

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

Regular Meeting Held January 5, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: City Manager Tholen, Clerk-Controller-Treasurer Allard,  
City Attorney Huff, City Engineer McMann, Public Safety  
Director Gallagher.

257. The minutes of the meeting held December 15, 1986, were approved as written.

258. Edison-Young. That expense vouchers in the amount of \$151,783.71, and payroll vouchers in the amount of \$77,373.59, as approved by the Ways & Means Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

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

259. The City Attorney reported that the Hunting lawsuit has been officially settled.

260. The Clerk-Controller-Treasurer submitted a memorandum regarding the replacement of a postage meter and scale and recommended that the bid of Pitney-Bowes be accepted and a purchase order issued to them in the net amount of \$3,966.

260-A. Young-Edison. That the Clerk-Controller-Treasurer be authorized to issue a purchase order to Pitney-Bowes in the amount of \$3,966 for the replacement of a postage meter and scale which is a budgeted item.

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

261. The City Manager and Public Safety Director reported that Honeywell Information Systems has reneged on its agreement to sign a contract to supply hardware and software for the Kent County Law Enforcement Information System which has been in the process of development for the past two and one-half years. A new request for proposals has been sent with a pre-bid meeting scheduled for January 19th. The County is investigating the possibility of legal action against Honeywell.

(Commissioner Mehney arrived at this time.)

262. The City Manager submitted a memorandum regarding a leak detection survey of the East Grand Rapids water distribution system and it was the recommendation of the City Manager, the City Engineer, the Public Service Superintendent and the Plant Engineer that Pitometer Associates be employed to do a leak survey in early spring of 1987 at a cost of \$17,000. He further reported that no advantage would accrue from competitive bidding because the work involves updating of work performed on earlier occasions by the same company.

262-A. Williamson-Moseley. That a contract be entered into with Pitometer Associates for a leak detection survey of the East Grand Rapids water distribution system at a cost of \$17,000.

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

263. The City Manager submitted a memorandum regarding the purchase of a surveillance vehicle for the East Grand Rapids Public Safety Department and recommended that the third lowest bid, submitted by Coe Pontiac in the amount of \$18,665.92, be accepted because of an early delivery date, a more accessible maintenance location, and the fact that Coe Pontiac has supplied surveillance officers with vehicles on frequent occasions at no cost to the City.

1/5/87

263-A. Moseley-Mehney. That the bid of Coe Pontiac for a surveillance vehicle be accepted and a purchase order be issued to them in the amount of \$18,665.92, and that this amount be charged to the Federal Seizure Contingency Account.

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

264. The City Manager submitted memoranda from the City Manager and the Public Safety Director regarding the purchase of video equipment for the Public Safety Department and requested authorization to issue a purchase order to the Video Shoppe in the amount of \$3,127.

264-A. Williamson-Mehney. That the City Manager be authorized to issue a purchase order to the Video Shoppe in the amount of \$3,127 for video equipment for the Public Safety Department and that this amount be charged to the budgetary accounts of the Public Safety Department.

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

265. The City Manager submitted memoranda from the City Manager and the Public Safety Director regarding the purchase of handguns for the Public Safety Department and recommended that the low bid of Ray O'Herron Company, Inc. in the amount of \$3,303.72 be accepted. This amount has been budgeted in the State Confiscated Property Fund.

265-A. Young-Williamson. That the bid submitted by Ray O'Herron Company, Inc. for handguns be accepted and a purchase order be issued to them in the amount of \$3,303.72, which amount has been budgeted in the State Confiscated Property Fund.

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

266. A Special Events Permit Application was received from the Kentwood Jaycees to conduct a Hole-In-One-on-Ice event on February 21, 1987.

266-A. Moseley-Edison. That the Special Events Permit Application submitted by the Kentwood Jaycees to conduct a Hole-In-One-on-Ice event on February 21, 1987, be approved.

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

267. The minutes of the Traffic Commission meeting held December 16, 1986, was received.

268. The Mayor submitted a copy of a letter received from Dwayne Szot, a student at Kendall School of Design, proposing to paint an abstract linear design on Reeds Lake. Staff was directed to work with the Department of Natural Resources regarding this request.

269. Commissioner Williamson reported that he has received calls from citizens relative to the storage of solid waste at the curb for collection and the storage of recreational vehicles. He requested that these matters be referred to the Planning Commission for consideration and recommendation.

270. Commissioner Moseley inquired about the City policy for picking up Christmas trees.

271. Commissioner Moseley extended an invitation to City Commissioners to attend a joint meeting of the Library Commission and Friends of the Library to be held January 13, 1987, at 7:30 p.m. in the lower level of the City Hall.

272. The meeting was adjourned, subject to the call of the Mayor, until January 19, 1987.

  
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City Clerk

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

Regular Meeting Held January 19, 1987

The meeting was called to order by Mayor Deems.

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

Absent: Coms. Mehney and Mertz.

Also Present: City Manager Tholen, Clerk-Controller-Treasurer Allard,  
City Attorney Huff, City Engineer McMann, Assessor Norman,  
and Public Safety Director Gallagher.

273. The minutes of the meeting held January 5, 1987, were approved as written.

274. Young-Edison. That expense vouchers in the amount of \$78,453.57, and payroll vouchers in the amount of \$119,114.62, as approved by the Ways & Means Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

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

Nays: 0

275. The City Manager submitted a memorandum regarding claim for damages resulting from sewer backup at the residences of Lynne and Phil Brower, 2433 Berwyck Road SE, and Martha and Tim Adams, 2439 Berwyck Road SE. The City Manager also submitted communications from Mr. and Mrs. Brower and Mr. and Mrs. Adams requesting reimbursement for expenses incurred as a result of the sewer backup into their homes. The City Attorney advised that he had met with the Ways and Means Committee relative to these claims and the Committee determined that the claims should be denied since there was no negligence on the part of the City of East Grand Rapids. Mr. and Mrs. Brower were present. The City Manager was directed to place this item on the City Commission agenda for the regular meeting of February 2, 1987, when Mr. and Mrs. Adams will be able to attend.

276. The City Attorney reported that he had attended a meeting of area city attorneys regarding the proposed reorganization of the Grand Rapids Area Transit Authority. GRATA representatives will attend a City Commission meeting in February to discuss the proposed reorganization.

277. The Clerk-Controller submitted a Cash and Securities report for the period ending December 31, 1986.

278. The Clerk-Controller submitted a Budget Performance Report for a six-month period ending December 31, 1986.

279. The City Manager submitted a memorandum recommending adoption of a Wellness Program for East Grand Rapids City employees, and also recommending selection of Blodgett Hospital as the service provider.

279-A. Williamson-Edison. That the City Manager be authorized to adopt a Wellness Program for East Grand Rapids employees with the selection of Blodgett Hospital as the provider.

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

Nays: 0

280. The City Manager submitted a memorandum with an attached summary of "near final" 1986 street improvement costs as submitted by the City Engineer.

281. Commissioner Edison, Chairperson of the Planning Commission, reported that it is the consensus of the Planning Commission that no change should be made in the City Ordinance which provides that garbage and rubbish shall not be placed at the curb for collection. A report on the storage of recreational vehicles will be forthcoming in the near future.

1/19/87

282. The City Manager submitted a memorandum and statement from the Advisory Centers who request a donation of \$1,148.

282-A. Moseley-Edison. That \$1,148 be donated to the Advisory Centers, which amount has been budgeted for fiscal year ending June 30, 1987.

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

283. A report was received from the City Engineer regarding the activities of that Department.

284. The Building Inspector's report for December, 1986, was received.

285. The Public Safety Department report for December, 1986, was received.

286. The Mayor advised that he has nominated Sandy Thompson, 1778 Asbury Road SE, as a member of the Board of Review to replace Robert Green, who advised that he cannot participate as a member this year.

286-A. Young-Williamson. That Sandy Thompson be appointed as a member of the Board of Review.

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

287. Commissioner Moseley expressed concern that non-smokers be provided with a "No Smoking" area for breaks.

288. Commissioner Williamson reported receipt of a citizen request to plow the area around the recycling center so that containers are more easily accessible.

289. The Mayor reported receipt of a communication from Harold Schichtel, 1847 Evergreen SE, commending the Public Safety Department on their function as a combined department.

290. The Mayor submitted a communication from William Bennett advising that Sue Conklin, 3211 Bonnell Avenue SE, has been elected Chairperson of the Historical Commission.

291. The Mayor submitted a communication from Melanie Aves, Middle School Representative to Community Action Council, advising that this organization, together with the East Grand Rapids Middle School PTSA, will sponsor a program called "Family Focus '87 ... What's Going On" Wednesday, February 11th, in the Middle School Gymnasium.

292. The Mayor reported that he had received a request to issue a proclamation designating February as National Children's Dental Health Month.

293. The Mayor advised that he had received a legal opinion from the City Attorney and requested that an executive session be held to discuss the matters referred to in the opinion pursuant to Section 8(h) of the Open Meetings Act.

293-A. Williamson-Young. That the call for an executive session be added to this agenda.

A roll call vote was taken:

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

The motion carried.

293-B. Williamson-Young. That this Commission go into executive session to consider information subject to the attorney-client privilege.

1/19/87

A roll call vote was taken:

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

The motion carried.

294. After the executive session the Mayor reconvened the meeting.

295. The meeting was adjourned, subject to the call of the Mayor, until February 2, 1987.

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City Clerk

UNOFFICIAL  
Reference Only

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

Regular Meeting Held February 2, 1987

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 Tholen, Clerk-Controller-Treasurer Allard,  
City Attorney Huff, City Engineer McMann, Assessor Norman,  
and Public Safety Director Gallagher.

296. The minutes of the meeting held January 19, 1987, were approved as written.

297. Edison-Young. That expense vouchers in the amount of \$139,165.42, and payroll vouchers in the amount of \$82,597.27, as approved by the Ways & Means 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

298. The City Commission continued discussion, which had originated at the January 19, 1987 meeting, regarding claims for damages resulting from sewer backup at the residences of Lynne and Phil Brower, 2433 Berwyck Road SE, and Martha and Tim Adams, 2439 Berwyck Road SE. Mr. and Mrs. Brower and Mr. and Mrs. Adams were present.

298-A. Mehney-Mertz. That the City reimburse the Browers and the Adams for damages resulting from sewer backup at their residences.

A roll call vote was taken:

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

The motion failed.

299. There was no City Attorney report.

300. There was no Clerk-Controller-Treasurer report.

301. The City Manager submitted a letter from Jon Botsford, 400 Cambridge Blvd. SE, requesting that Wealthy Street be resurfaced from Plymouth to the west city limits and that this project be included in the 1987 street improvement projects. The Commission discussed the City Engineer's recommendation to widen Croswell Avenue to 30 feet. The Streets, Sidewalks, Trees & Parks Committee was asked to consider the various street improvement projects and report back.

301-A. Williamson-Young. That the following resolution be adopted:

RESOLVED, that pursuant to resolution of the East Grand Rapids City Commission dated August 23, 1976, a public hearing be held before the City Commission at the City Hall on Monday, February 16, 1987, at 7:30 p.m., relative to the widening of

CROSWELL AVENUE from Lake Drive to Wealthy Street

from 24 feet to 30 feet and that the Clerk cause notice of this hearing to be mailed to each owner or party in interest in property located on Croswell whose name appears upon the last City tax assessment records at least 10 days prior to the date of such hearing.

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

2/2/87

302. The City Manager submitted a memorandum regarding an additional computer system for the Assessor's Office.

302-A. Edison-Mertz. That the City Manager be authorized to purchase an IBM PC XT 286 and a 5250 enhancement board for the Assessor's Office and that \$4,500 be transferred from Unappropriated General Fund Balance to the Capital Account in the Assessor's Office.

302-B. Mehney-Williamson. That the above motion be amended to include the purchase of a printer in the amount of \$1,200 and this amount be transferred from Unappropriated General Fund Balance to the Capital Account in the Assessor's Office.

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

A vote was taken on the original motion as amended:

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

303. The City Manager submitted a memorandum and a Special Events Permit Application from Grand Valley Artists for the annual Clothesline Art Festival to be held Saturday, June 27, 1987, and recommended that the permit be approved subject to conditions set forth in the memorandum.

303-A. Williamson-Moseley. That the request of the Grand Valley Artists for a permit to conduct the annual Clothesline Art Festival be approved subject to conditions set forth by the City Manager.

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

304. The City Manager submitted a memorandum regarding the smoking and non-smoking policy in City-owned public buildings. Commissioner Moseley suggested that Item #3 of the memorandum be amended to read as follows: "Members of the public who come to the counter areas are reminded of the smoking prohibition and are asked to extinguish smoking materials." The Commission concurred with Commissioner Moseley's suggestion.

305. The minutes of the Traffic Commission meeting held January 20, 1987, were received together with a memorandum from the City Manager regarding fence setback requirements. The City Manager and City Attorney were requested to create an amendment to the Ordinance Code regarding fence setback requirements for presentation to the Commission.

306. The Public Safety Director submitted a memorandum and summary of bids for a rotation vehicle and recommended that the low bid of Berger Chevrolet, in the amount of \$11,902.08, be accepted.

306-A. Moseley-Young. That the bid of Berger Chevrolet be accepted in the amount of \$11,902.08, that a contract be awarded to them for the purchase of a rotation vehicle and that this amount be charged to the Motor Equipment Revolving Fund.

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

307. The Public Safety Director submitted a memorandum requesting authorization to purchase portable radio equipment in the amount of \$7,684.

307-A. Young-Williamson. That the Public Safety Director be authorized to purchase portable radio equipment in the amount of \$7,684 and that \$2,184 of this amount be charged to the Federal Seizure Contingency Account, with the remaining \$5,500 being a budgeted expense.

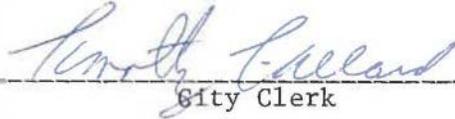
Yeas: Edison, Mehney, Mertz, Moseley, Williamson, Young, Deems - 7  
Nays: 0

2/2/87

308. The Mayor reminded the Commissioners that the annual AGRAG meeting will be held Wednesday evening, February 4, at the Amway Grand Plaza Hotel.

309. The Public Safety Director submitted a memorandum describing the In-Service Training Needs Assessment developed for East Grand Rapids Public Safety officers. This program will be featured in the Michigan Chiefs of Police Mid-Winter Conference.

310. The meeting was adjourned, subject to the call of the Mayor, until February 16, 1987.

  
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City Clerk

UNOFFICIAL  
Reference Only

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

Regular Meeting Held February 16, 1987

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: Clerk-Controller-Treasurer Allard, City Attorney Huff,  
City Engineer McMann, Public Service Superintendent Smith,  
Assessor Norman, Public Safety Director Gallagher, and  
Deputy Chief Kroes.

311. The minutes of the meeting held February 2, 1987, were corrected at Item #302-A to read "That the City Manager be authorized to purchase an IBM PC XT 286 and a 5250 enhancement board for the Assessor's Office and that \$4,000 be transferred from Unappropriated General Fund Balance to the Capital Account in the Assessor's Office", and at Item 302-B to read "That the above motion be amended to include the purchase of a printer in the amount of \$1,200 and this amount be transferred from Unappropriated General Fund Balance to the Capital Account in the Assessor's Office". The vote was as follows: Yeas: Mehney, Mertz, Williamson, Young, Deems - 5 and Nays: Edison, Moseley - 2. The minutes were then approved as corrected.

312. Young-Edison. That expense vouchers in the amount of \$107,622.35, and payroll vouchers in the amount of \$92,057.28, as approved by the Ways & Means 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

313. A hearing was then held on the proposal to widen Croswell from its present width of 24 feet to 30 feet. The following persons were present and spoke in favor of the proposal: Alice and Ernest Boorsma, 716 Croswell SE, Mary Macie, 715 Croswell SE, and Gerard Knol, representing the Lake Drive Baptist Church at the corner of Lake Drive and Croswell.

313-A. Young. That this Commission accept the citizens' comments and that this proposal be taken into consideration when the total street program is considered at the next regular meeting.

The motion failed for lack of support.

313-B. Williamson-Young. That the proposal to widen Croswell from 24 feet to 30 feet when Croswell is resurfaced, be accepted.

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

314. The City Attorney reported that a pre-trial was held regarding the 429 Rosewood condemnation lawsuit. The City Attorney will advise when a trial date has been set.

315. The Clerk-Controller-Treasurer advised that the Ways & Means Committee met today for discussion of various items on the agenda.

316. The minutes of the Streets, Sidewalks, Trees and Parks Committee meeting held February 5, 1987, were received. Item 3 - Municipal Complex Upgrade Project was discussed.

316-A. Young-Mertz. That the report of the Streets, Sidewalks, Trees and Parks Committee be accepted exclusive of recommendations for funding.

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

2/16/87

317. The City Manager submitted a memorandum regarding street improvement projects for 1987. The City Manager was directed to place this item on the agenda for the March 2, 1987 Commission meeting.

318. The City Manager submitted a memorandum and summary of bids received for the replacement of a front end loader for the Public Service Department.

318-A. Williamson-Young. That the low bid of Wolverine Tractor & Equipment be accepted and a contract awarded to them for one Dresser-Hough front end loader, plus accessories, at a net purchase price of \$108,215 and that this amount be charged to the Motor Equipment Revolving Fund.

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

Nays: 0

319. The City Manager submitted a memorandum from the Recreation Director regarding the cleaning and repair of Wealthy Pool. Letters of commendation were received from citizens.

320. The City Manager submitted an informational memorandum of intent to advertise for bids for the sale of one Motorola Apcor 12 telemetry radio formerly used in the Public Safety Department. The City Commission concurred.

321. The Clerk-Controller-Treasurer reported that Coe Pontiac, the supplier of the surveillance vehicle for the Public Safety Department, reported that due to an error in calculation by the supplier, the cost of the vehicle will be \$18,277 rather than the original bid price of \$18,665.92, thus making Coe Pontiac the low bidder.

322. The City Assessor submitted a report of activities of the Assessor's Office.

323. The Building Inspector's report for January, 1987, was received.

324. The Public Safety Department report for January, 1987, and the Summary of 1986 Incidents were received.

325. The minutes of the East Grand Rapids Library Commission meeting held January 13, 1987 were received.

326. The meeting was adjourned, subject to the call of the Mayor, until March 2, 1987.

  
City Clerk

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

Regular Meeting Held March 2, 1987

The meeting was called to order by Mayor Deems.

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

Absent: Com. Mehney.

Also Present: Clerk-Controller-Treasurer Allard, City Attorney Huff, Assessor Norman, Librarian DeYoung, Public Safety Director Gallagher, and Jeffrey Kocsis, representing the Engineering Department.

327. The minutes of the meeting held February 16, 1987, were approved as written.

328. Young-Edison. That expense vouchers in the amount of \$170,097.00, and payroll vouchers in the amount of \$81,998.04, as approved by the Ways & Means 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

329. A hearing was then held on the request of Thomas Northway, 1923 Wealthy Street SE, for a variance to permit construction of an addition to his home to a point two feet from the west lot line rather than the required ten feet. Mrs. Diane Northway was present. A petition was submitted which contained signatures of four neighbors who favored granting of the variance request. There were no objections.

329-A. Williamson-Moseley. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Thomas Northway.

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

330. The City Attorney submitted proposed ordinance amendments relative to fence regulations.

330-A. Williamson-Mertz. That the following proposed ordinance amendment be introduced:

AN ORDINANCE TO AMEND SECTION 8.61  
OF CHAPTER 83 OF TITLE VIII  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 8.61 of Chapter 83 of Title VIII of the Code of the City of East Grand Rapids is hereby amended by amending subsections (1), (2) and (9) and by adding subsection (10) to read as follows:

(1) no fence, except as provided in (8) and (10) below, shall exceed six (6) feet in height above the lot grade.

(2) In all residential zones, no fence shall be erected within fifteen (15) feet of any lot line abutting a street right-of-way line unless such fence shall have a clear visibility through it (such as a chain link fence), or be lower than three (3) feet above the average sidewalk grade, measured at the center of the lot. In addition, no fence of any type shall be erected within fifteen (15) feet of the front lot line unless such fence shall be lower than three (3) feet above the average sidewalk grade, measured at the center of the lot.

(9) No fence shall be erected within one (1) foot of any lot line abutting a street right-of-way line.

(10) The City Commission may, for good cause, authorize exceptions from the strict requirements of this chapter upon written application and following a public hearing. The procedure for such application and hearing shall be set forth in sections 5.171 to 5.173 inclusive of this code with respect to variances from the city zoning ordinance.

Section 2. This ordinance shall be effective on \_\_\_\_\_, 1987.

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.

That the following proposed ordinance amendment be introduced and referred to the Planning Commission for recommendation:

AN ORDINANCE TO REPEAL SECTION 5.89  
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 5.89 of Chapter 50 of Title V of the Code of the City of East Grand Rapids is hereby repealed.

Section 2. This ordinance shall be effective on \_\_\_\_\_, 1987.

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, Mertz, Williamson, Young, Deems - 5  
Nays: Moseley - 1

331. The Clerk-Controller-Treasurer submitted a memorandum and accompanying resolution requesting that the Building Authority release \$74,900 from the excess rental payments held in the Debt Reserve Account for transfer to the General Fund of the City of East Grand Rapids to be appropriated for the library expansion project.

331-A. Moseley-Mertz. That the following resolution be adopted:

WHEREAS, the City Commission approved the expenditure of Two Hundred Seventy-Three Thousand Dollars (\$273,000.00) for the library expansion project on October 6, 1986; and

WHEREAS, the City Commission has previously appropriated the sum of One Hundred Ninety-Eight Thousand One Hundred Dollars (\$198,100.00) out of the General Fund balance for the library expansion project; and

WHEREAS, it is necessary to appropriate an additional Seventy-Four Thousand Nine Hundred Dollars (\$74,900.00) for the library expansion project; and

WHEREAS, the Lease dated November 6, 1967, as amended, between the City of East Grand Rapids Building Authority and the City of East Grand Rapids provides that any excess rental payments held by the Building Authority may be treated as an overpayment which may be repaid to the City.

3/2/87

NOW, THEREFORE, IT IS RESOLVED that the City of East Grand Rapids hereby requests that the City of East Grand Rapids Building Authority release to the City of East Grand Rapids the sum of Seventy-Four Thousand Nine Hundred Dollars (\$74,900.00) from the excess rental payments held in the Debt Service Reserve Account; and

FURTHER RESOLVED, that said funds be allocated to the General Fund of the City of East Grand Rapids to be appropriated for the library expansion project.

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

332. The Clerk-Controller-Treasurer submitted a memorandum regarding proposed health insurance renewal for City employees.

332-A. Edison-Williamson. That the renewal plan for health care benefits for City employees be adopted and that the City Manager or the Clerk-Controller-Treasurer be authorized to sign all related documents.

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

333. The East Grand Rapids Library 1986 annual report was received.

334. A memorandum was received from the Recreation & Parks Commission regarding distribution of the proceeds from the 1986 Reeds Lake Triathlon.

334-A. Young-Mertz. That the recommendation of the Recreation & Parks Committee regarding the distribution of the proceeds from the 1986 Reeds Lake Triathlon be accepted.

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

334-B. Moseley. That proceeds from the 1987 Reeds Lake Triathlon be divided as follows: 60% to East Grand Rapids Recreation Department and 40% to others as designated.

The motion failed for lack of support.

335. The Engineering Department distributed a report on recommended street improvement projects for fiscal year 1987/88.

335-A. Williamson-Mertz. That the City Engineer be given authorization to solicit bids in an amount of approximately \$400,000 for street improvement projects, including joint and crack repair, for fiscal year 1987, as recommended by the Streets, Sidewalks, Trees & Parks Committee.

335-B. Edison-Mertz. That the above motion be amended to reduce or delete the following items listed on the Recommended Projects report of March 2, 1987:

Reduce Item #1 under Water Fund Projects to \$8,240; delete Item #2 under Major Streets; and delete Items #6 and #11 under Local Streets. This will reduce the amount recommended for fiscal year 1987 street improvement projects to \$361,215.

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

The motion failed.

335-C. Moseley-Young. That the street improvement projects indicated in the Recommended Projects report of March 2, 1987, be put out for bid except for Items #6 and #11 under Local Streets, for a total amount rounded to \$415,000.

3/2/87

335-D. Edison-Williamson. That the above motion be amended to substitute Wealthy for Plymouth under Major Streets for a total estimated cost of \$441,145 for fiscal year 1987/88 street improvement projects.

Yeas: 0

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

The motion failed.

A vote was taken on Item #335-C.

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

Nays: 0

335-E. Williamson-Mertz. That up to \$40,000 be authorized for Water Fund Projects for fiscal year 1987/88 improvements.

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

Nays: 0

336. The City Commission discussed the Municipal Complex renovation plan memorandum submitted by the Plant Engineer and City Engineer on February 6, 1987.

336-A. Williamson-Young. That bids be solicited for Phase I - Part I included in the Revised Summary of Costs for the Municipal Complex Renovation Plan which costs are to be charged to the Water Fund; and for Phase I - Part II (excluding Item #2) which costs are to be charged to the General Fund.

A roll call vote was taken:

Yeas: Mertz, Williamson, Young, Deems - 4

Nays: Edison, Moseley - 2

The motion carried.

337. The East Grand Rapids Parks and Recreation Commission minutes of the meeting held January 21, 1987 were received.

338. Commissioner Moseley noted that yard debris must be containerized and requested that such a notice be published.

339. Commissioner Moseley requested that completion of the new recycling station be given top priority.

340. Commissioner Moseley expressed concern for the need of woodchipping on the paths of Hodenpyl Woods.

341. The meeting was adjourned, subject to the call of the Mayor, until March 16, 1987.



\_\_\_\_\_  
City Clerk

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

Regular Meeting Held March 16, 1987

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 Tholen, Clerk-Controller-Treasurer Allard,  
City Attorney Huff, Plant Engineer Baragar, and City  
Engineer McMann.

342. The minutes of the meeting held March 2, 1987, were approved as written.

343. Young-Edison. That expense vouchers in the amount of \$59,358.94, and payroll vouchers in the amount of \$77,173.82, as approved by the Ways & Means 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

344. The Mayor submitted a memorandum regarding the request of Recycle Unlimited for funding in the amount of \$140 each month for a 10-month period, which represents the East Grand Rapids' share of the \$5,000 monthly amount needed, the allocation being based on population ratios in the 13 metro area government units.

344-A. Moseley-Mehney. That East Grand Rapids contribute \$140 per month to Recycle Unlimited for a 10-month period beginning March of 1987, provided Recycle Unlimited obtains funding of at least two-thirds of the \$5,000 total amount needed per month.

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

345. A communication was received from Robert J. Clarke, President of the Breton Downs Neighborhood Association, regarding sanitary sewer backup damage claims in the Breton Downs area. No action was taken.

346. In honor of Michigan's sesquicentennial year, the City Attorney, on behalf of Law, Weathers & Richardson, presented a piece of art work to the City which was gratefully accepted by Mayor Deems.

347. The City Attorney submitted a revised version of an ordinance amendment relative to fence regulations which was introduced at the meeting of March 3, 1987.

347-A. Williamson-Edison. That the following ordinance amending Section 8.61 and the following ordinance repealing Section 5.89, as approved by the Planning Commission, be adopted:

AN ORDINANCE TO AMEND SECTION 8.61  
OF CHAPTER 83 OF TITLE VIII  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Section 8.61 of Chapter 83 of Title VIII of the Code of the City of East Grand Rapids is hereby amended by amending subsections (1), (2), and (9) and by adding subsection (10) to read as follows:

3/16/87

(1) No fence, except as provided in (8) and (10) below, shall exceed six (6) feet in height above the lot grade.

(2) In all residential zones, no fence constructed or reconstructed following the adoption of this section shall be erected within fifteen (15) feet of any lot line abutting a street right-of-way line unless such fence shall have clear visibility through it (such as a chain link fence), or be lower than three (3) feet above the average sidewalk grade, measured at the center of the lot. In addition, no fence of any type shall be erected within fifteen (15) feet of the front lot line unless such fence shall be lower than three (3) feet above the average sidewalk grade, measured at the center of the lot.

(9) No fence shall be erected within one (1) foot of any lot line abutting a street right-of-way line.

(10) The City Commission may, for good cause, authorize exceptions from the strict requirements of this chapter upon written application and following a public hearing. The procedure for such application and hearing shall be set forth in sections 5.171 to 5.173 inclusive of this code with respect to variances from the city zoning ordinance.

Section 2. This ordinance shall be effective on March 27, 1987.

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 REPEAL SECTION 5.89  
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 5.89 of Chapter 50 of Title V of the Code of the City of East Grand Rapids is hereby repealed.

Section 2. This ordinance shall be effective on March 27, 1987.

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: Moseley - 1

348. The Clerk-Controller-Treasurer reported that the Building Authority met on this date and approved the March 2, 1987 request of the City Commission to transfer \$74,900 from the Building Authority Fund to the General Fund to be appropriated for the library expansion project.

349. Discussion was held regarding the proposed ordinance regulating the launching of jet skis as submitted by the City Attorney on October 24, 1986. Mrs. Betty Carpenter, 613 Lakeside Drive SE, spoke in support of the ordinance.

349-A. Young-Mehney. That the following revised ordinance amendment which was introduced October 20, 1986, be adopted:

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF EAST GRAND RAPIDS BY ADDING THREE NEW SECTIONS, WHICH NEW SECTIONS SHALL BE DESIGNATED AS SECTIONS 3.61(5) AND 3.67 OF CHAPTER 33 OF TITLE III OF SAID CODE

The City of East Grand Rapids ordains:

Section 1. Section 3.61 of Chapter 33 of Title III of the East Grand Rapids City Code is amended by adding thereto subsection (5) as follows:

The following definitions shall apply in the interpretation of this chapter:

\* \* \*

(5) Jet ski means a vessel, regardless of manufacturer or name, intended for use primarily by one person which is propelled by a self-contained gasoline or other engine that forces a stream of water into the water.

Section 2. Article II of Chapter 33 of Title III of the Code of the City of East Grand Rapids is amended by adding sections 3.66 and 3.67, reading as follows:

ARTICLE II. JET SKI USE

Sec. 3.66. Presence on city-owned property prohibited.

No person shall launch a jet ski from city-owned property, beach a jet ski on city-owned property, have a jet ski on city-owned property, or carry or convey a jet ski on or over city-owned property.

Sec. 3.67. Penalty for violation.

Any person adjudged guilty of violating the provisions of Section 3.66 shall be subject to the penalties set forth in Section 1.13 of this Code.

Section 3. This ordinance shall be effective on March 27, 1987.

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.

A roll call vote was taken:

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

The motion carried.

350. Commissioner Moseley submitted a proposal by the Grand Rapids Area Transit Authority to revise the existing "Articles of Incorporation" and the existing "Interlocal Agreement". Don Edmondson, Manager, David Doyle and Steve Kautz, representing GRATA, were present. Mr. Edmondson explained the request made by GRATA and answered questions.

350-A. Moseley-Mertz. That this Commission approve the revision of the existing "Articles of Incorporation" and the existing "Interlocal Agreement" requested by GRATA contingent upon approval of the City Attorney.

350-B. Williamson-Edison. That the above motion be tabled.

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

351. The City Manager submitted a memorandum on curb collection of household waste as recommended by the Planning Commission.

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

RESOLVED, that the longstanding policy of the City Commission as expressed in the Ordinance Code of requiring household waste to be placed in the rear yard or in the side yard back of the building setback line at a point where it does not constitute a nuisance to adjacent neighbors having recently been questioned by several residents and therefore restudied by City staff and the East Grand Rapids Planning Commission, is hereby reaffirmed and City staff is instructed to enforce the requirements of the Ordinance throughout the city.

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

352. Memoranda was received from the City Manager and the Plant Engineer recommending the expenditure of \$5,700 for interconnection of the Public Service Department computer to the System 36 located in the Municipal Offices.

352-A. Mehney-Williamson. That the City Manager be authorized to purchase equipment for the connection of the computer at the Public Service Department to the System 36 located in the Municipal Offices.

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

353. The Plant Engineer submitted a report of activities of the Plant Engineering Department.

354. The City Manager submitted a set of Policies and Guidelines for senior management personnel.

354-A. Williamson-Moseley. That the Policies and Guidelines for senior management personnel be adopted as submitted.

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

355. The Public Safety Department report for February, 1987, was received.

356. The Building Inspector's report for February, 1987, was received.

357. Commissioner Edison reported that the Boathouse had their annual Air Band Contest which was a big success.

358. Commissioner Moseley submitted petitions containing 116 signatures of persons requesting that the paths in Hodenpyl Woods be chipped.

359. Commissioner Moseley reported that the Board of Review adjourned March 16, 1987.

360. Commissioner Moseley expressed concern about the trash container located outside the Library.

361. The Mayor thanked the members of the City Commission who served on the Board of Review.

362. The meeting was adjourned, subject to the call of the Mayor, until April 6, 1987.



City Clerk

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

Regular Meeting Held April 6, 1987

The meeting was called to order by Mayor Deems.

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

Absent: Coms. Mertz and Young.

Also Present: City Manager Tholen, Clerk-Controller-Treasurer allard,  
City Attorney Huff, Public Safety Director Gallagher, and  
Jeffrie Kocsis, Civil Engineer I.

363. The minutes of the meeting held March 16, 1987, were approved as written.

364. Edison-Williamson. That expense vouchers in the amount of \$292,581.72, and payroll vouchers in the amount of \$85,321.79, as approved by the Ways & Means Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for the respective amounts.

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

365. A hearing was then held on the request of Robert J. Zieger, 2840 Elmwood Drive SE, for a variance to permit construction of an addition to the rear of his garage to a point four and one-half feet from the lot line rather than the required seven feet. Mr. Zieger was present. There were no objections.

365-A. Moseley-Edison. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Robert J. Zieger.

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

366. The City Attorney submitted a proposed ordinance amendment relative to yard rubbish violations.

366-A. Moseley-Edison. That the following proposed ordinance amendment be introduced:

AN ORDINANCE TO AMEND SECTIONS 2.9, 2.12, 2.15  
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 2.9 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. 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. Except as provided in Sections 2.11 and 2.17 below, 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) or by imprisonment not exceeding ninety (90) days or both such fine and imprisonment. Each day that a violation occurs or continues shall be deemed as a separate offense. Any person charged with a violation of Section 2.3 may voluntarily appear and respond to such charge before the violations bureau pursuant to the provisions of Sections 2.12 to 2.17 of this chapter.

Section 2. 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. Bureau Established.

A violations bureau for the purpose of handling violations of Sections 2.3 and 2.10 is hereby established.

Section 3. Section 2.15 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.15. Procedure for settlement.

No violation may be settled at the violations bureau except at the specific request of the alleged violator. No penalty for any violation shall be accepted from any person who denies having committed the offense and in no case shall the person who is in charge of the bureau determine, or attempt to determine, the truth or falsity of any fact or matter relating to such alleged violation. No person shall be required to dispose of a violation of Section 2.3 or Section 2.10 at the violations bureau and all persons shall be entitled to have any such violation processed before a court having jurisdiction thereof if they so desire. The unwillingness of any person to dispose of any violation at the violations bureau shall not prejudice such person or in any way diminish the rights, privileges and protection accorded to such person by law.

Section 4. Section 2.17 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.17. Schedule of violations.

The following violations may be settled at the violations bureau when so provided in this chapter by imposition and payment of fines as herein set forth:

<u>Violation</u>	<u>Fines</u>
Violation of Section 2.3 or 2.10, first offense after warning	\$10.00
Violation of Section 2.3 or 2.10, second offense within twelve (12) months	\$20.00
Violation of Section 2.3 or 2.10, third offense within twelve (12) months	\$30.00

Section 5. This ordinance shall be effective on \_\_\_\_\_, 1987..

Section 6. 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, Moseley, Williamson, Deems - 5  
Nays: 0

367. The City Clerk-Controller-Treasurer submitted a proposed amendment to the fiscal year 1987 General Fund Budget.

4/6/87

367-A. Williamson-Edison. That \$11,627 be appropriated from the General Fund Unreserved Balance to the General Administration Department, Purchase of Land Account, to provide funding for the payment of 1984 delinquent property taxes in the amount of \$9,507 for five parcels relating to the August, 1984 settlement with John Gilmore in conjunction with the Reeds Lake Place project, and \$2,120 for recently condemned property at 429 Rosewood Avenue SE.

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

368. A communication and agenda was received from the Michigan Municipal League regarding the Annual Regional Meeting to be held April 29, 1987.

369. The City Manager submitted a summary of bids received for 1987 street improvement projects and recommended that the bid of Bekman Company, the low bidder, be accepted in the amount of \$14,047.23 for crack repair and joint sealing, and further recommended that the bid of Thompson-McCully Company, the low bidder, be accepted in the amount of \$294,023.81 for street and utility improvements.

369-A. Mehney-Edison. That contracts be awarded to Bekman Company in the amount of \$14,047.23 for crack repair and joint sealing, and to Thompson-McCully Company in the amount of \$294,023.81 for 1987 street and utility improvements.

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

370. The City Manager submitted a summary of bids received for water project materials for 1987 and recommended that the bid of Etna Supply Company, the low bidder, in the amount of \$12,000.00 be accepted and a contract awarded to them for water pipe, hydrants, valves and fittings.

370-A. Williamson-Moseley. That the bid of Etna Supply Company in the amount of \$12,000.00 be accepted and a contract awarded to them.

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

371. The City Manager submitted a memorandum regarding the purchase of one 1/2-ton, one 3/4-ton, and one 1-ton pick-up trucks and recommended that the bid of Duthler Ford, the low bidder, in the net amount of \$23,249.10 be accepted and a contract awarded to them.

371-A. Edison-Moseley. That the bid of Duthler Ford be accepted in the net amount of \$23,249.10 for three pick-up trucks.

Yeas: Edison, Mehney, Mosely, Williamson, Deems - 5  
Nays: 0

372. The Public Safety Director submitted a memorandum regarding the purchase of 32 bullet resistant vests for Public Safety Officers at a State bid price of \$119.00 each, for a total cost of \$3,808, funding to come from the Federal Seizure Contingency Account.

372-A. Williamson-Edison. That the Public Safety Director be authorized to purchase 32 bullet resistant vests at the State bid price of \$119.00 each, for a total cost of \$3,808, with the purchase to be charged to the Federal Seizure Contingency Account.

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

373. The minutes of the Parks & Recreation Commission meeting held February 18, 1987, were received.

4/6/87

374. The City Manager reported that information has been received from Kent County Data Processing Director that IBM will give a demonstration regarding the Law Enforcement Information System on April 14 at the IBM Office Building.

375. Commissioner Moseley thanked all who helped move books and equipment at the Library.

376. Commissioner Moseley advised of the need for funding for Lakeside '87.

377. Commissioner Moseley expressed appreciation for the bid prices received for the 1987 street improvements.

378. Commissioner Mehney inquired about bidding for the public buildings improvement. The City Manager reported that bids for this project have not yet been sent out.

379. The meeting was adjourned, subject to the call of the Mayor, until April 20, 1987.



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City Clerk

UNOFFICIAL  
Reference Only

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

Regular Meeting Held April 20, 1987

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 Tholen, Clerk-Controller-Treasurer Allard,  
City Attorney Huff, City Engineer McMann, and Recreation  
Director Rhodes.

380. The minutes of the regular meeting held April 6, 1987 were amended to include the following: "370-A. Williamson-Moseley. That the bid of Etna Supply Company in the amount of \$12,000.00 be accepted and a contract awarded to them. Yeas: Edison, Mehney, Moseley, Williamson, Deems - 5  
Nays: 0". The minutes were then approved as amended.

381. Young-Edison. That expense vouchers in the amount of \$160,001.45, and payroll vouchers in the amount of \$98,562.36, as approved by the Ways & Means 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

382. The City Commission then considered the proposed ordinance amendment relative to yard rubbish violations which was introduced at the meeting of April 6, 1987.

382-A. Young-Edison. that the following ordinance be adopted:

AN ORDINANCE TO AMEND SECTIONS 2.9, 2.12, 2.15  
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 2.9 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. 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. Except as provided in Sections 2.11 and 2.17 below, 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) or by imprisonment not exceeding ninety (90) days or both such fine and imprisonment. Each day that a violation occurs or continues shall be deemed as a separate offense. Any person charged with a violation of Section 2.3 may voluntarily appear and respond to such charge before the violations bureau pursuant to the provisions of Sections 2.12 to 2.17 of this chapter.

Section 2. 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. Bureau Established.

A violations bureau for the purpose of handling violations of Sections 2.3 and 2.10 is hereby established.

Section 3. Section 2.15 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.15. Procedure for settlement.

No violation may be settled at the violations bureau except at the specific request of the alleged violator. No penalty for any violation shall be accepted from any person who denies having committed the offense and in no case shall the person who is in charge of the bureau determine, or attempt to determine, the truth or falsity of any fact or matter relating to such alleged violation. No person shall be required to dispose of a violation of Section 2.3 or Section 2.10 at the violations bureau and all persons shall be entitled to have any such violation processed before a court having jurisdiction thereof if they so desire. The unwillingness of any person to dispose of any violation at the violations bureau shall not prejudice such person or in any way diminish the rights, privileges and protection accorded to such person by law.

Section 4. Section 2.17 of Chapter 21 of Title II of the Code of the City of East Grand Rapids is hereby amended to read as follows:

Section 2.17. Schedule of violations.

The following violations may be settled at the violations bureau when so provided in this chapter by imposition and payment of fines as herein set forth:

<u>Violation</u>	<u>Fines</u>
Violation of Section 2.3 or 2.10, first offense after warning	\$ 10.00
Violation of Section 2.3 or 2.10, second offense within twelve (12) months	\$ 20.00
Violation of Section 2.3 or 2.10, third offense within twelve (12) months	\$ 30.00

Section 5. This ordinance shall be effective on May 1, 1987.

Section 6. 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

383. The City Attorney submitted a proposed ordinance amendment regarding hours of operation for businesses operating in the City of East Grand Rapids.

383-A. Edison-Williamson. That the following proposed ordinance amendment be introduced and referred to the Planning Commission for study and recommendation:

AN ORDINANCE TO AMEND SECTION 5.31  
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 5.31 of Chapter 50 of Title V of the Code of the City of East Grand Rapids is amended to read as follows:

Section 5.31 Hours of Operation

No business shall be open to the public between the hours of 11 p.m. and 6 a.m.

Section 2. This ordinance shall be effective on May \_\_\_\_\_, 1987.

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

384. The City Attorney submitted a communication reporting that the City Attorney's Office had filed a lawsuit on April 10, 1987 in Kent County Circuit Court on behalf of the City of East Grand Rapids seeking to vacate that portion of Barnard Street located between Lakeside Drive and Reeds Lake. No action was required.

385. The City Commission then considered a proposed amendment relative to sanitary sewer utility rates which was introduced at the meeting of September 15, 1986.

385-A. Williamson-Young. That the following ordinance be adopted:

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

The City of East Grand Rapids ordains:

Section 1. Section 10.283-1 of Chapter 24 of Title II of the East Grand Rapids City Code is amended to read as follows:

Sec. 2.83-1. Sanitary Sewer Rates.

Charges for sanitary sewer service shall be payable every three (3) months. The charge for sanitary sewer service shall be a total of the consumption rate of fifty-nine cents (\$.59) per one thousand (1,000) gallons of water consumption, based on water consumption for either the current billable quarter or the preceding winter quarter for each user, whichever is less, and the following quarterly service charge depending on water meter size:

Meter Size (inches)	Charge
1/2 - 3/4 .....	\$ 7.98
1 .....	12.48
1-1/4 .....	18.27
1-1/2 .....	25.35
2 .....	43.35
3 .....	94.83
4 .....	166.89
6 .....	372.75

For purposes of this section, the winter quarter shall mean the three-month period ending, as to each user, on either the last day of January, February or March preceding the billing date. If the City Controller has reasonable cause to believe that the winter quarter water consumption of a particular user is not representative of actual sewage usage, the Controller has discretion to determine water consumption without regard to actual consumption by either referring to the schedule of average water consumption

for users of the same or similar sewage service requirements prepared by the City and on file at City Hall or by taking an average of previous consumption figures for the particular user. Any determination of water consumption by the City Controller may be appealed by the user to the City Commission. Such appeal shall follow the procedure set out in Section 9.4 of this Code.

Section 2. This ordinance shall be effective on June 1, 1987.

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

386. The Clerk-Controller-Treasurer submitted fiscal year 1987 Financial reports as of March 31, 1987.

387. Memoranda were submitted by the City Manager and the Plant Engineer requesting authorization to enter into a consulting services contract with Moore & Bruggink in an amount not to exceed \$14,000 for Municipal Complex repairs.

387-A. Williamson-Young. That the City enter into a consulting services contract with Moore & Bruggink in an amount not to exceed \$14,000 as described in the proposal from Moore & Bruggink.

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

388. A Special Events Permit Application was received from the Southeast Grand Rapids Lions Club requesting permission to conduct the annual July 4 celebration.

388-A. Young-Moseley. That the Southeast Grand Rapids Lions Club permit application be approved to conduct the annual July 4 celebration.

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

389. The City Manager submitted a memorandum regarding the replacement of one salt spreader and replacement of a cement mixer for the Public Service Department and recommended that the bid of Shults Equipment Company, the low bidder, be accepted in the amount of \$3,700 for the salt spreader, and the bid of R. G. Moeller Company, the low bidder, be accepted in the amount of \$2,250 for the cement mixer.

389-A. Young-Mertz. That the bid of Shults Equipment Company in the amount of \$3,700 for a salt spreader, and the bid of R. G. Moeller Company in the amount of \$2,250 for a cement mixer, be accepted.

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

390. The Recreation Director submitted a report of the activities of the Recreation Department.

391. The Public Safety Department report for March, 1987 was received.

392. The Building Inspector's report for March, 1987 was received.

393. A communication was received from Hospice of Greater Grand Rapids expressing appreciation for a donation of \$1,080 which was generated from the proceeds of the Reeds Lake Triathlon.

394. A communication was received from Dr. Richard Rasmussen relative to the placement of household waste. This item will appear on the agenda for the regular Commission meeting of May 4, 1987.

4/20/87

395. A memorandum was received from Elaine Poltz regarding a possible project for area Girl Scouts in celebration of 75 years of Girl Scouting in Michigan.

396. Commissioner Mertz inquired about the schedule for street improvements and the policy for installing driveway approaches.

397. Commissioner Mertz expressed concern about litter in the business district and debris on curbs and streets. The Mayor requested that the Streets, Sidewalks, Trees and Parks Committee meet following the meeting to discuss the matter.

398. Commissioner Moseley reported that she has received calls from citizens expressing concern about uncontainerized yard debris being placed on the curb, and the parking of rubbish contractors' vehicles on the street.

399. Commissioner Williamson reported receipt of calls from citizens regarding trash in the streets and the need for emptying trash barrels at John Collins Park.

400. Richard Liberatore, 1529 Groton Road SE, expressed his concern, and that of his neighbors, about the ordinance prohibiting placing household waste at the curb.

401. The meeting was adjourned, subject to the call of the Mayor, until May 4, 1987.



City Clerk

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

Regular Meeting Held May 4, 1987

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 Tholen, Clerk-Controller-Treasurer Allard,  
City Attorney Huff, City Engineer McMann, Public Safety  
Director Gallagher, and Deputy Chief Kroes.

402. The minutes of the meeting held April 20, 1987, were approved  
as written.

403. Mertz-Young. That expense vouchers in the amount of \$104,081.70,  
and payroll vouchers in the amount of \$72,530.95, as approved by the Ways &  
Means 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

404. The City Attorney recommended that final action on the amendment  
to Section 5.31 of the City Code setting closing hours in the business district  
from 11:00 p.m. to 6:00 a.m. be deferred as the Planning Commission has not  
as yet met to consider the proposal. The City Manager was directed to place  
this item on the agenda for the meeting of May 18, 1988.

405. The City Attorney submitted a proposed resolution regarding the  
vacation of Barnard Street SE lying between Lakeside Drive and Reeds Lake,  
located in Boynton & Judds Lake Addition.

405-A. Young-Mertz. That the following resolution be adopted:

WHEREAS, the City of East Grand Rapids has filed an action in  
the Kent County Circuit Court, Case No. 87-54204-CH, seeking to  
vacate, abolish and discontinue all that part of Barnard Street  
lying between Lakeside Drive and Reeds Lake, located in Boynton &  
Judds Lake Addition, East Grand Rapids, Michigan.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the  
City of East Grand Rapids, Michigan, that it deems it advisable  
and that it is advisable that said portion of Barnard Street  
lying between Lakeside Drive and Reeds Lake, located in Boynton  
and Judds Addition in said city, be and the same is hereby  
vacated, discontinued, and abolished - the City reserving right-  
of-way to the full width of said street for public utility purposes;  
and

FURTHER RESOLVED That the Clerk of this city be and is hereby  
directed to prepare and forward a certified copy of this resolution  
with the Kent County Circuit Court and with any and all other public  
bodies entitled to receive a copy of this resolution.

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

406. The Clerk-Controller-Treasurer reported that the annual meeting  
of the Michigan Municipal League will be held September 9-11, 1987 in Detroit.

407. The City Manager distributed copies of the fiscal year 1987/88  
budget to the Commissioners.

408. The City Manager reported that the Southeast Grand Rapids Lions  
Club has requested that the City of East Grand Rapids make a contribution of  
\$3,000 to the July 4th Fireworks Display, which amount is a 1987/88 budgeted  
item.

5/4/87

408-A. Young-Mertz. That the City of East Grand Rapids make a contribution of \$3,000 toward the Southeast Grand Rapids Lions Club July 4th Fireworks Display.

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

409. The City Manager submitted a memorandum relative to a proposed contract with Kent County for part-time dispatching services for the Public Safety Department. No action is required at this time.

410. The City Manager distributed a notification received from the Department of Commerce advising that a request has been made for transfer of a Specially Designated Merchant (SDM) license from the former Trading Post Market to Garb-Ko, Inc. located at 2232 Wealthy Street SE. No action is required by the City of East Grand Rapids.

411. The City Engineer submitted a 1987 Construction Program Progress report dated May 4, 1987.

412. The City Manager submitted a memorandum regarding a pick-up truck replacement body for the Public Service Department and recommended that the bid of Hoekstra Truck Equipment Company, the low bidder, be accepted in the amount of \$3,367.

412-A. Young-Williamson. That the bid of Hoekstra Truck Equipment Company in the amount of \$3,367 for a pick-up truck replacement body be accepted and said amount be charged to the Motor Equipment Revolving Fund.

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

413. A memorandum was received from the Public Safety Director requesting authority to purchase two replacement patrol vehicles at the State bid price of \$12,634 per unit, for a total of \$25,268.

413-A. Young-Mertz. That the Public Safety Director be authorized to purchase two replacement patrol vehicles at the State bid total cost of \$25,268.

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

414. The City Manager gave a verbal report on the current status of the County Mass Burn Unit project.

415. The minutes of the Parks and Recreation Commission meetings held March 18 and March 25, 1987, were received.

416. The minutes of the Traffic Commission meeting held April 21, 1987, were received. Mr. Gerard Knol, representing Lake Drive Baptist Church, was present and expressed his objection to the action taken by the Traffic Commission to deny the request of the church for parking on the west side of Crowell. The City Attorney was requested to review the variance granted to the church April 9, 1973 regarding use of the church's vacant lot located at 725 Crowell.

(Commissioner Edison arrived at this time.)

417. The Mayor suggested that budget work sessions be held after the regular Commission meetings on May 18, June 1 and, if necessary, June 15.

418. Commissioner Williamson reported that the Streets, Sidewalks, Trees & Parks Committee has met and has submitted questions to staff.

419. Commissioner Mertz advised that the Parks and Recreation Commission voted to maintain the distribution of proceeds from the Triathlon as originally voted upon.

5/4/87

420. Commissioner Mehney questioned when staff will reply to questions submitted to the Streets, Sidewalks, Trees and Parks Committee.

421. The meeting was adjourned, subject to the call of the Mayor, until May 18, 1987.



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City Clerk

UNOFFICIAL  
Reference Only

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

Regular Meeting Held May 18, 1987

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 Tholen, Clerk-Controller-Treasurer Allard,  
City Attorney Huff, City Engineer McMann and Public Safety  
Director Gallagher.

422. The minutes of the meeting held May 4, 1987, were approved as written.

423. Young-Edison. That expense vouchers in the amount of \$267,555.37, and payroll vouchers in the amount of \$95,386.49, as approved by the Ways & Means 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

424. The City Attorney submitted an opinion regarding the variance granted to Lake Drive Baptist Church on April 9, 1973 to allow construction of a parking lot on a vacant lot at 725 Croswell SE which is owned by the church. The Attorney's opinion is that the variance is null and void because the owner took no steps to effect the variance within 12 months after grant of the variance as provided in Section 5.171-1 of the City Code. The Mayor was requested to forward a copy of the City Attorney's opinion to the Lake Drive Baptist Church.

425. Commissioner Edison, Chairperson, submitted the minutes of the Planning Commission meeting held May 12, 1987. The proposed ordinance amendment dealing with business hours of operation which was introduced at the City Commission meeting of April 20, 1987, was rejected by a vote of 6-0 at the Planning Commission meeting of May 12, 1987.

425-A. Williamson-Mehney. That the following ordinance be adopted:

AN ORDINANCE TO AMEND SECTION 5.31  
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 5.31 of Chapter 50 of Title V of the Code of the City of East Grand Rapids is amended to read as follows:

Section 5.31 Hours of Operation

No business shall be open to the public between the hours of 11 p.m. and 6 a.m.

Section 2. This ordinance shall be effective on May 29, 1987.

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: Edison - 1

426. The City Attorney reported that a hearing had been held in Circuit Court on the vacation of Barnard Street SE lying between Lakeside Drive and Reeds Lake, located in Boynton & Judds Lake Addition.

5/18/87

426-A. Young-Mertz. That the following resolution be adopted:

WHEREAS, a hearing was held in Kent County Circuit Court on May 15, 1987 on the City's complaint to vacate part of Barnard Street lying between Lakeside Drive and Reeds Lake; and

WHEREAS, a compromise was reached in open court at said hearing whereby Barnard Street will be vacated, but the City will continue to provide public access to Reeds Lake at some site.

NOW, THEREFORE, BE IT RESOLVED That the City Commission approves the compromise reached at the court hearing and authorizes the City Attorney to approve a court order setting forth said compromise.

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

427. The Clerk-Controller-Treasurer submitted a memorandum regarding the proposed schedule for fiscal year 1988 budget notices and hearings.

428. The City Attorney submitted a proposed resolution setting forth the proposed millage rate for fiscal year 1988 for inclusion in the Truth In Taxation hearing notice.

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

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 18.4121 per \$1,000.00 of valuation as the proposed millage rate for the fiscal year July 1, 1987 to June 30, 1988.

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

429. The City Manager submitted a memorandum regarding woodchipping and removal of poison ivy on Hodenpyl Trail at a total cost of \$6,900 which is not a budgeted item.

429-A. Mertz-Mehney. That the above item be tabled.

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

430. The minutes of the Streets, Sidewalks, Trees and Parks Committee meeting held May 11, 1987 were received.

430-A. Young-Mertz. That city staff prepare an estimate of the cost to resurface the boat ramp, and also investigate the possibility of D.N.R. contributing State funds toward the improvement and maintenance of the boat ramp.

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

430-B. Discussion ensued regarding the collection procedure for yard refuse. This item is to be included on the agenda for the Commission meeting of June 1, 1987.

431. Commissioner Mehney expressed the concern of the Streets, Sidewalks, Trees and Parks Committee about the number of sailboats at John Collins Park.

5/18/87

432. The City Manager submitted a memorandum regarding the need for replacement of three starter blocks, a motor and compressor in the air conditioning system for the Municipal Complex and requested authority to issue a purchase order to Rite Way Plumbing in the amount of \$5,600, which amount is available in the appropriated funds in the City Buildings Account.

432-A. Moseley-Williamson. That the City Manager be authorized to issue a purchase order to Rite Way Plumbing in the amount of \$5,600 for needed repairs to the air conditioning system of the Municipal Complex, which amount is to be charged to the City Buildings Account.

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

433. The City Manager distributed an "Update" from Reycycle Unlimited. The City Manager reported that the recycling center located at the Public Service Department is near completion.

434. The Building Inspector's report for April, 1987, was received.

435. The Public Safety Department report for April, 1987, was received.

436. Commissioner Williamson asked about the number of false alarms being received from homes in East Grand Rapids.

437. The City Engineer submitted a construction program progress report as of May 18, 1987.

438. The City Manager reported that the construction project at the Library building is near completion.

439. The City Manager reported that the water and sewer project has been completed, and final Change Orders are ready for submission to the County Department of Public Works for approval.

440. The City Manager reported that Pitometer Associates detected a leak in the East Grand Rapids water distribution system located at a vacant home on Cambridge Blvd.

441. The Mayor commented on litter at John Collins Park.

442. The Mayor commented on litter pickup at Gaslight Village.

443. The Mayor commented on curbside pickup of yard debris.

444. The Mayor asked when there will be a general cleanup effort around the Municipal Complex. The Manager reported that plans have been made to accomplish this task around the Municipal Complex and the Public Service Department area.

445. Commissioner Williamson commended the Public Service Department for operating the street sweeper early in the day before business hours.

446. Commissioner Mehney questioned the status of the Amoco Oil Station maintenance.

447. Commissioner Edison commented on the need for improving the appearance of the Manhattan School site. The Mayor requested staff to prepare an estimate to upgrade this area.

448. Commissioner Edison reported that the Boathouse party which was held on the deck over the water storage tank on Saturday, May 16, was a huge success.

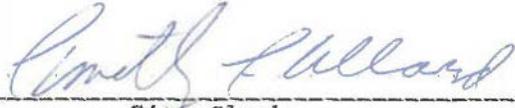
449. Commissioner Edison commented on the possible need for amending the Ordinance Code as it relates to side lot storage of recreational vehicles when the back lot is not appropriate. Commissioner Edison reported that the Planning Commission had reviewed this problem and had voted to retain the Ordinance as it presently reads. Commissioner Mertz expressed concern that the Ordinance should be changed. The Mayor directed that this item be placed on the agenda for the Commission meeting of June 1, 1987.

5/18/87

450. Commissioner Edison reported that there appears to be a spirit of cooperation between the Planning Commission and the members of the business district to deal with problems as they arise in the future.

451. Commissioner Mertz reported that he had attended a sports event in the City of Plainwell and was impressed with the friendly spirit of the community.

452. The meeting was adjourned, subject to the call of the Mayor, until June 1, 1987.

  
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City Clerk

UNOFFICIAL  
Reference Only

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

Regular Meeting Held June 1, 1987

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 Tholen, Clerk-Controller-Treasurer Allard,  
City Attorney Huff, City Engineer McMann, Assessor Norman,  
Public Safety Director Gallagher, Deputy Chief Kroes, and  
Librarian DeYoung.

453. The minutes of the meeting held May 18, 1987, were approved as written.

454. Edison-Mertz. That expense vouchers in the amount of \$182,942.83, and payroll vouchers in the amount of \$75,449.31, as approved by the Ways & Means 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

(Commissioner Mehney arrived at this time.)

455. 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.

456. In honor of Michigan's sesquicentennial year, the City Attorney, on behalf of Law, Weathers & Richardson, presented a supply of cards and envelopes bearing a replica of the art work presented at the March 16, 1987 Commission meeting. These were gratefully accepted by the Mayor.

457. There was no Clerk-Controller-Treasurer report.

458. The City Manager submitted a memorandum and accompanying Change Order #1 which was approved by the Department of Public Works on May 29th, in the amount of \$19,803.09 for improvements to the water pumping station.

458-A. Young-Edison. That the amount of \$19,803.09 as contained in Change Order #1, be approved for improvements to the water pumping station.

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

Nays: 0

459. The City Engineer submitted a memorandum regarding an estimate of \$3,732 to asphalt surface the Barnard boat ramp from east line of Lakeside Drive to Reeds Lake shoreline.

459-A. Young-Moseley. That the City Engineer be authorized to contract for construction of paving on the Barnard boat launching ramp in an amount not to exceed \$3,732.

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

Nays: 0

460. The City Manager reported an estimate of \$3,500 to grade and seed the Manhattan School site. The Mayor requested the Streets, Sidewalks, Parks & Trees Committee to study this situation and report back.

461. The following items were submitted by the East Grand Rapids Library: Policy for East Grand Rapids Library Program Room Use with accompanying application for use of the room, Use of the Local History Room at the East Grand Rapids Library, Recommendation from (Finance) Subcommittee meeting Governmental Unit Library Study Committee, minutes of East Grand Rapids Library Commission meeting held April 21, 1987, and Microcomputer Registration and Agreement.

6/1/87

461-A. Williamson-Moseley. That the policy statement for the Local Historic History Room submitted by the East Grand Rapids Library for Library Use to be approved by this Commission.

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

461-B. Moseley-Mertz. That the Microcomputer Registration and User Agreement form submitted by the East Grand Rapids Library be approved by this Commission.

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

461-C. Librarian DeYoung extended an invitation to attend the Library's Open House and dedication which will be held Monday, June 22 at 7:00 p.m.

462. The Mayor submitted a memorandum and a proposed contract recommended by the Joint Facilities Committee with the firm of M. C. Smith & Associates for services to assist the City and School Board in reviewing and planning their athletic, recreation and parks facilities at a total cost of \$15,772 which amount will be split one-half by the City and one-half by the School Board.

462-A. Mehney-Mertz. That the proposed contract with M. C. Smith & Associates in the amount of \$15,772, which amount will be equally shared by the School Board, be approved.

462-B. Edison-Moseley. That the above motion be amended to provide that the report of M. C. Smith & Associates be submitted to the Recreation Commission rather than the Joint Facilities Committee.

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

The motion failed.

A vote was then taken on the main motion:

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

The motion carried.

463. The minutes of the Traffic Commission meeting held May 19, 1987 were received. No action being taken by the City Commission, the recommendation of the Traffic Commission for "No Parking" signs to be installed in the area north of the Service Garage and in the area of the juncture of the north and south arms of Reeds Lake Blvd. will be implemented.

464. The minutes of the Parks and Recreation Commission meeting held April 15, 1987, were received.

465. The City Manager advised that City of East Grand Rapids is eligible to apply for funds distributed through the Kent County Community Development Block Program to construct sidewalk ramps at intersections, which is estimated to cost \$23,503.

465-A. Williamson-Moseley. That the above item be added to this agenda.

A roll call vote was taken:

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

465-B. Williamson-Moseley. That the City Manager be authorized to apply for a grant in the amount of \$23,503 for construction of sidewalk ramps at intersections.

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

6/1/87

466. The City Engineer submitted a construction program progress report as of June 1, 1987.

467. The Mayor distributed copies of a letter received from Richard Liberatore, 1529 Groton Road SE, and the Mayor's reply to Mr. Liberatore, regarding curbside pickup of trash. Mr. Liberatore was present. The following persons spoke in opposition to the ordinance regarding curbside pickup of trash which is being enforced by the City Commission: Louise Bach, 2435 Richards Drive SE; Ralph Stover, 2441 Richards Drive SE; Jack Ripperger, 1330 Lenox Road SE; Bob Johnson, 2450 Gilmore Street SE; Pat Griffin, 2424 Richards Drive SE.

467-A. Moseley-Williamson. That this Commission reconsider the ordinance regarding curbside pickup of household trash at the meeting of June 15, 1987.

467-B. Williamson-Mehney. That the above motion be amended to refer the ordinance regarding curbside pickup of household trash to the Planning Commission for recommendation and report back.

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

468. Commissioner Williamson expressed concern about the lights which are not in working order at John Collins Park.

469. Commissioner Moseley requested that a future agenda include discussion of the false alarm problems.

470. Commissioner Moseley expressed concern about the proliferation of newspaper vending machines.

471. Commissioner Moseley congratulated the persons who participated in the Reeds Lake Run.

472. Commissioner Edison commended staff and citizens involved in the Reeds Lake Run cleanup activities.

473. The Mayor concurred in Commissioner Edison's remarks regarding the Reeds Lake Run.

474. The Mayor inquired whether there had been recent complaints regarding the timeliness of trash pickup. The City Manager replied in the negative.

475. The Mayor inquired about progress in cleaning up the Public Service Department area.

476. The Mayor requested that private trash haulers be advised to clean up debris that falls from their trucks.

477. The meeting was adjourned, subject to the call of the Mayor, until June 15, 1987.

  
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City Clerk

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

Regular Meeting Held June 15, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: Clerk-Controller-Treasurer Allard, City Attorney Huff,  
Public Safety Director Gallagher, Deputy Chief Kroes,  
Plant Engineer Baragar, Assessor Norman, Jeffrie Kocsis-  
Civil Engineer I, and Douglas Kadzban-Engineering Aide.

478. The minutes of the meeting held June 1, 1987, were amended at Item 461-A to read: "That the policy statement for the Local Historic History Room submitted by the East Grand Rapids Library for Library Use to be approved by this Commission". The minutes were then approved as amended.

479. Edison-Mertz. That expense vouchers in the amount of \$186,434.00 less Voucher #24423 to IBM in the amount of \$2,299, and payroll vouchers in the amount of \$96,411.47, as approved by the Ways & Means 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

480. Al Deal, Commissioner of the MIAA, and Dave Tuuck, Athletic Director at Calvin College, were present. Mr. Deal presented plaques to City Manager Tholen and James Kerwin for years of dedicated service in the area of track and field with the MIAA Conference.

481. A public hearing was held on the General Fund Budget for 1987/88. There were no comments from anyone in attendance and the hearing was declared closed.

482. 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 1987 City Tax Rolls.

482-A. Moseley-Mehney. That the following delinquent bills be assessed on the 1987 City Tax Rolls:

<u>DELINQUENT WATER BILLS ON LEDGER A</u>		
41-14-33-103-029	461 Briarwood SE	\$ 254.23
41-14-33-103-036	519 Briarwood SE	154.75
41-14-33-104-002	415 Cambridge SE	155.66
41-14-28-352-014	332 Gladstone SE	160.20
41-14-28-351-015	351 Gladstone SE	192.91
41-14-33-101-004	413 Gladstone SE	94.43
41-14-33-102-011	430 Gladstone SE	355.66
41-14-33-151-006	627 Gladstone SE	275.10
41-14-33-302-001	802 Gladstone SE	221.05
41-14-33-203-010	553 Greenwood SE	253.91
41-18-03-204-001	2885 Lake Drive SE	196.25
41-14-33-252-009	662 Lovett SE	182.53
41-14-33-428-032	953 Maxwell SE	273.22
41-14-33-152-014	1617 Reed St. SE	276.83
41-14-28-353-018	344 Rosewood SE	236.45
41-14-33-426-023	839 Ross Ct. SE	158.28
41-14-33-255-013	2121 San Lu Rae Dr. SE	232.90
41-14-33-151-002	1608 Sherman SE	278.54
41-14-33-101-003	1602 Wealthy SE	317.61
41-14-28-352-034	1625 Wealthy SE	176.09
41-14-33-203-027	2053 Wealthy SE	353.29
	Total	\$ 4,799.89

DELINQUENT WATER BILLS ON LEDGER B

41-14-33-430-016	943 Breton Rd. SE	\$	177.26
41-14-33-430-019	957 Breton Rd. SE		172.93
41-14-34-353-001	1024 Breton Rd. SE		178.99
41-14-34]353-010	1120 Breton Rd. SE		272.18
41-18-04-434-013	1739 Breton Rd. SE		264.75
41-18-04-434-020	1761 Breton Rd. SE		216.83
41-14-34-356-031	1109 Eastwood SE		166.63
41-14-33-478-005	1058 Lakeside SE		268.55
41-14-33-480-016	1133 Lakeside SE		138.37
41-14-27-453-002	314 Lakewood SE		67.56
41-14-34-378-006	2643 Manor Dr. SE		<u>102.15</u>
	Total	\$	<u>2,026.20</u>

DELINQUENT WATER BILLS ON LEDGER C

41-18-04-277-108	2223 Audobon SE	\$	166.29
41-18-03-127-011	2650 Beechwood SE		379.68
41-18-04-277-008	2236 Estelle SE		227.51
41-18-03-328-006	2611 Norfolk SE		261.43
41-18-03-128-006	2616 Oakwood SE		59.10
41-18-03-204-022	3009 Oakwood SE		293.19
41-18-03-179-020	2715 Richards SE		145.46
41-18-04-228-025	2335 Wilshire SE		<u>391.55</u>
	Total	\$	<u>1,924.21</u>
	TOTAL LEDGER A	\$	4,799.89
	TOTAL LEDGER B		2,026.20
	TOTAL LEDGER C		<u>1,924.21</u>
	TOTAL A,B,C	\$	<u>8,750.30</u>

DELINQUENT TREES

41-14-33-426-011	918 Pinecrest SE	\$	<u>25.00</u>
	Total	\$	<u>25.00</u>

DELINQUENT CONSTRUCTION TO WIDEN BAGLEY

41-14-33-253-006	2184 Wealthy SE	\$	<u>2,250.00</u>
	Total	\$	<u>2,250.00</u>

DELINQUENT SIDEWALKS

41-14-33-154-039	1661 Frankoin SE	\$	371.34
41-14-33-309-020	925 Plymouth SE		70.38
41-14-33-478-005	1058 Lakeside SE		248.83
41-18-04-228-015	2225 Wilshire SE		70.38
41-18-04-277-008	2236 Estelle SE		242.04
41-18-04-277-015	2207 Audobon SE		84.29
41-18-04-277-018	2223 Audobon SE		202.60
41-18-04-280-026	2317 Boston SE		<u>92.65</u>
	Total	\$	<u>1,382.51</u>

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

483. The City Attorney reported that the wording of the Court Order regarding the vacation of Barnard Street has been approved by all parties concerned.

484. The Clerk-Controller-Treasurer submitted a memorandum regarding the City Primary Election of September 15, 1987. Commissioner Williamson requested that the City Attorney research the planning calendar necessary for establishment of a Charter Revision Committee in conjunction with the upcoming City Primary Election of September 15, 1987.

6/15/87

485. The Clerk-Controller-Treasurer submitted a memorandum regarding a proposed amendment to F.Y. '87 budget and recommended that the subsidy to the Major Street Fund be reduced by \$30,000 and the subsidy to the Local Street Fund be increased by \$30,000 to provide that revenues and expenses are equal in the special revenue funds.

485-A. Williamson-Moseley. That the amendment to the F.Y. '87 budget as recommended by the Clerk-Controller-Treasurer be approved.

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

486. The Plant Engineer submitted a summary of bids received for landscaping renovations for the East Grand Rapids Municipal Complex and recommended that the bid of VanderPloeg Landscaping, the low bidder, in the amount of \$42,389.00, be approved.

486-A. Williamson-Mehney. That the bid of VanderPloeg Landscaping in the amount of \$42,389.00 be accepted and a contract awarded to them.

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

487. The Plant Engineer submitted a summary of bids received for concrete sidewalk and handicap ramp construction at the Municipal Complex and recommended that the low bid of Toliver Bros. in the amount of \$23,088.20 be rejected due to their failure to provide a bid bond or cashier's check by the bid opening deadline, and that the bid of Mardic Construction, the second low bidder, be accepted in the amount of \$24,418.75.

487-A. Williamson-Mehney. That the bid of Mardic Construction in the amount of \$24,418.75 for concrete sidewalk and handicap ramp construction, be accepted and a contract awarded to them.

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

488. The City Manager submitted a memorandum reporting that LIFE EMS has made an offer of \$3,750 for the purchase of the telemetry radio formerly used on the emergency medical unit.

488-A. Young-Williamson. That the offer received from LIFE EMS for the purchase of the telemetry radio in the amount of \$3,750 be accepted.

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

489. A Special Events Permit Application was received from the Juvenile Diabetes Foundation for permission to conduct a walk-a-thon October 10, 1987.

489-A. Mertz-Young. That the request of the Juvenile Diabetes Foundation to conduct a walk-a-thon October 10, 1987 be granted subject to their compliance with City's insurance regulations.

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

490. The Public Safety Department report for May, 1987, was received.

491. The Building Inspector's report for May, 1987, was received.

492. Commissioner Edison reported that the Planning Commission held a public hearing June 9, 1987 regarding curbside pickup of household waste. Commissioner Edison also reported that the Planning Commission will meet June 24, 1987 to consider development of a household waste policy.

6/15/87

493. Moseley-Edison. That this agenda be amended to add consideration of the suspension of the present ordinance for collecting household waste at the curbside.

A roll call vote was taken:

Yeas: Moseley-Edison, Mehney - 3

Nays: Mertz, Williamson, Young, Deems - 4

The motion failed.

494. Commissioner Moseley requested that the July 6, 1987 agenda include a proposal to suspend enforcement of household trash regulations until the matter is studied further.

495. The Mayor encouraged staff to continue efforts to enforce ordinances to maintain residences in good condition and keep our city in general in a neat appearing condition.

496. The meeting was adjourned, subject to the call of the Mayor, until 8:45 p.m.



\_\_\_\_\_  
City Clerk

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

Regular Meeting Held July 6, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: Clerk-Controller-Treasurer Allard, City Attorney Huff,  
City Engineer McMann, Public Safety Director Gallagher,  
Assessor Norman and Librarian DeYoung.

1. The minutes of the regular meeting and special meeting held June 15, 1987, were approved as written.

2. Edison-Young. That expense vouchers in the amount of \$205,271.17, and payroll vouchers in the amount of \$162,207.08, 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, Moseley, Williamson, Young, Deems - 7  
Nays: 0

3. The City Attorney reported that it would be possible to elect a Charter Commission for Charter revision at the September 15, 1987 election, but advised against it until the City Attorney's Office is able to furnish information relative to matters covered by a Charter revision.

4. The Clerk-Controller-Treasurer submitted a communication from the Michigan Municipal League announcing the Annual Convention scheduled for September 9-11, 1987, to be held in Detroit.

5. The Clerk-Controller-Treasurer submitted resolutions to amend previous tax anticipation note agreements with the East Grand Rapids Schools.

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

WHEREAS, the June 9, 1986 Tax Levy Agreement provides for reimbursement by the East Grand Rapids Public Schools (the "School District") to the City of East Grand Rapids ("the City") for 27.56 percent of the issuance costs incurred by the City in the issuance of its Consolidated Tax Anticipation Notes for the July 1, 1986 tax levy; and

WHEREAS, the stated percentage was based upon projected factors which are not likely to reflect the School District's true relative benefit; and

WHEREAS, it is desirable to establish a cost sharing formula reflective of near actual relative benefit to be established at the close-out of the stated Tax Note issuance based upon a sharing of issuance costs in direct proportion to the incremental investment income earned by each as outlined in the formulas found in the spreadsheet entitled "Summer, 1986 C-TAN Cost Sharing through Relative Benefit" and its supporting schedules, dated June 26, 1987; and

WHEREAS, the School District has expressed a willingness to apply a similar cost sharing formula to the Consolidated Tax Anticipation Notes for the December 1, 1986 tax levy as outlined in a related agreement letter of June 26, 1987;

NOW, THEREFORE, BE IT RESOLVED that the Clerk-Controller-Treasurer for the City be directed to submit the attached letter to the Superintendent for the School District, dated June 26, 1987, setting forth the terms and conditions of the Summer, 1986 C-TAN cost sharing agreement.

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

7/6/87

5-B. Williamson-Young. That the following resolution be adopted:

WHEREAS, the East Grand Rapids Public Schools (the "School District") has agreed to reimburse the City of East Grand Rapids ("the City") for a portion of the issuance costs incurred by the City in the issuance of its Consolidated Tax Anticipation Notes for the December 1, 1986 tax levy; and

WHEREAS, the Agreement is based upon a sharing of issuance costs in direct proportion to the incremental investment income earned by each as outlined in the formulas found in the spreadsheet entitled "Winter, 1986 C-TAN Cost Sharing through Relative Benefit" and its supporting schedules, dated June 26, 1987;

NOW, THEREFORE, BE IT RESOLVED that the Clerk-Controller-Treasurer for the City be directed to submit the attached letter to the Superintendent for the School District, dated June 26, 1987, setting forth the terms and conditions of the Winter, 1986 C-TAN cost sharing agreement.

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

5-C. Moseley-Edison. That this Commission submit a communication to appropriate officials in Congress in support of continuation of the C-Tan program.

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

6. The Clerk-Controller-Treasurer reported that Summer tax bills have been prepared by the County and are scheduled for mailing by Friday, July 10, 1987.

7. The Clerk-Controller-Treasurer submitted a tentative schedule for City Commission meetings for fiscal 1987/88.

8. Commissioner Williamson questioned the progress of the annual audit for the City.

9. Shari Schaftlein, representing the West Michigan Environmental Action Council, was present. Ms. Schaftlein distributed a booklet regarding local water quality and discussed the problem as it relates to Reeds and Fisk Lakes. The Mayor directed that this item be placed on the agenda for the next Commission meeting.

10. The Clerk-Controller-Treasurer submitted a memorandum regarding weed harvesting in Reeds Lake. The Plant Engineer was requested to examine Reeds Lake to determine if a second weed harvesting operation is needed this summer.

11. The Clerk-Controller-Treasurer submitted a memorandum regarding the water leak study conducted by Pitometer Associates during the spring of 1987.

12. The Public Safety Director submitted a memorandum and proposed Animal Control Agreement between Kent County and the City of East Grand Rapids for 1987/88.

12-A. Young-Moseley. That the Agreement between Kent County Health Department and the City of East Grand Rapids for Animal Control Services for 1987/88 be approved.

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

13. The Plant Engineer submitted a memorandum and summary of bids received for specialty concrete work and water reservoir deck surface coating and recommended that the bid of D. C. Byers Company, the low bidder, in the amount of \$93,970 be approved.

7/6/87

13-A. Williamson-Young. That the bid of D. C. Byers in the amount of \$93,970 for specialty concrete work and water reservoir deck surface coating be accepted and a contract awarded to them.

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

14. The minutes of the Traffic Commission meeting held June 16, 1987 were received. No action being taken by the City Commission, the recommendation of the Traffic Commission to order and install two flashing lights and signs to be placed on Lake Drive for Wealthy School will be implemented.

15. The minutes of the Parks & Recreation Commission meeting held May 20, 1987, were received.

16. The Mayor submitted a tentative list of appointments to the various commissions and committees of the City Commission. Jan McDaniels' name will be changed to Jane McDaniels on the Planning Commission. Priscilla B. Frakie was appointed to replace Kevin Mulvihill, who declined the appointment to the Traffic Commission. The Mayor advised that one appointment on the Traffic Commission, one on the Library Commission, and one on the Historic Commission remain to be filled.

16-A. Young-Williamson. That the appointment, as submitted by the Mayor with the amended changes, be approved.

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

17. The Mayor advised that the Commission should elect a President for fiscal 1987/88.

17-A. Mehney-Edison. That Commissioner Moseley be nominated to the office of President of the City Commission.

Yeas: Edison, Mehney, Mertz, Williamson, Young, Deems - 6  
Nays: 0  
Commissioner Moseley abstained.

18. The Mayor opened discussion regarding the household waste ordinance. Commissioner Moseley suggested that enforcement of the ordinance be suspended for a specified period of time. Commissioner Edison reported that the Planning Commission will present a report regarding the household waste ordinance at the September 7th meeting of the City Commission.

18-A. Moseley-Edison. That suspension of the ordinance pertaining to curbside pickup of household waste be suspended.

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

The motion failed.

18-B. The following persons were in attendance and spoke in opposition to enforcement of the household waste ordinance: Jack Ripperger, 1330 Lenox Rd. SE; Patricia Griffin, 2424 Richards Dr. SE; Louise Bach, 2435 Richards Dr. SE; and Richard Liberatore, 1529 Groton Rd. SE.

19. The Mayor distributed the following items:

- a) Draft of a proposed policy on sewer backup claims.
- b) Minutes of Joint Facilities Committee meetings held May 12, 1987, and July 1, 1987.
- c) Communication from East Grand Rapids Branch Librarian expressing appreciation to staff and citizens for assistance in moving books and equipment resulting from the library renovation project.

d) Communication from Gerald Hunsburger, outgoing Business Manager for the East Grand Rapids Schools, expressing appreciation for spirit of cooperation between the City and the Schools.

20. Commissioner Moseley also commended staff and volunteers for assistance in moving books and equipment during the renovation of the Library.

21. Commissioner Moseley commended the Mayor on the success of the "Thank You Reception for Citizen Volunteers" held June 30th on the deck at City Hall.

22. The Mayor also commended everyone involved in the successful opening of the Library after the renovation project was completed and also the staff for the "Thank You Reception" given for all volunteers.

23. The Mayor commended staff for their cooperation with the Southeast Grand Rapids Lions Club for a successful Lakeside '87 celebration on July 4th.

24. The Mayor announced that there will be an Open House at Cannon Township Center on July 11th.

25. The meeting was adjourned, subject to the call of the Mayor, until July 20, 1987.



City Clerk

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

Regular Meeting Held July 20, 1987

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 Clerk-Controller-Treasurer Allard, City Attorney Huff,  
City Engineer McMann, Public Safety Director Gallagher,  
Deputy Chief Kroes, and Librarian DeYoung.

26. The minutes of the meeting held July 6, 1987 were approved as written.

27. Williamson-Young. That expense vouchers in the amount of \$248,580.60, and payroll vouchers in the amount of \$110,742.89, 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

28. The Mayor advised that the zoning variance requests of Extrusions Division, Inc. and E.M.A. Corporation are, in fact, requests to rezone property located at 703 Croswell SE, and 654 Lovett SE. Linda Glaza-Herrington, Attorney, was present and spoke on behalf of the petitioners requesting that the properties be rezoned. The Controller reported that Margit Sarne of 647 Lovett Street SE, had expressed her opposition to the zoning variance. Elizabeth Wojciuch of 712 Lovett SE, submitted a petition signed by thirteen residents also opposing granting of the rezoning request; the Mayor reported that he had also received a petition signed by seven residents opposing granting of the rezoning request. Commissioner Williamson reported that he had received a phone call from a resident in opposition to granting of the rezoning request. Mary Macie, 715 Croswell SE, Ernest Boorsma, 716 Croswell SE, Norton Remes, 2150 Wealthy SE, and William Lierle, owner of 2168 Wealthy SE, also spoke in opposition of the request. Commissioner Edison reported that a public hearing will be held by the Planning Commission on August 11, 1987, to consider the requests for rezoning the properties located at 703 Croswell SE and 654 Lovett SE. The Planning Commission will report back to the City Commission.

29. The City Attorney submitted a proposed amendment to Section 5.83 of the City Code dealing with the location of accessory buildings.

29-A. Williamson-Edison. That the following ordinance amendment be introduced and referred to the Planning Commission for recommendation and report back:

AN ORDINANCE TO AMEND SECTION 5.83  
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 5.83 of Chapter 50 of Title V of the Code of the City of East Grand Rapids is amended to read as follows:

"Sec. 5.83 Accessory Buildings

Accessory buildings shall not exceed twelve (12) feet in height, except for detached garages which may be as high as eighteen (18) feet, and shall be at least ten (10) feet from any dwelling situated on the same lot and at least six (6) feet from any other building or accessory building on the same lot.

Accessory buildings shall be located at least three (3) feet from both side and rear lot lines and, except as herein expressly provided, may be erected only in the rear yard and at least sixty (60) feet from any street.

Exception No. 1: Detached garages may be located in rear or side yards not closer to the street than the principal building on the lot or the principal building on the lot immediately abutting the location of the garage.

Exception No. 2: Buildings accessory to swimming pools constructed in accordance with the provisions of Chapter 82 of the City Code may be located in the side yard adjoining the pool. Such buildings shall be located at least sixty (60) feet from any street.

Section 2. This ordinance shall be effective on \_\_\_\_\_ 1987.

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

30. The Clerk-Controller-Treasurer submitted a request from the Chairperson of the East Grand Rapids Historical Commission requesting transfer of certain documents from the City's lower level storage room to the Local History Room of the Library. The City Commission concurred in this request.

31. The Clerk-Controller-Treasurer submitted non-General Fund Budget proposals for fiscal year 1987/88.

31-A. Edison-Young. That the non-General Fund Budgets for fiscal 1987/88 as approved by the Finance Committee be adopted.

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

32. The East Grand Rapids Library Commission submitted a proposed policy and Application for the East Grand Rapids Library Program Room.

32-A. Young-Edison. That the policy and Application for the East Grand Rapids Program Room be approved.

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

33. The East Grand Rapids Library Commission submitted a proposed resolution regarding staffing at the Library.

33-A. Williamson-Young. That the following resolution be adopted:

WHEREAS, the East Grand Rapids Library Commission recommends that two, twenty hour per week Clerk positions be substituted for a twenty-nine hour Library Assistant I position; and

WHEREAS, the proposed position substitutions are estimated to result in a net salary savings approximating \$2,200 per year;

THEREFORE, BE IT RESOLVED, That the recommended position substitutions be and are, hereby, approved.

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

7/20/87

34. The Clerk-Controller-Treasurer submitted a memorandum concerning the addition of a permanent position in the Plant Engineering Department.

34-A. Mehney-Edison. That Charles Lark be employed as a full-time, regular employee as Assistant to the Plant Engineer and that \$4,300 for estimated fringe benefits be transferred from the General Fund Unreserved Balance to the Plant Engineering Department for fiscal 1987/88.

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

35. A Special Events Permit Application was received from the YWCA and Women's Resource Center to conduct a walk-a-thon August 8, 1987.

35-A. Young-Edison. That the application from the YWCA and Women's Resource Center to conduct a walk-a-thon August 8, 1987, be approved.

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

36. The Public Safety Director submitted a memorandum requesting permission to purchase a Varda alarm at a total cost of \$2,573.50 and that this amount be transferred from the Seizure Fund Account.

36-A. Young-Williamson. That \$2,573.50 be transferred from the Federal Seizure restricted balance of the General Fund to the appropriate capital expenditure account in the Public Safety Department to purchase an alarm from Varda Company, and that the process of competitive bidding be waived pursuant to Section 1.213 of the City Code due to the fact that no benefit can be derived from this process.

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

37. A memorandum was received from the Public Safety Director requesting authorization to purchase dispatch equipment in the amount of \$15,943.00 and that said amount be transferred from the Federal Seizure Account.

37-A. Edison-Mehney. That the Public Safety Director be authorized to purchase dispatch equipment in the total amount of \$15,943.00 and that this amount be transferred from the Federal Seizure restricted balance of the General Fund to the appropriate capital expenditure account in the Public Safety Department, and that the process of competitive bidding be waived pursuant to Section 1.213 of the City Code due to the fact that no benefit can be derived from this process.

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

37-B. The Public Safety Director requested authorization to contract for eighty-eight hours of dispatch service with the Kent County Sheriff's Department at a cost of \$18,000.

37-C. Williamson-Young. That the Public Safety Director be authorized to contract with the Kent County Sheriff's Department for eighty-eight hours of dispatch service at a total cost of \$18,000, and that said amount be transferred from the Federal Seizure restricted balance of the General Fund to the appropriate expenditure account in the Public Safety Department.

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

38. The Public Safety Department report for June, 1987 was received.

39. The Kent County Board of Public Works submitted an Authorization for Payment in the amount of \$12,482.45, which amount is due Rapid Construction Inc., for the final payment on the Water Plant automation project. This amount was previously authorized for payment by the City Commission.

7/20/87

39-A. Young-Edison. That the amount of \$12,482.45 be approved as the final Water Plant automation project payment to the Rapid Construction Company.

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

40. The Building Inspector's report for June, 1987, was received.

41. The City Engineer submitted a construction program progress report as of July 20, 1987.

42. The Mayor reported that Thompson-McCully has advised that an additional amount of \$688, or a total amount of \$4,420, is needed to complete paving of the Barnard boat launching ramp in accordance with specifications.

42-A. Young-Mertz. That an amount of \$688 be approved, in addition to the previously approved \$3,732, for completion of the Barnard boat launching ramp.

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

43. A memorandum was received from the City Manager offering notice of his retirement as City Manager effective July 27, 1987.

43-A. Mehney-Edison. That this Commission regretfully accepts the notice of retirement from the City Manager.

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

44. The Clerk-Controller-Treasurer submitted a memorandum regarding financing of prior service credits for the City Manager's Retirement Plan, and recommended that unused vacation time and unused sick time be paid the City Manager.

44-A. Mehney-Edison. That the City Manager be compensated in the amount of \$52,205.58 which represents unused vacation time and unused sick leave time, which amount is to be paid over a 5-year period, and that the following resolutions be adopted:

WHEREAS, Frederic H. Tholen, Jr. separated from the employment of the City of Royal Oak on March 30, 1956, and was employed by the City of Howell on April 1, 1956.

WHEREAS, Frederic H. Tholen, Jr. had 5 years and 10 months of credited service in the City of Royal Oak and has deposited in the Municipal Retirement System \$0, which was the amount computed on his earnings with the City of East Grand Rapids; and,

WHEREAS, the City of East Grand Rapids is aware that the total increase in unfunded accrued liabilities if paid in a lump sum at this time is \$37,289.99 or the annual contribution increase is \$2,115 (est.) per year for 21 years (including provision for 8% annual interest on unpaid balance.

THEREFORE, BE IT RESOLVED, That the Municipal Employees' Retirement Board is hereby requested to grant Frederic H. Tholen, Jr. such amount of service as he had been credited with in the City of Royal Oak.

and

WHEREAS, Frederic H. Tholen, Jr. separated from the employment of the City of Howell on July 18, 1958, and was employed by the City of East Grand Rapids on July 21, 1958.

WHEREAS, Frederic H. Tholen, Jr. had 2 years and 4 months of credited service in the City of Howell and has deposited in the Municipal Retirement System \$0, which was the amount computed on his earnings with the City of Howell; and,

7/20/87

WHEREAS, the City of East Grand Rapids is aware that the total increase in unfunded accrued liabilities if paid in a lump sum at this time is \$14,915.59 or the annual contribution increase is \$845 (est) per year for 21 years (including provision for 8% annual interest on unpaid balance.

THEREFORE, BE IT RESOLVED, That the Municipal Employees' Retirement Board is hereby requested to grant Frederic H. Tholen, Jr. such amount of service as he had been credited with in the City of Howell.

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

45. The Mayor proposed that the retiring City Manager be retained on a consulting basis and, in return, the City is to pay health insurance premiums and provide an automobile for use in and around the Grand Rapids metropolitan area until the end of the calendar year 1987.

45-A. Mehney-Williamson. That the Mayor's proposal be accepted.

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

46. Commissioner Williamson requested that there be a follow-up on the studies of the Reeds Lake restoration. The Mayor responded that this item will appear on a future agenda.

47. The meeting was adjourned, subject to the call of the Mayor, until August 3, 1987.



City Clerk

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

Regular Meeting Held August 3, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: Clerk-Controller-Treasurer Allard, City Attorney Huff,  
Public Safety Director Gallagher and City Engineer McMann.

48. The minutes of the meeting held July 20, 1987 were amended at Item 42-A to correct a typographical error. The minutes were then approved as corrected.

49. Young-Williamson. That expense vouchers in the amount of \$408,645.42, and payroll vouchers in the amount of \$81,198.25, 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, Mertz, Moseley, Williamson, Young, Deems - 6  
Nays: 0

50. The Mayor presented a check to the Public Safety Director in the amount of \$50,572.23 which amount was derived from the Drug Enforcement Administration as a result of the Bracy drug investigation in which the East Grand rapids Public Safety Department was involved.

(Commissioner Mehney arrived at this time.)

51. A hearing was held on the request of Mark R. Pasdiora, 2424 Gilmour Street SE, for a zoning variance to allow a 6' 0" high stockade fence already erected along the lot line abutting the street right-of-way on Santa Monica Drive SE. Mr. Pasdiora was present. The following persons spoke in opposition to granting of the variance: T. William Rae, III, 2422 Santa Monica Drive SE; Charles McCallum, representing his mother who resides at 2432 Santa Monica Drive SE, Sol Bach, 1010 Breton Road SE; Bob Marsh, 2423 Santa Monica Drive SE; John Helderop, 2433 Santa Monica Drive SE, and Mary K. Gannon, 1024 Breton Road SE.

51-A. Mertz-Mehney. That this Commission, acting as the Board of Zoning Appeals, deny the variance requested by Mark R. Pasdiora.

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

52. A hearing was then held on the request of Jim and Cindy Hagerup, 8446 Garbow Drive SE, Alto, Michigan, for a zoning variance to permit construction of a house at 2760 Elmwood Drive SE, on a vacant lot which does not meet the 7,200 square foot requirement contained in Section 5.123 of the City Code. Mr. and Mrs. Hagerup were present and submitted a petition signed by seven neighbors approving the variance request, and a communication answering questions of concerned neighbors. A phone call was received from Mrs. John Zimmerman, 2755 Maplewood Drive SE, opposing the granting of the variance. William Tolsma, 1421 Woodlawn Avenue SE, was present and expressed opposition to granting of the variance. Commissioner Moseley reported receipt of a letter from Mr. and Mrs. Weighner, 2754 Elmwood Drive SE, expressing their concerns.

52-A. Mertz. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Jim and Cindy Hagerup.

The motion failed for lack of support.

52-B. Young-Moseley. That this Commission, acting as the Board of Zoning Appeals, deny the variance requested by Jim and Cindy Hagerup.

8/3/87

A roll call vote was taken:

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

The motion carried.

53. The minutes of the Streets, Sidewalks, Trees & Parks Committee held July 6, 1987, and a proposed policy on sewer backup claims were submitted. Mr. Clark, President of the Breton Downs Neighborhood Association, expressed concern about the dollar amount allowed in the policy. Philip Brower, 2433 Berwyck Road SE, and Timothy Adams, 2439 Berwyck Road SE, were present and recalled the expenses they incurred due to a sewer backup earlier this year.

53-A. Williamson-Mehney. That the policy on sewer backup claims be adopted as submitted with the exception that the maximum payment for any claim be reduced from \$500.00 to \$300.00.

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

The motion failed.

54. There was no City Attorney report.

55. The Clerk-Controller-Treasurer submitted a memorandum regarding renewal of liability and property insurance coverage and recommended that the annual policy with the Michigan Municipal Liability and Property Pool be approved, effective August 13, 1987 for the quoted premium of \$90,210.00.

55-A. Moseley-Williamson. That the annual policy with the Michigan Municipal Liability and Property Pool be approved, effective August 13, 1987, for the quoted premium of \$90,210.00 and that \$14,215.00 of this amount be charged to the Motor Equipment Revolving Fund for automobile coverage.

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

56. The Clerk-Controller-Treasurer submitted financial reports for the period ending June 30, 1987.

57. The Clerk-Controller-Treasurer submitted a memorandum regarding Change Orders for the Library expansion project. This item was tabled until the regular Commission meeting of August 17, 1987.

58. The City Engineer submitted a memorandum regarding the storm drain outlet of Southshire Drive and recommended that the construction program be increased to repair the storm outlet.

58-A. Young-Edison. That authorization be granted to amend the Thompson-McCully contract to include replacement of the Southshire storm drain on a cost plus materials basis, the total cost of which is estimated at \$7,600 and that these expenses be charged to the Water and Sewer Fund.

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

59. The Mayor submitted a memorandum and accompanying Legislative Committee Proposal which has been drafted by the Association of Grand Rapids Area Governments.

59-A. Moseley-Mertz. That the Legislative Committee Proposal submitted by the Association of Grand Rapids Area Governments be approved in concept by this Commission.

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

8/3/87

60. The Mayor submitted a memorandum nominating the following persons to fill vacancies on commissions within the city: Pam Marshall, 2606 Beechwood Drive SE, to the Traffic Commission; Noel Horn, 2925 Beechwood Drive SE, to the Historical Commission; and Connie Ellis, 2003 Coronado Drive SE, to the Library Commission.

60-A. Williamson-Mehney. That the persons nominated by the Mayor to fill vacancies on the Traffic Commission, Historical Commission and Library Commission be approved.

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

61. The Mayor reported that the zoning variance hearing requested for 2233 Wealthy Street SE, is not on the agenda for this meeting due to a change in floor plans by Garb-Ko, Inc. and 7-Eleven Stores. The Planning Commission has scheduled a public hearing on the request to zone the property at 703 Crowell C-1, Commercial, for August 11, 1987 at 5:00 p.m. The property at 654 Lovett SE is presently zoned C-1, Commercial, and, therefore, a request for commercial zoning is not required.

62. The Mayor reported that the Personnel Committee had met to consider the possibility of appointing an acting city manager due to the retirement of City Manager Tholen, and recommended that Timothy Allard, the Clerk-Controller-Treasurer, be appointed for the interim period.

62-A. Moseley-Young. That Timothy Allard be appointed acting city manager.

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

63. The City Engineer submitted a 1987 construction program progress report as of August 3, 1987.

64. The Mayor reported on a letter to the Editor of Cadence from the Zieger family commending the Public Safety Department for quick response to an emergency at their residence.

65. Commissioner Mertz commented on a communication from Marge Byington, Chairperson of the Kent County Commissioners, regarding ABATE.

66. The meeting was adjourned, subject to the call of the Mayor, until August 17, 1987.

  
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City Clerk

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

Regular Meeting Held August 17, 1987

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

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

Also Present: City Attorney Huff, City Engineer McMann, Public Safety Director Gallagher, and Assessor Norman.

67. The minutes of the meeting held August 3, 1987, were approved as written.

68. Williamson-Young. That expense vouchers in the amount of \$907,322.44, and payroll vouchers in the amount of \$76,222.98, 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

69. A hearing was then held on the request of Garb-Ko, Inc. and 7-Eleven Stores to expand a nonconforming use through the reconstruction of three exterior walls at 2232 Wealthy Street SE, resulting in a southerly building addition 20 feet in length. Mr. Steve Langworthy, of W.B.D.C., presented site plans of the proposed reconstruction. Charles Vranian, owner of Dancers Corner located at 2228 Wealthy Street SE, and Robert VanKoevering, owner of Top Hat Cleaners located at 2230 Wealthy Street SE, expressed concern regarding access to the rear of their businesses for purposes of deliveries, parking area for employees, and trash pickup. Dr. James Morse, Superintendent of East Grand Rapids Public Schools, reported that the School intends to reclaim parking spaces immediately east of the proposed building which are presently available to customers of 7-Eleven Stores.

69-A. Williamson-Young. that this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Garb-Ko and 7-Eleven Stores contingent upon the solution of problems relating to demolition, construction, waste disposal, and access to the rear of the property, and subject to the restriction that there be no increase in useable retail space over the amount provided in the plans submitted to the City.

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

70. The City Attorney advised that Section 1.137 provides that all City checks be signed by the City Treasurer and countersigned by the City Manager. Therefore, it has been established that the Deputy Treasurer, Kathryn Joseph, will be authorized to sign in the Treasurer's capacity, and Timothy Allard, will sign in the City Manager's capacity.

71. The Acting City Manager submitted a memorandum suggesting that Timothy Allard be appointed officer delegate, and Shirley Norman be appointed officer alternate to the Municipal Employees' Retirement System annual business meeting to be held October 1, 1987 at the Hilton Shanty Creek in Bellaire, Michigan.

71-A. Young-Mertz. That Timothy Allard be appointed officer delegate and Shirley Norman alternate delegate to the Municipal Employees' Retirement System annual business meeting to be held October 1, 1987.

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

72. The Acting City Manager submitted a memorandum recommending that Commissioner Moseley be designated as official representative and Timothy Allard as alternate representative to the Michigan Municipal League Business Meeting to be held September 10, 1987, in Detroit.

8/17/87

72-A. Mertz-Edison. That Commissioner Moseley be appointed official representative and Timothy Allard alternate representative to the Michigan Municipal League Business Meeting to be held September 10, 1987.

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

73. The Acting City Manager submitted a memorandum requesting authorization to approve four change orders for the Library Expansion Project and seeking the transfer of \$7,700 from the General Fund to the Library Capital Budget.

73-A. Mertz-Young. That four change orders be approved to revise the Owen-Ames-Kimball contract and that \$7,700 be transferred from the General Fund to the Library Capital Budget for fiscal year 1987/88.

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

74. The City Engineer submitted a memorandum and summary of bids for reconstruction of sidewalk sections adjacent to private properties and reconstruction of curb and sidewalk at intersections for barrier free ramps and recommended that the low bid of Cascade Cement Contractors in the amount of \$55,099 be accepted contingent upon approval of the Kent County Department of Community Development, the grantor of the funds for the barrier free ramps.

74-A. Williamson-Edison. that the bid of Cascade Cement Contractors in the amount of \$55,099 be accepted and a contract awarded to them contingent upon approval by the Kent County Department of Community Development, and that the following charges for sidewalk repair be established:

\$21.60/square yard to remove and replace 4" concrete sidewalk

\$24.00/square yard to remove and replace 6" concrete sidewalk  
(at driveways)

and that a 25% overhead charge be added to the above square yard unit costs.

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

75. The Public Safety Department report for July, 1987, was received.

76. The Building Inspector's report for July, 1987, was received.

77. The Mayor submitted a memorandum reporting on a meeting held for Grand Rapids water customer communities.

78. Commissioner Moseley reminded the Commission that the deadline for filing petitions for the September 15, 1987 City Primary Election is August 26, 1987.

79. The meeting was adjourned, subject to the call of the Mayor, until September 8, 1987.

  
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City Clerk

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

Regular Meeting Held September 8, 1987

The meeting was called to order by Mayor Deems.

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

Absent: Com. Mehney.

Also Present: Acting City Manager Allard, City Attorney Huff, Assessor Norman, Plant Engineer Baragar, and City Engineer McMann.

80. The minutes of the meeting held August 17, 1987, were approved as written.

81. Edison-Williamson. That expense vouchers in the amount of \$3,179,574.84, and payroll vouchers in the amount of \$89,850.97, 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, Mertz, Moseley, Williamson, Young, Deems - 6

Nays: 0

(Commissioner Mehney arrived at this time.)

82. A hearing was then held on the request of Michael Hoffman, 2946 Pioneer Club Road SE, for a variance to erect a brick wall nine feet in height rather than the maximum six feet, along the lot line between 2940 and 2946 Pioneer Club Road SE. Nancy Turcotte, 2932 Pioneer Club Road SE, spoke in favor of granting the request. Mr. Hoffman was present. There were no objections.

82-A. Moseley-Edison. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Michael Hoffman.

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

Nays: 0

83. The Assistant to the Plant Engineer/Building Inspector submitted a memorandum regarding the projects completed by the Community Service program. William Baragar made a presentation regarding the cleanup campaign.

84. The Personnel Committee submitted a memorandum recommending that the Acting City Manager's salary be increased to the annual rate of \$48,000 per year retroactive to August 1, 1987.

84-A. Moseley-Mehney. That the recommendation of the Personnel Committee be approved and that the Acting City Manager's salary be increased to \$48,000 per year effective August 1, 1987.

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

Nays: 0

85. The Mayor submitted a memorandum regarding the selection of a new city manager.

86. The City Attorney advised that a meeting will be scheduled between the parties to the Blackhawk condemnation suit and the Plant Engineer to view 429 Rosewood SE. Trial is scheduled for November 9.

87. Commissioner Mertz inquired as to the status of the variance request of Mark R. Pasdiora, 2424 Gilmour Street SE, which was denied by the City Commission on August 3, 1987. The Plant Engineer reported that the stockade fence will be moved before September 15, 1987.

9/8/87

88. The Acting City Manager submitted a memorandum regarding the fall, 1987 yard debris disposal program, and requested authorization to negotiate a yard debris disposal agreement with Able Sanitation and, potentially, a separate transporting company also, said agreements being subject to approval by the City Commission.

88-A. Young-Williamson. That the request of the Acting City Manager be granted to negotiate yard debris disposal and transportation agreement(s).

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

89. A Special Events Permit Application was received from YMCA to conduct a Run Through Apple County race on October 31, 1987.

89-A. Moseley-Young. That approval be given to conduct Run Through Apple Country subject to the filing of the proper insurance certificate.

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

90. A communication was received from the State of Michigan proclaiming September 11, 1987 as 9-1-1 Day in Michigan.

90-A. Williamson-Young. That this Commission concurs with the State of Michigan to proclaim September 11, 1987 as 9-1-1 Day.

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

91. The City Engineer submitted a memorandum requesting permission to advertise for bids for the 1987 tree planting program.

91-A. Moseley-Edison. That the City Engineer be authorized to advertise for bids for the 1987 tree planting program.

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

92. The Plant Engineer submitted a summary of bids received for the East Grand Rapids Municipal Complex and swimming pool custodial services and recommended that a contract be awarded to Allstate Chemical in the amount of \$35,280 for a 21-month period.

92-A. Williamson-Young. That a contract be awarded to Allstate Chemical in the amount of \$35,280 for a 21-month period and that \$6,000 be transferred from the General Fund Unreserved Balance to the City Buildings Account.

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

93. The Acting City Manager and Plant Engineer submitted a memorandum recommending the upgrading of the telephone system in the Municipal Complex.

93-A. Young-Edison. That a contract be awarded to Communications, Inc. in the amount of \$9,778 to complete the work to upgrade the telephone system and that \$2,302 be charged to the Federal Seizure Reserve, \$2,951 be charged to the Water Fund, and \$4,525 be charged to the City Buildings Department, and that the amount of \$4,525 be transferred from the General Fund Undesignated Balance to the Plant Engineer-City Buildings Account.

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

94. The Recreation Director submitted a memorandum regarding the Middle School athletic field project.

95. The East Grand Rapids Schools submitted a copy of an agreement which was approved by the Schools and Garb-Ko regarding the variance which was conditionally approved by the City Commission on August 17, 1987.

9/8/87

96. Minutes of the Traffic Commission meeting held August 18, 1987 were received.

96-A. Edison-Mehney. That the minutes of the Traffic Commission meeting held August 18, 1987, not be accepted in full until clarification is received regarding the exact location of the school crossing in the area of Wealthy Street near the Schoolhouse Condominiums, and that this item be placed on the next City Commission agenda. The remainder of the Traffic Commission minutes are accepted.

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

97. The minutes of the Joint Facilities Committee meetings of July 16, 1987, and July 29, 1987, were received.

98. Commissioner Williamson commended the Public Safety Officers for being in the area of the schools on opening day.

99. Commissioner Edison reported that the Planning Commission had met on this date and discussed the questions of yard debris and general rubbish pickup. There is also a special meeting scheduled for September 17, 1987. The Planning Commission hopes to be able to offer a recommendation in the near future.

100. Commissioner Edison advised that the Planning Commission had acted on the rezoning of 703 Croswell and that this matter would be on the City Commission agenda in the near future.

101. The Mayor reported that he has received several inquiries about a memorial tribute to former City Manager Fred Tholen, and advised that this is under consideration.

102. The Acting City Manager advised that he and Commissioner Moseley will be attending the Michigan Municipal League Convention September 9-11, 1987.

103. The meeting was adjourned, subject to the call of the Mayor, until September 21, 1987.



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City Clerk

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

Regular Meeting Held September 21, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: Acting City Manager Allard, City Attorney Huff, Public Safety  
Director Gallagher, Assistant Public Service Superintendent  
Sterkenberg, and Civil Engineer I Kocsis.

104. The Mayor advised that he had received a legal opinion from the  
City Attorney and requested that an executive session be held to discuss the  
matter referred to in the opinion pursuant to Section 8(h) of the Open  
Meetings Act.

104-A. Williamson-Edison. that this Commission go into executive session  
to consider information subject to the attorney-client privilege.

A roll call vote was taken:

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

The motion carried.

105. After the executive session, the Mayor reconvened the meeting.

106. The minutes of the meeting held September 8, 1987 were approved as  
written.

107. Young-Williamson. That expense vouchers in the amount of \$464,322.05,  
and payroll vouchers in the amount of \$81,295.57, 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

108. There was no City Attorney report.

109. The City Clerk submitted the results of the City Primary Election  
which was held September 15, 1987.

110. The Acting City Manager reported on the fall 1987 yard debris dis-  
posal program. William Sterk and John Pluger, representing Able Sanitation,  
Inc., were present. The Acting City Manager reported that the City, in  
concert with the City Attorney, has developed a proposed letter agreement  
with Able Sanitation to provide a composting operation at their site in  
Grandville. The Acting City Manager advised that the City proposes to com-  
petitively bid for transportation of yard debris to the disposal site, subject  
to approval by the City Commission. No action was taken.

111. The City Engineer submitted a summary of bids received for the  
annual tree planting program and recommended that the bid of Tepper Nursery,  
the low bidder, be accepted in the amount of \$15,085.14, and that the property  
owners' share for trees ordered be set at \$26.00.

111-A. Young-Edison. that a contract be awarded to Tepper Nursery in  
the amount of \$15,085.14 for the 1987 annual tree planting program and that  
the property owners' share be set at \$26.00 per tree.

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

9/21/87

112. The Public Safety Director submitted a memorandum advising that the crossing location for Wealthy School students will remain at mid-block on Wealthy Street and a study will be conducted to determine if the Crossing Guard should be moved to an intersection location.

112-A. Edison-Williamson. That the Traffic Commission minutes of the meeting held August 18, 1987 be approved with the exception of the location of the Crossing Guard in the area of Wealthy Street near the Schoolhouse Condominiums.

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

113. The Acting City Manager submitted a memorandum regarding Preliminary Application for State Historic Preservation Grant. Sue Conklin, Chairperson of the Historical Commission, was present. The total amount of the project cost is estimated at \$23,600 of which \$11,800 would be requested in the Grant and \$11,800 to be provided by the City.

113-A. Mertz-Edison. That the Acting City Manager be authorized to file a Preliminary Application for State Historic Preservation Grant by the State's deadline date of September 30, 1987.

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

114. The Public Safety Department report for August, 1987, was received.

115. The Building Inspector's report for August, 1987, was received.

116. Commissioner Williamson requested that the subject of the Charter Commission election be placed on a future agenda.

117. Commissioner Moseley questioned whether or not warnings are being issued to violators of placement of yard debris.

118. Commissioner Edison commended all who were involved in the Reeds Lake Triathlon held September 12, 1987.

119. Commissioner Edison advised that the Planning Commission will prepare a proposed waste hauling ordinance amendment for submission to the City Commission on a regularly scheduled City Commission meeting in November.

120. The Mayor also commended all who were involved in the Reeds Lake Triathlon.

121. The Mayor recessed the regular meeting so that Commissioners could recess to the Little Auditorium of the East Grand Rapids High School for a presentation of the Recreation Master Plan.

122. The meeting was adjourned, subject to the call of the Mayor, until October 5, 1987.



City Clerk

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

Regular Meeting Held October 5, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: Acting City Manager Allard, City Attorney Huff, Public Safety  
Director Gallagher, Assessor Norman, Public Service Superintendent  
Smith, City Engineer McMann, and Lieutenant Ditmar.

123. The minutes of the meeting held September 21, 1987, were approved  
as written.

124. Young-Edison. That expense vouchers in the amount of \$189,028.78,  
and payroll vouchers in the amount of \$73,666.66, 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

125. The Mayor awarded proclamations to Bruce Bacon, 1424 Pinecrest  
Avenue SE, and Mark Virkstis, 2246 Boston Street SE, for meritorious efforts  
in aiding a citizen in a life-threatening emergency on September 25, 1987.

126. A hearing was then held on the request of Extrusions, Inc.  
to rezone the property at 703 Croswell Avenue SE from B-1 apartment district  
to C-1, commercial district. Linda Glaza-Herrington, Attorney for the petitioner,  
was present to explain the request. The following persons expressed opposition  
to granting of the rezoning request: George and Mary Macie, 725 Croswell SE;  
who also expressed the opposition of Mr. and Mrs. Boorsma, 716-720 Croswell SE;  
and Margit Sarne, 647 Lovett SE. Commissioner Edison distributed minutes of  
the Planning Commission meeting held July 14, 1987, which included a public hearing  
to consider the request to rezone the property at 703 Croswell SE.

126-A. Mehney-Edison. That the request of Extrusions Division, Inc.  
to rezone property at 703 Croswell SE from B-1, apartment district to C-1,  
commercial district, be denied.

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

127. A hearing was then held on the request of Blodgett Memorial Medical  
Center, 1840 Wealthy Street SE, for a variance to construct an addition of a  
corridor and building which require a variance pursuant to Article V, Section  
5.42 of the City Code. Brad Strader, Planner from W.B.D.C. Group, and William  
Glover, Executive Vice President of Blodgett Memorial Medical Center, were  
present to explain the requested variance. There were no objections.

127-A. Mehney-Moseley. That this Commission, acting as the Board of  
Zoning Appeals, grant the variance requested by Blodgett Memorial Medical Center.

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

128. The Association of Grand Rapids Area Governments submitted the following  
resolutions for action by the City Commission.

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

WHEREAS, the citizens of the Grand Rapids metropolitan area  
consider public transportation to be a vital public service to the  
community, and

10/5/87

WHEREAS, the elected representatives of the Grand Rapids area understand that the continuation and expansion of public transportation service is dependent to a significant degree upon funding from the Michigan Department of Transportation, and

WHEREAS, the disparity in the distribution of operating assistance funds has unfairly penalized citizens of the Grand Rapids area, and

WHEREAS, the City of East Grand Rapids recognizes the need for a change in the distribution formula for State operating assistance for public transportation which will assure a fair share of the State funding to its member jurisdictions,

NOW, THEREFORE, BE IT RESOLVED that the City of East Grand Rapids encourages, endorses and supports efforts of legislators and the Public Transportation Association to amend Act 51 so as to provide for a more equitable distribution of State operating assistance funds to all public transportation providers in Michigan.

and

WHEREAS, the State of Michigan Revenue Sharing Act No. 140, as amended, provides for the distribution of state sales tax on the basis of community population; and

WHEREAS, a number of communities in good faith undertook such a census expending funds to document at least a 15% increase in order that our residents would benefit from a fair and justified state shared revenue distribution based on current population numbers, noting that such a substantial population increase requires added services which depend on this revenue sharing distribution; and

WHEREAS, the Governor of the State of Michigan, the Honorable James J. Blanchard, did veto Section 30, House Bill No. 4114, which provided that such added shared revenue be paid to those communities which have experienced at least a 15% population increase and proved eligibility for the revenue.

NOW, THEREFORE, BE IT RESOLVED that we urge the Legislature and Governor James J. Blanchard to reinstate the annual supplemental special census payment of all those communities who qualified under the State of Michigan Revenue Sharing Act No. 140, as amended, having experienced at least a 15% population increase over the past seven years, documented through a special census, and being deeply concerned with their ability to better serve their residents under rapid growth conditions.

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

129. The City Attorney requested that an executive session be held following the regular Commission meeting to discuss a settlement offer on the condemnation of 429 Rosewood SE.

130. The Acting City Manager submitted a memorandum regarding rock salt bids for fiscal year 1988, and recommended that the low bid of Domtar Chemicals, Inc. at the rate of \$16.67 per ton be accepted through cooperative arrangement with area municipalities.

130-A. Moseley-Williamson. That the bid of Domtar Chemicals, Inc. be accepted in the amount of \$16.67 per ton for rock salt for fiscal 1988.

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

10/5/87

131. The acting City Manager submitted a communication directed to Able Sanitation, Inc. regarding a contract to provide for the disposal of yard debris, and a summary of bid tabulations received for the transportation of yard waste materials and recommended that two contracts be awarded to Able Sanitation, Inc. as follows:

- a) To provide composting of yard debris at a rate not to exceed \$3.00 per cubic yard for a 36-month period commencing on October 17, 1987, and ending on October 16, 1990;
- b) To provide for transportation costs of yard debris to the Able compost site and the transportation of other materials to a licensed landfill at the combined low bid rate of \$72.00 per 30-cubic yard rolloff container for an approximate 14-month period commencing on October 17, 1987, and ending on December 31, 1988.

131-A. Moseley-Young. That a contract be awarded to Able Sanitation to provide for the composting of yard debris at a rate not to exceed \$3.00 per cubic yard, and that the low bid of Able Sanitation be accepted for the transportation of yard debris to the Able compost site and for the transportation of other materials to a licensed landfill in the combined amount of \$72.00 per 30-cubic yard rolloff container and that a second contract be awarded to them for such transportation.

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

132. The minutes of the Traffic Commission meeting of September 14, 1987 were received.

133. Commissioner Edison reported that the Planning Commission will meet October 13, 1987 for the purpose of discussing allowable heights for accessory buildings.

134. Commissioner Moseley questioned whether or not the completed Community Recreation Facilities Plan questionnaires will be available for inspection by the public. The Mayor advised in the affirmative.

135. The Mayor commended the Public Safety Officers who in two recent incidents aided persons in life-threatening emergencies.

136. Williamson-Young. That the request of the City Attorney for an executive session to discuss a settlement offer on the condemnation of 429 Rosewood SE be added to this agenda and that this Commission go into executive session pursuant to Section 8(h) of the Open Meetings Act.

A roll call vote was taken:

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

The motion carried.

137. Following the executive session the meeting was adjourned, subject to the call of the Mayor, until October 19, 1987.

  
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City Clerk

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

Regular Meeting Held October 19, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: Acting City Manager Allard, City Attorney Huff, Deputy  
Chief Kroes, Public Safety Director Gallagher, and  
Civil Engineer I Kocsis.

138. The minutes of the meeting held October 5, 1987, were amended  
at Items 131 and 131-A as follows:

131. The Acting City Manager submitted a communication  
directed to Able Sanitation, Inc. regarding a contract to  
provide for the disposal of yard debris, and a summary of  
bid tabulations received for the transportation of yard  
waste materials and recommended that two contracts be  
awarded to Able Sanitation, Inc. as follows:

- a) To provide composting of yard debris at a  
rate not to exceed \$3.00 per cubic yard for  
a 36-month period commencing on October 17,  
1987, and ending on October 16, 1990;
- b) To provide for transportation costs of yard  
debris to the Able compost site and the  
transportation of other materials to a licensed  
landfill at the combined low bid rate of \$72.00  
per 30-cubic yard rolloff container for an  
approximate 14-month period commencing on October  
17, 1987, and ending on December 31, 1988.

131-A. Moseley-Young. That a contract be awarded to  
Able Sanitation to provide for the composting of yard  
debris at a rate not to exceed \$3.00 per cubic yard, and  
that the low bid of Able Sanitation be accepted for the  
transportation of yard debris to the Able compost site  
and for the transportation of other materials to a licensed  
landfill in the combined amount of \$72.00 per 30-cubic yard  
rolloff container and that a second contract be awarded to  
them for such transportation.

The minutes were then approved as amended.

139. Williamson-Young. That expense vouchers in the amount of  
\$101,096.46, and payroll vouchers in the amount of \$105,410.75, 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

140. Glenn Goodwin and Carrie DeBoer, representing Seidman & Seidman,  
were present and submitted results of the City's annual audit for the year  
ended June 30, 1987. The Acting City Manager distributed copies of the audit  
report and an accompanying memorandum.

141. The Acting City Manager submitted a memorandum with accompanying  
Cash and Securities Report and Budget Performance Grand Summary Report for  
the period ending September 30, 1987.

142. A hearing was then held on the request of Barbara Barnett, 2146  
Lansing Street SE, for a variance to permit the erection of a 6' 0" high  
fence along the side yard to within one (1) foot of the front lot line.  
Ms. Barnett was present and submitted a petition signed by 16 residents  
approving granting of the variance request. Harold Child, representing  
himself and his partner, M. C. Smith, owners of the building located at

10/19/87

529 Greenwood SE, was present. Mr. Child expressed his opposition. A letter signed by M. C. Smith also opposing granting of the variance request was submitted by the Acting City Manager. A communication was also received from Mrs. Edward Klinkner, 2143 Lansing Street SE, approving of the variance request. Marian Palmer, owner of properties located at 2129 and 2133 Lansing Street SE, also approved granting of the variance request.

142-A. Edison-Mehney. That this Commission, acting as the Board of Zoning Appeals, grant the variance requested by Barbara Barnett.

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

143. The Mayor gave an oral progress report on the selection of a City Manager.

144. The Plant Engineer submitted a memorandum and accompanying recommendations for implementation of the Reeds Lake Restoration Project.

146-A. Williamson-Moseley. That Items 3 and 4 of the recommendations, enforcement of phosphorus content of fertilizers and continual lake sampling for water quality testing, be implemented immediately.

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

145. There was no City Attorney report.

146. The Acting City Manager submitted a memorandum recommending approval of the adoption of the Cooperation Agreement with Kent County for Community Development Block Grant Program subject to the approval of the City Attorney.

146-A. Moseley-Edison. That the Cooperation Agreement with Kent County for Community Development Block Grant Program be adopted subject to approval of the City Attorney.

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

147. The Acting City Manager submitted a memorandum conveying the request of the Public Safety Director to donate \$1,000 to the community Action Council, which amount shall be charged to the Public Safety Department's Federal Seizure Account. Susan Wittenbach, President of the Community Action Council, was present and explained the operations of the Council.

147-A. Williamson-Edison. That this Commission authorize a donation of \$1,000 to the Community Action Council, which amount shall be charged to the Public Safety Department's Federal Seizure Account.

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

148. The Acting City Manager submitted a memorandum regarding tree stump removal bids and advised that the contract will be awarded to Herrema Tree Service, the low bidder, in the amount of \$1,296. No City Commission action is required due to the fact that the expenditure does not exceed \$2,500.

149. A communication was received from Kent County Department of Public Works transmitting an informational update regarding the effective date of the Combustible Waste Disposal Agreement.

150. The minutes of the Library Commission meeting held September 24, 1987 were received.

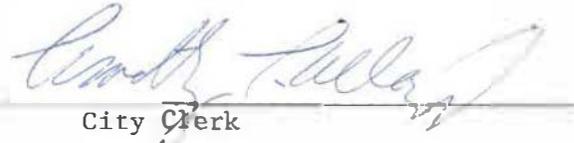
151. The Public Safety Department report for September, 1987 was received.

152. The Acting City Manager gave a report on the sale of five City-owned vehicles which netted the City approximately \$11,000.

10/19/87

153. Commissioner Moseley reported receipt of correspondence from citizens regarding weed harvesting in Reeds Lake and the need to replenish the lake with fish.

154. The meeting was adjourned, subject to the call of the Mayor, until November 2, 1987.



City Clerk

UNOFFICIAL  
Reference Only

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

Regular Meeting Held November 2, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: Acting City Manager Allard, City Attorney Huff, Plant Engineer Baragar, Assessor Norman, Public Safety Director Gallagher, and City Engineer McMann.

155. The minutes of the meeting held October 19, 1987, were amended at Item 142-A to reflect that Commissioner Moseley seconded the motion to grant the zoning variance requested by Barbara Bennett. The minutes were then approved as amended.

156. Edison-Williamson. That expense vouchers in the amount of \$308,244.10, and payroll vouchers in the amount of \$108,816.21, 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

157. The Mayor reported that Robert Homan, Manager of Saginaw Township, one of the four finalists for the position of City Manager for East Grand Rapids, will be interviewed on Tuesday, November 3, at 8:00 A.M.; Ed Koryzno, City Manager of Fenton, Michigan, will be interviewed on Thursday, November 5; Eric DeLong, Village Manager of Spring Lake, Michigan, will be interviewed on Tuesday, November 10; and Timothy Allard, Acting City Manager of East Grand Rapids, will be interviewed on November 11. It is anticipated that a decision on the City Manager for the City of East Grand Rapids will be made at the next regular City Commission meeting on November 16, 1987.

158. There was no City Attorney report.

159. The Acting City Manager submitted a memorandum on a West Michigan Environmental Action Council booklet entitled "Understanding Your Lakeshed, What You Can Do to Prevent Water Pollution" which was previously distributed to the City Commission and a proposed second edition of the booklet.

160. The minutes of the Parks & Recreation Commission meeting held October 21, 1987 were received.

161. The Building Inspector's report for September, 1987, was received.

162. Followup materials relating to the Plant Engineer's report submitted with the October 19, 1987 agenda were distributed, including the following: partial recommendations of the 1985 Project Report from the Department of Natural Resources and the minutes of the Joint Meeting of Citizens Advisory Committee for the Restoration of Reeds Lake and the Parks Committee of the City Commission which was held March 5, 1986.

163. Minutes of the Traffic Commission meeting held October 20, 1987, were received. Enclosed with this report were the Management Information Service Report from I.C.M.A. relating to traffic control, and a recommendation from AAA dated October 13, 1976, which presents a rationale for determining the appropriateness for "Stop" signs throughout municipalities.

164. The minutes of the Joint Facilities Committee meeting held October 13, 1987, were received with accompanying schedule of meetings to be held by the Joint Facilities Committee to consider the proposed Recreation Master Plan.

165. The Acting City Manager submitted a communication from Margit Sarne, 647 Lovett Street SE, concerning the proposed Recreation Master Plan.

11/2/87

166. The Acting City Manager reported that trees at the corner of Breton Road and Englewood Drive had been removed as requested.

167. The Mayor submitted a memorandum regarding a memorial to former City Manager Fred Tholen.

167-A. Young-Moseley. That a plaque be erected on a pedestal near the reflecting pool and a portrait of Fred Tholen be placed in the lobby of City Hall as a memorial.

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

168. Commissioner Moseley requested that leaves be collected on Mondays on busy streets during the leaf pickup season.

169. Commissioner Moseley reported that she has received calls from concerned citizens regarding the drainage of pools into the sewer.

170. Commissioner Moseley expressed concern about residents who do not obey the animal leash-law.

171. The Mayor reported that he proposes to continue the annual review of each department of the City.

172. Williamson-Young. That this Commission go into executive session pursuant to Sections 8(d) and 8(e) of the Open Meetings Act to discuss a potential purchase of real property and settlement negotiations regarding the 429 Rosewood SE condemnation litigation.

A roll call vote was taken:

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

The motion carried.

173. Following the executive session the meeting was adjourned, subject to the call of the Mayor, until November 16, 1987.

*Linda Lacey*

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

Regular Meeting Held November 16, 1987

The meeting was called to order by Mayor Deems.

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

Also Present: Acting City Manager Allard, Robert W. Richardson, representing the City Attorney, Assessor Norman, Public Safety Director Gallagher, Public Service Superintendent Smith, Civil Engineer I Kocsis, Deputy Director Kroes, Lieutenant Ditmar, Plant Engineer Baragar, and Librarian DeYoung.

174. The minutes of the meeting held November 2, 1987, were approved as written.

175. Williamson-Young. That expense vouchers in the amount of \$138,136.98, and payroll vouchers in the amount of \$104,092.18, 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

176. A public hearing was held on the proposed amendment to Section 5.83 of Chapter 50 of Title V of the Ordinance Code "Accessory Buildings" which was unanimously approved by the Planning Commission at their meeting of October 13, 1987.

176-A. Mertz-Moseley. That the following ordinance be adopted except that the height of detached garages should be limited to 12 feet:

AN ORDINANCE TO AMEND SECTION 5.83  
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 5.83 of Chapter 50 of Title V of the Code of the City of East Grand Rapids is amended to read as follows:

"Sec. 5.83 Accessory Buildings.

Accessory buildings shall not exceed twelve (12) feet in height and shall be at least ten (10) feet from any dwelling situated on the same lot and at least six (6) feet from any other building or accessory building on the same lot.

Accessory buildings shall be located at least three (3) feet from both side and rear lot lines and, except as herein expressly provided, may be erected only in the rear yard and at least sixty (60) feet from any street.

Exception No. 1: Detached garages may be located in rear or side yards not closer to the street than the principal building on the lot or the principal building on the lot immediately abutting the location of the garage.

Exception No. 2: Buildings accessory to swimming pools constructed in accordance with the provisions of Chapter 82 of the City Code may be located in the side yard adjoining the pool. Such buildings shall be located at least sixty (60) feet from any street.

11/16/87

Section 2: This ordinance shall be effective on November 26, 1987.

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

The motion carried.

177. The Mayor reported that the Personnel Committee had not made a recommendation for a candidate for the position of City Manager for the City of East Grand Rapids.

177-A. Young-Edison. That Timothy T. Allard be appointed to the position of City Manager for the City of East Grand Rapids.

A roll call vote was taken:

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

The motion carried.

178. The City Attorney reported on the purchase of 429 Rosewood SE and 1741 Wealthy Street SE, by the City.

178-A. Young-Williamson. That the City Manager be authorized to purchase the properties located at 429 Rosewood SE and 1741 Wealthy SE from Blackhawk, Inc. at a cost of \$27,000 and that the City will assume outstanding taxes and assessments subject to approval by the City Attorney of settlement agreement and that these monies be appropriated from the General Fund Undesignated Balance.

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

179. The City Engineer submitted a memorandum recommending the purchase of property adjacent to the East Beltline at Cascade Road from the Michigan Department of Transportation at a cost of \$100.

179-A. Mertz-Mehney. That the City of East Grand Rapids purchase a parcel of property adjacent to the East Beltline at Cascade Road from the Michigan Department of Transportation at a cost of \$100 and that this amount be appropriated from the General Fund Undesignated Balance.

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

180. The Plant Engineer submitted a memorandum requesting authorization to purchase 2,500 revised watershed booklets from the West Michigan Environmental Action Council at a cost of \$2,050.

180-A. Young-Williamson. that the Plant Engineer be authorized to purchase and distribute 2,500 revised watershed booklets at a cost of \$2,050 and that said amount has been previously appropriated from the Lake Restoration Fund.

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

181. The City Manager submitted a memorandum regarding a Participation Agreement with the State Treasurer, a letter from the City's bond counsel, copy of a Participation Agreement, and related authorizing resolution, and recommended approval of a Participation Agreement with the State

11/16/87

Treasurer in connection with 1986 Consolidated Tax Anticipation Notes. The City's Bond Counsel, James White, was present to answer questions and recommended approval of the Participation Agreement subject to his review.

181-A. Williamson-Mehney. That the Participation Agreement be approved by this Commission subject to approval by Bond Counsel James White.

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

182. The City Manager submitted a memorandum regarding a proposed budget amendment for professional services rendered by M. C. Smith & Associates in connection with Recreation and Athletic Facilities Study in the amount of \$7,886 which is the City's share and which amount was approved by the Commission on June 1, 1987, but omitted in the City Manager's budget for the current fiscal year.

182-A. Mertz-Young. That the amount of \$7,886 be approved for payment to M. C. Smith & Associates and that this amount be transferred from the General Fund Undesignated Balance to the appropriate City Buildings Account.

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

183. The Building Inspector's report for October, 1987 was received.

184. The Public Safety Department report for October, 1987 was received.

185. The minutes of the Planning Commission meeting held October 13, 1987 were received.

186. The minutes of the Joint Facilities Committee meeting held November 3, 1987 were received.

187. Commissioner Williamson reported that he had attended the Kent County Department of Public Works meeting on November 11, 1987, and submitted a memorandum containing a summary of proposed rate increase of the tipping fees by Kent County for its South Kent Landfill.

188. Commissioner Edison reported that Grand Valley State University students will be conducting a survey of the City November 23rd in an attempt to gain input from the citizenry concerning household refuse collection policies.

189. The Cadence Newspaper submitted a notice of their participation as a drop-off place for Toys for Tots program.

190. The Mayor thanked John Sullivan Management Service for assistance in the selection of a City Manager. Mr. Sullivan was present.

191. The meeting was adjourned, subject to the call of the Mayor, until December 7, 1987.



City Clerk

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

Regular Meeting Held December 7, 1987

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, City Attorney Huff, City Engineer McMann,  
Public Safety Director Gallagher and Deputy Chief Kroes.

192. The minutes of the meeting held November 16, 1987 were approved as written.

193. Young-Williamson. That expense vouchers in the amount of \$56,473.46, and payroll vouchers in the amount of \$151,178.32, 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

194. Oaths of office were administered to First Ward Commissioner David P. Mehney, Second Ward Commissioner Stephen F. Mertz, Third Ward Commissioner Kent A. Williamson, Mayor Nyal D. Deems, and City Manager Timothy T. Allard.

195. The City Attorney gave a report on expenses incurred and time spent by the City regarding the condition of the property at 429 Rosewood SE.

196. The City Attorney reported that the City is in possession of a signed settlement agreement with Blackhawk, Inc. for the property at 429 Rosewood SE. The City Attorney further reported that the City is in possession of deeds for the properties located at 429 Rosewood SE and 1741 Wealthy SE, and requested authorization to advertise for bids for the sale of the property at 429 Rosewood SE.

196-A. Moseley-Young. That authorization be given to advertise for bids for the property located at 429 Rosewood SE.

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

197. The City Attorney reported on the status of repairs to the property located at 553 Greenwood SE.

198. The City Manager submitted a memorandum regarding Grand Rapids water-sewer rate study with attached Water Supply System Fund Rate Analysis. No action was requested.

199. The City Manager and Public Safety Director submitted a memorandum regarding participation in an area-wide law enforcement information network with Kent County.

199-A. Williamson-Edison. That the City Manager be authorized to transfer to the Public Safety Department \$25,960 from the Federal Seizure Reserve for participation in an area-wide law enforcement information network and purchase of related computer hardware, and \$1,241 for related operational expenses from the General Fund Undesignated Balance, and that purchase orders for this purpose be issued, as sole suppliers of the above, to Kent County in the amount of \$20,893 and to International Business Machines in the amount of \$3,562, and that the competitive bidding process be waived.

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

200. The City Manager submitted a memorandum regarding completion of telephone enhancements and requested authorization to issue purchase orders in an amount not to exceed \$3,300.

12/7/87

200-A. Edison-Young. That the City Manager be authorized to issue a purchase order in an amount not to exceed \$3,300 for the completion of telephone enhancements to the telephone system as they affect the Public Safety Department and that this amount be charged to the Federal Seizure Reserve.

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

201. The City Manager submitted a memorandum regarding a Release and Discharge Agreement with Bond Counsel, James White of Mike, Meyers, Beckett & Jones.

201-A. Edison-Young. That the Release and Discharge Agreement, and related resolution, in connection with 1986 Tax Anticipation Notes received from Bond Counsel James White, be approved.

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

202. The minutes of the Traffic Commission meeting held November 17, 1987, were received.

203. The minutes of the Parks and Recreation Commission meeting held October 21, 1987, were received.

204. The Building Inspector's report for November, 1987, was received.

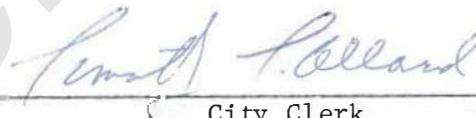
205. Commissioner Williamson reported on the tree lighting ceremony in Gaslight Village.

206. The Mayor reported receipt of communications, one in appreciation of assistance from the Plant Engineer regarding a fence, and another commending the Public Safety Department for quick response to a life-threatening medical emergency affecting a family member.

207. The Mayor reported receipt of a communication from Amoco Oil Company advising that they will conduct a weekly cleanup effort at the former Amoco Service Station on Wealthy SE.

208. A communication was received from GGREAT in appreciation for the City's involvement in the organization, thus enabling GGREAT to receive the Michigan Communities of Economic Excellence Program Award for 1987.

209. The meeting was adjourned, subject to the call of the Mayor, until December 21, 1987.



City Clerk

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

Regular Meeting Held December 21, 1987

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, City Attorney Huff, City Engineer McMann,  
Public Service Superintendent Smith, Plant Engineer Baragar,  
Public Safety Director Gallagher, and Deputy Director Kroes.

210. The minutes of the regular meeting held December 7, 1987, were amended at Item #198 by correcting a typographical error. The minutes were then approved as amended.

211. Williamson-Young. That expense vouchers in the amount of \$245,363.70, and payroll vouchers in the amount of \$81,738.78, 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

212. The City Attorney reported that the City has received a summons and complaint due to an injury suffered by a citizen arising from street construction work during July 1987, on Richards Drive SE. This item has been referred to the City's insurance carrier...

213. The City Attorney reported that a defective chimney at the residence located at 553 Greenwood SE has been removed and repair work on the property is progressing well.

214. The City Attorney reported that an advertisement for the sale of City-owned property located at 429 Rosewood SE has been placed in local newspapers.

215. The Personnel Committee submitted a recommendation to appoint Jeffrey Justin as interim City Clerk-Controller for a period of 6-months effective January 1, 1988. The Committee also included a resume submitted by Mr. Justin.

215-A. Moseley-Mehney. That Jeffrey Justin be appointed interim City Clerk-Controller for a period of 6-months effective January 1, 1988.

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

216. The City Engineer submitted a memorandum regarding projects of the City Engineering Department completed in 1987.

217. The Plant Engineer submitted a 1987 project status and departmental activities report.

218. The City Manager submitted a report of Public Service Department projects which have been completed and outstanding work to be done.

219. The City Manager submitted a memorandum regarding the Fall, 1987 yard debris disposal contract with Able Sanitation.

220. A Special Events Permit Application was received from St. Mary's Hospital requesting permission to conduct a New Years Resolution Run to be held January 1, 1988.

220-A. Mehney-Moseley. That St. Mary's Hospital be permitted to conduct a New Years Resolution Run on January 1, 1988.

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

12/22/87

221. The Plant Engineer submitted a memorandum and form of advertisement for bids for sale of City-owned property located at 429 Rosewood SE.

222. A communication was received from UA Cablesystems of Michigan advising of change of services and fees effective January 1, 1988.

223. The minutes of the Joint Facilities Committee meeting held December 2, 1987 were received.

224. The Public Safety Department report for November, 1987, was received.

225. The City Manager reported that the City has received confirmation that the closing agreement with IRS in relation to the tax anticipation notes has been completed.

226. Commissioner Edison submitted a copy of an East Grand Rapids Refuse Service Survey conducted by students of Grand Valley State University, and a proposed ordinance amendment regarding collection of solid waste other than yard rubbish.

226-A. Edison-Moseley. That this item be placed on the agenda for discussion and introduction.

A roll call vote was taken:

Yeas: Edison - 1

Nays: Mehney, Mertz, Moseley, Williamson, Young, Deems - 6

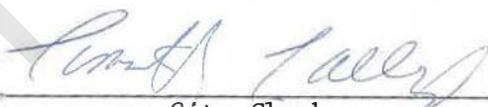
The motion failed.

227. The Mayor reported that a local radio station has approached the City requesting permission to conduct a fireworks display on New Years Eve. The Mayor further reported that the City Manager and Public Safety Director have expressed concern that personnel will not be available for such an event. Permission for the requested fireworks display was not approved.

228. Commissioner Moseley reported that the regular Traffic Commission meeting for December was cancelled due to inclement weather.

229. Commissioner Moseley commended the Public Service Department for their efforts in clearing the streets and sidewalks of snow.

230. The meeting was adjourned, subject to the call of the Mayor, until January 4, 1988.

  
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City Clerk