Public Safety Department report for February, 1988 was received.

345. The minutes of the Traffic Commission meeting held March 15, 1988 were received. No action being taken by the City Commission, the recommendations of the Traffic Commission to install pedestrian signals for the north side of Boston crossing Breton and that crosswalk markings be placed crossing Boston on the east side of Breton, will be implemented.

346. The Mayor distributed informational materials regarding the Kent County Library Study Committee.

347. Commissioner Williamson suggested that the City Attorney and Plant Engineer's staff work together to modify the ordinance regarding the placement of air conditioner condensers.

348. Commissioner Moseley suggested that the City Commissioners encourage qualified persons to sign up for the Charter Revision Committee.

349. Commissioner Moseley questioned when the Mayor will be submitting the appointment list for the various boards and commissions of the City.

350. The meeting was adjourned, subject to the call of the Mayor, until April 18, 1988.


City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held April 18, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mertz, Moseley, Williamson, Young and Mayor Deems.

Absent: Com. Mehney.

Also Present: City Manager Allard, Controller & Clerk Justin, City Attorney Huff, Plant Engineer Baragar, City Engineer McMann, Public Safety Director Gallagher.

351. The minutes of the meeting held April 4, 1988, were approved as written.

352. The Mayor advised that an executive session will be held following the regular meeting pursuant to Section 8(h) of the Open Meetings Act for the purpose of discussing the status of labor negotiations in the Public Safety Department with the Labor Attorney.

353. Williamson-Young. That disbursement vouchers in the amount of \$114,262.10, and Payroll Vouchers in the amount of \$98,635.94, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mertz, Moseley, Williamson, Young, Deems - 6

Nays: 0

354. The Controller submitted financial reports for the period ending March 31, 1988.

(Commissioner Mehney arrived at this time.)

355. The Controller submitted a proposed resolution to allow a Community Development grant application to be made in the amount of \$61,720 for the purpose of placing 115 barrier-free handicap sidewalk approach ramps at various intersections, and to conduct planning studies for historical preservation and recreational/athletic facilities needs.

355-A. Moseley-Young. That the following proposed resolution be adopted:

WHEREAS, the City of East Grand Rapids is eligible to apply for funds distributed through the Kent County Community Development Block Program to construct barrier-free handicap sidewalk approach ramps at intersections, and to conduct planning studies for historical preservation and recreational/athletic facilities needs.

NOW, THEREFORE, Be It Resolved that the City Manager is authorized to apply for Community Development Block Grant funds in fiscal year 1988-89 to equal construction costs estimated at \$60,720 for barrier-free handicap sidewalk approach ramps, \$500 for historical survey studies, and \$500 for recreational and athletic facilities studies.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7

Nays: 0

356. The City Attorney submitted an opinion regarding voting requirements for zoning variances which pertained to the request for approval of house and site plans for 1535 Breton Road SE, which was tabled from the meeting of April 4, 1988. Jeffrey Lehman, representing Douglas Kelly, Builder, was present to answer questions. The following persons spoke in opposition to approval of the house and site plans: Mrs. Robert Coble, 1530 Rosalind Road SE, Mr. and Mrs. Morton M. Charnley, 1545 Breton Road SE, and Mr. and Mrs. John Steketee, 1525 Breton Road SE.

356-A. Moseley-Mehney. That the request of Douglas Kelly for approval of house and site plans for property located at 1535 Breton Road SE, be tabled for two weeks and that Douglas Kelly submit drawings showing the location of the

structure as it affects the trees, the location of the driveway, and the planned setback of the structure.

Yeas: Edison, Mehney, Mertz, Moseley, Deems - 5
Nays: Williamson, Young - 2

357. Proposed ordinance amendments to Section 8.701 of Chapter 87 - Electrical Code; Sections 8.1, 8.2, 8.3, and 8.4 of Chapter 80 - National Building Code; and Sections 8.91, 8.92, 8.93 as amended, 8.94 and 8.99 of Chapter 84 - BOCA National Existing Structures Code which were introduced at the meeting of April 4, 1988 were considered.

357-A. Mertz-Edison. That the following ordinance amendments be adopted: Section 8.701 of Chapter 87 - Electrical Code; Sections 8.1, 8.2, 8.3 and 8.4 of Chapter 80 - National Building Code; and Sections 8.91, 8.92, 8.93 as amended, 8.94 and 8.99 of Chapter 84 - BOCA National Existing Structures Code; that a summary of these ordinance amendments be published in a newspaper of general circulation within the City of East Grand Rapids within 10 days after the enactment of these ordinance amendments pursuant to the provisions of Chapter VIII, Section 5(2) of the Charter of East Grand Rapids, and that these ordinance amendments shall be effective on April 29, 1988. The full text of these ordinances are on file in the Plant Engineer's Office.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

358. The Controller submitted a memorandum and proposed resolution regarding various service fees charged by the City.

358-A. Moseley-Edison. That the following resolution be adopted:

WHEREAS, the City Code of Ordinances requires the City Commission to set water-service connection fees at least to equal the City cost of installations and re-establish these fees from time to time (Sec. 2.21); and

WHEREAS, the City Code of Ordinances empowers the City Commission to re-establish from time to time fees for connections to the City sanitary sewer system (Sec. 2.52); and

WHEREAS, the City Commission may establish other fees from time to time,

NOW, THEREFORE, IT IS RESOLVED, that water tap rates for connecting various service sizes, effective June 1, 1988, shall be as follows: one inch, \$320; one and one-half inch, \$510; two inch, \$770; and

NOW, THEREFORE, IT IS RESOLVED that the permit fee for water service, including City inspection, shall be \$20, and the permit fee for a sanitary sewer connection, including inspection, shall be \$20, both such fees to be effective June 1, 1988; and

BE IT FURTHER RESOLVED that, effective April 19, 1988, the fee for City Clerk staff to make a copy-machine copy of a City record shall be \$1 per page and the fee for Public Safety Department staff to make a copy shall be \$2 per page.

358-B. Edison-Mehney. That the last paragraph of the resolution be amended to read that the fee for City Clerk staff to make a copy-machine copy of a City record shall be up to \$1 per page and the fee for Public Safety Department staff to make a copy shall be up to \$2 per page.

A vote was taken on the amendment:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

A vote was taken on the main motion as amended:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

359. The City Attorney submitted a proposed ordinance to amend Section 5.172 of Chapter 50 of Title V of the Code of the City of East Grand Rapids.

359-A. Moseley-Edison. That the following ordinance amendment be introduced and referred to the Planning Commission:

AN ORDINANCE TO AMEND SECTION 5.172
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 5.172 of Chapter 50 of Title V of the Code of the City of East Grand Rapids is amended by amending subsection (3) to read as follows:

"(3) The Board of Zoning Appeals shall not consider any application or appeal without the payment by the applicant or appellant to the City Treasurer of a fee in the amount of Fifty Dollars (\$50.00). Such application or appeal shall be filed with the Building Inspector, who shall transmit the same, together with all plans, specifications, and other papers pertaining to the application or appeal, to the Secretary of the Board."

Section 2. This ordinance shall be effective on _____, 1988.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

360. The City Attorney submitted a proposed ordinance to amend Section 7.32 of Chapter 72 of Title VII of the Code of the City of East Grand Rapids.

360-A. Young-Moseley. That the following ordinance amendment be introduced:

AN ORDINANCE TO AMEND SECTION 7.32
OF CHAPTER 72 OF TITLE VII
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 7.32 of Chapter 72 of Title VII of the Code of the City of East Grand Rapids shall be amended by increasing the fee for a waste hauler license to read as follows:

"Waste hauler (Section 2.5), annual fee . . . \$25.00"

Section 2. This ordinance shall be effective on _____, 1988.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

361. The City Attorney and City Manager submitted information regarding insurance for waste hauler contractors.

361-A. Young-Mehney. That the following Regulation No. 1 governing operations of waste haulers be approved:

Regulation No. 1: Each applicant for a waste hauler's license shall file with the application a Certificate of Insurance for motor vehicle insurance in the minimum amounts of \$100,000 per person and \$300,000 per accident for bodily injury, and \$100,000 for property damage, or a combined single limit coverage of at least \$300,000. None of this coverage shall have any deductible amount, except for property damage which shall have a deductible of not more than \$300. The Certificates must name the applicant as the insured and the City as an additional insured, and must include at least a 10-day notice of cancellation clause. The Certificates must state that they cover commercial operations or waste hauling operations, and must either extend through the full license period (through April 30) or be immediately renewed so as to avoid any lapse in coverage during the license period. Proof of renewal shall be furnished to the City at least 10 days prior to the insurance expiration date.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

362. A straw vote was taken to determine if the Commission wishes to direct staff to prepare a proposed regulation regarding insurance for ice cream vendors and other peddlers.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6
Nays: Deems - 1

363. The City Manager submitted memoranda regarding recycling of office paper.

364. The City Manager submitted a memorandum and communication from Suzanne House, Chairperson of the Library Commission, recommending that David Padula, 2325 El Dorado Drive SE, be appointed to fill a vacancy on the Library Commission.

364-A. Mertz-Moseley. That David Padula, 2325 El Dorado Drive SE, be appointed to fill a vacancy on the Library Commission.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

365. The Building Inspector's report for April, 1988 was received.

366. The Public Safety Department report for March, 1988 was received.

367. The preliminary minutes of the Parks and Recreation meeting held March 30, 1988 were received.

368. The preliminary minutes of the Joint Facilities Committee meeting held March 22, 1988 were received.

369. Commissioner Moseley questioned when information will be available on the recreation survey which was conducted by Grand Valley State University.

370. The Mayor reported receipt of a communication from Lori Lewis, 2406 Maplewood Drive SE, commending the Building Inspector for assistance in solving a problem in connection with the construction of a garage on the Lewis property.

371. Mehney-Young. That an executive session be added to the agenda and that an executive session be held pursuant to section 8(h) of the Open Meetings Act for the purpose of discussing the status of labor negotiations in the Public Safety Department with the Labor Attorney.

A roll call vote was taken:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

The motion carried.

372. Following the executive session the meeting was adjourned, subject to the call of the Mayor, until May 2, 1988.


City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held May 2, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Moseley,
Williamson, Young, and Mayor Deems.

Absent: None.

Also Present: City Manager Allard, Controller & Clerk
Justin, City Attorney Huff, City Engineer
McMann, and Plant Engineer Baragar.

373. The minutes of the meeting held April 18, 1988
were approved as written.

374. Young-Williamson. That disbursement vouchers in
the amount of \$81,004.37, and Payroll Vouchers in the amount
of \$77,022.49, as approved by the Finance Committee, be
allowed and the Controller be authorized to draw an order on
the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson,
Young, Deems - 7
Nays: 0

375. A hearing was then held on the request of William
and Rebecca Maddox, 939 Plymouth Road SE, for a variance to
place an air conditioner condenser on the north side of the
home rather than in the rear as required by the Zoning
Ordinance. Mr. Maddox was present. There were no
objections.

375-A. Moseley-Edison. That this Commission, acting as
the Board of Zoning Appeals, grant the variance requested by
William and Rebecca Maddox.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson,
Young, Deems - 7
Nays: 0

376. A hearing was then held on the request of Martin
and Nancy Leren, 1018 Kenesaw Drive SE, for a variance to
place an air conditioner condenser in the front of their home
rather than in the rear as required by the Zoning Ordinance.
Mr. Leren was present. A communication was received from
Rick Pitcher, 1012 Kenesaw Drive SE, advising that they do
not oppose granting of the variance request. There were no
objections.

376-A. Mehney-Williamson. That this Commission, acting
as the Board of Zoning Appeals, grant the variance requested
by Martin and Nancy Leren.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson,
Young, Deems - 7
Nays: 0

377. A hearing was then held on the request of Ray and
Kathie Zimmerman, 359 Briarwood Avenue SE, for a variance to
construct a fence along the south side yard 6' - 0" in

height, 4 feet from the south property line running easterly from the rear lot line to the front of the home. Mr. and Mrs. Zimmerman were present. A communication was received from April and Robert Franklin, 1661 Wealthy Street SE, advising that they do not oppose granting of the variance requested by Ray and Kathie Zimmerman. There were no objections.

377-A. Moseley-Mehney. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Ray and Kathie Zimmerman on condition that there be a three-foot cut of fence and bushes at the southwest corner of the property line for the purpose of providing a better line of sight in exiting the driveway.

Yeas: Edison, Mehney, Moseley, Young, Deems - 5
Nays: Mertz, Williamson - 2

378. A hearing was then held on the request of Visser Brothers, 1946 Turner NW, Grand Rapids, Michigan, to obtain a use permit or variance for a parking lot in accordance with provisions set forth in Section 5.59 or Section 5.164 of the City of East Grand Rapids Ordinance, the parking lot to be located on the vacant property directly north of the Breton Village Shopping Center. Attorney Randall Kraker spoke on behalf of Breton Village. Steve Langworthy, Planner with W.B.D.C., presented a sketch of the proposed parking area and photographs of the area in its present state. Also present on behalf of Breton Village was Dale Visser, partner in ownership. The following persons spoke in opposition to granting of the variance: Shirley Weir, 1728 Breton Road SE; Joseph B. White, 1761 Breton Road SE; Margaret A Pengelly, 1766 Breton Road SE; Thomas L. DeRoseau, 1758 Breton Road SE; Mara Fenton, 1748 Vesta Lane SE; Martha Ross, 1766 Breton Road SE; Joel and Jane Batteiger, 2530 Berwyck Road SE; Cornelius Klaver, 1779 Breton Road SE; Robert Scripsema, 1742 Breton Road SE; David and Marilyn Fernstrum, 2444 Berwyck Road SE; Marvin Lewis, 1722 York Drive SE; Susan Maccardini, 2452 Berwyck Road SE; Frances Emdin, 1750 Breton Road SE; William McDonagh, 1746 Conlon SE, Ann VanderWeel, 2546 Norfolk Road SE; Edward Haurek, 2354 Englewood Drive SE; Dan Bylenga, 2546 Berwyck Road SE; Dave Bratschie, 1720 Vesta Lane SE; and Mary Clarke, 2447 Berwyck Road SE. Communications were received from the following persons who also opposed granting of the variance: William H. Weir, 1728 Breton Road SE; Samuel H. Metcalf, 1731 Danby Lane SE; George Karris, Jr., 1734 Breton Road SE; and Toby W. Dolinka, 1720 Conlon SE.

378-A. Moseley-Mertz. That this Commission, acting as the Board of Zoning Appeals, deny the use permit and/or variance requested by Visser Brothers for a parking lot at Breton Village, and that the City Attorney furnish findings of fact to the City Commission.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young - 6
Nays: 0
Mayor Deems abstained.

379. The proposed amendment to Section 7.32 of the City Code to increase the business license annual fee for waste haulers from \$10 to \$25 which was introduced at the Commission meeting of April 18, 1988, was considered.

379-A. Edison-Mertz. That the following amendment be adopted:

5/2/88

AN ORDINANCE TO AMEND SECTION 7.32
OF CHAPTER 72 OF TITLE VII
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 7.32 of Chapter 72 of Title VII of the Code of the City of East Grand Rapids shall be amended by increasing the fee for a waste hauler license to read as follows:

"Waste hauler (Section 2.5), annual fee . . . \$25.00"

Section 2. This ordinance shall be effective on May 13, 1988.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VIII; Section 5 of the Charter of the City of East Grand Rapids.

Yeas: Edison, Mehney, Mertz, Young, Deems - 5

Nays: Moseley, Williamson - 2

380. The City Attorney submitted an informational communication regarding inspection of multiple-family rental units. The Mayor will send this item to a committee for further study.

381. The Controller and Clerk submitted a memorandum regarding progress in computerizing systems for financial accounting.

382. The Controller and Clerk submitted a memorandum and proposed resolution regarding Federal Surplus Property Program.

382-A. Moseley-Williamson. that the following resolution be adopted:

WHEREAS, the City of East Grand Rapids, State of Michigan, has met all other State and Federal requirements for participation in the Federal Property Assistance Program under Public Law 94-519

WHEREAS, it is a requirement that a resolution be adopted by the governing body specifically designating a coordinator as Surplus Property Donee and Custodian, to be responsible for the acceptance and accountability, and authorized to sign for surplus property.

NOW, THEREFORE, BE IT RESOLVED:

1. That the City Commission for the City of East Grand Rapids of the State of Michigan, hereby designates Timothy T. Allard who is the authorized coordinator as the person responsible for accepting Federal Surplus Property, with the power and full authority to sign for such surplus property.
2. The coordinator above named is to be held responsible for the accountability and will maintain the necessary records for all surplus property obtained for public purposes until relieved from accountability by State and/or Federal authorities.
3. That money is available to pay service charges for surplus property obtained.
4. That the coordinator is further hereby authorized to direct payment of service charges for surplus property to complete all transactions.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

383. The City Manager submitted a memorandum regarding the administrative fee for the sidewalk repair program and recommended that the present charge of 25% be reduced to 10%.

383-A. Williamson-Young. That the administrative fee for the sidewalk repair program be reduced from 25% to 10%.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

384. The City Manager submitted a memorandum regarding field maintenance and improvements with accompanying proposed maintenance schedule and proposed 3-year plan for athletic and recreation field improvements.

385. The minutes of the Traffic Commission meeting held April 19, 1988 were received.

386. The minutes of the Community Action Council meeting held March 17, 1988 were received.

387. The City Manager gave an oral update report on clean-up efforts at the Amoco property on Wealthy Street.

388. Copies of the recommended City budget for fiscal year 1988/89 were distributed. The Mayor set tentative work sessions on the budget for May 16, 1988 and June 5, 1988 following the regular Commission meetings.

389. Commissioner Mertz questioned whether the Personnel Committee had met on wage and salary benefits for employees of the City. The Mayor answered in the affirmative.

390. Commissioner Edison commended the City Engineer for submitting a news release advising that Wealthy Street from Plymouth to the west city limits would be closed for repairs.

391. Commissioner Moseley expressed concern about debris being piled in the street at Plymouth and San Lu Rae.

392. The City Attorney reported that the City's trash ordinance had been tested in court on two occasions during the past week and was sustained in both instances.

393. The Mayor complimented the City Engineer and staff on street repairs.

394. The meeting was adjourned, subject to the call of the Mayor, until May 16, 1988.

City Clerk

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS, MICHIGAN

Regular Meeting Held May 16, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems.

Absent: Com. Edison.

Also Present: City Manager Allard, Controller & Clerk Justin, City Attorney Huff, and City Engineer McMann.

394. The minutes of the meeting held May 2, 1988, were approved as written.

395. Young-Williamson. That disbursement vouchers in the amount of \$79,612.32, and Payroll Vouchers in the amount of \$74,798.31, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Mehney, Mertz, Moseley, Williamson, Young, Deems - 6

Nays: 0

396. A hearing was then held on the request of Gary R. And Debra H. Schoch, 2539 Albert Drive SE, for a variance to construct a fence 6'-6" from grade with posts extending 8 inches above the top rails rather than the 6 ft. maximum fence height as required by the Zoning Ordinance. A petition was received which was signed by nine neighbors who favored granting of the variance request. Mr. and Mrs. Schoch were present. There were no objections.

396-A. Mertz-Moseley. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Gary R. and Debra H. Schoch.

Yeas: Mehney, Mertz, Moseley, Williamson, Young, Deems - 6

Nays: 0

397. A hearing was then held on the request of Kenneth A. and Elaine Rongey, 2319 El Dorado Drive SE, for a variance to install an air conditioning condenser unit on the east side of the home rather than in the rear as required by the Zoning Ordinance. A petition was received which was signed by twelve neighbors who favored granting of the variance request. Mrs. Rongey was present. There were no objections.

397-A. Williamson-Moseley. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Kenneth A. and Elaine Rongey.

Yeas: Mehney, Mertz, Moseley, Williamson, Young, Deems - 6

Nays: 0

398. A hearing was then held on the request of Michael and Janice McGuire, 909 San Lucia Drive SE, for a variance to construct an attached garage to within two feet of the north property line rather than the required ten feet. A petition was received which was signed by ten neighbors who favored granting of the variance request. Mr. and Mrs. McGuire were present. There were no objections.

398-A. Young-Williamson. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Michael and Janice McGuire.

Yeas: Mehney, Mertz, Moseley, Williamson, Young, Deems - 6

Nays: 0

399. The City Attorney submitted proposed findings of fact regarding the application of Visser Brothers, Inc. to construct parking lots in the Paris Road Uplands Plat.

399-A. Moseley-Williamson. That the findings of fact regarding the application of Visser Brothers, Inc. to construct parking lots in the Paris Road Uplands Plat be adopted with an amended page 3.

Yeas: Mehney, Mertz, Moseley, Williamson, Young - 5

Nays: 0

Mayor Deems abstained.

5/16/88

400. The City Attorney submitted a proposed ordinance amendment to Section 9.102 of the City Code to adopt the 1987 edition of the BOCA National Fire Prevention Code to replace the 1981 version.

400-A. Young-Moseley. That the following ordinance amendment be introduced:

AN ORDINANCE
TO AMEND SECTION 9.102 OF CHAPTER 95
OF TITLE IX OF THE CODE
OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 9.102 of Chapter 95 of Title IX of the East Grand Rapids City Code is amended to read as follows:

Section 9.102. Adoption of fire prevention code by reference.

Pursuant to the provisions of Section 3(k) of Act 279 of the Public Acts of the State of Michigan, 1909, as amended, the BOCA National Fire Prevention Code/1987 Edition, as promulgated by the Building Officials and Code Administrators, International, Inc., is hereby adopted by reference by the city for the purpose of safeguarding life and property from the hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the use or occupancy of buildings or premises. In the event of conflict between the provisions of said fire prevention code and the provisions of this chapter, the provisions of this chapter shall prevail. Complete printed copies of the BOCA National Fire Prevention Code, herein adopted, are available for public use and inspection at the office of the City Clerk.

Section 2. This ordinance shall be effective on _____, 1988.

Section 3. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5 of the Charter of the City of East Grand Rapids.

Yeas: Mehney, Mertz, Moseley, Williamson, Young, Deems - 6
Nays: 0

(Commissioner Edison arrived at this time.)

401. A public hearing was held on a listing of accounts which are more than 60 days delinquent because of a request from the City Clerk that they be assessed on the 1988 City Tax Rolls.

401-A. Young-Mertz. That the following delinquent bills be assessed on the 1988 City Tax Rolls.

<u>Parcel No.</u>	<u>Address</u>	<u>Amount</u>
	<u>Delinquent Grass Cuttings</u>	
41-14-33-480-016	1133 Lakeside Dr. SE	\$ 100.00
	Total	\$ 100.00
	<u>Delinquent Tree</u>	
41-18-03-328-006	2611 Norfolk Rd.	\$ 52.00
	Total	\$ 52.00
	<u>Delinquent False Alarms</u>	
41-14-28-451-001	2060 Robinson Road	\$ 25.00
41-14-33-309-013	1734 Pontiac Road	25.00
41-14-33-458-001	2000 Coronado Dr.	25.00
41-18-04-431-006	1701 Breton Rd.	25.00
	Total	\$ 100.00

5/16/88

Delinquent Sidewalk

41-14-27-482-001	300 Arlington Rd.	\$ 226.53
41-14-28-451-005	2112 Robinson Rd.	72.09
41-14-33-103-023	437 Briarwood Ave.	79.38
41-14-33-151-002	1608 Sherman St.	888.03
41-14-33-202-005	563 Belvedere Dr.	217.89
41-14-33-203-025	2045 Wealthy St.	105.03
41-14-33-204-009	401 Lakeside Dr.	130.41
41-14-33-207-002	550 Greenwood Ave.	498.03
41-14-33-207-009	614 Greenwood Ave.	196.83
41-14-33-251-017	655 Lovett St.	178.48
41-14-33-253-019	725 Bagley Ave.	174.69
41-14-34-202-002	2863 Reeds Lake Blvd.	227.00
	Total	<u>\$ 2,994.39</u>

Delinquent Water - Ledger A

<u>Parcel No.</u>	<u>Address</u>	<u>Amount</u>
41-14-33-151-028	1603 Franklin St.	\$ 92.05
41-14-28-352-011	320 Gladstone Ave.	112.26
41-14-28-352-014	332 Gladstone Ave.	211.92
41-14-28-351-015	351 Gladstone Ave.	281.32
41-14-33-101-004	413 Gladstone Ave.	128.75
41-14-33-102-011	430 Gladstone Ave.	206.63
41-14-33-106-013	561 Gladstone Ave.	61.19
41-14-33-151-006	627 Gladstone Ave.	260.75
41-14-33-302-001	802 Gladstone Ave.	212.28
41-14-33-207-009	614 Greenwood Ave.	284.35
41-14-34-378-030	2700 Lake Drive	38.08
41-18-03-204-001	2885 Lake Drive	223.65
41-14-33-252-009	662 Lovett St.	164.35
41-14-33-428-029	939 Maxwell St.	110.20
41-14-33-428-032	953 Maxwell St.	256.29
41-14-33-480-008	1148 Orchard St.	42.58
41-14-28-352-004	293 Rosewood Ave.	63.66
41-14-28-353-018	344 Rosewood Ave.	120.89
41-14-28-352-030	357 Rosewood Ave.	155.76
41-14-33-154-015	706 Rosewood Ave.	263.98
41-14-33-426-023	839 Ross Ct.	198.27
41-14-33-452-001	1010 San Juan Dr.	156.99
41-14-33-379-003	1022 San Lucia Dr.	135.08
41-14-33-451-002	1012 Santa Cruz Dr.	107.62
41-14-33-151-002	1608 Sherman St.	304.26
41-14-33-101-003	1602 Wealthy St.	240.86
41-14-28-352-034	1652 Wealthy St.	329.25
41-14-33-102-005	1632 Wealthy St.	132.23
41-14-33-203-027	2053 Wealthy St.	247.46
41-14-33-251-006	2066 Wealthy St.	60.49
	Total	<u>\$ 5,203.45</u>

Delinquent Water - Ledger B

41-14-33-430-019	957 Breton Rd.	\$ 343.78
41-14-34-353-010	1120 Breton Rd.	215.59
41-18-04-434-013	1739 Breton Rd.	294.16
41-18-04-434-020	1761 Breton Rd.	216.92
41-14-27-482-003	3060 Cascade Rd.	83.47
41-14-34-356-031	1109 Eastwood Rd.	169.94
41-14-33-454-004	1028 Floral Dr.	346.05
41-14-34-303-014	2419 Gilmour St.	57.35
41-14-33-204-009	401 Lakeside Dr.	60.55
41-14-33-476-021	1063 Lakeside Dr.	178.81
41-14-34-378-006	2643 Manor Dr.	94.71
41-18-04-254-013	1411 Pinecrest Ave.	98.68
41-18-04-255-007	1430 Pinecrest Ave.	79.10
	Total	<u>\$ 2,239.11</u>

Delinquent Water - Ledger C

<u>Parcel No.</u>	<u>Address</u>	<u>Amount</u>
41-18-04-277-018	2223 Audobon Dr.	\$ 113.43
41-18-03-126-035	2711 Beechwood Dr.	66.00
41-18-03-128-013	2559 Elmwood Dr.	105.43
41-18-03-205-013	2847 Elmwood Dr.	100.04
41-18-04-277-008	2236 Estelle Dr.	204.60
41-18-03-177-014	2711 Maplewood Dr.	173.84
41-18-03-328-006	2611 Norfolk Rd.	256.26
41-18-03-204-022	3009 Oakwood Dr.	285.21
41-18-03-206-012	3010 Oakwood Dr.	347.89
41-18-03-152-020	2461 Richards Dr.	107.81
41-18-04-280-018	1505 Rosalind Rd.	317.98
41-18-04-228-025	2235 Wilshire Dr.	196.39
	Total	\$ 2,274.88

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

402. The Controller submitted a proposed contract agreement between the City of Grand Rapids and the City of East Grand Rapids regarding temporary part-time employment under the Grand Rapids Urban Corps Program including an addendum entitled "Definitions".

402-A. Williamson-Mehney. That the proposed contract agreement between the Cities of Grand Rapids and East Grand Rapids regarding temporary part-time employment under the Grand Rapids Urban Corps Program be approved for execution by the Mayor and Clerk.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

403. The Controller submitted a memorandum requesting approval of a budget amendment to transfer \$3,398 from the General Fund Balance to the General Administration Department, said amount to cover payments to Right Place Program and the Advisory Center for Teens.

403-A. Young-Edison. That the request of the Controller to transfer an amount of \$3,398 from the General Fund Balance to the General Administration Department be approved.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

404. The City Engineer submitted a 1988 Construction Program Progress Report.

405. The City Manager submitted a memorandum and tabulation of bids received for the Southeast Grand Rapids Lions Club July 4th fireworks display, and recommended that the City make a contribution of \$3,000 from the F.Y. '88/89 General Administration department budget for the fireworks display.

405-A. Young-Edison. That the City make a contribution of \$3,000 from the F.Y. '88/89 General Administration departmental budget toward the Southeast Lions Club July 4, 1988 fireworks display, and that a contract be awarded to Wolverine Fireworks Display, Inc. in the total amount of \$5,500 which total may increase to \$8,971.71, depending upon public contributions.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

406. The preliminary minutes of the Parks and Recreation meeting held April 20, 1988 were received.

407. The Building Inspector's report for April, 1988 was received.

408. The Public Safety Department report for April, 1988 was received.

409. The Mayor reported on a letter addressed to the Public Safety Director in appreciation of his speaking at the Annual Crime Prevention Awards banquet and for his efforts in that regard.

410. Edison-Young. That an executive session regarding the Public Safety Department labor negotiations be added to this agenda.

5/16/88

A roll call vote was taken:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

The motion carried.

411. Young-Williamson. That this Commission go into executive session to receive a report regarding labor negotiations.

A roll call vote was taken:

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7
Nays: 0

The motion carried.

412. The meeting was adjourned, subject to the call of the Mayor, until June 6, 1988.

City Clerk

UNOFFICIAL
Reference Only

PROCEEDING OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held September 19, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems
Absent: Com. Edison

Also Present: City Manager Allard, Controller & Clerk Justin, City Engineer McMann, Director of Public Safety Gallagher, and City Attorney Huff.

99. The minutes of the meeting held September 6, 1988, were approved as written.

100. Williamson-Young. That disbursement vouchers in the amount of \$363,542.95, disbursements to forward tax collections to the schools in the amount of \$97,417.57, and payroll vouchers in the amount of \$78,444.02, as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Mehney, Mertz, Moseley, Williamson, Young, Deems --6
Nays: -0-

101. A hearing was held on the request of Jeffrey and Sharon Holtzman, 1433 Sherwood Avenue SE, to build a car port on the south side of the existing garage with a side yard of six inches rather than seven feet as required by the zoning ordinance. Mr. and Mrs. Holtzman were present.

101-A. Mehney-Williamson. That the variance request of Jeffrey and Sharon Holtzman be tabled until the next regular meeting of this Commission.

Yeas: Mehney, Mertz, Moseley, Williamson, Young, Deems --6
Nays: -0-

102. A hearing was held on the request of Russell R. and Denise L. Christy, 425 Cambridge Boulevard SE, to erect a fence three feet from Briarwood Avenue rather than fifteen feet as required by the Zoning Ordinance. Mr. and Mrs. Christy were present. Ms. Heather Hudson, 417 Briarwood SE, opposed granting the variance because the fence would adversely affect the view of landscaped area from her residence.

102-A. Mertz-Young. That this Commission, acting as the Board of Appeals, grant the variance requested by Russell R. and Denise L. Christy.

102-B. Moseley. That the motion to grant the variance be amended to limit the fence height to four feet and to require shrubbery to screen the fence on the side facing Briarwood.

The amendment failed for lack of a second.

A roll call vote was taken on the original motion:

Yeas: Mehney, Mertz, Young, and Deems --4
Nays: Moseley, and Williamson --2

103. A hearing was held on the request of G. L. Brown, 7950 Sudbury Lane, Ada, and Douglas Kelly, 435 Ethel SE, for approval of house and site plans for property located at 1535 Breton, SE in accordance with conditions of the variance granted on October 20, 1980. Attorney Thomas Shearer, representing Brown and Kelly, and Attorney Dale Rhoades, representing concerned neighbors, were present. City Attorney Huff recommended as follows: since a determination as to whether there has been a change of circumstances should be held before renewing or extending a variance, and since the present hearing was specifically noticed as a hearing to approve site plans, approval should be tabled, and a hearing to approve a zoning variance should be held at a subsequent meeting of this Commission.

103-A. Moselev-Williamson. That approval of site plans for 1535 Breton Road be tabled and that a zoning-variance hearing be held at a subsequent meeting of this Commission, subject to the availability of concerned parties.

104. In regard to the ordinance introduced September 6, 1988, to amend Chapter 21 of the City Code, the City Attorney recommended adoption of the ordinance amendment with an effective date of September 30, 1988.

104-A. Williamson-Moselev. That the following ordinance be adopted with an effective date of September 30, 1988:

AN ORDINANCE TO AMEND SECTIONS 2.1, 2.9, 2.11 AND
2.12 AND TO REPEAL SECTIONS 2.13, 2.14, 2.15, 2.16
AND 2.17 OF CHAPTER 21 OF TITLE II OF THE CODE OF
THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 2.1 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended by adding paragraph (8a) to read as follows:

(8a) Director's Assistant shall mean the assistant director of public service of the city.

Section 2. Section 2.9 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.9 Rules and Regulations.

All rules and regulations promulgated by the Director pursuant to Section 2.5 of the Code of the City of East Grand Rapids shall be filed with the City Commission. Unless reversed or modified by the City Commission at the first meeting after such filing with the City Commission, the rules and regulations shall take effect immediately after said first meeting of the City Commission.

Section 3. Section 2.11 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.11 Violations; Penalty.

Upon a violation of any provision of this Chapter, the City may seek criminal prosecution and may seek legal and/or equitable relief in a court of competent jurisdiction. Any person who shall violate any provision of this Chapter shall be guilty of a misdemeanor punishable by a fine not exceeding Five Hundred Dollars (\$500.00) or by imprisonment not exceeding ninety (90) days or both such fine and imprisonment. Each day that a violation occurs or continues shall constitute a separate offense.

Section 4. Section 2.12 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.12 Notice of Violation.

The issuance of a ticket or notice of violation by a public safety officer, the Director or the Director's Assistant shall be deemed an allegation of a violation of this Chapter.

Section 5. Sections 2.13, 2.14, 2.15, 2.16, and 2.17 are repealed in their entirety.

Section 6. This Ordinance shall be effective on September 30, 1988.

Section 7. This Ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5, of the Charter of the City of East Grand Rapids.

Vote on the adoption of the above ordinance:

Yeas: Mehnev, Mertz, Moseley, Williamson, Young, Deems --6

Nays: -0-

105. The City Engineer presented a tabulation of bids for tree planting in various locations throughout the City, recommending that the low bid of Tepper Nursery be accepted.

105-A. Young-Williamson. That the bid of Tepper Nursery Co. for \$6,994.50 be accepted and that a contract be awarded to Tepper Nursery Co. for tree planting as specified.

106. The City Manager presented a memorandum concerning the fall sampling of Reeds Lake for water quality.

107. The City Manager presented a memorandum recommending approval of Janyce Huff as the School Board nominee for representative to the Parks and Recreation Commission.

107-A. Moseley-Young. That Janyce Huff be approved as the School Board representative to the Parks and Recreation Commission.

Yeas: Mehnev, Mertz, Moseley, Williamson, Young, Deems --6

Nays: -0-

108. The August, 1988 Building Inspection Report was received.

109. The August, 1988 Public Safety Report was received.

110. The September 7, 1988 preliminary minutes of the Parks and Recreation Commission were received.

111. The Mayor began preliminary discussion of City Commission views pertaining to the Recreation and Athletic Facilities Study. General discussion then took place.

112. In comment by persons in attendance, Mr. Geoff Hughes addressed the desirability of area-wide management of water and sewer systems.

113. The meeting was adjourned, subject to the call of the Mayor, until October 3, 1988.

City Clerk

PROCEEDING OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held October 3, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Mehney, Edison, Mertz, Moseley, Williamson, Young and Mayor Deems
Absent: None.

Also Present: City Manager Allard, Controller & Clerk Justin, City Engineer McMann, Director of Public Service Smith, Director of Public Safety Gallagher, Deputy Director Kroes. and City Attorney Huff.

114. The minutes of the meeting held September 19, 1988, were approved as written.

115. Edison-Young. That disbursement vouchers in the amount of \$92,325.64, disbursements to forward tax collections to the schools in the amount of \$13,466.52, and payroll vouchers in the amount of \$85,257.23 as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

116. A hearing was then held on the request of Jeffrey and Sharon Holtzman, 1433 Sherwood Avenue SE, to build a car port on the south side of their existing garage with a side yard of six inches rather than seven feet as required by the zoning ordinance. Mr. Holtzman was present. Com. Moseley said that she had spoken with Lee Maguire, 1439 Sherwood, the neighbor on the south side most affected by the proposed variance, and this neighbor had no objection to granting the variance.

116-A. Moseley-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by Jeffrey and Sharon Holtzman.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

117. A hearing was held on the request of Harold Nyburg, 2136 Coronado Drive SE, to install an air conditioner condenser on the east side yard of his residence rather than in the rear yard as required by the Zoning Ordinance. Mr. Nyburg was present.

117-A. Moseley-Williamson. That this Commission, acting as the Board of Appeals, grant the variance requested by Harold Nyburg, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, and Deems --7
Nays: -0-

118. A hearing was held on the request of Robert Green, 2539 Indian Trail SE, to install an air conditioner condenser on the south side yard of his residence rather than in the rear yard as required by the Zoning Ordinance.

118-A. Edison-Moseley. That this Commission, acting as the Board of Appeals, grant the variance requested by Robert Green, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the building inspector.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

119. The City Manager reported on the September 22nd rain storm as it affected the City, detailing the additional measures taken by City staff in response to the intensity of the storm. The following persons spoke concerning storm damage and the effectiveness of the City's sewer system: Ed Pike, 1114

Lakeside; John Reinartz, 2417 Maplewood; Malcom and Eleanor Cameron, 2664 Elmwood; Mike Madura, 2429 Hall; Paul Snow, 1721 Hall; Roy Heppe, 1445 Breton Rd.; Kim Van Dahm, 2454 Elmwood; John Johnson, 2565 Albert; Ron Boer, 845 Maxwell; Robert Brady, 1411 Breton; Lori Lewis, 2406 Maplewood; Dean Dolmyer, 2656 Elmwood; Mary Lutz, 857 Maxwell; Paul Ryan, 2236 Elmwood; Martha Kiander, 2301 Burchard; Pat Griffin, 2424 Richards; and Janie Durren, 2507 Maplewood. Representatives of the Burchard Street Area Committee submitted a memorandum to the Commission requesting that the Committee have an opportunity to address the October 17, 1988 meeting in order to discuss improvements to the storm and sanitary sewers. John Reinartz also presented a letter to the Commission with over eighty signatures requesting improvements to the sewer systems.

120. The City Attorney presented a legal opinion regarding a petition from neighboring property owners requesting the vacation of York between Arundel and Berwyck. A letter was received from Dale Visser, representing Breton Village Shopping Center, Inc., in opposition to the proposed vacation. The City Attorney advised the Commission that a court proceeding rather than Commission resolution would be a preferable method to make the proposed vacation.

120-A. Young-Williamson. That the petition for vacation be denied.

120-B. Williamson-Edison. That the petition for vacation be tabled.

Yeas: Edison, Mehney, Mertz, Williamson, Young, --5
Nays: Moseley --1
Abstentions: Deems --1

121. The City Attorney presented a Purchase and Sale Agreement in the form of a letter to Joseph A. Martin, whereby the City would purchase for \$70,000 the property at 512 Lakeside Dr., which are lots 67 and 68 of Boynton and Judd's Lake Addition.

121-A. Williamson-Young. That this Commission approve the purchase of the lot at 512 Lakeside for \$70,000 with the necessary budget adjustments.

Yeas: Edison, Mertz, Moseley, Williamson, Young, Deems --6
Nays: Mehney --1

122. The Public Safety Director presented a memorandum requesting replacement of two patrol vehicles through the State of Michigan bidding program.

122-A. Williamson-Moseley. That this Commission approve the request to purchase two new patrol vehicles.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

123. The Mayor presented a memo nominating Herbert L. Early, 1046 Kenesaw, to fill the vacancy on the Planning Commission created by the resignation of David Fernstrum.

123-A. Edison-Mehney. That this Commission approve the nomination of Herbert L. Early to the Planning Commission.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

124. The Mayor presented a memo and proposed resolution to request that the State, on behalf of the Grand Rapids metropolitan area, assist in the reconstruction of sewers.

124-A. Moseley-Williamson. That this Commission adopt the following resolution:

WHEREAS, the State of Michigan Attorney General and Director of the Department of Natural Resources have put some seventy (70) communities with combined sewer overflow problems throughout the State on notice that they must accelerate their efforts to reduce their discharges of untreated sewage into

rivers and streams; and

WHEREAS, communities throughout the State of Michigan are being required to expedite plans and programs to accomplish long-term correction of sewage overflows as a condition for approval of their National Pollution Discharge Elimination System (NPDES) permits; and

WHEREAS, the Department of Natural Resources has begun taking action to impose moratoriums on the approval of new applications for sewer construction permits, as well as to require offset programs that collectively jeopardize economic growth and development wherever such conditions are imposed; and

WHEREAS, improvement of sewer systems is vital to the increasingly important State objective of economic growth and development.

WHEREAS, the reduction of untreated sewage overflows can only be accomplished with massive statewide investments in retention basins and the separation of combined sewers into separate storm and sanitary sewers; and

WHEREAS, without State assistance, municipalities lack sufficient resources to rapidly comply with the State's new timetable for eliminating sewage overflows.

NOW, THEREFORE, BE IT RESOLVED that the State of Michigan be strongly encouraged to match its enforcement efforts with the monetary resources necessary to enable municipalities to address what are shared environmental concerns.

Vote on the above resolution:

Yeas: Edison, Mehney, Moseley, Williamson, Young, Deems --6
Nays: Mertz --1

125. Preliminary minutes of the September 20, 1988 meeting of the Traffic Commission were received, including an approved motion to remove parking signs in the 400 block of Briarwood Avenue. No action being taken by the City Commission, the action of the Traffic Commission is approved.

126. Preliminary minutes of the September 21, 1988 Recreation Commission meeting were received.

127. Minutes of the July 25, 1988 meeting of the Library Commission were received.

128. There was no public comment by persons in attendance.

129. Com. Williamson requested that the Plant Engineer report at a future meeting on the installation of screening required for various air conditioner variances granted this summer.

130. Mayor Deems cited a letter from J. Brock Albert addressing the time period for connection of a platted development to City water and sewer systems. He also cited a letter from the organization for the National Night Out, placing the program of the City in the top thirty nationally. He also cited a letter from the City of Kentwood commending the City for help at a September 9, 1988 accident in Kentwood. He also requested that the City inventory all property held by the City with a view to determining any property that could be sold by the spring of 1989; he requested Coms. Young, Edison, and Williamson to form a committee to review the inventory and to report to the Commission.

131. The meeting was adjourned, subject to the call of the Mayor, until October 17, 1988.

City Clerk

PROCEEDING OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held October 17, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems
Absent: None.

Also Present: City Manager Allard, Controller & Clerk Justin, Recreation Director Rhodes, Deputy Director of Public Safety Daley City Attorney Huff, and Carrie Boer, the City's audit manager from Seidman & Seidman, CPA's.

132. The minutes of the meeting held October 3, 1988, were approved as written.

133. Young-Edison. That disbursement vouchers in the amount of \$91,622.46, disbursements to forward tax collections to the schools in the amount of \$234,144.51, and payroll vouchers in the amount of \$78,265.61 as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

134. The City Manager presented two reports dealing with matters from the Personnel Committee. The Committee supported filling a budgeted Administrative Clerk I position in the City Assessor's department. The Committee also recommended that Jeff Justin, who has been serving on an interim basis as City Clerk & Controller, be appointed City Clerk & Controller on a regular basis with an annual salary of \$31,000 retroactive to October 1, 1988.

134-A. Moseley-Edison. That this Commission add the matter of the appointment of City Clerk & Controller to the present agenda.

A roll-call vote was taken.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

135. Young-Moseley. That this Commission grant regular status to Jeff Justin, who has been serving as interim Clerk-Controller, at an annual salary of \$31,000 retroactive to October 1, 1988.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, and Deems --7
Nays: -0-

136. The Recreation Department Director presented the Annual Report of Recreation Department for Summer, 1987 through Spring, 1988, noting that the Department presented 168 programs with participation of more than 40,000 people.

137. A zoning variance hearing was held on the request of G. L. Brown, 7950 Sudbury Lane, Ada, and Douglas Kelly, 435 Ethel SE, to construct a single-family residence on a lot at 1535 Breton Road SE having less than 7,200 square feet within the front street line as required by the City Code. The City Attorney noted that since the City Commission acting as the Board of Appeals had granted such a variance on October 20, 1980, the variance must be renewed if there has been no subsequent change of circumstances. Thomas Shearer, attorney for G. L. Brown, submitted aerial surveys, site plans, and tax-assessment records to support that there has been no change of circumstances. Dale Rhodes, attorney for neighbors to the subject property, spoke in opposition to granting the variance. Also, the following persons spoke in opposition to the variance: Regis Bridge, 1516 Rosalind; Sally Charnley, 1545 Breton, and Mike VanValkenburg, 1530 Breton.

137-A. Moseley-Mertz. That this Commission acting as the Board of Appeals deny the requested variance.

Yeas: Moseley, Mertz --2

Nays: Edison, Mehney, Williamson, Young and Deems --5

137-B. Williamson-Young. That this Commission approve the variance since there has been no change in circumstance since the variance was granted October 20, 1980.

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

Nays: Mertz and Moseley --2

138. A hearing was held for approval of house and site plans for property located at 1535 Breton, SE in accordance with conditions of the variance granted on October 20, 1980, and now renewed.

138-A. Young-Edison. That this Commission grant site plan approval of the plans submitted for this meeting for property located at 1535 Breton SE.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young and Deems --7

Nays: -0-

139. The Controller presented the City's audited financial statements for the fiscal year ended June 30, 1988, noting that all funds are in sound financial condition. Carrie Boer of Seidman & Seidman noted the changes in accounting for special assessments.

140. Financial reports for quarter ended September 30, 1988 were received.

141. The City Manager reported on the September 22, 1988 rain storm. The following persons requested the City to take measures to alleviate possible occurrences of flooding in the future: Attorney Peter Walsh, representing the Camerons of 2664 Elmwood and the Dolmyers of 2656 Elmwood; John Reinartz, 2417 Maplewood; Ed Pike, 1114 Lakeside, representing the Burchard Street Area Committee; Mary Snyder, 1108 Lakeside; and Charles Strikwerda, 2148 Burchard.

142. The City Manager presented a memorandum recommending the purchase of radio equipment from Motorola Communications & Electronics, Inc. in the amount of \$4,613 for the departments of City Engineer and Public Service was presented. The City Manager noted that the City's communications equipment has been standardized around this brand and that competitive bidding is therefore not appropriate. Additionally, the quoted amount is the same as that provided to the State, thereby ensuring the lowest available price.

142-A. Edison-Mehney. That this Commission approve the purchase of radio equipment from Motorola Communications & Electronics, Inc. in the amount of \$4,613 and that competitive bidding be waived in this instance because the product is not competitive in nature and no advantage to the City would result from bidding.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, and Deems --7

Nays: -0-

143. The City Manager presented bids for tree stump removal in right-of-way easements throughout the City, recommending that the low bid of Burbuck Tree Service be accepted.

143-A. Williamson-Young. That the bid of Burbuck Tree Service for \$4,694 be accepted and that a contract be awarded to Burbuck Tree Service for tree stump removal as specified.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young and Deems --7

Nays: -0-

144. Public Safety Director Gallagher's memorandum concerning Public Safety overtime was received, noting that a level of expense higher than anticipated has been incurred this fiscal year.

145. Mayor Deems presented a proposed resolution concerning the coordination of metropolitan-wide water and sewer systems and services, also including the possibility of coordinating other area systems.

145-A. Young-Moseley. That the following resolution be approved:

Resolved, the City Commission of East Grand Rapids hereby encourages the Cities of Wyoming and Grand Rapids, as well as other governmental units within the metropolitan area, to work towards a unification of the water and sewer systems into one system with responsibility given to a single entity for the planning of trunk line extensions and approving capital expenditures to the processing plants of the metropolitan water and sewer systems.

We further urge that the communities in the metropolitan area continue their cooperative efforts to coordinate the water and sewer systems and other metropolitan-wide systems and services and combine those efforts in an area-wide district or council.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young and Deems --7
Nays: -0-

146. The September, 1988 Building Inspection Report was received.

147. The September, 1988 Public Safety Report was received.

148. There was no public comment by persons in attendance.

149. The meeting was adjourned, subject to the call of the Mayor, until November 7, 1988.

City Clerk

PROCEEDING OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held November 7, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehnev, Mertz, Moseley, Williamson, Young and Mayor Deems
Absent: None.

Also Present: City Manager Allard, Controller & Clerk Justin, Assistant City Manager & City Engineer McMann, Public Safety Director Gallagher, and City Attorney Huff.

150. The minutes of the meeting held October 17, 1988, were approved as written.

151. Williamson-Young. That disbursement vouchers in the amount of \$177,597.56, disbursements to forward tax collections to the schools in the amount of \$392,930.08 and payroll vouchers in the amount of \$199,664.91 as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehnev, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

152. Chris Cameron, from the National Association of Town Watch, Inc., presented an award to the City for outstanding participation in the National Night Out Program.

153. Lee Yarberry of the U.S. Marine Corps, Flag Chairman of the Sons of the American Revolution, presented a Certificate of Commendation to the City for patriotism in the display of the flag of the United States.

154. A hearing was then held on the request of Diane and Robert Grooters, 2742 Richards SE, to rebuild their existing garage with a side yard ranging from seven feet wide, at the front corner of the garage, to eight feet wide, at the rear corner of the garage, rather than twenty feet wide as required by the Zoning Ordinance. It was noted that William Poisson, 2718 Richards SE, had called to indicate that he had no objection to the variance being granted.

154-A. Moseley-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by Diane and Robert Grooters.

Yeas: Edison, Mehnev, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

155. The City Manager presented two reports on the history of storm drain and sanitary sewer construction. Approximately \$4 million in major storm and sanitary sewer improvements has been completed since 1980. The City Engineer presented a map showing how the incidence of storm flooding in the severe rainstorm of September 22, 1988 corresponds to natural low points in the Silver Creek drainage area. In response to questions, it was noted that the City participates in the National Flood Program with the result that insurance against the damages of flooding is available throughout the City.

156. Mayor Deems presented a letter from the City Attorney outlining sections of the Charter which appear to need revision.

157. The City Clerk & Controller presented a memorandum and tabulation of bids for workstation panels in the municipal offices, noting that Kentwood Office Furniture Inc., the low bidder, presented a bid based on reconditioned, rather than new panels.

157-A. Mennev-Mertz. That all bids be rejected and new bids be requested based on a minimum standard of reconditioned workstation panels.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems --6
Nays: Moseley --1

158. The City Manager presented a memorandum recommending volume purchasing of rock salt for the FY 88-89 season through a cooperative agreement with area municipalities.

158-A. Williamson-Mehney. That the low bid of \$21.42 per ton of rock salt be accepted and that a contract be awarded to International Salt Co. as specified.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

159. City Engineer McMann presented a memorandum comparing the performance of the Manhattan sewer lift station to the other four and recommending that a contract for professional services be awarded to Moore and Bruggink Engineers for a study of the Manhattan Lift Station.

159-A. Young-Williamson. That the City retain the services of Moore and Bruggink Engineers to survey and study the Manhattan Lift Station with a contract limit of \$10,000, funds to be provided by the Water and Sewer Fund and to be accounted for under Contractual Services in the Sewer Expenditures activity.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

160. Plant Engineer Baragar's memorandum and design illustrations regarding the proposed renovation of the lower level of the Municipal Offices were presented. The renovations will improve present offices and storage space and will create additional space for recreation department programs now held at facilities of EGR Public Schools. The current cost estimate for the project is \$143,863, requiring a budget amendment for additional funds in the amount of \$28,863.

160-A. Mertz-Young. That this Commission approve the renovation of the lower level of the Municipal offices at a budget level of \$143,863, with newly budgeted funds to be transferred from undesignated fund balance in the amount of \$28,863 for the account Capital Expenditures in the City Buildings activity.

Yeas: Mertz, Moseley, Young, and Deems --4
Nays: Edison and Williamson --2
Abstentions: Mehney --1

161. The minutes of the Library Commission meeting of September 22, 1988 were received.

162. Preliminary minutes of the Traffic Commission meeting of October 18, 1988 were received.

163. Preliminary minutes of Recreation Commission meeting of October 19, 1988 were received.

164. Com. Moseley expressed a desire for a note to be sent to Club Eastbrook to express that advertisements should not be posted on poles in the City.

165. Com. Williamson noted that rates at the Kent County Landfill are expected to rise from \$16.14 per ton to \$23.59 per ton.

166. There was no public comment by persons in attendance.

167. The meeting was adjourned, subject to the call of the Mayor, until November 21, 1988.

City Clerk

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held November 21, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mertz, Moseley, Williamson, Young and Mayor Deems
Absent: Com. Mennev

Also Present: City Manager Allard, Controller & Clerk Justin, Assistant City Manager & City Engineer McMann, Public Safety Director Gallagher, Plant Engineer Baragar, City Assessor Norman, and City Attorney Huff.

168. The minutes of the meeting held November 7, 1988, were approved as written.

169. Edison-Williamson. That disbursement vouchers in the amount of \$91,411.28 and payroll vouchers in the amount of \$96,303.58 as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mertz, Moseley, Williamson, Young, --5
Nays: -0-

170. Mayor Deems presented a proclamation to Chuck Leonard and Edward Fry, commending them for greatly aiding a neighbor by attempting to extinguish a fire in the neighbor's house and warning that family of the danger.

171. A hearing was held upon the request of Shirley H. Hoffman, 1129 Kenesaw SE, to install a central air conditioner condensing unit on the east side yard of the residence rather than in the rear as required by the Zoning Ordinance. Shirley Hoffman was present.

171-A. Moseley-Edison. That this Commission, acting as the Board of Appeals, grant the variance requested by Shirley Hoffman, subject to the proposed minimum conditions for screening of June 28, 1988, to be evaluated by the Building Inspector.

Yeas: Edison, Mertz, Moseley, Williamson, Young, --5
Nays: -0-

172. A series of reports prepared by staff were presented, concerning ways for homeowners to alleviate the danger of flooding. The first describes how to obtain flood insurance through an insurance agent as a result of the City's participation in the National Flood Insurance Program. The Second describes the relations between storm and sanitary sewer drains. The third explains how a home's footing drains are to be disconnected and a sump pump installed. The fourth describes other steps for homeowners to minimize property damage from flooding.

173. An amendment to the Public Safety Overtime account was considered. Upon the suggestion of Com. Young, the amendment was tabled until the next regular Commission meeting in order to resolve procedural questions.

174. The City Manager presented a memorandum recommending that a contract be awarded for professional services in structural design and supervision work for the lower-level renovation.

174-A. Young-Moseley. That a contract in the amount of \$7,240 be awarded to the firm of Cox-Medendorp-Olsen for structural design and supervision of the lower-level renovation.

A roll-call vote was taken:

Yeas: Mertz, Moseley, Young, Deems --4
Nays: Edison, Williamson --2

175. Modifications to the City Charter were considered, as follows: which staff should be hired by the City Commission; should the Board of Review include the Assessor or an assistant; should the City Commission be called a council; and should City Commissioners be elected at a November general election rather than at the September primary. The City Clerk will summarize comments on these questions for the Charter Commission.

176. The Mayor presented a memorandum of the City Manager recommending Nancy Walton, 1700 Asbury SE, to fill Jan Huff's unexpired term on the Traffic Commission.

176-A. Williamson-Edison. That this Commission appoint Nancy Walton to fill the unexpired term on the Traffic Commission.

Yeas: Edison, Mertz, Moseley, Williamson, Young, --5
Nays: -0-

177. A new appointment to the Greater Grand Rapids Economic Area Team was considered. The recommendation was deferred until the opportunity is available to discuss possible nominees with James Sebastian, whose term as representative has expired.

178. The September 9, 1988 minutes of the Greater Grand Rapids Economic Area Team Policy Board were received.

179. The October, 1988 Building Inspection Report was received.

180. The October, 1988 Public Safety Report was received.

181. There was no public comment by persons in attendance.

182. Com. Williamson noted two holiday events about to take place: the sale of Christmas trees by the EGR Team Boosters beginning November 22, 1988, and the lighting of the community Christmas tree on November 25, 1988.

183. Com. Moseley said that the collection of fall leaves was proceeding well.

184. The meeting was adjourned, subject to the call of the Mayor, until December 5, 1988.

City Clerk

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held December 5, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Williamson, Young and Mayor Deems
Absent: Com. Moseley

Also Present: City Manager Allard, Controller & Clerk Justin, Assistant City Manager & City Engineer McMann, and City Attorney Huff.

185. The minutes of the meeting held November 21, 1988, were approved as written.

186. Edison-Williamson. That disbursement vouchers in the amount of \$128,295.31 and payroll vouchers in the amount of \$124,864.08 as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems --6
Nays: -0-

187. The City Controller presented a memorandum describing the rate increases to be effective Jan. 1, 1989 for the provision of water and for the processing of sewage by the City of Grand Rapids. Although wholesale rates will rise to generate 13.3% more revenue to the City of Grand Rapids, East Grand Rapids has budgeted already for a portion of the increase. Upon further study of expenses and capital improvements, staff will propose any necessary adjustments in water rates to East Grand Rapids Customers in the spring of 1989.

188. The City Controller presented a memorandum concerning the purchase of workstation panels for the municipal offices.

188-A. Williamson-Edison. That the purchase of workstation panels in the Clerk-Controller department, as well as the proposed purchase of panel systems in the lower level of the Municipal Offices, be tabled for two weeks.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems --6
Nays: -0-

189. The City Manager presented the Plant Engineer's memorandum recommending that twelve contracts be awarded for renovation of the lower level of the municipal offices, the panel systems having been tabled.

189-A. Mertz-Young. That bids be approved and contracts awarded for work, as follows:

General Heating and Cooling	\$12,300	Labor, plumbing
West Michigan Electric	5,500	Labor, electrical
Dennis Rotman, Builder	7,360	Interior walls
Dennis Rotman, Builder	2,281	Doors and windows
West Michigan Ceiling Products	5,397	Ceilings
Armock Mechanical Contractor	8,500	Labor, mechanical
Richmond Interiors	8,165	Accordion doors
De Haan Floor Covering	16,534	Flooring
Fitzpatrick Electric	7,199	Lighting fixtures
Control Communications	1,338	Telephone rework
Shade and Linoleum Shop	2,720	Window blinds

A roll-call vote was taken.

Yeas: Mertz, Young, Deems --3
Nays: Edison, Williamson --2
Abstentions: Mehney --1

190. Mayor Deems presented a memorandum and a recommendation to appoint James

D. Kuras, 855 Plymouth, as the City's representative to the Greater Grand Rapids Economic Area Team (GGREAT), replacing James Sebastian.

191-A. Mertz-Edison. That this Commission appoint James Kuras as the City's GGREAT representative.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems --6
Nays: -0-

192. Mayor Deems presented a memo requesting that a resolution be adopted favoring the formation of a metropolitan council.

192-A. Williamson-Young. That the following resolution be adopted:

RESOLVED, that the City of East Grand Rapids supports the formation of a metropolitan council to enhance the long-range planning and coordination of governmental services and functions within the greater Grand Rapids area. We encourage the Association of Greater Grand Rapids Area Governments to complete a study of the possible structure and operations of this type of council at the earliest possible date.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems --6
Nays: -0-

193. The October 19, 1988 minutes of the Association of Grand Rapids Area Governments were received.

194. The October 25, 1988 minutes of the Community Action Council were received.

195. The October 27, 1988 preliminary minutes of the Library Commission were received.

196. The November 15, 1988 minutes of the Traffic Commission were received.

197. The November 16, 1988 preliminary minutes of the Recreation Commission were received.

198. The Mayor asked the City Manager to comment on measures under consideration to improve storm control, and the Manager responded that possible sewer improvement alternatives should be ready for the first Commission meeting in January, 1989 with preliminary cost estimates to be made available thirty days thereafter.

199. In response to public comments, the Manager described the procedures to periodically clean and maintain sanitary sewers, and the Mayor said that the decision to pay any claims from the September storm is still under consideration.

200. Mayor Deems thanked the Commissioners for their unanimous support of the resolution favoring a metropolitan council.

201. The meeting was adjourned, subject to the call of the Mayor, until December 19, 1988.

City Clerk

PROCEEDINGS OF THE CITY COMMISSION
CITY OF EAST GRAND RAPIDS

Regular Meeting Held December 19, 1988

The meeting was called to order by Mayor Deems.

Present: Coms. Edison, Mehney, Mertz, Moseley, Williamson, Young and Mayor Deems
Absent: None

Also Present: City Manager Allard, Controller & Clerk Justin, Assistant City Manager & City Engineer McMann, Director of Public Safety Gallagher, Plant Engineer Baragar, Recreation Department Director Rhodes, City Attorney Huff, and Carl Huber and Jack Boss of Fishbeck, Thompson, Carr & Huber.

202. The minutes of the meeting held December 5, 1988, were approved as written.

203. Williamson-Young. That disbursement vouchers in the amount of \$202,276.94, disbursements to forward taxes in the amount of \$28,868.30, and payroll vouchers in the amount of \$87,792.97 as approved by the Finance Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

204. Recreation Department Director Rhodes and Gary Melow of Advance Newspapers presented awards for Christmas decorations at City Residences as follows: Raymond Gekus, 2318 Lake Drive, Most Creative; L. V. Eberhard, 825 Santa Barbara, Most Lights; Henry Staples, 2733 Maplewood, on behalf of the Maplewood Drive residents, Best-decorated Neighborhood.

205. A letter from UA Cablesystems of Michigan was received, noting program changes and rate adjustments effective January 1, 1989. Cost for Basic service will increase \$1.00 per month to \$15.95 per month.

206. A special events permit application was considered for approval: the Resolution Run, to be held January 1, 1989. Commissioners requested more stringent compliance in the future with the provision that approval must be requested ninety days in advance of the event.

206-A. Mertz-Williamson. That approval be granted for the Resolution Run to be held January 1, 1989.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

207. The Controller presented a memorandum recommending that the budget for the account "County Library Agreement" be reduced.

207-A. Williamson-Edison. That the budget for the account "County Library Agreement" be reduced by \$18,700 to \$130,000, reducing the transfer from fund balance by the same amount.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

208. The Controller presented a memorandum recommending that the budget for the overtime account for Public Safety Officers be increased. This amendment had been tabled for further consideration at a previous meeting.

208-A. Moseley-Williamson. That the budget for the overtime account for Public Safety Officers be increased \$9,000 to \$26,000, \$5,600 to come from reducing budgets within Public Safety, and \$3,400 from increasing the transfer from fund

balance.

Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems --7
Nays: -0-

209. The Controller presented a memorandum requesting that budgets be established for the Reeds Lake Run and Triathlon, instead of accounting for these events through a liability account. The difference between revenue and expense will be posted to a designated fund balance account.

209-A. Williamson-Edison. That for the Reeds Lake Run a revenue budget of \$18,000 and a total expense budget of \$11,700 be established, and that for the Reeds Lake Triathlon a revenue budget of \$9,500 and a total expense budget of \$8,000 be established, and that the account "Designated for Recreation Programs" be increased \$7,800.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems --6
Nays: Moseley --1

210. Biologist Jack Boss and Carl Huber, P.E. from the firm Fishbeck, Thompson, Carr, and Huber, Inc. presented a summary of significant findings from their study "Reeds Lake Water and Sediment Analysis Data Report: City of East Grand Rapids." No dangerous levels of metals or chemicals were found.

211. The minutes of Historical Commission meeting of June, 1988 were received.

212. Preliminary minutes of the Traffic Commission meeting of November 15, 1988 were received.

213. Preliminary minutes of the Recreation Commission meeting of November 30, 1988 were received. In comment from those in attendance, it was requested that specific alternatives for implementing the Recreation Master Plan be presented to the citizens, addressing maintenance and other issues.

214. Preliminary minutes of the Library Commission meeting of December 1, 1988 were received.

215. The Building Inspection Report for the month of December, 1988 was received.

216. The Public Safety Report for the month of December, 1988 was received.

217. There was no public comment by persons in attendance.

218. The meeting was adjourned, subject to the call of the Mayor, until January 3, 1989.

City Clerk