

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

Regular Meeting Held January 8, 1973

The meeting was called to order by Mayor Collins.

Present: Coms. Pierce, Cooper, Swain, Stoppels, Eleveld, and Mayor Collins.
Absent: Com. Remien.

198. The minutes of the meeting held December 18, 1972 were approved as written.

199. Pursuant to public notice, a hearing was then held by the Commission, acting as the Board of Zoning Appeals, upon the request of Mr. Gary Lummen, 937 Breton Road, SE, to permit construction of an addition to his residence which would be 6' 7½" from his garage. Mr. Lummen was present. There were no objections to this request.

199-A. Swain-Pierce. That the Commission, acting as the Board of Zoning Appeals, grant the variance as requested by Mr. Lummen.

Yeas: Pierce, Cooper, Swain, Stoppels, Eleveld, Collins - 6
Nays: 0

200. The City Manager reported on proceedings that have heretofore been taken on the request of Mr. Jordan Sheperd for rezoning of his Greenwood property. After much discussion it was moved by Commissioner Cooper and supported by Commissioner Swain that the Commission deny the request of Mr. Sheperd.

Commissioner Eleveld was opposed to this motion because he felt that the Planning Commission should have an opportunity to review the plans of Mr. Sheperd, and on this basis he moved and Commissioner Stoppels supported, that the motion be tabled.

A roll call vote was taken on the motion to table.

Yeas: Stoppels, Eleveld, Collins - 3
Nays: Pierce, Cooper, Swain - 3

The motion failed.

The vote on the main motion:

Yeas: Pierce, Cooper, Swain, Eleveld, Collins - 5
Nays: Stoppels - 1

The motion carried.

201. The City Manager recommended that East Grand Rapids allocate its Federal Revenue Sharing funds to the restoration of the Public Safety Building. He also reported that he was holding a letter from the East Grand Rapids Library signed by Mrs. Godin, Librarian, requesting that \$6,650.00 of the revenue sharing money be allocated to the library.

201-A. Stoppels-Eleveld. That this Commission allocate the Federal Revenue Sharing funds for the restoration of the Public Safety building. These funds to be the City's increments from January 1, 1972 through June 30, 1974.

Yeas: Pierce, Cooper, Swain, Stoppels, Eleveld, Collins - 6
Nays: 0

202. Mayor Collins recommended that Mr. Fred Tholen, City Manager, be appointed to the Regional Planning Commission Steering Committee.

202-A. Mayor Collins-Pierce. That the recommendation of the Mayor be concurred in.

Yeas: Pierce, Cooper, Swain, Stoppels, Eleveld, Collins - 6
Nays: 0

203. Mayor Collins recommended that Commissioner Stoppels be appointed to the Community Advisory Board (Kent County Refuse Disposal System).

203-A. Mayor Collins-Eleveld. That the recommendation of the Mayor be concurred in.

Yeas: Pierce, Cooper, Swain, Stoppels, Eleveld, Collins - 6
Nays: 0

204. Mayor Collins recommended that Mr. Britton Gordon be appointed to the Zoning Advisory Board of the East Beltline Corridor with Mr. Carson Donley as alternate.

204-A. Mayor Collins-Swain. That the recommendation of the Mayor be concurred in.

Yeas: Pierce, Cooper, Swain, Stoppels, Eleveld, Collins - 6
Nays: 0

205. Reports for the month of December from the Fire Department, Police Department, and Building Inspector were received and filed.

206. Commissioner Stoppels suggested that larger entrance and exit arrows should be placed in the parking lot at Ramona Center.

He also suggested that a large clock be placed upon the skating rink building so that children can see what time it is to help prevent the problem that now exists with parents parking in the fire lanes, thus creating a hazard.

207. Commissioner Eleveld inquired whether the City Recreation Department was planning anything in their program for a snowmobile course. The City Manager reported that the Recreation Department is trying to work out something with the Department of Natural Resources and the Sheriff's Department.

208. Pierce-Eleveld. That expense vouchers in the amount of \$60,759.13, and payroll vouchers in the amount of \$45,513.67, as approved by the Ways & Means Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Swain, Stoppels, Eleveld, Collins - 6
Nays: 0

209. There were six residents in attendance at this meeting.

210. The meeting was adjourned at 8:15 p.m., subject to the call of the Mayor, until January 22, 1973.

City Clerk

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

Regular Meeting Held January 22, 1973

The meeting was called to order by Mayor Collins.

Present: Coms. Pierce, Cooper, Remien, Swain, Stoppels, and Mayor Collins.
Absent: Com. Eleveld.

211. The minutes of the meeting held January 8, 1973 were approved as written.

212. The City Manager reported on bids which were received for the televising and cleaning of the sanitary sewer in Reeds Lake Blvd. from Lakeside Drive to El Centro and recommended that the contract be awarded to Modern Sewer Cleaning, Inc. based on a price of 69¢ per lineal foot for a total of \$2,017.56 plus complete root removal where, and if, necessary at 25¢ a lineal foot, or a maximum of \$731.00.

212-A. Stoppels-Swain. That the City Manager be authorized to enter into a contract with Modern Sewer Cleaning, Inc. in the specified amounts.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

213. The City Manager recommended that the City of East Grand Rapids enter into a contract with Owen-Ames-Kimball for the purpose of hiring them as construction management consultants for the reconstruction of the Public Safety Building for a basic fee of \$30,000.00.

213-A. Mayor Collins-Stoppels. That the City enter into a contract with Owen-Ames-Kimball as recommended by the City Manager.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

214. The following preamble and resolution were offered by Mayor Collins and supported by Commissioner Stoppels:

WHEREAS, it is hereby determined that it is necessary to borrow the sum of Two Hundred Thirty-five Thousand Dollars (\$235,000) in anticipation of the collection of taxes for capital improvement for the next succeeding fiscal year ending June 30, 1974, which taxes are first due and payable on July 1, 1973, for the purpose of obtaining funds for capital improvements; and

WHEREAS, Act No. 202 of the Public Acts of Michigan, 1943, authorizes the borrowing of money in anticipation of the collection of the unpaid tax for such capital improvements as can be legally and properly provided for in the budget for the next succeeding fiscal year, in an amount not to exceed the sum or sums provided to be levied for such improvement or improvements; and

WHEREAS, outstanding loans against the next succeeding fiscal year's taxes for capital improvement are none.

NOW, THEREFORE, BE IT RESOLVED that the City of East Grand Rapids borrow for the above purpose the sum of Two Hundred Thirty-five Thousand Dollars (\$235,000), or such part thereof as the Municipal Finance Commission may authorize, and issue the note of the City therefor in anticipation of the collection of the taxes for capital improvement for the next succeeding fiscal year ending June 30, 1974; and

BE IT FURTHER RESOLVED that the City Clerk be, and he is, hereby authorized to make application to the Municipal Finance Commission, for and on behalf of the City, for an order permitting the City to borrow \$235,000 and issue its note therefor as aforesaid; and

BE IT FURTHER RESOLVED that said note bear interest at not to exceed six per cent (6%) per annum, be dated April 1, 1973, and be due and payable April 1, 1974 (without option of prior redemption), which is the estimated time of collection of a sufficient amount of taxes for capital improvement for the next succeeding fiscal year to pay the note in full; and

BE IT FURTHER RESOLVED, irrevocably, that a tax shall be levied in an amount equal to the principal of and interest as to the aforesaid note in the next succeeding fiscal year for the purpose of capital improvement for which the above loan is to be made and that such loan shall be paid from the receipts of the taxes levied for capital improvement for the said next succeeding fiscal year; and

BE IT FURTHER RESOLVED that hereafter from the first collections of the taxes for the next succeeding fiscal year there shall be set aside in a special fund to be used for the payment of principal and interest on said note that per cent of such collection which the tax levied for capital outlay bears to the total levy, and until the amount so set aside shall be sufficient for such payment, collections of such taxes to be so set aside shall be used for no other purpose; and

BE IT FURTHER RESOLVED that the said note shall be payable in lawful money of the United States of America at such bank or trust company in the State of Michigan qualified to act as paying agent as shall be designated by the original purchaser, with the approval of the City Commission; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk of the City of East Grand Rapids be, and they are, hereby authorized and directed to execute said note for and on behalf of the City, and that upon the execution of said note, the same shall be delivered to the Treasurer of the City, who is authorized and directed to deliver said note to the purchaser thereof upon the receipt of the purchase price therefor; and

BE IT FURTHER RESOLVED that the said note shall be sold at public sale, that sealed proposals for the purchase of \$235,000 note to be issued in anticipation of the receipt of the 1973 tax be received up to 7:30 o'clock p.m. on a date to be hereafter determined, and that notice thereof be published in accordance with law in the Michigan Investor, a publication printed in the English language and circulated in the State of Michigan, and which carries as a part of its regular service, notices of sale of municipal bonds and notes, and in The Grand Rapids Press, a newspaper of general circulation in said City, which notice shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$235,000.00

CITY OF EAST GRAND RAPIDS

COUNTY OF KENT, STATE OF MICHIGAN

TAX ANTICIPATION NOTE

Sealed bids for the purchase of the above note will be received by the undersigned at the City Hall, 750 Lakeside Drive, S.E., East Grand Rapids, Michigan 49506, until 7:30 o'clock p.m., _____ Time, on the _____ day of _____, 1973, at which time and place they will be publicly opened and read.

The note will be dated April 1, 1973, will mature without option or prior redemption April 1, 1974, and will bear interest at a rate or rates not exceeding six per cent (6%) per annum. Both principal and interest will be payable at a bank or trust company located in the State of Michigan qualified to act as paying agent, to be designated by the purchaser. Said note shall consist of such denomination or denominations as may be designated by the purchaser. Accrued interest to date of delivery of such note must be paid by the purchaser at the time of delivery.

For the purpose of awarding the note the interest cost of each bid will be computed by determining, at the rate or rates specified therein, the total dollar value of all interest on the note from _____, to its maturity, and deducting therefrom any premium. The note will be awarded to the bidder whose bid on the above computation produces the lowest interest cost to the City. No proposal for the purchase of less than the full note or at a price less than its par value will be considered.

The loan is in anticipation of the capital improvement tax due and payable July 1, 1973.

Envelopes containing the bids should be plainly marked "Proposal for Note."

A certified or cashier's check in the amount of \$4,700.00 drawn upon an incorporated bank or trust company and payable to the order of the Treasurer of the City of East Grand Rapids must accompany each bid as a guaranty of good faith on the part of the bidder. Checks of unsuccessful bidders will be promptly returned.

Bids shall be conditioned upon the unqualified opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, the cost of which shall be paid by the City. The City shall furnish the note ready for execution at its expense. The note will be delivered at a place agreed upon by the purchaser.

The right is reserved to reject any and all bids.

Clerk, City of East Grand Rapids

APPROVED: _____
STATE OF MICHIGAN
MUNICIPAL FINANCE COMMISSION

BE IT FURTHER RESOLVED that the City Clerk be, and he is, hereby authorized and directed to forward the foregoing Notice of Sale to the Municipal Finance Commission, Lansing, Michigan 48922, for its approval; that upon receipt of said approval he is hereby authorized to determine and fix the time of receiving bids for the purchase of said note, the date from which interest will be computed in awarding said note, to insert such times in the Notice of Sale, and to publish the approved form of Notice of Sale in accordance with the law; and

BE IT FURTHER RESOLVED that all resolutions and parts of resolutions insofar as the same may be in conflict herewith are hereby rescinded.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

RESOLUTION DECLARED ADOPTED.

215. The following preamble and resolution were offered by Mayor Collins and supported by Commissioner Stoppels:

WHEREAS, it is hereby determined that it is necessary to borrow the sum of One Hundred Thousand (\$100,000.00) Dollars, in anticipation of the collection of taxes for capital improvements for the then next succeeding fiscal year ending June 30, 1975, which tax is due and payable on July 1, 1974, for the purpose of obtaining funds to make capital improvements in the City;

AND WHEREAS, Act 202 of the Public Acts of Michigan of 1943 authorizes the borrowing of money in anticipation of the collection of the unpaid tax for such capital improvements as can be legally and properly provided for in the budget of the then next succeeding fiscal year, in an amount not to exceed the sum or sums provided to be levied for such improvement or improvements;

AND WHEREAS, there are no outstanding loans against the then next succeeding fiscal year's taxes for capital improvements;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City of East Grand Rapids, County of Kent, Michigan, borrow for the above purpose the sum of One Hundred Thousand (\$100,000.00) Dollars, or such part thereof as the Municipal Finance Commission may authorize, and issue the notes of the City therefor, in anticipation of the collection of the taxes for capital improvements for the then next succeeding fiscal year ending June 30, 1975.

2. The City Clerk is hereby authorized to make application to the Municipal Finance Commission for and on behalf of the City for an order permitting the City to borrow One Hundred Thousand (\$100,000.00) Dollars and issue its notes therefor as aforesaid.

3. Said notes shall bear interest at not to exceed six per cent (6%) per annum; the notes shall be dated August 1, 1973, and be due and payable August 1, 1974, which is the estimated time of collection of a sufficient amount of taxes for capital improvements for the then next succeeding fiscal year to pay the notes in full.

4. Hereafter from the first collection of the taxes for the then next succeeding fiscal year there shall be set aside in a special fund that percentage of such collections which the tax for capital outlay bears to the total tax levy, said fund to be used for the payment of the principal of and interest on said notes, and until the amount so set aside shall be sufficient for such payments, collections of such taxes shall be used for no other purpose.

5. The said notes shall be payable in lawful money of the United States of America, at such bank or trust company in the State of Michigan, qualified to act as paying agent as shall be designated by the original purchaser.

6. The Mayor and City Clerk be and they are hereby authorized and directed to execute said notes for and on behalf of the City of East Grand Rapids, and that upon the execution of said notes the same shall be delivered to the City Treasurer, who is hereby authorized and directed to deliver said notes to the purchaser thereof, upon the receipt of the purchase price therefor.

7. The said notes shall be sold at public sale; that sealed proposals for the purchase of said notes be received up to 7:30 o'clock p.m., on a date to be hereafter determined by the City Clerk, and that notice thereof be published in accordance with law in the Michigan Investor, a publication printed in the English language and circulated in the State of Michigan, and which carries as a part of its regular service, notices of sale of municipal bonds and notes, and in The Grand Rapids Press, a newspaper of general circulation in the City of East Grand Rapids, Michigan, which notice shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$100,000.00

CITY OF EAST GRAND RAPIDS
COUNTY OF KENT, STATE OF MICHIGAN

NOTES

Sealed bids for the purchase of the above notes will be received by the undersigned at the office of the City Clerk in the City Hall located at 750 Lakeside Drive, S.E., East Grand Rapids, Michigan 49506, until 7:30 o'clock p.m., _____ Time, on _____, the _____ day of _____, 1973, at which time and place said bids will be publicly opened and read.

The notes will be dated August 1, 1973, will mature August 1, 1974, and will bear interest at a rate not exceeding six per cent (6%) per annum. Both principal and interest will be payable at a bank or trust company qualified under Michigan or Federal Statutes to act as paying agent, to be designated by the original purchaser, with the approval of the City Commission. Form and denomination of the notes shall be at the option of the purchaser. Accrued interest to date of delivery of such notes shall be paid by the purchaser at the time of delivery. The notes shall be non-callable prior to maturity.

For the purpose of awarding the notes, the interest cost of each bid will be computed by determining, at the rate specified therein, the total dollar value of all interest on the notes from _____, 19____ to their maturity and deducting therefrom any premium. The notes will be awarded to the bidder whose bid on the above computation produces the lowest interest cost to the City. No proposal for the purchase of less than all of the notes or at a price less than their par value will be considered.

The loan is in anticipation of the Capital Improvement Tax due and payable July 1, 1974.

Envelopes containing the bids should be plainly marked "Proposal for Notes."

A certified or cashier's check in the amount of \$2,000.00, drawn upon an incorporated bank or trust company and payable to the order of the Treasurer of the City of East Grand Rapids, County of Kent, Michigan, must accompany each bid as a guaranty of good faith on the part of the bidder. Checks of unsuccessful bidders will be promptly returned.

Bids shall be conditioned upon the unqualified opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, approving the legality of the notes, to be secured at the City's expense. The City will furnish notes ready for execution at its expense. Notes will be delivered at such place as may be agreed upon with the purchaser.

The right is reserved to reject any or all bids.

Clerk, City of East Grand Rapids

APPROVED: _____
STATE OF MICHIGAN
MUNICIPAL FINANCE COMMISSION

8. The City Clerk be and he is hereby authorized and directed to forward the foregoing Notice of Sale to the Municipal Finance Commission, Lansing, Michigan 48902, for its approval; that upon receipt of said approval he is hereby authorized to determine and fix the time of receiving bids for the purchase of said notes, the date from which interest will be computed in awarding them, to insert such time in the Notice of Sale, and to publish the approved form of Notice of Sale in accordance with the law.

9. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution be and the same hereby are rescinded.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

RESOLUTION DECLARED ADOPTED.

216. A proposal was received from Vilican-Leman Associates, Inc. setting forth two alternative methods of procedure for undertaking a planning program for East Grand Rapids. This letter was discussed.

216-A. Remien-Cooper. That the City of East Grand Rapids employ the firm of Vilican-Leman Associates, Inc. on a regularly scheduled monthly basis to assist

in programming the planning activities of the City, at a cost of \$400.00 per month.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

217. A statement was received from the firm of Law, Buchen, Weathers, Richardson & Dutcher in the amount of \$3,876.16 relative to services performed by their firm from July 1, 1972 to December 31, 1972 in connection with building repairs and recovery matters.

217-A. Swain-Pierce. That payment of the bill in the amount of \$3,876.16 be approved.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

218. Reports from the AGRAG Advisory Committee and the Solid Waste Management Study progress were received and filed.

219. Letters were received from several citizens regarding "The Comment". Copies of these letters were distributed to the Commissioners and also to the editor.

220. The financial report for a 6-month period ended December 31, 1972 was received and filed.

221. A letter was received from Mr. George S. Egger relative to the condition of the street in front of the lots he owns on Beechwood Drive immediately west of Lake Drive. After much discussion the Mayor suggested that the City Manager and the Engineer prepare and submit to the Commission a proposed offer to Mr. Egger for a portion of his lots and that they also prepare for the Commission an estimate of the cost of improving or cul-de-sacing Beechwood.

222. Mr. Ainsworth, who lives on Argentina, brought to the attention of the Commission his dissatisfaction with the manner in which the East Grand Rapids City Attorney's office handled a case in which one of his sons was involved. The City Attorney stated that he was unaware of this situation and that he would look into it and report back to Mr. Ainsworth and the City Commission.

223. Commissioner Cooper suggested that the Commission review what steps they can take relative to the zoning in the Greenwood area and asked to have this discussed at the next Committee-of-the-Whole meeting.

224. Cooper-Pierce. That expense vouchers in the amount of \$1,913,430.22, and payroll vouchers in the amount of \$22,098.30, as approved by the Ways & Means Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

225. Commissioner Pierce inquired whether it would be possible to combine the School Elections with the City Elections. This matter was referred to the City Attorney for a report as to the feasibility of combining these elections in the future.

226. Commissioner Pierce suggested that the City make another request of the City of Grand Rapids to grade Woodlawn so that the condition of the street will be improved and that the City Manager report back to the Commission as to the reply received from the City of Grand Rapids.

227. Commissioner Stoppels reported that he attended an Advisory Committee meeting on Solid Waste Disposal in Kent County, that there will be a scheduled meeting to discuss cost and that further information relative to the meeting will be forthcoming.

228. Commissioner Swain requested that a joint meeting be held with County Commissioner Paul Goebel, Jr., the Grand Rapids Township Board, and the City of East Grand Rapids Commissioners to discuss the problem of possible pollution to Reeds Lake.

1/22/73

229. Due to the resignation of Samuel Corl from the Traffic Commission, Mayor Collins recommended that Mr. J. Robert Green be appointed to replace him.

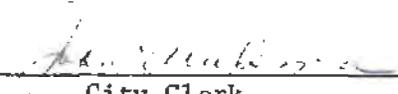
229-A. Stoppels-Remien. That the recommendation of the Mayor be concurred in.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6

Nays: 0

230. There were 11 residents in attendance at this meeting.

231. The meeting was adjourned at 9:45 p.m., subject to the call of the Mayor, until February 5, 1973.



City Clerk

UNOFFICIAL
Reference Only

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

Regular Meeting Held February 5, 1973

The meeting was called to order by Mayor Collins.

Present: Coms. Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, and Mayor Collins.

Absent: None.

232. The minutes of the meeting held January 22, 1973 were approved as written.

233. Pursuant to public notice a hearing was held by the City Commission, acting as the Board of Zoning Appeals, upon the request of Mr. J. Brock Albert for a zoning variance to permit construction of an addition to his garage eight feet from his side lot line. Mr. Albert was present to explain the reason for this addition.

233-A. Eleveld-Stoppels. That the variance requested by Mr. J. Brock Albert be granted.

233-B. Cooper-Swain. That the above motion be amended by adding the condition that should the City wish to develop Andover within the next three years that the City reserve the right to purchase this addition at cost and tear it down should it interfere with the development of the street.

A roll call vote was taken:

Yeas: Pierce, Cooper, Swain, Collins - 4

Nays: Remien, Stoppels, Eleveld - 3

The motion carried.

A roll call vote was taken on the main motion:

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7

Nays: 0

234. A request was received from Mr. Plantinga, East End Pastries, 2184 Wealthy Street, SE, to waive the parking requirement to permit him to construct an addition to his property. Mr. Plantinga was there to explain his project.

234-A. Mayor Collins-Stoppels. That the parking requirement be waived for this purpose, providing that three additional parking spaces be made available on the land presently owned by Mr. Buob.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7

Nays: 0

235. A letter was received signed by several residents who are living adjacent to Breton Downs School objecting to the proposed relocation of the tennis courts. Several of the residents were in attendance at this meeting.

Mr. Robert McIntyre expressed his opposition to the relocation as did others. The City Manager explained the reasons for considering the proposed relocation in connection with the development of Breton school property.

Mr. Brouwer also elaborated on the planning and stated that the location of the tennis courts is not yet definite. This item was referred back to the City Engineer, Recreation Department, and Board of Education, for further formalizing of the plans and report back to the City Commission and to the residents in the area.

236. A majority petition was received for the improvement of Kingswood from Cascade Road to Fernwood.

236-A. Eleveld-Stoppels. That this improvement be set for hearing.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

237. A petition was received from residents on Gladstone to allow residents of single-family dwellings whose lots lack parking capability to park during the winter prohibited parking period from 3:00 to 6:00 a.m. on the street immediately in front of their home or in places proximate to their homes where parking is not otherwise prohibited.

Mr. Norris was present to explain the problem that he had with parking on the street.

After much discussion it was moved by Commissioner Eleveld and supported by Commissioner Remien that the petition be denied.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

The motion passed unanimously.

237-A. Swain-Pierce. That odd-even parking be enforced on Gladstone and other streets with similar problems, until May 1973. After further discussion it was moved by Commissioner Pierce and supported by Commissioner Cooper that this motion be tabled until February 26th, and the City Manager be requested to investigate as to the extent of the problem and to identify the streets where this problem exists.

Yeas: Pierce, Cooper, Remien, Stoppels, Eleveld, Collins - 6
Nays: Swain - 1

238. A letter was received from the Department of Natural Resources outlining their procedure as to determination of water safety regulations on an inland lake.

238-A. Cooper-Remien. That the City send a formal request to the Department of Natural Resources authorizing it to conduct a study, hold their hearings, and submit their recommendations to the City Commission, subject to the review of the City Attorney and the right of the City to accept or reject any or all of the Department of Natural Resources' recommendations.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Swain, Eleveld, Collins - 6
Nays: Stoppels - 1

239. A report was received from the City Attorney regarding the Ainsworth case. This item was tabled and Mr. Ainsworth is to be sent a copy of the report.

240. The City Manager reported on the improvement of Woodlawn in that the City of Grand Rapids is now in the process of making plans for the improvement of this street with an estimated cost to the City of East Grand Rapids of \$1,297.72.

241. The Grand Rapids Public Museum informed the City that the Museum would like to use its display area from May 13 to June 3 for the display of historical events and material from the City of East Grand Rapids.

The Mayor was requested to confer with the Grand Rapids Public Museum to see if they could make space available during the month of October rather than the period of May 13 through June 3 because of the limited time available to gather the necessary materials. The Mayor is to report back at the next meeting.

242. The City Manager recommended that the City indicate its intent to cooperate with the Kent-Ottawa Regional Planning Commission in the development of a broader based planning unit.

242-A. Swain-Pierce. That the City appoint Mr. Fred H. Tholen, City Manager, to represent the interests of the City of East Grand Rapids at future organizational meetings and that such a letter of intent be sent to Mr. Peter Lamberts, Chairman of the Kent-Ottawa Regional Planning Commission.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

243. A letter was received from the Michigan Grand River Watershed Council requesting that the City pass a resolution setting the month of April as Stream Appreciation Month.

243-A. Stoppels-Eleveld.

WHEREAS, preservation and proper utilization of the water resources is vitally important for the health, safety and welfare of our rural and urban areas, and

WHEREAS, it is important for the people in the Grand River Basin to participate in a concerted effort to protect and enhance the quality of our streams and rivers for present and future generations, and

WHEREAS, public understanding, concern, and endorsement of water management programs is the key to the preservation and proper utilization of the water resources, and

WHEREAS, the Michigan Grand River Watershed Council, a regional governmental entity of the Grand River Basin, is sponsoring a Stream Appreciation Month program in 1973 to encourage the people throughout the basin to develop greater interest in their streams and rivers;

NOW, THEREFORE, BE IT RESOLVED the City Commission of the City of East Grand Rapids, Michigan hereby designates the month of April, 1973 as Stream Appreciation Month and encourages local organizations to develop special programs that will activate citizen concern in the preservation and proper utilization of our water resources.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

244. Reports for the month of January of the performance of the Fire Department, Police Department, and Building Inspector were received and filed.

245. Annual reports were received from both the Fire Department and Police Department. The Mayor commended the Fire and Police Chief for the fine work their departments did during the past year.

246. Mr. J. Brock Albert inquired about the improvement of Whitfield and Asbury. The Mayor reported that due to the fact that the City has allocated its revenue sharing funds and all other funds available for the repair of the Public Safety Building, funds were not available for the construction of these particular improvements.

247. A letter from Mr. George S. Egger relative to their property on Beechwood was received and filed.

248. A partial report was received from the City Attorney relative to combined elections for the City and School. A more complete report will be forthcoming after a response is received from the Board of Education.

249. The City Manager reported on the status of the Corridor Fund. There is a balance of \$6,210.00 and payment of the sum of \$6,000.00 to the firm of Warner, Norcross and Judd was recommended.

249-A. Mayor Collins-Cooper. That the amount of \$6,000.00 be paid to the firm of Warner, Norcross and Judd, subject to the review and approval of its

statement for services by the City Attorney.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

250. Pierce-Eleveld. That expense vouchers in the amount of \$1,158,073.49, and payroll vouchers in the amount of \$21,109.37, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

251. Commissioner Cooper suggested that the City Commission try to involve more of the students in the City Commission meetings and that we should notify the High School of the time and place of the City Commission meetings and make a more specific invitation to the High School government class.

252. There were 16 residents in attendance at this meeting.

253. The meeting was adjourned at 10:35 p.m., subject to the call of the Mayor, until February 26, 1973.



City Clerk

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

Regular Meeting Held February 26, 1973

The meeting was called to order by Mayor Collins.

Present: Coms. Pierce, Cooper, Remien, Swain, Stoppels, and Mayor Collins.
Absent: Com. Eleveld.

254. The minutes of the meeting held February 5, 1973 were corrected by adding to Resolution No. 234-A the following statement: "providing that three additional parking spaces be made available on the land presently owned by Mr. Buob". The minutes were then approved as corrected.

255. The request of Mr. Barkwell for a temporary permit to park his 8' x 50' mobile home on the lot where his home is being constructed at the northeast corner of Woodshire and Lake Drive was considered. Mr. Barkwell discussed the reasons for the request.

255-A. Pierce-Swain. That the request of Mr. Barkwell be granted.

255-B. Cooper-Remien. That this motion be tabled until notices have been sent to residents within 300 feet radius of this property.

Yeas: Cooper, Remien - 2

Nays: Pierce, Swain, Stoppels, Collins - 4

The motion failed.

The vote on the main motion was then taken and the request granted by the following vote:

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6

Nays: 0

256. A petition was received from residents living on Oxford Road requesting that their street be improved.

Mr. John Matthews, Jr. expressed the needs and concerns of the residents on Oxford Road.

After discussion this petition was referred to the City Manager and City Engineer for the purpose of including this improvement in the budget consideration for the fiscal year 1973-74.

257. A resolution from the City of Grandville regarding the County using its revenue sharing funds for the support of the Kent County Library System was referred to the Committee-of-the-Whole.

258. A report from the City Attorney regarding the house at 2142 Barnard Street, SE, was received.

258-A. Swain-Cooper. That the City proceed under the Code to require repair or demolition of this property.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6

Nays: 0

259. The report of the Board of Canvassers of the results of the City Primary Election held February 19, 1973 was received and filed.

260. Mayor Collins reported that he had talked to the people at the Grand Rapids Public Museum regarding the proposed East Grand Rapids historical display and as a result of the talks recommends that the new Commission seek to arrange for holding such a display during May, 1974.

260-A. Stoppels-Pierce. That the Mayor confirm the date of May, 1974 with the Grand Rapids Public Museum.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

261. A report from the Traffic Commission meeting which was held February 21, 1973 was received and filed.

262. A financial report for a 7-month period ended January 31, 1973 was received and filed.

263. The City Manager reported that bids are to be received on March 12th for the repair of the Public Safety Building. He also informed the Commission that bids would be received on this same date for sale of \$235,000 of Tax Anticipation Notes. It is anticipated that on April 2 the contract will be awarded for the repair of the Public Safety Building.

264. Mr. Norris, a resident on Gladstone, informed the Commission that he will be moving from the city within the next couple of months but that he nevertheless urges the Commission to consider adopting an ordinance amendment permitting street parking by those residents who do not have off street parking facilities. The Manager reported that he is completing his study of this matter.

265. Commissioner Stoppels submitted a report relative to the Kent County Advisory Board for Solid Waste Disposal meeting held February 14, 1973. This report was received and filed.

266. Commissioner Stoppels gave an oral progress report on the status of the Blodgett Memorial Hospital building program.

267. Commissioner Pierce expressed concern with bicycle safety in this community and suggested that the Traffic Commission investigate and make recommendations to the City Commission relative to how bicycle safety can be improved.

268. Commissioner Cooper requested that information relative to the East Grand Rapids City Commission be sent to the High School and specifically to the High School government classes.

269. Cooper-Pierce. That expense vouchers in the amount of \$65,237.31, and payroll vouchers in the amount of \$21,121.74, as approved by the Ways & Means Committee be approved, and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

270. There were 11 residents in attendance at this meeting.

271. The meeting was adjourned at 8:30 p.m., subject to the call of the Mayor, until March 12, 1973.

City Clerk

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

Regular Meeting Held March 12, 1973

The meeting was called to order by Mayor Collins at 7:30 p.m.

Present: Coms. Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, and
Mayor Collins.

Absent: None.

272. The minutes of the meeting held February 26, 1973 were approved as written.

273. Eleveld-Remien.

WHEREAS, March 12, 1973, at 7:30 o'clock p.m., Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$235,000 Tax Anticipation Notes, of the City of East Grand Rapids, County of Kent, Michigan;

AND WHEREAS, said bids have been publicly opened and read;

AND WHEREAS, the following bids have been received:

<u>Bidder</u>	<u>Maturity</u>	<u>Interest Rates</u>	<u>Premium</u>
Old Kent Bank & Trust Co.	Apr. 1, 1974	3.25%	5.00

AND WHEREAS, the bid of Old Kent Bank & Trust Company has been determined to produce the lowest interest cost to the City;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Old Kent Bank & Trust Company as above stated, be and the same is hereby accepted.
2. Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.
3. Notwithstanding any other provision of this resolution, or any other statute, resolution, ordinance, document, instrument or action relating to the issuance of notes herein awarded, the City hereby covenants to the purchaser of the notes awarded by this resolution and to the holders of said notes from time to time that the City will make no use of the proceeds of the notes, which, if such use had been reasonably expected on the date of issue of such notes, would have caused such notes to be "arbitrage notes" as defined in Section 103(d) of the Internal Revenue Code of 1954, as amended, and the regulations from time to time prescribed in connection therewith, and the City hereby covenants that it will comply throughout the term of the notes with the requirements of Section 103(d) of the Internal Revenue Code of 1954, as amended, and the regulations prescribed by the Secretary of the Treasury or his delegate as now existing or hereafter amended, revised or supplemented relating to arbitrage notes.
4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

274. Several residents from the Elmwood area were present to try to find some sort of solution to the problem they are having with basement flooding.

Mr. Arthur Apkarian and Mr. John Wilcox were the spokesmen for the residents.

The City Manager reported that the problem occurs because of the large amount of storm water getting into the sanitary sewer system through infiltration and by connection of downspouts and footing drains.

Dr. Vining, who lives on Princeton, stated that he had a similar problem but was able to resolve it somewhat by disconnecting the footing drain from the sanitary sewer and by installing a sump pump to pump the water out of the basement area. Dr. Vining also expressed concern relative to the public health and safety of our residents.

Mayor Collins assured the residents that City crews will continue to try and do everything in its power to help alleviate this problem.

The City Attorney was asked by Commissioner Eleveld to examine our present ordinance to determine whether disconnection of footing drains from the sanitary sewer can be enforced or whether an amendment or new ordinance is required.

Dr. Manning requested that the Elmwood residents be informed through Mr. Wilcox of whatever information is gathered.

275. The City Manager submitted a report relative to the Beechwood property owner by George S. Egger. He recommended that the City Commission, 1) authorize continuation of attempts to acquire the property, 2) proceed with minimal improvements to correct the problems in the area including reconstruction of the storm drain in the area as funds become available and possibly including the construction of a cul-de-sac at the west end of the area.

Mr. Egger was present and had several ideas as to how he could use this property.

After much discussion Mr. Egger was requested to confer further with the City Manager to clear up several points.

Commissioner Stoppels stated that the Natural Environmental Resources Commission would like to make some recommendations to the City Commission relative to what could be done with the vacant lots on Beechwood.

Commissioner Eleveld stated that it was unlikely that the City would buy or sell property for the purpose of constructing homes and that it was likely that a cul-de-sac could be installed on the westerly end of Beechwood.

276. The City Manager reported on odd-even parking restrictions and suggested that the Commission permit "selective enforcement" on identified streets and for those who have individual problems on other streets rather than to substantially modify the existing regulations.

This report was received and filed.

277. A letter of resignation was received from Mr. Paul Goebel, Jr. from the East Beltline Association Board of Directors. Mayor Collins thanked Mr. Goebel for his interest and time spent on this board.

277-2. Mayor Collins-Stoppels. That Mr. Peter Wege be appointed to the East Beltline Association Board of Directors to replace Mr. Paul Goebel, Jr.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

278. Reports for the month of February were received from the Building Inspector, Fire Department, and Police Department.

279. Mayor Collins reported that the Art Festival will be held on June 9, 1973 in the Lakeside Park.

280. Mrs. Ethel Bobroff submitted a copy of the second issue of The Comment. After some additions and modifications it was moved by Commissioner Cooper and supported by Commissioner Pierce that this Comment be published.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

281. A letter was received from Mr. Donald L. Herman objecting to the moving of the Breton Downs tennis courts to an area south of the school.

282. Cooper-Pierce. That expense vouchers in the amount of \$28,423.39, and payroll vouchers in the amount of \$21,013.81, as approved by the Ways & Means Committee be approved and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

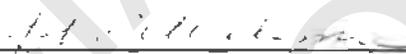
Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

283. Commissioner Cooper requested that waste cans in the vicinity of the High School and the commercial area that are now blue and white and carry an advertisement on them, be painted to eliminate the commercial message.

284. Commissioner Stoppels stated that he desired to make clear the reason for his vote against requesting the Department of Natural Resources to investigate Reeds Lake water safety. He stated that his vote was not related to his ownership of a boat, that the boat is an antique, that it could not exceed the safe speed, and that the boat is up for sale.

285. There were 20 residents in attendance at this meeting.

286. The meeting was adjourned at 9:32 p.m., subject to the call of the Mayor, until March 26, 1973.



City Clerk

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

Special Meeting Held March 12, 1973

The meeting was called to order by Mayor Collins at 9:45 p.m.

Present: Coms. Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, and
Mayor Collins.

Absent: None.

287. Mayor Collins-Remien.

The City Commission of East Grand Rapids wishes to convey to the Michigan State Highway Department its unalterable opposition to the construction of a five-lane East Beltline highway between 28th Street, S.E. and I-96.

Further, this Commission requests the Michigan State Highway Department to construct a divided four-lane highway with a median of from 20 feet to 60 feet in width, and that this construction begin at the earliest possible moment.

By this resolution, the City Commission asks that each of the other four governmental bodies comprising the East Beltline Association join with us by passing and forwarding similar resolutions to the Michigan State Highway Department.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0



City Clerk

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

Regular Meeting Held March 26, 1973

The meeting was called to order by Mayor Collins.

Present: Coms. Pierce, Cooper, Remien, Swain, Stoppels, and Mayor Collins.
Absent: Com. Eleveld.

288. The minutes of the meetings held March 12, 1973 were approved as written.

289. Pursuant to public notice a hearing was held for the improvement of Kingswood from Cascade to Fernwood. Inasmuch as the petitioners were not present, this matter was delayed until later in the meeting.

290. Mr. David Bone, representing the Grand Rapids Transit Authority, was present to outline four alternate systems for the mass transit program for the City of Grand Rapids and adjoining municipalities.

290-A. Swain-Stoppels. That this Commission recommend that the Grand Rapids Transit Authority consider System No. 7 which is a Ubiquitous service, with 6 routes and 6 schedules.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

291. An amendment to Section 2.66 of Chapter 18 of Title II regarding Storm Water, Condensate Abatement was discussed.

291-A. Mayor Collins-Stoppels. That this amendment be tabled until April 23.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

292. Cooper-Swain. That a special hearing be held at our regular meeting on April 23 for the purpose of discussing the problem of flooding basements with the residents in the following drainage districts: Elmwood, Maplewood, Burchard, and Lake Drive from Beechwood to Hall.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

293. A letter was received from Mr. George Egger petitioning the City of East Grand Rapids for sanitary sewer and water service to his property on Beechwood, and also to cul-de-sac Beechwood at the easterly most portion of his lot #209.

293-A. Mayor Collins-Remien. That the City Manager be authorized to communicate the estimated cost of these improvements to Mr. Egger, and that his petition be deferred until a later meeting.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

293-B. Mr. Thomas Heiden and Dr. Gillies, residents of Beechwood, expressed their concern with the water problem, should the development and filling in this area be permitted.

294. The City Manager reported on bids which were received for tree spraying. He recommended that the low bid of Bichler & Sons in the amount of \$6.05 per tree be accepted.

294-A. Remien-Cooper. That the City Commission discontinue spraying the trees on City property.

Yeas: Pierce, Cooper, Remien, Swain - 4
Nays: Stoppels, Collins - 2

295. A letter was received from the Advisory Center for Teens requesting the City to continue their financial support for the Advisory Center for their 1973-74 fiscal year.

295-A. Stoppels-Cooper. That the following resolution be adopted:

WHEREAS, it has come to the attention of the City Commission of the City of East Grand Rapids that the Advisory Center for Teens, an out-patient adolescent mental health center for Kent County, is a non-profit organization incorporated for the purpose of providing an essential community service, and

WHEREAS, the City Commission wishes to encourage and cooperate with any such efforts to provide counsel to the young members of our community, and

WHEREAS, the Advisory Center for Teens requires financial support from the City of East Grand Rapids for the fiscal year July 1, 1973 - June 30, 1974 based on the Association of Grand Rapids Area Governments (AGRAG) formula of 4.25% of the total of \$27,000.00 needed, amounting to \$1,147.50.

NOW, THEREFORE, BE IT RESOLVED that the City Commission of the City of East Grand Rapids will provide to the Advisory Center for Teens its share of the necessary financial support during the 1973-1974 fiscal year for the purpose of providing professional counseling and assistance for adolescents regardless of problem.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

296. Mayor Collins read a letter he received from Congressman Gerald R. Ford which was accompanied by an American flag which was flown over the Capitol of the United States on the day of the signing of the Viet Nam Peace Agreement, Friday, March 2, 1973. The Mayor then presented the flag to the Fire Chief to fly on the municipal flag pole.

297. A resolution objecting to a 5-lane highway and favoring a divided highway for the East Beltline was received from the Planning Commission.

298. A report from the area city managers, which was submitted to AGRAG, was received and filed.

299. A financial report for an 8-month period ended February 28, 1973 was received and filed.

300. The Grand Rapids Racket Club requested permission to install a 12 ft. high fence around two proposed tennis courts which would be located on Reeds Lake Blvd.

300-A. Cooper-Pierce. That this Commission table this matter for two weeks; that notices be mailed to persons living within 300 ft. radius of this property in question, and that the City Attorney be requested to review the Articles of Incorporation of the Grand Rapids Racket Club.

Yeas: Pierce, Cooper, Remien, Stoppels, Collins - 5
Nays: Swain - 1

301. Cooper-Pierce. That expense vouchers in the amount of \$1,253,456.53, and payroll vouchers in the amount of \$21,609.70, as approved by the Ways & Means Committee be approved and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

302. Swain-Mayor Collins. That this Commission express its approval for the study of the eleven potential areas of cooperation as submitted to AGRAG by the managers' group.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

303. The adjourned hearing for the purpose of determining the necessity of the improvement of Kingswood was reconsidered and due to the fact that the petitioner was not present, the chair ordered that this be deferred until a later meeting.

304. Mayor Collins-Stoppels. That the following proclamation be approved:

On the occasion of the 16th annual nationwide observance of Law Day U.S.A. on May 1, it is fitting that the citizens of this city reflect on the meaning and value of our Law and Courts to a democratic society.

The Congress of the United States and the President, by proclamation, have set aside May first, Tuesday, as a special day of celebration by the American people "in appreciation of their liberties".

Our country has prospered for nearly 200 years with constantly expanding liberty because our common law tradition provides for gradual, orderly and peaceful change in our institutions.

It is to the courts that the individual citizen goes to seek redress and secure justice, not as a matter of privilege but as a matter of right.

Our courts were created and exist, not only to determine according to law disputes between individuals, but also to determine according to law disagreements between the individual and his government.

The observance of Law Day is fitting because it underscores the continuing role of the law and the courts in achieving equitable solutions to on-going problems, including racism, poverty, environmental pollution, consumer rights and many other issues of public concern and import.

It is good to be reminded each year that the Law can be relevant and progressive.

NOW, THEREFORE, I, John J. Collins, Mayor of the City of East Grand Rapids, do hereby join in proclaiming Tuesday, May 1, 1973, as Law Day U.S.A. in this community and urge all citizens, organizations and schools to give appropriate recognition to this special day.

Dated at the City of East Grand Rapids, this 26th day of March, 1973.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Collins - 6
Nays: 0

305. There were 8 residents in attendance at this meeting.

306. The meeting was adjourned at 9:55 p.m., subject to the call of the Mayor, until April 9, 1973.



City Clerk

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

Regular Meeting Held April 9, 1973

The meeting was called to order by Mayor Collins.

Present: Coms. Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, and
Mayor Collins.

Absent: None.

307. The minutes of the meeting held March 26, 1973 were corrected by including the vote on the motion #294-A. The vote was as follows: Yeas - Pierce, Cooper, Remien, Swain - 4. Nays - Stoppels, Mayor Collins - 2. The minutes were then approved as corrected.

308. Pursuant to notice a hearing was held on the request of the Lake Drive Baptist Church for a zoning variance to permit the use of their vacant lot located at 725 Croswell, S.E., as a parking lot.

Mr. Gerard Knol and Rev. Jay Dyksterhouse were present and explained what they plan to do and outlined their need for additional parking.

A letter was received, signed by several residents on Croswell and Lake Drive, giving their approval of this request with the following conditions: 1) that this lot be paved and all drainage be directed to the street and not on adjoining properties, 2) that wherever necessary, in the opinion of the City Engineer, a concrete retaining wall be constructed to compensate for the difference in grade of adjoining properties, 3) that the parking on this lot be restricted to church use only and that a gate with closure be provided to allow the closing of the entrance when the lot is not in use, and 4) that a fence acceptable to owners of adjoining properties be erected and maintained.

308-A. Pierce-Stoppels. That the Commission, acting as the Board of Zoning Appeals, grant the variance requested by the Lake Drive Baptist Church, subject to the four conditions as outlined.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

309. Pursuant to notice a hearing was held on proposed tennis courts to be located on part of Lot #17, Manhattan Meadows Sub., to be owned and operated by the Grand Rapids Racquet Club.

There were several letters received opposing the tennis courts. Mr. Chris Busch, Mr. Paul Gaston, and Mr. Harold Hartger were present to express their interest in favor of these courts. Mr. Streeter and Mr. Jamo spoke against the tennis courts.

After discussion it was moved by Mayor Collins and supported by Commissioner Eleveld that this request be tabled and referred to the Planning Commission for consideration.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

310. The adjourned hearing relative to the improvement of Kingswood from Cascade Road to Fernwood was reconsidered at this time. Mr. J. Brock Albert was present and spoke in favor of this project.

After discussion it was moved by Commissioner Eleveld and supported by Mayor Collins that Kingswood from Cascade Road to Fernwood be improved with a cul-de-sac at the southerly portion. After further discussion it was moved by Commissioner Cooper and supported by Commissioner Pierce that this motion be tabled until the petitioners agree to provide that should this request be withdrawn by the petitioners that they pay the costs that have been incurred by the engineering staff, advertising, etc., for this improvement.

A roll call vote on the motion to table was taken:

Yeas: Cooper, Pierce - 2
Nays: Remien, Swain, Stoppels, Eleveld, Collins - 5

310-A. After further discussion it was moved by Mayor Collins and supported by Commissioner Eleveld that the Commission deny the request of the petitioners.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

311. A letter was received from the Construction Team relative to contracts for the repair of the Public Safety Building. It was their recommendation that a contract for Cast-In-Place concrete piles be awarded to the low bidder, Brown Brothers, Inc. in the bid amount of \$201,750.00. They also recommended that a contract for the building and site work, concrete and structural steel, be awarded to Owen-Ames-Kimball Company on the basis of cost plus a fixed fee of \$5,000.00. It was estimated that the total cost of this phase of the project would range from \$175,000.00 to \$200,000.00.

Members of the Construction Team were present to answer questions.

311-A. Mayor Collins-Stoppels. That this Commission concur with the Construction Team and that a contract for Cast-In-Place concrete piles contract be awarded to Brown Brothers, Inc. in the amount of \$201,750.00, and a contract for the building and site work, concrete and structural steel be awarded to Owen-Ames-Kimball Company in the amount of cost plus a fixed fee of \$5,000.00, and that the Mayor and Clerk be authorized to execute the above mentioned contracts.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

312. The Board of Canvassers' Statement of Votes Cast at the Non-Partisan General Election held in East Grand Rapids on Monday, the 2nd day of April, 1973, was received and filed.

313. A letter was received from the West Michigan Tourist Association requesting the City of East Grand Rapids to contribute to its travel promotion campaign.

313-A. Mayor Collins-Pierce. That the City of East Grand Rapids not participate in this program.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

314. Mr. John Manion submitted a request for the City to purchase a portion of his property located on Berwyck Road which includes a portion of vacated Hampshire Blvd. which is presently being used as a parking lot by persons utilizing the recreational facilities at Breton Downs School.

Mr. Manion was present and explained his reasons for this request.

314-A. Eleveld-Pierce. That this Commission refer this request to the joint City-School Committee with the recommendation that the School Board be encouraged to purchase this parcel.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

314-B. Mayor Collins-Stoppels. That the City Attorney draw up a short term lease to the City and that the Mayor be authorized to sign this agreement.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

315. Departmental reports for the month of March for the Fire Department, Police Department, Building Inspector, and the Traffic Commission report of their meeting held March 21, 1973, were received and filed.

4/9/73

316. A report from the Subcommittee of the GRETS Technical Committee relative to the Belmont-Plymouth Corridor was received and filed.

317. Commissioner Stoppels reported that he had received some inquiries as to the possibility of the City assisting in obtaining a tree spraying at a special rate for the purpose of spraying trees on ~~their~~ ^{City} property. This matter was referred to the City Manager.

318. Commissioner Eleveld congratulated Mr. Thomas Robberson on his election as Second Ward Commissioner.

319. Cooper-Pierce. That expense vouchers in the amount of \$28,261.10, and payroll vouchers in the amount of \$21,609.70, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

320. Commissioner Cooper requested that a form letter be prepared for the purpose of replying to those persons who inform us of having historical material.

321. Mayor Collins congratulated Mr. Robberson and Commissioner Stoppels in their success in the City General Election and welcomed Mr. Robberson to the Commission.

322. There were 37 residents in attendance at this meeting.

323. The meeting was adjourned at 10:05 p.m., subject to the call of the Mayor, until April 23, 1973.



City Clerk

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

Regular Meeting Held April 23, 1973

The meeting was called to order by Mayor Collins.

Present: Coms. Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, and
Mayor Collins.

Absent: None.

324. Item 317 of the minutes of the meeting held April 9, 1973 was corrected by inserting in the second paragraph, second sentence, following the word "discussion" that Commissioner Eleveld withdrew his motion and by replacing the word "their" with the word "City" in the last part of the first sentence. The minutes were then approved as corrected.

325. A resolution from the City of Grand Rapids favoring construction of a divided four-lane highway with median from the East Beltline between 28th Street and I-96 was received and filed.

326. A resolution from the City of Kentwood regarding the maintaining of the Municipal Court status was received and filed.

327. A letter from the Manhattan Racquet Club withdrawing their request to construct two tennis courts on Lot #17 of Manhattan Meadows Plat was received and filed.

328. A request from Project REHAB was received for the continuation of the support of their program by the City of East Grand Rapids.

328-A. Swain-Stoppels. That the City of East Grand Rapids assist in the financing of Project REHAB by contributing the amount of \$2,125.00 as recommended by the AGRAG formula.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

329. A proposed noise control ordinance was distributed prior to the meeting to the City Commissioners.

329-A. Pierce-Cooper. That the following ordinance be introduced and placed on first reading for consideration at a later meeting:

AN ORDINANCE TO AMEND THE CODE OF THE CITY
OF EAST GRAND RAPIDS BY ADDING A NEW CHAPTER,
WHICH NEW CHAPTER SHALL BE DESIGNATED AS
SECTION 9.401 to 9.4___, INCLUSIVE, OF
CHAPTER 95 OF TITLE IX OF SAID CODE.

THE CITY OF EAST GRAND RAPIDS ORDAINS:

Section 1. That the Code of the City of East Grand Rapids is hereby amended by adding a new Chapter 95 as follows:

Chapter 95 "NOISE CONTROL"

9.401. Title and Purpose.

(1) This ordinance shall be known as the 'Noise Control Ordinance' of the City of East Grand Rapids.

(2) The purposes of this ordinance are to abate certain loud, unnecessary, unnatural and unusual noises and to establish maximum noise limits from motor vehicle and transportation noise, construction power equipment noise, and other general environmental noise."

9.402. Definitions. For the purpose of this ordinance, certain terms are defined as follows:

- (1) 'ANSI' American National Standards Institute or its successor bodies. All acoustical terminology shall be that contained in ANSI 31.1 'Acoustical Terminology.'
- (2) 'ARI' Air Conditioning and Refrigeration Institute or its successor bodies.
- (3) 'ASHRAE' American Society of Heating, Refrigerating and Air Conditioning Engineers or its successor bodies.
- (4) 'ASTM' American Society for Testing Materials or its successor bodies.
- (5) 'DIRECTOR' shall mean the City Manager or his duly authorized representative.
- (6) 'DECIBEL' shall mean a logarithmic unit of measurement which indicates the ratio between two quantities (commonly electrical or sound energy levels, or pressure levels) (See Sound Pressure Level)
- (7) 'DISCRETE TONE' shall mean a sound wave whose instantaneous sound pressure varies essentially as a sinusoidal function of time.
- (8) 'ESSENTIAL SERVICES' shall mean the erection, construction, alteration or maintenance by public utilities, municipal departments or commissions, or any governmental agencies, of underground or overhead gas, electrical, steam or water transmission or distribution system, collection, communication, supply or disposal system, including poles, wires, mains, drains, sewers, pipes, conduits, cables, fire alarm boxes, police call boxes, traffic signals, hydrants, towers, electric substations, telephone exchange buildings, gas regulator stations, and other similar equipment and accessories in connection therewith, reasonably necessary for the furnishing of utility service by such public utilities, municipal departments, commission or any governmental agencies, or for the public health, safety or welfare."
- (9) 'FLUCTUATING NOISE' shall mean a noise whose sound pressure level varies significantly but does not equal the ambient environmental level more than once during the period of observation.
- (10) 'IEC' shall mean International Electrotechnical commission or its successor bodies.
- (11) 'IMPULSE NOISE' is characterized by brief excursions of sound pressure which significantly exceed the ambient environmental sound pressure. The duration of a single impulse is usually less than one second.
- (12) 'INTERMITTENT NOISE' shall mean a noise whose sound pressure level equals the ambient environmental level two or more times during the period of observation. The period of time during which the level of the noise remains at any essentially constant value different from that of the ambient noise level is on the order of one second or more.
- (13) 'ISO' shall mean International Organization for Standardization or its successor bodies.
- (14) 'MOTOR VEHICLE' shall mean any passenger vehicle, truck, truck-trailer, trailer, or semi-trailer propelled or drawn by mechanical power.
- (15) 'OCTAVE BAND' shall mean a frequency band with lower and upper cut-off frequencies having a ratio of 2. The cut-off frequencies of 707 Hertz and 1414 Hertz define an octave band in common use.

(16) 'PERIOD OF OBSERVATION' shall mean the time interval during which acoustical data are obtained. The period of observation is determined by the characteristics of the noise being measured and should also be at least 10 times as long as the response time of the instrumentation. The greater the variance in indicated sound level, the longer must be the observation time for a given expected accuracy of the measurement.

(17) 'PERSON' shall mean every natural person, partnership, association or corporation which may own, operate or control those devices or facilities herein described.

(18) 'REPETITIVE IMPULSE NOISE' shall mean more than five impulses per hour.

(19) 'SAE' shall mean Society of Automotive Engineers or its successor bodies.

(20) 'SOUND LEVEL' or 'NOISE LEVEL' shall mean for airborne sound, a weighted sound pressure level, obtained by the use of metering characteristics and A-weighting as specified in the referenced standards. When the A-weighting is employed, it must be indicated.

(21) 'SOUND PRESSURE LEVEL' of a sound, in decibels, is 20 times the logarithm to the base 10 of the ratio of the pressure of this sound to the reference sound pressure having the value of 2×10^{-4} dynes per square centimeter.

(22) 'STEADY-NOISE' shall mean a noise whose level remains essentially constant.

(23) 'ZONING DISTRICT' shall mean districts established by the Zoning Ordinance of the City of East Grand Rapids and found in Chapter 39 of the East Grand Rapids City Code.

9.403 Prohibited Noise.

(1) No person shall make, or cause, permit or allow to be made, upon a public way, or in such close proximity to a public way as to be distinctly and loudly audible upon such public way, any noise of any kind by crying, calling or shouting, or by means of any whistle, rattle, bell, gong, clapper, hammer, drum, horn, hand organ, mechanically operated piano, other musical instrument, wind instrument, mechanical device, radio, phonograph, sound amplifying or other similar electronic device; provided that a licensed peddler is not hereby restricted or prohibited so long as he shall have met the requirements and conditions hereinafter specified in subsection (5) nor does this prohibition apply to bands and orchestras or similar musical bodies utilized as part of a parade or similar authorized musical production.

(2) No person shall use or perform any hand organ or other musical instrument or device, in any public way or public place of the city before 7 A.M. or after 10 P.M. of any day.

(3) No person shall use any premises or suffer any premises under his care or control to be used which shall destroy the peace and tranquility of the surrounding neighborhood.

(4) No person shall use any pile driver, shovel, hammer, derrick, hoist, tractor, roller or any other mechanical apparatus in building or construction operations between the hours of 10 P.M. and 7 A.M. except for work on essential services, within 600 feet of a residence or hospital.

(5) No person shall activate or cause or suffer to be activated any horn or audible signal device on any motor vehicle of any kind except as a warning of danger or peril as provided in the Traffic Ordinance.

(6) No person shall operate or allow to be operated any motor of a motor vehicle which weighs in excess of five tons (10,000 lbs.) for a consecutive period of longer than two minutes while such vehicle is in a stationary location on private property located within 150 feet of property devoted to residential uses.

Except that, the provisions of this subsection shall not apply:

- a) When the vehicle or motor is being used in the course of normal productive work,
- b) When the vehicle or motor is being used by a public utility, municipal department, commission or other governmental agency to provide essential services as hereinbefore defined,
- c) To buses operated for the transportation of passengers while standing in established bus turnarounds, terminals or storage yards,
- d) To any vehicle standing within a completely enclosed structure.

(7) No person shall sell, or offer for sale, a new motor vehicle that produces a maximum noise exceeding the following noise limit at a distance of 50 feet from the center line of travel, under test procedures, standards and recommended practices as itemized below and with reference to Sections 9.404 and 9.405 of this ordinance. Such stock as is certified to the Director of the effective date of this ordinance shall be exempt from the prohibition contained in this subsection. Test procedures shall be in substantial conformity with standards and recommended practices established by the Society of Automotive Engineers, Inc., including SAE Recommended Practice J 184, and ANSI Standards S1.1 - 1960 and S1.4 - 1961.

	<u>Type of Vehicle</u>	<u>Date of Manufacture</u>	<u>Noise Limit</u>
1)	Motorcycle	Before 1 July 1973	88 dB (A)
	Same	After 1 July 1973	86 dB (A)
	Same	After 1 January 1975	84 dB (A)
	Same	After 1 January 1980	75 dB (A)

Test procedures per SAE Proposed Standard J-331

2)	Any motor vehicle with a gross vehicle weight of 10,000 pounds or more	Before 1 July 1973	88 dB (A)
	Same	After 1 July 1973	86 dB (A)
	Same	After 1 January 1975	84 dB (A)
	Same	After 1 January 1980	75 dB (A)

Test procedures per SAE Standard J-366a

3)	Passenger Car, Motor driven cycle and any other motor vehicle	Before 1 January 1973	86 dB (A)
	Same	After 1 January 1973	84 dB (A)
	Same	After 1 January 1975	80 dB (A)
	Same	After 1 January 1980	75 dB (A)

Test procedures per SAE Standard J-986a

(8) No person shall operate within the speed limits specified in this section either a motor vehicle or combination of vehicles of a type subject to registration at any time or under any condition as to exceed the following noise limit for the category of motor vehicle, measured at a distance of not less than 50 feet from the center line of travel, under ANSI Standards S1.1 - 1960 and S1.4 - 1961, and SAE Standard J-184 with meter set for fast response and the A-weighted scale.

<u>Type of Vehicle</u>	<u>Noise Limit in Relation to Posted Speed Limit</u>	
	35 MPH or less	Over 35 MPH
1) Any motor vehicle with a manufacturer's GVW rating of 10,000 lbs. or more, and any combination of vehicles towed by such motor vehicle		
Before 1 July 1973	88 dB (A)	90 dB (A)
After 1 July 1973	86 dB (A)	90 dB (A)
2) Any motorcycle		
Before 1 July 1978	82 dB (A)	86 dB (A)
After 1 July 1978	78 dB (A)	82 dB (A)
3) Any other motor vehicle and any combination of motor vehicles towed by such vehicle		
Before 1 July 1978	78 dB (A)	82 dB (A)
After 1 July 1978	73 dB (A)	79 dB (A)

This section applies to the total noise from a vehicle or combination of vehicles and shall not be construed as limiting or precluding the enforcement of any other provisions of this code relating to motor vehicle mufflers for noise control.

(9) No person shall sell, lease or agree to sell or lease any of the types of equipment herein enumerated which shall exceed the noise level herein established at a distance of fifty feet, under test procedures and Standards SAE J-184, SAE J-952b, ANSI S1.1 - 1960, ANSI S1.4 - 1961 and with reference to sections 9.404 and 9.405 of this ordinance.

<u>Type of Equipment</u>	<u>Noise Limit</u>
1) Construction and industrial machinery, such as crawlers-tractors, dozers, rotary drills and augers, loaders, power shovels, cranes, derricks, motor graders, paving machines, off-highway trucks, ditchers, trenchers, compactors, scrapers, wagons, pavement breakers, compressors, and pneumatic powered equipment, etc. but not including pile drivers.	
Manufactured after 1 July 1973	88 dB (A)
Manufactured after 1 January 1975	86 dB (A)
Manufactured after 1 January 1980	80 dB (A)
2) Agricultural tractors and equipment	
Manufactured after 1 July 1973	88 dB (A)
Manufactured after 1 January 1975	86 dB (A)
Manufactured after 1 January 1980	80 dB (A)
3) Powered commercial equipment of 20 HP or less intended for infrequent use in a residential area, such as chain saws, pavement breakers, log chippers, powered hand tools, etc.	
Manufactured after 1 July 1973	84 dB (A)
Manufactured after 1 January 1980	80 dB (A)

- 4) Powered equipment intended for repetitive use in residential areas. Such equipment includes lawn mowers, small lawn and garden tools, riding tractors, snow removal equipment

Manufactured after 1 July	1973	74 dB (A)
Manufactured after 1 January	1975	70 dB (A)
Manufactured after 1 January	1978	65 dB (A)

(10) No person shall alter, modify or change any exhaust muffler, intake muffler or other equipment designed to abate noise or any motor equipment unless such alteration, modification or change shall reduce the noise emitted by such equipment. Nothing in this section shall be interpreted to prohibit the replacement of worn noise abatement equipment certified as meeting or exceeding specifications of the manufacturer's original equipment.

(11) In C-1 Business and Commercial zoning districts and PBCD, Planned Business-Commercial districts, at no point on the boundary of a Residence district shall the sound pressure level of any individual operation, or the combined operations of any person, firm or corporation, exceed the decibel levels in the designated octave bands shown below for the zoning districts indicated as measured using test equipment per ANSI Standards S1.1 - 1960, S1.4 - 1961, S1.11 - 1966, and S1.12 - 1967, and SAE J-184, and with reference to sections 9.404 and 9.405 of this ordinance.

<u>Octave Band Center Frequency (Hz)</u>	<u>Maximum Sound Pressure Levels (dB) Along District Boundaries (Daytime, Steady Noise)</u>
31.5	72
63	71
125	65
250	57
500	51
1000	45
2000	39
4000	34
8000	32

Maximum repetitive impulse noise sound pressure levels to be 10 (dB) lower than the values shown for steady noise.

For monitoring purposes, the A scale levels (slow response) of 55 dB (A) and 62 dB (A) respectively for Residence districts may be used. Any noise levels in excess of these values constitute a violation of this subsection of the ordinance.

Where noise levels below the above mentioned 55 dB (A) and 62 dB (A) are measured, the octave band test is to be applied in order to determine compliance with this subsection.

Maximum nighttime sound pressure levels (10 P.M. to 7 A.M.) are to be 7 (dB) lower than the values shown for daytime steady noise for each octave band center frequency.

(12) In Residential zoning districts, any property use shall conform with the performance standards stated in subsection 11 above for Residence district boundaries, provided that performance standards shall in every case be applied at the boundaries of the lot on which such use is established.

(13) The maximum sound pressure levels established in subsection 11 and 12 to be applied to the boundaries of a lot shall not apply to construction sites. Construction site noise level shall be regulated by subsection (4) above.

(14) In all instances in which a C-1 Business and Commercial district does not adjoin a Residence district, the performance standards governing noise shall apply at the nearest Residence district boundary line, as these districts are defined and designated under the provisions of the East Grand Rapids Zoning Ordinance.

(15) Any property uses established in a Business or Commercial district shall be so operated as to comply with the performance standards governing vibrations set forth:

(a) In a C-1 Business or Commercial zoning district any property use creating earth shaking vibrations such as are created by drop forges or hydraulic surges shall be controlled in such manner as to prevent transmission beyond the lot lines of earth shaking vibrations perceptible without the aid of instruments.

(16) No person shall sell or offer for sale any engine powered pleasure vessel, engine powered craft or motor boat which may exceed the following noise limit as measured at the distance of 50 feet under test procedures per SAE J-952b and with reference to SAE J-184 and ANSI Standards S1.1 - 1960, S1.4 - 1961 and sections 9.404 and 9.405 of this ordinance.

	<u>NOISE LIMIT</u>
Manufactured before 1 January 1975	85 dB (A)
Manufactured after 1 January 1975	76 dB (A)

(17) No person shall sell or offer for sale a new power driven recreational or off-highway vehicle including dune buggies and snowmobiles, go-karts, and mini bikes that produce noise measured at the distance of 50 feet exceeding the following, under test procedures per SAE J-952b and with reference to SAE J-184 and ANSI Standards S1.1 - 1960, S1.4 - 1961, and sections 9.404 and 9.405 of this ordinance.

<u>Type of Vehicle</u>	<u>Date of Manufacture</u>	<u>Noise Limit</u>
Snowmobile	After 1 July 1973	82 dB (A)
Same	After 1 July 1974	73 dB (A)
Any other vehicle including dune buggy, all-terrain vehicle, go-kart, mini bike	After 1 July 1973	82 dB (A)
	After 1 July 1975	73 dB (A)

This subsection shall not be interpreted to include motor homes, off-highway trucks, construction equipment and other equipment included under subsections (7) and (9) above.

(18) No person shall operate a motor driven vehicle of a type not subject to registration for road use, at any time or under any condition of acceleration or deceleration as to exceed the following noise limits as measured from the distance of fifty feet under ANSI Standards S1.1 - 1960 and S1.4 - 1961 and SAE Standard J-184 with meter set for fast response and the A-weighted scale.

<u>Date of Manufacture</u>	<u>Noise Limit</u>
Before 1 July 1973	86 dB (A)
After 1 July 1973	82 dB (A)

This subsection shall not be interpreted to include the operation of off-highway trucks and construction equipment, regulated under Subsection (9) of this Article."

9.404. Test procedures as to noise levels emitted by motor vehicles and by engine powered equipment when offered for sale shall conform to SAE Standards and Recommended Practices:

- SAE J-184 Qualifying a Sound Data Acquisition System.
SAE Recommended Practice,
- SAE J-331 SAE Standard for sound Levels for Motorcycles,
as it is proposed on the effective date of this ordinance.
- SAE J-366a Exterior Sound Level for Heavy Trucks and Buses,
SAE Recommended Practice,
- SAE J-952b Sound Levels for Engine Powered Equipment. SAE
Standard.
- SAE J-986a Sound Levels for Passenger Cars and Light Trucks.
SAE Standard,

and such other and further standards as may be propounded in the Code of Recommended Practices of the Director."

9.405. Test Equipment standards applicable to tests and measurements described and required herein are:

- ANSI S1.1-1960 Acoustic Terminology (ISO-R131) (IEC 50-08)
- ANSI S1.4-1961 General Purpose Sound Level Meters (IEC-123-1961)
- ANSI S1.11-1966 Octave, Half Octave and Third Octave (IEC-225-1966)
Band Filter Sets
- ANSI S1.12-1967 Laboratory Standard Microphones
- IEC 179-1965 Precision Sound Level Meters

and such other and further standards as may be propounded in the Code of Recommended Practices of the Director."

9.406. The Director may require, upon reasonable notice, that the manufacturer, distributor, importer, or designated agent shall certify in writing to the City that his vehicle or equipment sold or offered for sale within the City comply with the applicable provisions of the appropriate subsections of this ordinance."

9.407. It is the intent of the City of East Grand Rapids to periodically re-evaluate the future noise level limits and other standards contained in this noise control ordinance, and, if it is determined to be appropriate, to adjust such standards either upward or downward in light of future possible advances in technology or the state of the art."

9.408. Enforcement. Any person adjudged guilty of violating the provisions of this ordinance shall be subject to the penalties which are as provided in Section 1.13 of this Ordinance Code. In addition, any installation or equipment, including motor vehicles, maintained or operated contrary to the provisions of this Chapter shall be thereupon deemed to create a public nuisance and shall be subject to abatement.

Section 2. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5(1), of the Charter of the City of East Grand Rapids.

Section 3. This ordinance shall be effective on _____, 1973.

330. The financial report for a 9-month period ended March 31, 1973 was received and filed.

331. Mr. Kenneth Keizer of 3075 Lake Drive, S.E., expressed concern for the heavy and speeding traffic on the major streets of the City of East Grand Rapids and suggested that the City consider hiring two additional policemen for the express purpose to work in the traffic control area.

Mayor Collins stated that the public must recognize that putting additional police officers out on the road would not alone solve this problem, and that the public must recognize that it is their duty to drive safely and within lawful speed limits.

331-A. Eleveld-Stoppels. That the City Manager be instructed to present as an alternative budget item the cost of two police officers to work five days a week whose duties would be expressly for public safety and traffic control.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

331-B. Commissioner Pierce expressed concern about bicycle and pedestrian traffic.

331-C. Pierce-Cooper. That the matter of controlling traffic, not only vehicular, but also bicycle and pedestrian, be referred to the Traffic Commission for their study and recommendation.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

Commissioner Cooper suggested that Mr. Keizer be invited to the next Traffic Commission meeting when this will be discussed, and that he be informed of the hearing on the budget of the City which will be held June 25, 1973.

332. Mr. J. Brock Albert submitted a petition requesting the improvement of Kingswood with sidewalks. He was informed that this would have to be noticed out and that a hearing will be held on the necessity of this improvement on May 21, 1973.

333. The City Manager reported that the construction management consultant team has recommended that the City award the restoration and repair contract for electrical work to Strain Electric Company in the estimated amount of \$20,000.00, and the mechanical contract be awarded to Herrema Plumbing & Heating Company in the estimated amount of \$15,000.00 for work to be done on the Public Safety Building.

333-A. Mayor Collins-Pierce. That this Commission concur with the construction team recommendation by awarding the contract for electrical work to Strain Electric Company on a time and material basis with an estimated cost of \$20,000.00, and a contract for mechanical work to Herrema Plumbing & Heating Company on a time and material basis, the estimated cost being \$15,000.00 for the repair of the Public Safety Building.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

334. A letter was received from Mr. George S. Egger requesting that the City cancel his previous petition for the cul-de-sac of Beechwood Drive. This letter was received and filed.

334-A. Mayor Collins-Eleveld. That the Building Inspector not issue a building permit on the easterly lot until the Commission has made a determination as to the availability of water and sewer service.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

335. Commissioner Stoppels suggested that the City might acquire the vacant lot on Gladstone to be used for off-street parking purposes.

335-A. Stoppels-Swain. That the City Manager and City Attorney consider the possibilities of purchasing the vacant lot located at 423 Gladstone, legally described as Lot 14 of Wurzburg's Addition.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

336. Cooper-Pierce. That expense vouchers in the amount of \$324,651.55, and payroll vouchers in the amount of \$20,802.62, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Swain, Stoppels, Eleveld, Collins - 7
Nays: 0

337. Mayor Collins expressed his appreciation to Commissioners Eleveld and Swain for the services they have rendered to the City of East Grand Rapids during their terms in office and stated that inasmuch as this is the last official meeting at which he would be serving as Mayor he wished to make the following statement to the Commission after which the statement was received and filed:

Even though these are my last words spoken as the Mayor of East Grand Rapids, let me hasten to assure all who hear, or who may in the future read, that no particular importance should be placed upon them simply because they are my last. They could well be my first, because it has always been my conviction that public office, in whatever capacity, should carry with it an awareness of responsibility, and a willingness to serve to such a degree that the office is represented in ways consistent with the reasons for its creation. Anything less deprives the Public of its rights, and any advantage taken because of the office deprives the individual the reason to occupy it.

I can say without hesitation that my efforts as a Commissioner and as the Mayor of East Grand Rapids have been my best. By "best" I do not pretend that they have been the best that could have been made by anyone - merely the best that I could do.

My charge to this Commission, and to those in the future is merely that they continue to direct the City of East Grand Rapids to the best of their ability, and, confident that that effort will always be put forth, I shall always be right in saying that "East Grand Rapids is a Better Place To Live".

(Signed) John J. Collins

338. A letter from Mr. John A. Collins thanking the Commission for their thoughtfulness during his recent bereavement due to the loss of his wife was received and filed.

339. There were 11 residents in attendance at this meeting.

340. The meeting was adjourned at 9:10 p.m., subject to the call of the Mayor, until May 7, 1973.



City Clerk

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

Regular Meeting Held May 7, 1973

Ex-Mayor John J. Collins expressed his appreciation to those persons attending this meeting, and introduced each former Mayor and Commissioner by name. He then asked Ex-Commissioner Swain and Eleveld to address the audience with their departing words. Ex-Commissioner Eleveld stated that he had experienced a real pleasure in serving the citizens of East Grand Rapids and achieved a great deal of satisfaction working with the Mayor who has done an excellent job, and with the administrative staff. Ex-Commissioner Swain concurred in these remarks.

The City Clerk then administered the oath of office to the new Mayor, John C. Baxter; First Ward Commissioner, Jack Clary; and Second Ward Commissioner, Thomas Robberson.

The meeting was then called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Clary, Stoppels, Robberson and Mayor Baxter.
Absent: None.

341. Mayor Baxter presented Civic Service Award plaques to Ex-Mayor Collins and Ex-Commissioners Eleveld and Swain. He also presented a key to the City to Ex-Mayor Collins and commended him and the Ex-Commissioners on their years of service.

342. The minutes of the meeting held April 23, 1973 were approved as written.

343. Letters from Mrs. C. V. Lee and Mrs. Donna Chase, President of Junior High PTA, supporting the hiring of additional police officers for traffic and pedestrian safety, were received and filed.

344. The Greater Grand Rapids Chamber of Commerce requested that the Commission designate a member to serve as the City's representative on the Business Development Committee.

344-A. With the concurrence of the Commission, Mayor Baxter appointed Commissioner Robberson to serve as the City's representative.

345. The City Manager requested authorization to issue a purchase order to Miller Equipment Company in the amount of \$4,610.35 for the purchase of a roller. He stated that bids have been received and that Miller Equipment Company was the lowest and best bid.

345-A. Stoppels-Clary. That the request of the City Manager be granted.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

346. The City Manager reported on a meeting he attended with the Michigan Department of State Highways regarding the construction of the East Beltline. He reported that a hearing will be held August 2, 1973, the location to be announced.

347. Reports for the month of April from the Fire Department, Police Department, and Building Inspector; and a report from the Traffic Commission and Board of Review were received and filed.

348. The City Manager reported on an area wide communication system which is being developed for Region 8 and that the City's share is to be \$3,886.34.

348-A. Remien-Pierce. That the amount of \$3,886.34 be approved for the City's share of the communication system.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

349. Cooper-Pierce. That expense vouchers in the amount of \$228,624.49, and payroll vouchers in the amount of \$29,397.36, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

350. Commissioner Stoppels requested that a map of the street pickup schedule be published in the Almanac and in the next City Commission Newsletter and requested further that crossing guard salaries be reviewed in the upcoming budget.

351. There were 38 residents in attendance at this meeting.

352. The meeting was adjourned at 8:10 p.m., subject to the call of the Mayor, until May 21, 1973.

John Wickma

UNOFFICIAL
Reference Only

PROCEEDINGS OF THE COMMISSION OF THE
CITY OF EAST GRAND RAPIDS

Regular Meeting Held May 21, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Clary, Stoppels, Robberson, and Mayor
Baxter.

Absent: Com. Remien.

353. The minutes of the meeting held May 7, 1973 were approved as written.

354. Pursuant to public notice a hearing was held on the request of Mr. J. Brock Albert for a variance to permit subdivision of three A-1 zoned parcels into two parcels of 80 ft. and 85 ft. frontage width respectively; also to waive the 12,000 sq. ft. requirement per parcel as set forth in the A-1 Zoning Ordinance. This request pertains to lots he owns on Kingswood Drive. Inasmuch as there were other lots on this street which may present a similar problem it was moved by Commissioner Cooper and supported by Commissioner Pierce that this request be referred to the Planning Commission for their recommendation.

Yeas: Pierce, Cooper, Clary, Robberson, Baxter - 5

Nays: Stoppels - 1

355. Inasmuch as the previous item was referred to the Planning Commission it was decided that the question of improvement of Kingswood Drive should also be referred to the Planning Commission.

355-A. Cooper-Robberson. That the matter of the improvement of Kingswood be referred to the Planning Commission for their recommendation.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6

Nays: 0

356. Mayor Baxter recommended that Commissioner Robberson be appointed to the Joint City-School Recreational Facilities Committee to replace Mr. Robert Eleveld.

356-A. Cooper-Pierce. That the recommendation of the Mayor be concurred in.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6

Nays: 0

357. A letter was received from Mr. David Coffman requesting a variance in zoning for the property located at 531 Greenwood, S.E., previously known as the Burleson Hospital for use of the building for a home for the elderly.

357-A. Clary-Pierce. That this request be referred to the Planning Commission.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6

Nays: 0

357-B. It was further requested that the City Attorney provide the Planning Commission by means of a memo with as much information as he can possibly find relative to this property including an analysis of the court ruling which established this property as a hardship.

358. A letter was received from Mr. L. V. Eberhard regarding high water bills which he paid last year because of the failure in their warning system relative to their recirculating equipment for their refrigeration and air-conditioning of their East Grand Rapids Eberhard Store, and requested relief relative to the water bills they paid. Mr. Eberhard, as well as his mechanic, were present to discuss the problem. After further

discussion the City Manager was asked to prepare a cost analysis relative to the cost to the City of the water used and it was further suggested that this matter be referred to the Committee-of-the-Whole.

359. The City Manager requested that the City Commission grant a permit for the City of East Grand Rapids and the Grand Rapids Yacht Club fireworks display on the 4th of July.

359-A. Stoppels-Cooper. That a permit be granted for the fireworks display.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

360. The Board of Education requested that the City and School share in the cost of purchasing for recreational and school purposes a piece of property located on Berwyck which abuts the Breton School property.

360-A. Pierce-Clary. That the City participate in the amount of \$1,000.00 for the purchase of this property.

Yeas: Pierce, Cooper, Clary, Robberson, Baxter - 5
Nays: Stoppels - 1

361. The financial report for a 10-month period ending April 30, 1973 was received and filed.

362. Mr. Rud Abbott expressed his concern about the East Grand Rapids School Board's decision to remove tennis courts from Breton Downs School and construct new tennis courts at Woodcliff School. He presented the City Commission with two petitions signed by residents in the area of Breton School; one was a citizens' petition requesting the City Commission and the Board of Education to retain the tennis courts at Breton and Boston at their present acceptable location; the second petition was one addressed to the East Grand Rapids Board of Education requesting that the two existing tennis courts at Breton Downs School be repaired, retained, and maintained for use by citizens of all ages. The petitions were received and filed. Several residents spoke relative to this matter and one requested that Lakeside School also be considered as a possible location of two tennis courts.

362-A. Robberson-Pierce. That the Joint City-School Recreational Facilities Committee be asked to re-study the entire Breton School land use for recreational facilities and report back to this Commission by June 4, 1973 and that it is the will of this Commission that tennis courts not be removed from the Breton School property.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

363. Cooper-Pierce. That expense vouchers in the amount of \$84,918.68, and payroll vouchers in the amount of \$20,489.78, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

364. Commissioner Pierce expressed concern about the flooded basements problem and requested that a public hearing be scheduled for the purpose of discussing this with those people who have the problem.

364-A. Pierce-Cooper. That a public hearing be scheduled within the next 30 days for the purpose of discussing the flooded basements problem with those persons who have had a problem in the past as indicated by a recent survey of the Engineering Department.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

364-B. The City Manager stated that the Little Auditorium is available on June 4th and it was decided that the City Commission hold its next meeting, which will be June 4th, at the Little Auditorium beginning at 7:30 p.m. and that proper notices be posted in both locations.

364-C. Pierce-Cooper. That the regular meeting of the City Commission be held June 4, 1973 at 7:30 p.m. at the Little Auditorium of the East Grand Rapids High School.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

365. The City Manager reported that a hearing will be held on June 11th in the Little Auditorium at 7:00 p.m. relative to the Department of Natural Resources Water Safety Regulation on Reeds Lake.

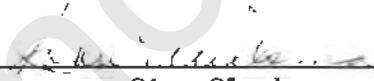
366. Commissioner Stoppels stated that the persons using the ball diamond at Breton School are creating a traffic hazard by parking on both sides of Berwyck at Breton. He suggested that parking be limited to one side of Berwyck. Chief Babcock noted this suggestion.

Commissioner Stoppels also stated that on observing the curbs throughout the city he noted that there are several curbs that need repair and that he hoped that a curb repair program could be incorporated in the coming year's budget.

367. Commissioner Clary stated that he had received complaints in the Greenwood-Lovett area relative to absentee landlords not keeping their property up, and letting their grass get out of hand. The City Attorney was instructed to draft an ordinance amendment for the City Commission's consideration.

368. There were 30 residents in attendance at this meeting.

369. The meeting was adjourned at 9:40 p.m., subject to the call of the Mayor, until June 4, 1973.



City Clerk

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

Regular Meeting Held June 4, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Clary, Stoppels, Robberson, and
Mayor Baxter.

Absent: None

370. The minutes of the meeting held May 21, 1973 were approved as written.

371. Request from Eberhard Food Stores relative to some relief on the high water bills paid last year.

The City Manager reported than an amount of \$254.31 had been billed which was in excess of the amount billed by the City of Grand Rapids.

371-A. Cooper-Robberson. That the amount of \$254.31 be authorized to be returned to Mr. Eberhard.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Abstained: Clary - 1

372. The City Manager gave a report relative to the basement flooding situation and explained to the 50 residents present the cause of basement flooding and procedures necessary to eliminate the problem. Twenty of the fifty residents spoke relative to this matter.

Dr. Vining requested that the City Commission establish a reasonable estimate on the cost of installing sump pumps in the homes where this problem occurs and that once this estimate is obtained the Commission consider a bonding proposal to help install the necessary equipment.

Commissioner Stoppels suggested that a flier be sent out with the budget summary explaining the way in which residents can assist in solving the basement flooding situation.

373. Traffic Commission report was received and filed.

374. Departmental reports for the month of May were received and filed.

374-A. Commissioner Clary asked Chief Babcock if he would in his report give a breakdown on drug cases by type of drug involved.

375. Commissioner Cooper requested that the minutes of the Recreation Commission and the Joint Recreational Facilities Committee be sent to the Commission.

376. Remien-Clary. That an amendment be made to the original resolution relative to the repair and replacement of tennis courts at Wealthy and Breton Downs to include Woodcliff School in this same project.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

377. Cooper-Pierce. That expense vouchers in the amount of \$67,093.68, and payroll vouchers in the amount of \$21,455.26, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

6/4/73

378. Cooper-Pierce. Motion to ask the Recreation Commission to review the priorities set as to the use of the ball fields by adults and youngsters and that the Recreation Commission be advised that it is the sense of the City Commission that priority should be assigned to youngsters.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: Stoppels - 1

379. The City Manager reported that a public hearing relative to safety regulations on Reeds Lake will be held in the Little Auditorium at the High School on June 11, 1973 at 7:30 p.m.

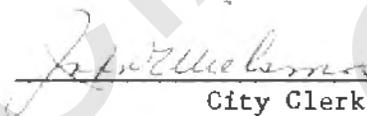
380. The Commission Newsletter was approved as written and authorized to be published.

381. Cooper-Stoppels. That the Commission approve appointment of Mayor Baxter and Commissioner Clary as representatives to AGRAG.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

382. There were 50 residents in attendance.

383. The meeting was adjourned at 10:35 p.m., subject to the call of the Mayor, until June 18, 1973.



City Clerk

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

Regular Meeting Held June 18, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Stoppels, Robberson, and Mayor
Baxter.

Absent: Com. Clary.

384. The minutes of the meeting held June 4, 1973 were approved as written.

385. The City Manager reported that bids were received for tires and that these bids are still being analyzed and a recommendation will be forthcoming at the next meeting.

386. The City Manager reported that he had received five responses to the invitation for gasoline bids but that none of the companies submitted a bid. He further reported that he had been in consultation with the Michigan Municipal League which advised that we are entitled under federal regulations to continue to receive gasoline from our present supplier. The City Manager stated that he will be investigating further and will report to the Commission as soon as a supply has been obtained.

387. Commissioner Remien reported that a meeting of the Joint City-School Recreational Facilities Committee had been held and that they recommend the relocation of the Breton tennis courts from the Breton-Boston location to a location on York.

387-A. Cooper-Robberson. That this Commission concur with the Joint City-School Recreational Facilities Committee in their recommendation.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6

Nays: 0

388. A report was received from the Planning Commission recommending that the request of Mr. David Coffman for a variance to use the Burleson Hospital as housing for the elderly be approved. The Planning Commission suggested that Mr. Coffman furnish graphic information showing site plans, location of parking, landscaping, and what, if any, redecorating and remodeling he plans to do to the existing building.

388-A. Stoppels-Cooper. That Notice of Hearing on Mr. Coffman's request for variance be sent to persons living within a 300 ft. radius of the Burleson property and that a hearing be held on July 9, 1973.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6

Nays: 0

389. The City Clerk submitted a schedule relative to the reassessing of delinquent special assessments, water bills, weed cutting bills, delinquent sidewalk, etc. on the 1973 City Tax Roll. The total amount of which is \$7,161.94.

389-A. Cooper-Stoppels. That these amounts be assessed on the 1973 City Tax Roll as per schedule submitted.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6

Nays: 0

390. Stoppels-Remien. That the following ordinance be introduced for consideration at the next regular Commission meeting:

AN ORDINANCE TO AMEND SECTIONS 9.24 AND
9.25 AND 9.26 OF CHAPTER 88 OF TITLE IX
OF THE CODE OF THE CITY OF EAST GRAND
RAPIDS AND TO ADD NEW SECTIONS 9.23 AND
9.27 OF CHAPTER 88 TITLE IX OF SAID CODE.

THE CITY OF EAST GRAND RAPIDS ORDAINS:

Sec. 1. That the Code of the City of East Grand Rapids is hereby amended by amending Sections 9.24 and 9.25 of Chapter 88 of Title IX thereof and by adding new Sections 9.23 and 9.27 thereto, reading as follows:

GRASS AND NOXIOUS WEEDS

9.23. Purpose. The purposes of this ordinance are to preserve the stability, harmony and appearance of the neighborhoods of the City of East Grand Rapids by requiring the owners and occupants of dwellings to maintain their lawns in reasonable condition and appearance in conformity with the standards of the neighborhood, and to protect the health and safety of the residents of the City by controlling the growth and spread of noxious plants and weeds which are detrimental to the health of the City's residents.

9.24. Cutting of Grass and Weeds. No person owning or occupying any premises which are occupied for residential or commercial purposes or which abuts premises which are occupied for either residential or commercial purposes shall permit or maintain on any such premises any growth of grass, weeds or other rank vegetation to a height greater than reasonable, but in no event greater than five (5) inches on the average, or any accumulation of dead weeds, grass or brush. No person owning unoccupied premises which do not abut premises which are occupied shall permit or maintain any such growth to a greater height than sixteen (16) inches on the average, or any accumulation of dead weeds, grass or brush. No occupant or owner of any premises shall cause, suffer or allow poison ivy, ragweed or other noxious plants, or plants detrimental to health, to grow on such premises in such manner than any part of such poison ivy, ragweed, or other noxious plants shall extend upon, overhang or border any place open to the public, or allow seed, pollen or other particles or emanations therefrom to be carried through the air into any place open to the public.

9.25. Duty of Occupant or Owner. It shall be the duty of the occupant and of the owner of every premises within the City, to cut and remove or destroy by lawful means, all such grass, weeds or rank vegetation as often as may be necessary to comply with the provisions of Section 9.24.

9.26. When City to do Work. If the provisions of Sections 9.24 and 9.25 are not complied with, the City Manager or his duly authorized representative, shall notify the occupant and owner of the premises to comply with the provisions of said sections within a time to be specified in said notice, which notice shall be given in accordance with Section 9.27 of this Code. Said notice shall require compliance with Sections 9.24 and 9.25 within five (5) days after service of such notice. If the occupant or owner does not comply within the time limited, the City Manager shall cause such weeds, grass and other vegetation to be removed or destroyed and the actual cost of such cutting, removal or destruction plus fifty (50%) percent for inspection and other additional cost in connection therewith, shall be charged against said premises and the same shall be billed to said owner. If any such charges are not paid within thirty (30) days after billing they shall be collected as a special assessment against the premises as provided in Sections 9, 10, and 11, Chapter XIII, of the Charter of the City.

9.27. Notice. Notice to the owner or occupant of a premises required to be given under Section 9.26 shall be served:

- (1) By posting said notice in some conspicuous place on the premises for five (5) days, and

By mailing said notice to such person at his last known address, or

- (2) By delivering the notice personally to the owner or occupant or by leaving the same at his residence, office or place of business with some person of suitable age and discretion.

9.28. Penalty for Violation. Any person who shall fail to comply with Sections 9.24 or 9.25 of this ordinance after being notified pursuant to Section 9.26 thereof and within the time provided in said notice shall be subject to the penalties for ordinance violations provided in Section 1.13 of this Code. Performance of work by the City and billing the same to the owner shall not constitute a defense to prosecute for such violation.

Sec. 2. This ordinance shall be published in full ten (10) days after it is adopted.

Sec. 3. This ordinance is declared to be an emergency ordinance necessary for the immediate preservation of the public peace, property, health and safety and is immediately effective this _____ day of _____, 1973.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

391. Mayor Baxter recommended the appointment of Commissioner Cooper to represent the City of East Grand Rapids on the Community Action Program Board to replace Mr. Wallace Chamberlain who has resigned.

391-A. Remien-Robberson. That the recommendation of the Mayor be concurred in.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

392. Commissioner Pierce submitted a 7-point proposal regarding treatment of the sewage problem in East Grand Rapids.

After discussion it was moved by Commissioner Cooper and supported by Commissioner Pierce that action on Commissioner Pierce's proposal be deferred until July 9, 1973 and that the staff review the suggestions of Mr. Pierce and submit a report.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

393. Cooper-Pierce. That expense vouchers in the amount of \$59,457.96, and payroll vouchers in the amount of \$21,327.06, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

394. Commissioner Cooper requested that a joint City Commission and Planning Commission meeting be held with Vilican-Leman & Associates, Inc. It was reported that the next meeting of the Planning Commission will be July 10, 1973 at 3 p.m. and notices will be sent to the City Commissioners.

6/18/73

395. Commissioner Stoppels requested that the dead elm tree located at 508 Cambridge Blvd. be removed as soon as possible.

He also requested that the City paint arrows in the Ramona parking lot and also that the owner place larger signs at the entrance and exit of the parking lot.

396. Commissioner Stoppels suggested that the City investigate the possibilities of purchasing a vacant lot on Gladstone for the purpose of using this lot for parking.

396-A. Stoppels-Robberson. That the City Manager be instructed to investigate the possibility of purchasing the vacant lot on Gladstone for the purpose of making a parking lot available for those residents in the area who do not have room for off-street parking and that a fee be charged for the use of this lot.

A roll call vote was taken:

Yeas: Cooper, Pierce, Stoppels, Robberson - 4
Nays: Remien, Baxter -2

The motion carried.

397. The financial report for an 11-month period was received and filed.

398. There were 9 residents in attendance at this meeting.

399. The meeting was adjourned at 9:50 p.m., subject to the call of the Mayor, until July 9, 1973.



City Clerk

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

Special Meeting Held June 25, 1973

The meeting was called to order by Mayor Baxter at 7:30 p.m.

Present: Coms. Pierce, Cooper, Clary, Stoppels, Robberson, and Mayor
Baxter.

Absent: Com. Remien.

400. Pursuant to published notice, a hearing was held by the City Commission relative to the proposed budget for the fiscal year 1973-74. There were 6 residents in attendance who discussed various items of the budget with the Mayor and Commissioners.

401. After all present were heard, the hearing was declared closed and the meeting was adjourned at 8:45 p.m., subject to the call of the Mayor, until July 9, 1973 at 7:30 p.m.



City Clerk

UNOFFICIAL Only
Reference

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

Special Meeting Held June 27, 1973

The meeting was called to order by Mayor Baxter at 4:30 p.m.

Present: Coms. Pierce, Cooper, Stoppels, Clary, Robberson, and Mayor Baxter.
Absent: Com. Remien.

402. Pierce-Stoppels. Resolved that the following budget be adopted as the annual budget for the City of East Grand Rapids for the year July 1, 1973 to June 30, 1974:

ANTICIPATED REVENUES:

City Taxes	\$1,347,900
Licenses & Permits	2,000
Fines & Fees	15,000
Distributions from State	303,900
From Use of Money & Property	15,000
Charges for Current Services	<u>73,500</u>
Total Anticipated Revenues	\$1,757,300

EXPENSE APPROPRIATIONS:

General Government	233,200
Public Safety	517,300
Public Service	510,700
Distributions & Aid	138,400
Other Operating Expenses	264,600
Capital Expenditures	<u>93,100</u>
Total Expense Approp.	\$1,757,300

And that there be levied a tax upon all property subject to taxation by the municipal government of the City of East Grand Rapids sufficient, with other resources, to pay the estimated expense of the City government for the ensuing fiscal year, the maintenance of all sinking funds and interest on all municipal debts, the total of which said amounts and the amounts estimated to be necessary for such purposes is hereby declared to be the sum of \$1,333,900 and the tax per \$1,000 valuation is hereby determined to be \$20.90.

A roll call vote was taken as follows:

Yeas: Pierce, Cooper, Stoppels, Clary, Robberson, Baxter - 6
Nays: 0

The Resolution was declared adopted.

The meeting was adjourned at 4:50 p.m., subject to the call of the Mayor, until July 9, 1973 at 7:30 p.m.

City Clerk

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

Regular Meeting Held July 9, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Clary, Stoppels, Robberson, and
Mayor Baxter.

Absent: None.

1. The minutes of the meetings of June 18, June 25, and June 27 were approved as written.

2. Mr. David Coffman spoke relative to the use of the Burlison Hospital as a home for the elderly and the changes he plans to make.

2-A. Clary-Remien. That this request be deferred to the next meeting to allow the Planning Commission more time to review Mr. Coffman's plans.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6

Nays: Stoppels - 1

3. The Mayor submitted the following list of appointments:

PRESIDENT OF COMMISSION &

VICE-CHAIRMAN BOARD OF APPEALS	Robert M. Stoppels
CITY MANAGER	Frederic H. Tholen, Jr.
CITY CLERK, CONTROLLER, TREASURER	John Wielsma
CITY ATTORNEY	Robert W. Richardson
ASSESSOR-BUILDING INSPECTOR	Donald Ford
ASSISTANT ASSESSORS	Sydney D. Shank
	Norman H. Reuss
CHIEF OF POLICE	Farrell Babcock
FIRE CHIEF	John F. Terpstra
HEALTH OFFICER	D. S. MacIntyre, M.D.
HARBOR MASTER	Charles Harrett
ELECTRICAL INSPECTOR	John DeBoer
FORRESTER	Henry Koopman

WAYS & MEANS COMMITTEE

W. B. Pierce, Chm.
R. P. Cooper
H. C. Remien

FIRE & POLICE

R. M. Stoppels, Chm.
W. B. Pierce
J. R. Clary

STREETS, SIDEWALKS, TREES

H. C. Remien, Chm.
R. M. Stoppels
J. R. Clary

RECREATION & PARKS

R. P. Cooper, Chm.
J. R. Clary
T. C. Robberson

UTILITIES COMMITTEE

T. C. Robberson, Chm.
R. P. Cooper
R. M. Stoppels

ORDINANCE COMMITTEE

J. F. Clary, Chm.
W. B. Pierce
H. C. Remien

BOARD OF REVIEW

Donald Ford, Chm.
Sydney D. Shank
Norman H. Reuss
T. C. Robberson
W. B. Pierce

PLANNING COMMISSION

Carson O. Donley
Allen I. Hunting
Gretchen Minnhaar
Britton L. Gordon
Richard D. Murphy
Herbert C. Remien
Peter M. Sears
Valerie Nelson (Mrs. Willis)
John R. E. Ruhl
Board of Education

Term Expires

7/1/75
7/1/74
7/1/74
7/1/74
7/1/75
7/1/75
7/1/76
7/1/76
7/1/76

The Mayor
The Manager

ex-officio
"
"

TRAFFIC COMMISSION

J. Robert Green
Sally Charnley (Mrs. M.M.)
Edward D. Wells
Harold Child
Police Chief
The Manager
Watson Pierce

LIBRARY COMMISSION

Estelle Leven (Mrs. Paul)
 Myrtle Starr (Mrs. John)
 Mrs. Frederick J. Renaud
 Robert M. Stoppels
 Mrs. Reuben Turner
 Harold Shapiro
 J. Gardner Taliaferro

BOARD OF CANVASSERS

David M. Amberg
 Mrs. Herbert R. Boshoven
 Douglas W. Hillman
 George B. Skiff

HISTORICAL COMMISSION
 (BI-CENTENNIAL)

Myrtle B. Starr (Mrs. John G.)

AGRAG REPRESENTATIVES

Mayor Baxter
 Jack Clary

GRETS POLICY COMMITTEE

Mayor Baxter

GRETS TECHNICAL COMMITTEE

F. H. Tholen

Ward 1 - Precinct 1

Emily H. Yeakey, Chm.
 1508 Rosalind Rd. SE

Sally Wolf
 621 Lakeside Dr. SE

Jean T. Ericksen
 1017 Santa Cruz Dr. SE

Ward 2 - Precinct 1

Lila Bulsok, Chm.
 2644 Richards Dr. SE

Myrtle B. Starr
 1033 Pinecrest Ave. SE

Eleanor Heibel
 1058 Eastwood Rd. SE

Ward 3 - Precinct 1

Emmy Lou Sterling
 627 Rosewood Dr. SE

Louise K. Carr
 1624 Sherman St. SE

Constance Ellis
 2003 Coronado Dr. SE

EAST BELTLINE BD. OF DIRECTORS

Ingvar W. Samuelson (Business)
 Peter Wege (Citizen)
 F. H. Tholen (Gov't)

Term Expires

7/1/75
 7/1/74
 7/1/76

ELECTION COMMISSION

John Wielsma
 Donald Ford
 R. W. Richardson

RECREATION COMMISSION

T. C. Robberson 7/1/76
 Nancy Harper (Mrs. James H.) 7/1/76
 James Glerum 7/1/76
 3 Board of Education Appointees

COMMUNITY ACTION PROGRAM

Robert P. Cooper

HOUSING BOARD OF APPEALS

William F. Thrall
 Barbara Eggerding (Mrs. J.L.)
 R. A. Reid
 Health Officer
 Building Inspector

Ward 1 - Precinct 2

Linda K. McCarthy, Chm.
 1627 Breton Rd. SE

Reva Deutsch
 1121 Keneberry Way SE

Elsa Martini
 1001 Lake Grove Ave. SE

Ward 2 - Precinct 2

Jean B. Krumm, Chm.
 2041 Tenway Dr. SE

Edith M. Spindler
 1240 Breton Rd. SE

Robertta L. Scripsema
 1742 Breton Rd. SE

Ward 3 - Precinct 2

Irene E. Allen
 638 Gladstone Dr. SE

Evadne L. Dakin
 1552 Woodlawn Ave. SE

Margaret J. Douglas
 2300 Hall St. SE

Ward 3 - Precinct 3

Margaret H. Reusser, Chm.
 932 Lakeside Dr. SE

Julia E. Donovan
 1125 Pinecrest Ave. SE

Nancy M. Buskirk
 1121 Breton Rd. SE

NATURAL HISTORY DEVELOPMENT
COMMITTEE

Mike Cary
Barbara Hoag (Mrs. Jerry D.)
William Rhodes
Ellen VandeVisse
George Woons
Robert M. Stoppels
Robert Benda
Jay Moore
Susan Ruhl (Mrs. John R.)

Shirley Meadowcroft
Center for Environmental
Study
Grand Rapids

JOINT CITY-SCHOOL RECREATIONAL FACILITIES
COMMITTEE

Thomas Robberson
Herbert C. Remien
Clifford McMann
Carroll Streeter
Paul Seibold
George Ruwitch
James Brouwer
James Kerwin
William Rhodes
F. H. Tholen
John Edison

3-A. Mayor Baxter-Pierce. That the recommended appointments be approved as submitted.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

4. A request for adoption of a resolution was received from the West Michigan Regional Planning Commission.

4-A. Clary-Stoppels. That this request be tabled until further consideration can be given to the formula for financing this organization.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

5. Clary-Robberson. That the following ordinance be adopted:

AN ORDINANCE TO AMEND SECTIONS 9.24 AND
9.25 AND 9.26 OF CHAPTER 88 OF TITLE IX
OF THE CODE OF THE CITY OF EAST GRAND
RAPIDS AND TO ADD NEW SECTIONS 9.23 AND
9.27 OF CHAPTER 88 TITLE IX OF SAID CODE.

THE CITY OF EAST GRAND RAPIDS ORDAINS:

Sec. 1. That the Code of the City of East Grand Rapids is hereby amended by amending Sections 9.24 and 9.25 of Chapter 88 of Title IX thereof and by adding new Sections 9.23 and 9.27 thereto, reading as follows:

GRASS AND NOXIOUS WEEDS

9.23. Purpose. The purposes of this ordinance are to preserve the stability, harmony and appearance of the neighborhoods of the City of East Grand Rapids by requiring the owners and occupants of dwellings to maintain their lawns in reasonable condition and appearance in conformity with the standards of the neighborhood, and to protect the health and safety of the residents of the City by controlling the growth and spread of noxious plants and weeds which are detrimental to the health of the City's residents.

9.24. Cutting of Grass and Weeds. No person owning or occupying any premises which are occupied for residential or commercial purposes or which abuts premises which are occupied for either residential or commercial purposes shall permit or maintain on any such premises any growth of grass, weeds or other rank vegetation to a height greater than reasonable, but in no event greater than five (5) inches on the average, or any accumulation of dead weeds, grass or brush. No person owning unoccupied premises which do not abut premises which are occupied shall permit or maintain any such growth to a greater height than sixteen (16) inches on the average, or any accumulation of dead weeds, grass or brush.

No occupant or owner of any premises shall cause, suffer or allow poison ivy, ragweed or other noxious plants, or plants detrimental to health, to grow on such premises in such manner than any part of such poison ivy, ragweed, or other noxious plants shall extend upon, overhang or border any place open to the public, or allow seed, pollen or other particles or emanations therefrom to be carried through the air into any place open to the public.

9.25. Duty of Occupant or Owner. It shall be the duty of the occupant and of the owner of every premises within the City, to cut and remove or destroy by lawful means, all such grass, weeds or rank vegetation as often as may be necessary to comply with the provisions of Section 9.24.

9.26. When City to do Work. If the provisions of Sections 9.24 and 9.25 are not complied with, the City Manager, or his duly authorized representative, shall notify the occupant and owner of the premises to comply with the provisions of said sections within a time to be specified in said notice, which notice shall be given in accordance with Section 9.27 of this Code. Said notice shall require compliance with Sections 9.24 and 9.25 within five (5) days after service of such notice. If the occupant or owner does not comply within the time limited, the City Manager shall cause such weeds, grass and other vegetation to be removed or destroyed and the actual cost of such cutting, removal or destruction plus fifty (50%) percent for inspection and other additional cost in connection therewith, shall be charged against said premises and the same shall be billed to said owner. If any such charges are not paid within thirty (30) days after billing they shall be collected as a special assessment against the premises as provided in Sections 9, 10, and 11, Chapter XIII, of the Charter of the City.

9.27. Notice. Notice to the owner or occupant of a premises required to be given under Section 9.26 shall be served:

- (1) By posting said notice in some conspicuous place on the premises for five (5) days, and
By mailing said notice to such person at his last known address, or
- (2) By delivering the notice personally to the owner or occupant or by leaving the same at his residence, office or place of business with some person of suitable age and discretion.

9.28. Penalty for Violation. Any person who shall fail to comply with Sections 9.24 or 9.25 of this ordinance after being notified pursuant to Section 9.26 thereof and within the time provided in said notice shall be subject to the penalties for ordinance violations provided in Section 1.13 of this Code. Performance of work by the City and billing the same to the owner shall not constitute a defense to prosecute for such violation.

Sec. 2. This ordinance shall be published in full ten (10) days after it is adopted.

Sec. 3. This ordinance is declared to be an emergency ordinance necessary for the immediate preservation of the public peace, property, health and safety and is immediately effective this 9th day of July, 1973.

5-A. Cooper-Pierce. That the above ordinance be amended to read "plus One Hundred percent (100%) for inspection and other additional costs in connection therewith" in Section 9.26.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

Vote on original motion to adopt ordinance as amended:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

6. A letter was received from Old Kent Bank & Trust Company requesting that they be designated as bank depository for City Funds.

6-A. Clary-Stoppels. That Old Kent Bank & Trust Company be continued as the principal depository, and Union Bank & Trust Company be designated as depository for special construction funds.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

7. A recommendation was received from the Clerk-Controller for renewal of Workmen's Compensation Insurance with the present carrier, Sentry Insurance Company, with the deposit premium of \$20,676.00 for the Metro-A Plan.

7-A. Robberson-Cooper. That the award be made to Sentry Insurance Company as recommended by the Clerk-Controller.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0
Commissioner Stoppels abstained.

Commissioner Stoppels left at this time due to another commitment.

8. The City Manager submitted his recommendation relative to storm flow into the sanitary sewer.

8-A. Cooper-Pierce. That the City request, by resolution, that the City of Grand Rapids authorize the construction of the gravity sanitary sewer system serving the Oxford-Tenway-Englewood area.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

8-B. Pierce-Remien. That the City Commission authorize commencement of the selective enforcement program within the Elmwood-Maplewood district as described in the City Manager's report and that the City Manager and City Attorney develop the necessary ordinance amendments to enforce the program.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

8-C. Pierce-Remien. That the East Grand Rapids City Commission request the Grand Rapids City Commission to authorize construction of the sanitary sewer to serve the Asbury, Whitfield, Oxford, Tenway area.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

9. Clary-Pierce. That the Almanac Publishing Company be authorized to publish legal notices and commission meeting minutes at the rate of \$2.00 per column inch.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

10. The City Manager reported that a letter was received from Mr. Porter agreeing to sell vacant lot #14 of Wurzburg's Addition on Gladstone. Mr. Porter stated in his letter his willingness to sell this lot for \$2,400.

10-A. Baxter-Remien. That a letter be sent to Mr. Porter stating that the City is declining purchase at this time and at this price.

10-B. Pierce, Robberson. Amend the motion to instruct Mr. Porter that at this price the City Commission does not wish to purchase his lot for parking.

Yeas: Pierce, Robberson - 2
Nays: Clary, Cooper, Remien, Baxter - 4
Motion failed.

7/9/73

Vote on original motion:

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

11. Remien-Cooper. That the Mayor be authorized to sign the contract with Project Rehab.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

12. The City Manager reported that the low bidder of two companies was McGraw Tire Company and that they be awarded the tire contract for 1973-74.

12-A. Remien-Robberson. That McGraw Tire Company be awarded the tire contract for the coming year.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

13. Mayor Baxter-Pierce. That the Mayor and Clerk be authorized to sign the "Memorandum of Agreement" with City employees as submitted by the City Manager and as approved by the Employee Associations.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

14. Departmental reports from the Police Department and Building Inspector-Assessor for the month of June were received and filed.

15. The Commission requested that Mayor Baxter write to the Director of the Michigan Department of State Highways stating the position of the East Grand Rapids City Commission relative to the construction of the East Beltline as adopted at a previous meeting and that he appear to reiterate this position at the August 2nd hearing.

16. Commissioner Cooper suggested that the Mayor write a letter to all of his new appointments.

17. Cooper-Pierce. That expense vouchers in the amount of \$132,544.23, and payroll vouchers in the amount of \$91,302.70, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

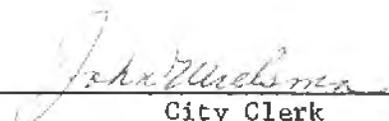
18. Commissioner Pierce questioned whether the City had a program for inspection of houses before sale to new owner. He was advised that we do not.

19. The City Manager was requested to investigate whether the City of East Grand Rapids has a city flag.

20. Commissioner Robberson informed the Commission that the next meeting of the Recreation Commission will be held on July 17th.

21. There were 27 residents in attendance at this meeting.

22. The meeting was adjourned at 9:55 p.m., subject to the call of the Mayor, until July 23, 1973.


City Clerk

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

Regular Meeting Held July 23, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Remien, Clary, Stoppels, Robberson, and Mayor Baxter.
Absent: Com. Cooper.

23. The minutes of the meeting held July 9, 1973 were reviewed.

23-A. Pierce-Stoppels. That Items 2 and 2-A of these minutes be amended to read as follows:

Item 2. Pursuant to public notice given in accordance with the City Zoning Ordinance a public hearing was held relative to the request of David Coffman for a zoning variance to permit the use of the property at 531 Greenwood, S.E. (the Burleson Hospital property) as a home for the elderly. Mr. Coffman was present and spoke in favor of his request. Several persons in attendance also spoke relative to the proposed use of this property. Mr. Coffman filed with the Commission certain plans showing the manner in which the building on the premises would be used if the variance is granted.

Item 2-A. Clary-Remien. That this hearing be adjourned to the next meeting of the Commission on July 23, 1973 at 7:30 p.m. and that in the interim the Planning Commission again review Mr. Coffman's proposal and make a further report to this Commission.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: Stoppels - 1

23-B. The minutes were then approved as amended.

24. A communication was received from the East Grand Rapids Planning Commission recommending approval of the request of Mr. Coffman for a zoning variance to use the Burleson Hospital for a home for the elderly subject to certain conditions.

The Commission at this point adjourned and then reconvened as the Board of Zoning Appeals to consider the adjourned hearing on the request for zoning variance filed by Mr. David Coffman.

24-A. Pierce-Stoppels. Resolved that this Commission, acting as the Board of Zoning Appeals, grants the zoning variance requested by Mr. David Coffman to permit use of the property as a home for the elderly, subject to the following conditions:

1. That the carport at the rear of the property be removed.
2. That no changes be made to the existing landscaping, and if at any future time Mr. Coffman desires some change in the site work or landscaping of the hospital, that he must present his plan to the Planning Commission for approval.
3. That the maximum number of parking spaces be the 25 already available and, if at all possible, use only those parking spaces that are necessary for the proper functioning of the home.

Further Resolved that the Board adopts the earlier determination of this Board, affirmed by the Circuit Court and the Court of Appeals that a hardship exists relative to this property.

24-B. Clary-Pierce. Resolved that the above resolution be amended by adding the condition that this property is to be used solely as a residence home for the elderly and not as a nursing home or medical care facility for persons requiring nursing attention.

A roll call vote was taken on the motion to amend:

Yeas: Pierce, Remien, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

A roll call vote was taken on the resolution as so amended:

Yeas: Pierce, Remien, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

The resolution granting the variance was declared adopted.

25. The City Manager submitted a proposed agreement between the City of East Grand Rapids and Louis VanderStel, d/b/a Liberal Pick-Up Service regarding garbage pickup in the City and recommended its approval.

25-A. Stoppels-Remien. That the garbage pickup agreement be approved as submitted and the Mayor and Clerk be authorized to sign it.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

26. The Commission reviewed a draft of the next Comment, and approved the format with the following additions:

1. A paragraph regarding the garbage pickup service offered to East Grand Rapids residents.
2. A map showing the pickup schedule of yard clippings with request that residents bag their yard clippings.

27. The Planning Commission minutes of their meeting held July 10, 1973 were received and filed.

Mayor Baxter reminded the Commissioners of the joint meeting of the City Commission with the Planning Commission meeting for the purpose of exchanging ideas.

Commissioner Stoppels was excused from the meeting at this time because of another commitment.

28. The Traffic Commission minutes of their meeting held July 17, 1973 were received and filed.

29. A report for the month of June from the Fire Chief was received and filed.

30. Commissioner Clary questioned the areas of responsibility of the three recreation oriented commissions and committees. Commissioner Robberson stated that inasmuch as he is a member of all three, he would be happy to make a study with recommendations.

31. Commissioner Clary inquired about a city flag and requested that one be obtained and displayed. Mayor Baxter suggested that the matter of design be referred to the Historical Commission.

32. Commissioner Remien reported that construction of the Wealthy tennis courts was delayed due to the inability of the contractor to obtain dye.

33. Pierce-Remien. That expense vouchers in the amount of \$205,582.68, and payroll vouchers in the amount of \$27,613.06, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Remien, Clary, Robberson, Baxter - 5
Nays: 0

34. A letter was received from Mr. C. J. Ryskamp, 1508 Pinecrest Ave. S.E. objecting to his 1973 property assessment valuation. This letter was referred to the City Assessor for reply.

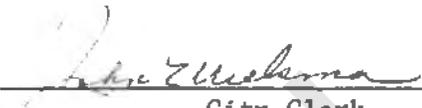
35. Commissioner Pierce, on behalf of Grand Rapids Rotary Club East, thanked the City Manager and staff for their excellent cooperation in assisting with the arrangements of the Band Concert in Lakeside Park which was sponsored by the Grand Rapids Rotary Club East. He stated that the concert was very successful.

The City Manager thanked Commissioner Pierce for the fine public service commitment of the Rotary Club in the equipping of the Fire Rescue Van.

36. Mayor Baxter stated that his church (Mayflower Congregational) would be receptive to requests by the City and School to utilize the facilities at the church for meetings or other activities that might arise.

37. There were 6 residents in attendance at this meeting.

38. The meeting was adjourned at 8:35 p.m., subject to the call of the Mayor, until August 6, 1973.



City Clerk

UNOFFICIAL
Reference Only

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

Regular Meeting Held August 6, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Clary, Robberson, and Mayor Baxter.
Absent: Com. Stoppels.

39. The minutes of the meeting held July 23, 1973 were approved as written.

40. The Mayor presented Weston J. Weber, Deputy Fire Chief, with a watch in recognition of his 25 years of service to the city.

41. Pursuant to public notice, a hearing was then held by the Commission, sitting as the Board of Zoning Appeals, upon the request of Dugald S. MacIntyre, M.D. for a zoning variance to permit construction of an addition to his home located at 205 Rexford Drive, SE.

41-A. Cooper-Robberson. That this Commission, acting as the Board of Zoning Appeals, grant the variance as requested by Dr. MacIntyre.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

The motion carried.

42. Clary-Pierce. That the following resolution be adopted:

WHEREAS, August 6, 1973, at 7:30 o'clock p.m., Eastern Daylight Time, has been set as the date and time for opening bids for the purchase of \$100,000.00 Notes, of the City of East Grand Rapids, County of Kent, Michigan:

AND WHEREAS, said bids have been publicly opened and read;

AND WHEREAS, the following bids have been received;

<u>Bidder</u>	<u>Maturity</u>	<u>Interest Rate</u>	<u>Premium</u>
Old Kent Bank & Trust Co.	August 1, 1974	4.25	None
Union Bank & Trust Co.	August 1, 1974	5.85	None

AND WHEREAS, the bid of Old Kent Bank & Trust Company has been determined to produce the lowest interest cost to the City;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Old Kent Bank & Trust Company, as above stated, be and the same is hereby accepted.

2. Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.

3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

RESOLUTION DECLARED ADOPTED.

8/6/73

43. The possible purchase of Lot #41 Robinson Road Plat was discussed.

43-A. Mayor Baxter-Remien. That the City not purchase this lot at this time but refer the matter to the Planning Commission for their recommendation.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

44. The City Manager requested authorization to issue purchase orders to Mobil Chemical Company in the amount of \$1,160.00 for plastic bags, and to Hobson Bennett Company in the amount of \$1,550.00 for a heating unit for the service garage.

44-A. Pierce-Robberson. That the Manager be so authorized.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

45. The City's participation in the West Michigan Regional Planning Commission was discussed. It was decided that this matter remain on the table until a later date.

46. The continuation of the City's participation in the Michigan Grand River Watershed Council was discussed.

46-A. Clary-Pierce. That the City not join the Michigan Grand River Watershed Council at this time.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

Motion carried.

46-B. Cooper-Robberson. That the City Manager be requested to send a letter to Michigan Grand River Watershed Council informing them of the Commission's action and inviting them to a future City Commission meeting.

A roll call vote was taken:

Yeas: Cooper, Remien, Robberson - 3
Nays: Pierce, Clary, Baxter - 3

Motion failed for lack of a majority.

47. Reports for the month of July from the Fire Department, Police Department, and City Assessor were received and filed.

48. The City Manager read a letter from Samual Weiss relative to garbage pickup service.

The City Manager was requested to prepare a cost analysis of combined rubbish and garbage pickup for East Grand Rapids residents.

49. A report on the East Grand Rapids Traffic Survey was received and referred to the Committee-of-the-Whole.

50. A listing of calls regarding basement flooding and sewer back-up which were received by all city departments during and after the storm of July 31, 1973 was received and filed.

Mr. Russell Brown and Dr. Manning were present to request assistance in cleaning and disinfecting the flooded basements where sewage was involved. It was suggested that clean-up and disinfecting crews be made available after such storms.

51. Commissioner Clary requested that the poison ivy located between the street and sidewalk on Manhattan Road near Manhattan School be sprayed.

52. Cooper-Pierce. That expense vouchers in the amount of \$1,662,948.16, and payroll vouchers in the amount of \$27,966.96, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

53. Commissioner Cooper discussed the action of the Traffic Commission on the request from Dr. William Kooistra for installation of stop signs at an intersection.

53-A. Cooper-Robberson. That the City Commission recommend to the Chairmen of the several boards, committees and commissions that, upon receipt of communications from citizens requesting action by such board, committee or commission, wherever possible or practicable, such citizen be advised of the date, time and place of the meeting at which this issue will be discussed and be afforded the opportunity to appear in person to discuss his request.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Robberson, Baxter - 6
Nays: 0

The motion carried.

54. There were 9 residents in attendance at this meeting.

55. The meeting was adjourned at 10:00 p.m., subject to the call of the Mayor, until August 20, 1973.

Robert L. G. [Signature]
City Clerk

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

Regular Meeting Held August 20, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Clary, Stoppels, Robberson, and
Mayor Baxter.

Absent: None.

56. The minutes of the meeting held August 6, 1973 were approved as written.

57. Mr. Jim Albert was present and requested that the City Commission authorize building permits for sites 315 and 325 Kingswood Drive, SE. The City Manager reported as to why the Building Inspector denied Mr. Albert a building permit for 315 and 325 Kingswood Drive, SE.

57-A. Clary-Remien. That the building permits for sites 315 and 325 Kingswood Drive, SE be denied.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

58. A report from Chief Babcock on Traffic Enforcement priorities was received and filed.

59. Recreation Department reports were received and filed.

60. The report from Consumers Power Company on street light installations was received and filed.

61. Robberson-Pierce. That Mayor Baxter be designated as the official delegate and Commissioner Jack R. Clary the alternate to attend the Annual Business Meeting of the Michigan Municipal League to be held September 6, 1973.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

62. A letter of appeal was received from Mr. Burger, 2433 Santa Monica Drive, SE, relative to the condemnation notice of an elm tree at the rear of his property. The City Manager reported as to the condition and position of the tree. The letter was received and filed.

63. A letter from Mr. Ryskamp relative to the assessment of his property at 1508 Pinecrest Avenue, SE, was received and filed.

64. Mr. Wilcox asked for a report on progress for resolution of the basement flooding problem in East Grand Rapids. The City Engineer reported that an additional 15 homes were visited and recommendations made to homeowners.

65. Cooper-Pierce. That expense vouchers in the amount of \$223,269.81, and payroll vouchers in the amount of \$27,515.24, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

66. Commissioner Pierce requested a report on the public hearing held August 2, 1973 by the State Highway Department on the East Beltline. Mayor Baxter reported as to what happened at the hearing.

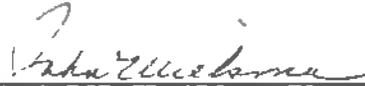
8/20/73

67. Commissioner Clary spoke relative to an article in the Almanac quoting one of our police officers to the effect that East Grand Rapids had a substantial drug problem. He stated that in his opinion "substantial" may not have been the proper term to use and that it creates a wrong impression as to the magnitude of the problem.

68. Commissioner Robberson requested that the Noise Ordinance be referred to the next Committee-of-the-Whole meeting.

69. There were four residents in attendance at this meeting.

70. The meeting was adjourned at 9:10 p.m., subject to the call of the Mayor, until September 10, 1973.



City Clerk

UNOFFICIAL
Reference Only

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

Regular Meeting Held September 10, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Clary, Stoppels, Robberson, and
Mayor Baxter.

Absent: None.

71. The minutes of the meeting held August 20, 1973 were approved as written.

72. Pursuant to public notice, a hearing was then held on the proposed zoning variance to permit the splitting of lots 43 to 48 and 54 to 58 in Robinson Road Plat to an area less than required in the Zoning Ordinance for A-1 Zone Districts. The report of the Planning Commission favoring this variance was received and filed.

72-A. Robberson-Stoppels. That this Commission, acting as the Board of Zoning Appeals, grant a variance which allows the splitting of lots 43 to 48 and 54 to 58 in Robinson Road Plat into the following building sites:

Lot 47 except the south 30 feet also Lot 48.
Lot 46 and the south 30 feet of Lot 47.
Lot 44 except the south 30 feet also Lot 45.
Lot 43 and the south 30 feet of Lot 44.
Lot 51
Lot 53
Lot 54 also Lot 55 except the southerly 28 feet.
Lot 56 also the southerly 28 feet of Lot 55.
Lot 57 except the easterly 25 feet also Lot 58.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6

Nays: Clary - 1

The motion carried.

73. Mr. Peter Wege was present to urge the Commission to reconsider the action taken at a recent meeting relating to participation by East Grand Rapids in the Grand River Watershed Council.

73-A. Pierce-Remien. That the administrative staff assemble all information possible that pertains to the achievements and goals, including budgetary considerations, as they relate to the functions of the Grand River Watershed Council, and that this report be scheduled for a future Commission meeting.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7

Nays: 0

74. A proposed resolution relative to Emergency Medical Technicians was discussed.

74-A. Stoppels-Pierce. That the following resolution be adopted:

The City of East Grand Rapids resolves:

WHEREAS there is a need for trained emergency personnel to provide aid in an emergency to injured persons; and

WHEREAS policemen and firemen employed by the city are often the first individuals to provide aid in such an emergency; and

WHEREAS a person providing aid under emergency conditions should not be liable for illegally practicing medicine or for civil damages on account of rendering such aid;

NOW THEREFORE BE IT RESOLVED,

That the City of East Grand Rapids requests the Michigan State Legislature to enact a law which would set the requirements and standards of training for emergency medical technicians and which would exempt such trained personnel from liability from civil damages and the unlicensed practice of medicine.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

75. A report of the Traffic Commission meeting held August 21, 1973 was received and filed.

75-A. Cooper-Robberson. That the temporary installation of traffic control barriers at the northwest corner of the Lake Drive - Breton intersection be authorized.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

76. A report concerning the City's share of the cost of the improvement of Woodlawn was discussed.

76-A. Stoppels-Pierce. That the City's share of the Woodlawn improvement be authorized in the amount of \$3,997.00 of which \$2,799.80 would be allocated from contingencies.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

77. A report relative to the status of the house located at 2136 Barnard Street from the Assistant Health Officer was received and filed.

78. The City Engineer recommended that the City advertise for bids on the Blodgett storm drain.

78-A. Stoppels-Clary. That the City advertise for bids on the Blodgett Hospital storm drain.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

79. Reports for the month of August from the Assessor, Fire Department, and Police Department were received and filed.

80. Commissioner Pierce expressed concern relative to the dangerous situation caused by bicyclists on Lake Drive in the vicinity of Lake Grove in the morning. This matter was referred to the Traffic Commission.

81. A request for permission to locate the east line of the Breton School tennis court fence 10' west of the west line of York Drive was received from the East Grand Rapids Public Schools.

81-A. Clary-Stoppels. That pursuant to Code Section 8.81 this Commission approve this request for the express purpose indicated in the East Grand Rapids School letter.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

82. Progress of the Remington plat ball diamond was discussed.

82-A. Clary-Remien. That this Commission issue a directive to the administrative staff to proceed with the seeding of this project within a two week period.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

83. Cooper-Pierce. That expense vouchers in the amount of \$52,932.74, and payroll vouchers in the amount of \$24,487.37, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

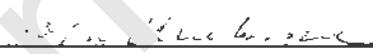
84. Commissioner Pierce requested that a report be prepared for the next Commission meeting relative to the progress made so far on the flooded basement problem showing cumulative totals of homeowners contacted, schedule of future strategy, etc.

85. Commissioner Clary requested that radar be utilized on Manhattan Road to help discourage the number of speeding offenders now present on this street.

86. Commissioner Stoppels requested that the administrative staff be given the directive to investigate the progress on the Lake Drive Baptist Church parking lot located on Croswell and that the church conform to the variance requested to construct a concrete retaining wall.

87. There were 11 residents in attendance at this meeting.

88. The meeting was adjourned at 10:05 p.m., subject to the call of the Mayor, until September 24, 1973.



City Clerk

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

Regular Meeting Held September 24, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Clary, Stoppels, Robberson, and
Mayor Baxter.

Absent: None.

89. The minutes of the meeting held September 10, 1973 were corrected by adding the vote of the Commissioners in Item 76-A as follows:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

They were then approved as corrected.

90. A letter was received from Albert Builders, Inc. offering to sell lots in Paris Road Uplands to the City.

90-A. Clary-Pierce. That this letter be referred to the Planning Commission for their study and recommendation.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

The motion carried.

91. A letter was received from Albert Builders, Inc. offering to sell lots on Asbury & Whitfield to the City.

91-A. Pierce-Robberson. That this letter be referred to the Planning Commission for their study and recommendation.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

The motion carried.

92. A letter was received from Albert Builders, Inc. requesting the splitting of lots 34, 35, 36, and 64 in Robinson Road Plat.

92-A. Remien-Pierce. That this request be set for public hearing before the Board of Zoning Appeals on October 8, 1973 and notices be sent to persons owning property within 300 foot radius of parcels in question.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

93. A letter was received from Albert Builders, Inc. requesting that hearings be set for the improvement of Asbury & Whitfield.

93-A. Robberson-Cooper. That the City Engineer prepare resolutions 1 & 2 regarding the improvement of Asbury & Whitfield for consideration by the Commission on October 8, 1973.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

93-B. Commissioner Clary requested that the Planning Commission be informed of this action. Commissioner Remien suggested that in connection with the offer to sell these lots to the City (item 91) the Planning Commission take into consideration the fact that the City does not have an excess of funds for the purpose of purchasing vacant lands.

94. The City Clerk reported on bids which were received for the City's fleet insurance and recommended that the low bid of Farm Bureau Insurance Group in the amount of \$2,804.85 be accepted and contract awarded to them.

94-A. Clary-Cooper. That the fleet insurance bids be tabled and that a rider be obtained from Michigan Mutual Liability for 30 days until more information can be obtained from the low bidders as to how claims will be handled and what law firm they retain for settlement of claims.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson - 6
Nays: Baxter - 1

The motion carried.

95. Application for a marina license was received from Dena Vincent, Executrix of the estate of Joseph Navin.

95-A. Stoppels-Remien. That the marina license be granted to the estate for a capacity of 25 boats and that when the estate is sold the license be terminated.

95-B. Clary-Robberson. That this matter be tabled until some future meeting.

A roll call vote was taken:

Yeas: Pierce, Remien, Clary, Robberson, Baxter - 5
Nays: Cooper, Stoppels - 2

The motion carried.

96. The City Manager requested the Commission to appoint him as official delegate and the City Clerk as official alternate to attend the Michigan Municipal Employees' Retirement System annual business meeting to be held October 25, 1973.

96-A. Cooper-Remien. That the request of the City Manager be concurred in.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

97. A request from Michigan Department of State Highways for adoption of the GRETS Memorandum of Understanding was received.

97-A. Cooper-Stoppels. That the Memorandum be tabled until the next meeting.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

98. The City Commission authorized the "Comment" be printed subject to review by the Traffic Commission.

99. The minutes of the Planning Commission and Recreation Commission were received and filed.

100. Commissioner Cooper requested that a section be added to the Comment on the progress of the demolition on the house on Barnard Street to the effect that the owner is proceeding to accomplish this at his own expense.

101. The City Clerk requested authorization to issue a purchase order to Heath International, Inc. for two new tracks on one of the City's sidewalk plows in the amount of \$1,700.00.

101-A. Robberson-Pierce. That the City Clerk be authorized to issue a purchase order to Heath International, Inc. in the amount of \$1,700.00.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

102. The City Engineer requested permission to advertise for bids in the relocation of the curb at Lake Drive and Breton contingent upon the approval of the Traffic Commission.

102-A. Remien-Robberson. That the request of the City Engineer be granted.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

103. Commissioner Cooper presented the Commission with a resolution of the Parks & Recreation Committee regarding the purchase of the "Brooks" property by the City.

103-A. Clary-Robberson. That this resolution be received and that copies be given to the Planning Commission for their study as to the use of this property by the City; that the Mayor be authorized to appoint two City Commissioners to negotiate with the owners of the property in question.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

The motion carried.

104. Cooper-Pierce. That expense vouchers in the amount of \$170,444.67, and payroll vouchers in the amount of \$22,477.73, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

105. Commissioner Stoppels reported that there was some question raised as to who are carry-over members on the Library Commission, and suggested that the old members be sent a letter requesting that they continue serving this Commission.

106. Robberson-Cooper. That an amount not to exceed \$900.00 be transferred from the contingencies fund to the Planning Commission Contractual Services Account for additional services rendered by the City's Planning Consultant.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

107. The financial report for a two-month period was received and filed.

108. There were 6 residents in attendance at this meeting.

109. The meeting was adjourned at 9:35 p.m., subject to the call of the Mayor, until October 8, 1973.



City Clerk

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

Regular Meeting Held October 8, 1973

The meeting was called to order by Commission President Stoppels.

Present: Coms. Pierce, Remien, Clary, Stoppels, and Robberson.
Absent: Com. Cooper and Mayor Baxter.

110. The minutes of the meeting held September 24, 1973 were approved as written.

111. Pursuant to public notice, a hearing was then held upon the request of Albert Builders to permit the splitting of lots 34, 35, 36, 57 and 64 in Robinson Road Plat. It was pointed out that the builder would still need a zoning variance to permit construction of homes on these lots as split per this request.

111-A. Remien-Pierce. That the Commission, acting as the Board of Zoning Appeals, permit the splitting of lots 34, 35, 36, 57 and 64 in Robinson Road Plat as requested by Albert Builders, Inc.

A roll call vote was taken:

Yeas: Remien, Pierce, Robberson, Stoppels - 4
Nays: Clary - 1

Motion failed for lack of a 2/3 favorable vote.

112. Pursuant to public notice a hearing was then held upon the request of Edward P. Kasischke, 1160 Lakeside Drive, SE, to permit construction of a garage 6 feet from his house.

112-A. Robberson-Pierce. That the Commission, acting as the Board of Zoning Appeals, grant the request of Mr. Kasischke subject to review of the plans by the housing inspector and providing that the wall adjacent to the house be constructed of a fire resistant material.

A roll call vote was taken:

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

The motion carried.

113. A letter from Albert Builders requesting reconsideration of rejected Kingswood improvement was received.

113-A. Robberson-Pierce. That this request be tabled.

A roll call vote was taken:

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

The motion carried.

114. A letter from the Greater Grand Rapids Chamber of Commerce requesting the Commission to designate a contact representative was received. President Stoppels suggested the name of Roger VanDyk, Administrative Aide, subject to the approval of the Mayor.

115. A letter from Dale W. Rhoades inviting Commissioners to a CATV meeting was received and filed.

116. Robberson-Remien. That the GRETS Memorandum of Understanding be removed from the table.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

116-A. Robberson-Remien. That the Mayor be authorized to execute the GRETS Memorandum of Understanding.

A roll call vote was taken:

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

The motion carried.

117. The City Manager reported on bids which were received for the reconstruction of the Breton - Lake Drive intersection and recommended that the contract be awarded to the low bidder, Lee Howard, in the amount of \$2,729,95.

117-A. Pierce-Remien. That the City Manager be authorized to enter into a contract with Lee Howard for the reconstruction of the Breton - Lake Drive intersection.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

118. A proposed noise ordinance was discussed.

118-A. Pierce-Robberson. That the proposed noise ordinance be revised in accordance with the review by this Commission and that the revised ordinance be placed on file with the City Clerk for review and examination by any interested persons prior to its further consideration by this Commission.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

119. Robberson-Pierce. That a public hearing be held October 22, 1973 at 7:30 p.m. for the purpose of discussing the necessity of the water and sewer improvement in Asbury and Whitfield.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

120. The City Manager requested authorization to issue a purchase order for winter salt requirements to Domtar Chemicals, Inc. which was the lowest of four bidders on the metro area salt requirements in the amount of \$12.60 per ton.

120-A. Remien-Stoppels. That the request of the City Manager be concurred in.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

121. Reports for the month of September from the Fire Department, Police Department, and Building Inspector were received and filed.

122. The minutes of the Traffic Commission meeting which was held October 2, 1973 were received and filed. Commissioner Clary requested more stringent enforcement against owners of unconfined dogs.

123. The City Attorney recommended that Velting Contractors, Inc. and Continental Casualty Company be added as defendants in the Municipal Complex law suit.

123-A. Pierce-Clary. That the recommendation of the legal council be concurred in.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

124. Pierce-Remien. That expense vouchers in the amount of \$98,783.83, and payroll vouchers in the amount of \$22,593.93, as approved by the Ways and Means Committee be allowed, and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson - 5
Nays: 0

125. Commissioner Pierce requested that the next Comment contain an article requesting homeowners to keep their trees, bushes, and shrubs which are overhanging the sidewalk trimmed.

126. Commissioner Pierce requested that a written report be submitted at the next Commission meeting indicating the steps which have been taken in resolving the flooding basement problem.

Commissioner Cooper arrived at this time.

127. The tentative rules regulating boating on Reeds Lake as proposed by the Department of Natural Resources were discussed.

127-A. Clary-Robberson. That the tentative rules regarding special local watercraft controls for Reeds Lake as proposed by the Department of Natural Resources do not appear acceptable to the East Grand Rapids City Commission inasmuch as these rules are not responsive to the needs of our community; and that the Department of Natural Resources be requested to so advise the persons in attendance at the hearing which is to be held October 11, 1973.

A roll call vote was taken:

Yeas: Pierce, Clary, Cooper, Robberson, Stoppels - 5
Nays: Remien - 1

Motion carried.

128. The Blodgett Hospital parking problem was discussed and referred to the Traffic Commission to solve or reduce the problems now being created by the construction project.

129. There were 11 residents in attendance at this meeting.

130. The meeting was adjourned at 9:55 p.m., subject to the call of the Mayor, until October 22, 1973.

City Clerk

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

Regular Meeting Held October 22, 1973

The meeting was called to order by Mayor Collins.

Present: Coms. Pierce, Cooper, Remien, Clary, Stoppels, Robberson, and
Mayor Baxter.

Absent: None.

131. The minutes of the meeting held October 8, 1973 were approved as written.

132. Pursuant to public notice, a hearing was held for the purpose of discussing the necessity of the water and sewer improvement in Asbury and Whitfield. Mr. J. Brock Albert requested that the Commission include the improvement of these streets in this hearing. Mr. Twohey also requested that the street be improved but objected to the inclusion of sidewalks. Mr. Silas Albert requested that the amount assessed the property owners be set up on 10 annual installments.

132-A. Cooper-Clary. That this hearing be adjourned and that notices be sent for a public hearing on November 19, 1973, to include the determination of necessity of the improvement of the streets as well as installation of water and sewer and that the administrative staff continue to work with Grand Rapids for the installation of the gravity flow sewer.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

The motion carried.

133. A letter from Judy Lettinga requesting permission to operate a nursery school at 2173 Wealthy Street three days a week was received.

133-A. Stoppels-Remien. That the Commission, acting as the Board of Zoning Appeals, grant permission to Ms. Lettinga to operate a nursery school three days a week at 2173 Wealthy Street subject to her compliance to State and local regulations.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

134. A letter from the Planning Commission recommending the purchase of Lots 38 and 41 of Robinson Road Plat was received.

134-A. Stoppels-Clary. That this matter be tabled and that the City Manager contact the owners of these parcels to ascertain the selling price.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

The motion carried.

135. A letter from the Planning Commission recommending that an ordinance be adopted establishing the use of Occupancy Permits was referred to the City Attorney.

136. The City Manager recommended that the fleet insurance bids which were recently received be rejected, that the current carrier be requested to provide an additional 30-day binder, that the present specifications be re-drafted to reflect no-fault insurance coverage, and that the City Clerk be authorized to advertise for bids on the revised specifications.

136-A. Clary-Pierce. That this Commission concur in the recommendation of the City Manager.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

137. Minutes of the Planning Commission meeting held October 19, 1973 were received and filed.

138. Pierce-Robberson. That the Department of Natural Resources be notified immediately that this Commission requests a public hearing to be held upon the permit requested by Mr. John Gilmore to fill a section of Reeds Lake with material.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

139. Minutes of the Parks & Recreation Commission meeting held October 16, 1973 were received and filed.

140. A letter from Mr. Roman A. Douglas regarding bicyclists disobeying traffic rules was received. The Mayor requested that the City Manager write a letter thanking Mr. Douglas for his comments and also state that some of his suggestions are already being implemented.

141. Commissioner Robberson commended Mr. William Thrall for his excellent article that appeared in the Grand Rapids Press, a copy of which was circulated amongst the Commissioners.

142. A written report from the City Manager regarding the progress of the program to reduce storm water flows to sanitary sewer system was received and filed.

143. The City Manager reported on a request from Windemuller Electric, Inc. to use the vacant lot immediately east of 1935 Wealthy Street for a parking lot.

143-A. Cooper-Remien. That the request of Windemuller Electric, Inc. be denied for permission to use this lot for parking purposes and that a letter be sent to Blodgett Memorial Hospital to remind them of their agreement that their employees use alternate parking sites.

A roll call vote was taken:

Yeas: Cooper, Remien, Robberson - 3
Nays: Pierce, Stoppels, Clary, Baxter - 4

The motion failed.

143-B. Stoppels-Clary. That a hearing on said request be set for November 5, 1973 and that notices be sent to persons living within a 300-foot radius.

143-C. Remien-Robberson. That the above motion be amended by including all those persons living on the shoreline of Fisk Lake as persons to be notified of this hearing.

Yeas: Pierce, Cooper, Remien, Clary, Robberson - 5
Nays: Stoppels, Baxter - 2

The vote on the main motion was then taken:

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

144. Cooper-Pierce. That expense vouchers in the amount of \$854,662.20, and payroll vouchers in the amount of \$22,139.33, as approved by the Ways & Means Committee be allowed, and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Clary, Stoppels, Robberson, Baxter - 7
Nays: 0

10/22/73

145. The City Manager reported that a Halloween party is going to be held on Wednesday, October 31, 1973 at 7:00 p.m. in the Community Room for East Grand Rapids youngsters and invited the Commissioners to attend.

146. Mr. Wilcox suggested that a sketch showing how people can correct the basement flooding problem should be made available to the general public. Mayor Baxter asked Mr. Wilcox to prepare such a sketch and present it to the Commission.

147. There were seven residents in attendance at this meeting.

148. The meeting was adjourned at 10:10 p.m., subject to the call of the Mayor, until November 5, 1973.

John Zuber

UNOFFICIAL
Reference Only

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

Regular Meeting Held November 5, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Clary, Stoppels, Robberson, and Mayor Baxter.
Absent: Com. Remien.

149. The minutes of the meeting held October 22, 1973 were approved as written.

150. The withdrawal of Mr. Windemuller's request to use the vacant lot east of 1935 Wealthy Street as a parking lot was received and filed and therefore the scheduled hearing was not held. Dr. Robert S. Holm submitted petitions to the Commission objecting to the use of his property for a parking lot. There were several residents in attendance relative to this item.

151. A petition requesting street improvements in Paris Road Uplands was received.

151-A. Mayor Baxter-Robberson. That this request be tabled for two weeks for the purpose of obtaining information from Breton Village as to their future plans for this area.

Yeas: Pierce, Cooper, ^{Clary,} Stoppels, Robberson, Baxter - 6
Nays: 0

152. A petition requesting the vacation of the southerly portion of Whitfield Road to permit a cul-de-sac to be constructed was received.

152-A. Robberson-Pierce.

RESOLVED, by this Commission that it deems it advisable to vacate, abolish and discontinue all that part of ASBURY ROAD in the City of East Grand Rapids, Kent County, Michigan, lying south of a line between a point on the west line of ASBURY ROAD 29 feet north of the southeast corner of Lot 360 Paris Park No. 1 Section 4, T6N., R.11 W, and a point on the east line of ASBURY ROAD 30 feet north of the southwest corner of Lot 369 Paris Park No. 1, Sec. 4, T.6 N., R.11 W. and all that part of WHITFIELD ROAD in the City of East Grand Rapids, Kent County, Michigan, lying south of a line between a point on the west line of WHITFIELD ROAD 28 feet north of the southeast corner of Lot 372 Paris Park No. 1, Section 4, T.6 N., R.11 W, and a point on the east line of WHITFIELD ROAD 27 feet north of the southwest corner of Lot 378 Paris Park No. 1, Sec. 4, T.6 N., R.11 W., reserving a 20 foot easement for public utilities within both vacated parcels.

BE IT FURTHER RESOLVED, that this Commission meet on the 3rd day of December, 1973, at 7:30 p.m. in the Commission Room in the City Hall of said City to hear and consider any and all objections and reasons why the above mentioned portion of ASBURY ROAD and WHITFIELD ROAD described as aforesaid should not be vacated, abolished and discontinued, and it is

ORDERED that the City Clerk give written or printed notice of the time and place when and where the Commission of said City will meet to hear and consider objections to the vacating, abolishing and discontinuing of said portion of ASBURY ROAD and WHITFIELD ROAD above described by any persons interested therein and desiring to be heard by publishing the notice of such meeting with a copy of this resolution once not less than two weeks before said meeting in the Grand Rapids Press, a newspaper of general circulation in the City of East Grand Rapids.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

153. Commissioner Clary requested that a meeting be scheduled for the purpose of discussing the Alberts et al plans for their lots located throughout the city. Mayor Baxter set this meeting for 7:30 p.m. on November 26, 1973 and requested that the Planning Commission members also be invited.

154. Mr. Peter Wege distributed material from the Grand River Watershed Council to the Commissioners and urged them to participate in the financing of this organization.

154-A. Cooper-Stoppels. That we support the Grand River Watershed Council by contributing the prorated share of \$628.25.

Yeas: Pierce, Cooper, Stoppels, Robberson, Baxter - 5

Nays: Clary - 1

155. The City Manager read a letter from Mr. J. Brock Albert requesting the improvement of Kingswood Street and/or requesting permission to build at 315 and 325 Kingswood on a gravel street.

155-A. Cooper-Pierce. That this item be placed on the agenda for the meeting of November 26, 1973.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6

Nays: 0

156. The City Manager reported that lots 38 and 41 of Robinson Road Plat are available for purchase at a price of \$2,500 and \$2,400 respectively.

156-A. Cooper-Pierce. That the City Manager be authorized to purchase lots 38 and 41 of Robinson Road Plat and that the sum of \$4,900 be allocated from the contingency fund for this purpose.

A roll call vote was taken:

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6

Nays: 0

The motion carried.

157. The City Manager reported on bids which were received for trees to be used in the fall tree planting program and recommended that the low bidder, Thornapple River Nursery, be awarded the contract.

157-A. Robberson-Cooper. That the Commission concur in the City Manager's recommendation.

Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6

Nays: 0

158. Reports for the month of October from the Fire Department, Police Department, and City Assessor were received and filed.

159. Minutes of the Traffic Commission meeting held October 30, 1973 were received and filed.

160. The financial report for a 3-month period ended September 30, 1973 was received and filed.

161. The City Manager was requested to write a letter of appreciation to the Grand Rapids Rotary-East for the stickers with emergency telephone numbers they provided to East Grand Rapids residents.

162. The audit report for the year ended June 30, 1973 was received for information.

163. Dr. Maternowski suggested that parking be limited to one side of Plymouth Road north of Wealthy Street to help alleviate the problem residents in that area are having in getting in and out of their driveways. This matter was referred to the Police Chief for study and implementation where feasible.

11/5/73

164. Commissioner Cooper requested a report from the City Manager relative to combined garbage and rubbish pickup service.

165. Commissioner Cooper expressed concern about the fill being placed south of the channel between Lakeside Drive and Reeds Lake.

165-A. Cooper-Clary. That the City Manager be directed to stop the filling of the area located south of the channel between Lakeside Drive and Reeds Lake.

A roll call vote was taken:

Yeas: Pierce, Cooper, Clary, Robberson - 4
Nays: Stoppels, Baxter - 2

The motion carried.

165-B. Cooper-Robberson. That the City Attorney be directed to prepare a report for the next Commission meeting outlining steps to be taken to proceed with the condemnation of the Gilmore property.

A roll call vote was taken:

Yeas: Cooper, Clary, Robberson - 3
Nays: Pierce, Stoppels, Baxter - 3

The motion failed.

166. Cooper-Pierce. That expense vouchers in the amount of \$37,689.21, and payroll vouchers in the amount of \$22,685.43, as approved by the Ways & Means Committee be allowed, and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

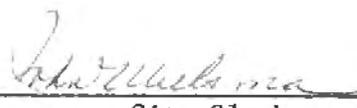
Yeas: Pierce, Cooper, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

167. Commissioner Pierce requested that the City officials who are selected to negotiate with Mr. Gilmore continue this effort to obtain the property recently purchased by Gilmore from Brooks et al.

168. Commissioner Clary requested that the portion of Reeds Lake Blvd. lying east of Manhattan be graded.

169. There were 31 residents in attendance at this meeting.

170. The meeting was adjourned at 10:12 p.m., subject to the call of the Mayor, until November 19, 1973.



City Clerk

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

Special Meeting Held November 12, 1973

The meeting was called to order by Mayor Baxter at 7:35 a.m.

Present: Coms. Pierce, Cooper, Remien, Stoppels, Robberson, and Mayor Baxter.
Absent: Com. Clary.

171. Commissioner Cooper reported on the meeting held with Mr. Gilmore and his attorneys on Thursday, November 8, 1973 at 7:30 p.m. attended also by Mayor Baxter and Commissioner Robberson.

172. The City Attorney reviewed the legal situation and stated that no statute was available giving the City the right to prevent fill to be placed on the Gilmore property.

173. Stoppels-Mayor Baxter. Be It Resolved that the action of the City Commission taken on November 5, 1973 with regard to prohibiting fill of the Gilmore property be rescinded.

173-A. Pierce-Cooper. That the motion to rescind the action taken by the City Commission on November 5, 1973, be tabled.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Robberson - 4
Nays: Stoppels, Baxter - 2

174. Cooper-Robberson. That legal proceedings to condemn the so-called Gilmore property be instituted and that in connection therewith an injunction against further filling on said property be sought.

A roll call vote was taken:

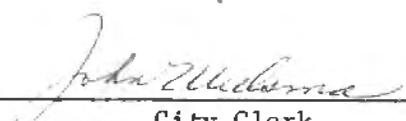
Yeas: Pierce, Cooper, Remien, Robberson, Baxter - 5
Nays: Stoppels - 1

175. Pierce-Robberson. That the motion to rescind the resolution of the City Commission of November 5, 1973 be removed from the table. (See item #173)

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

176. The City Commission requested that the Grand Rapids Press be advised that the Commission will be reviewing their action at this meeting with the Planning Commission on Tuesday, November 13, 1973 at 3:00 p.m. in the City Hall.

177. The meeting was adjourned at 9:18 a.m., subject to the call of the Mayor, until November 19, 1973.



City Clerk

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

Regular Meeting Held November 19, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Stoppels, Robberson, and Mayor Baxter.
Absent: Com. Clary.

178. The minutes of the meetings held November 5 and November 12, 1973 were approved as written.

179. Pursuant to public notice, a hearing was held for the purpose of determining the necessity of the installation of sewer and watermains, and the improvement of the streets on Asbury and Whitfield south from Englewood. All present were given the opportunity to express their views.

179-A. Cooper-Pierce. That this hearing be adjourned for two weeks when a hearing is to be held on the vacation of the southerly portions of Asbury and Whitfield.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

180. The matter of condemnation of the property lying south of the Reeds Lake - Fisk Lake channel to Lakeside Drive was considered.

180-A. Cooper-Robberson. That the following resolution be adopted:

WHEREAS, under the provisions of Chapter II, Section 1, and Chapter XVII of the Charter of the City of East Grand Rapids, the City is authorized to acquire property for municipal purposes including, playgrounds, parks and recreation areas; and

WHEREAS, the provisions of said Charter, namely Chapter II Section 5(g) and Chapter XVII Section 4 thereof, authorize the City to provide for the purchase and for condemnation of private property for any public use or purpose within the scope of its powers; and

WHEREAS the City owns certain lands abutting on Reeds Lake in said city which are used for park and recreation purposes; and

WHEREAS certain studies and reports have heretofore been made for the City and have recommended the acquisition of additional lands abutting on Reeds Lake for park and recreation purposes; and

WHEREAS it is the determination of this City Commission that it is to the benefit of the public and for a desirable public use and purpose that said recommendations be implemented to the greatest extent possible at this time by the acquisitions of land presently open and not built upon and that the City acquire the property which is hereinafter described for playground, park and recreation purposes.

NOW THEREFORE BE IT RESOLVED that the City of East Grand Rapids does hereby declare, adjudge and determine that it is necessary for the use and benefit of the public to take for such improvement, purpose, use and benefit, namely for use by the City for playground, park and recreation purposes for the use and benefit of the public, the fee title and ownership of the following described parcel of private property situated in the City of East Grand Rapids, Kent County, Michigan, viz.:

Lots 31, 67 and 68 and the East 6 rods of Lot 30 except Boulevard, all said Lots being of Boynton & Judd's Lake Addition to the City of East Grand Rapids, Kent County, Michigan, according to the recorded plat thereof.

Also, that part of the SE fractional one-quarter (1/4) lying southerly of Channel connecting Fisk and Reeds Lake and easterly of Lakeside Drive excepting commencing at a point on the East Line of Lakeside Drive 416.9 feet North of the South line of Section 28, thence North 19°42' West 186 feet to the South bank of said Channel, thence South 76°06' East along said South bank 157.54 feet, thence South 65°16' East along said South bank 168 feet, thence South 26°24' West 97.81 feet, thence North 84° West 200 feet to the place of beginning, Section 28, Town 7 North, Range 11 West, City of East Grand Rapids.

AND BE IT FURTHER RESOLVED that the City Attorney for the City of East Grand Rapids be advised of this resolution by delivery to him of a certified copy hereof and that he be directed and authorized to institute the necessary legal condemnation proceedings in behalf of the City of East Grand Rapids in the Circuit Court for the County of Kent, to carry out the object of this resolution and to acquire said land for the public use and benefit herein set forth.

There were several residents and East Grand Rapids High School students who expressed interest in this matter.

180-B. Pierce-Stoppels. That the resolution be tabled for four weeks.

A roll call vote was taken:

Yeas: Pierce, Remien, Stoppels, Robberson, Baxter - 5
Nays: Cooper - 1

The motion carried.

180-C. Stoppels-Pierce. That the City Attorney be authorized to obtain special counsel experienced in condemnation proceedings to represent the City.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

181. The City Manager reported on the City's fleet insurance bids and recommended the insurance be awarded to Boylen, Longman & Doolittle, one of two identical low bidders, in the amount of \$1,098.00.

181-A. Cooper-Mayor Baxter. That the recommendation of the City Manager be concurred in.

A roll call vote was taken:

Yeas: Cooper, Remien, Baxter - 3
Nays: Pierce, Stoppels, Robberson - 3

The motion failed.

181-B. Cooper-Pierce. That the insurance be awarded to Syrett, Zeerip, Weidenfeller, Inc. in the amount of \$1,098.00.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

The motion carried.

182. The City Manager reported on bids which were received for the installation of a storm sewer from Blodgett Hospital property to Fisk Lake and recommended that the contract be awarded to the low bidder, Gillisse Construction Company, in the amount of \$31,216.25.

182-A. Pierce-Cooper. That the contract for the installation of this sewer be awarded to Gillisse Construction Company in the amount of \$31,216.25.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

183. The City Manager reported on bids which were received for the purchase of seven automobiles and one 3/4 ton pickup and recommended that the contracts be awarded to the lowest bidders, Imperial Motors for the seven automobiles in the net amount of \$15,224.00, and Jack Keller Ford for the 3/4 ton pickup in the net amount of \$2,680.00.

183-A. Remien-Robberson. That the Commission concur in the City Manager's recommendation.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

184. A report from the City Manager relating to garbage collection procedures was received and filed.

185. An invitation to join the Better Business Bureau was received.

185-A. Stoppels-Robberson. That the City join the Better Business Bureau and authorize the expenditure of \$100.00 for this purpose.

186. A financial report for a 4-month period ended October 31, 1973 was received and filed.

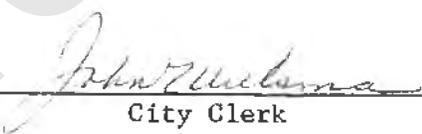
187. Pierce-Cooper. That expense vouchers in the amount of \$178,891.82, and payroll vouchers in the amount of \$22,173.69, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0

188. There were 44 residents and students in attendance at this meeting.

189. Robberson-Stoppels. That the meeting be adjourned, subject to the call of the Mayor, until December 3, 1973.

Yeas: Pierce, Cooper, Remien, Stoppels, Robberson, Baxter - 6
Nays: 0



City Clerk

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

Regular Meeting Held December 3, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Robberson, Stoppels, Clary, and
Mayor Baxter.

Absent: None.

190. The minutes of the meeting held November 19, 1973 were approved as written.

191. The status of the proposed condemnation proceeding was discussed and the recommendation of the City Attorney as to special legal counsel was received.

191-A. Cooper-Pierce. RESOLVED that the firm of Mika, Meyers, Beckett & Jones be retained as special counsel for the City of East Grand Rapids to represent the City in proceedings for the condemnation of real estate, and that in such proceedings they be authorized to take all necessary action on behalf of the City.

Yeas: Pierce, Cooper, Remien, Robberson, Stoppels, Clary, Baxter - 7
Nays: 0

192. The design of the proposed street improvement of Asbury and Whitfield was discussed.

192-A. Cooper-Remien. That the design of these streets be in accordance with previously established policy; including full curbs, gutters, and sidewalks.

A roll call vote was taken:

Yeas: Pierce, Cooper, Remien, Stoppels, Clary, Baxter - 6
Nays: Robberson - 1

The motion carried.

193. Pursuant to public notice, a hearing was held for the purpose of considering vacating portions of Asbury and Whitfield.

193-A. Mayor Baxter-Remien. That the plan which shows the cul-de-sac terminating 15 ft. north of the south city limits be approved for Asbury and Whitfield.

Yeas: 0
Nays: Pierce, Cooper, Remien, Robberson, Stoppels, Clary, Baxter - 7

193-B. Clary-Robberson. That the plan which shows the cul-de-sac terminating 100 ft., more or less, north of south city limits be approved for Asbury and Whitfield.

Yeas: Pierce, Cooper, Remien, Robberson, Stoppels, Clary, Baxter - 7
Nays: 0

193-C. Pierce-Remien. That the hearing on vacation of portions of Asbury and Whitfield be adjourned until December 17, 1973 to provide time for a survey, preparation and exchange of deeds, and preparation and granting of easements.

Yeas: Pierce, Cooper, Remien, Robberson, Stoppels, Clary, Baxter - 7
Nays: 0

194. The adjourned hearing relative to the installation of sewer and water, and the improvement of Asbury and Whitfield was reopened.

194-A. Robberson-Mayor Baxter. That this Commission deems the improvements consisting of the installation of water, sewer and street in Asbury and Whitfield a public necessity and authorizes the City Manager to proceed with the advertising for bids for these projects.

Yeas: Pierce, Cooper, Remien, Robberson, Stoppels, Clary, Baxter - 7
Nays: 0

195. The request for the improvement of Kingswood from Cascade Road to Fernwood was discussed.

195-A. Mayor Baxter-Clary. That the improvement of Kingswood be deferred until the City has a better view of its financial condition.

Yeas: Pierce, Cooper, Remien, Robberson, Stoppels, Clary; Baxter - 7
Nays: 0

196. The proposed noise ordinance was discussed.

196-A. Cooper-Stoppels. That the following ordinance be adopted:

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF EAST GRAND RAPIDS BY ADDING A NEW CHAPTER, WHICH NEW CHAPTER SHALL BE DESIGNATED AS SECTION 9.401 to 9.408, INCLUSIVE, OF CHAPTER 95 of TITLE IX OF SAID CODE.

THE CITY OF EAST GRAND RAPIDS ORDAINS:

Section 1. That the Code of the City of East Grand Rapids is hereby amended by adding a new Chapter 95 as follows:

Chapter 95 "NOISE CONTROL"

9.401 Title and Purpose.

- (1) This ordinance shall be known as the 'Noise Control Ordinance' of the City of East Grand Rapids.
- (2) The purposes of this ordinance are to abate certain loud, unnecessary, unnatural and unusual noises and to establish maximum noise limits from motor vehicle and transportation noise, construction power equipment noise, and other general environmental noise."

9.402. Definitions. For the purpose of this ordinance, certain terms are defined as follows:

- (1) 'ANSI' American National Standards Institute or its successor bodies. All acoustical terminology shall be that contained in ANSI S1.1 'Acoustical Terminology.'
- (2) 'ARI' Air Conditioning and Refrigeration Institute or its successor bodies.
- (3) 'ASHRAE' American Society of Heating, Refrigerating and Air Conditioning Engineers or its successor bodies.
- (4) 'ASTM' American Society for Testing Materials or its successor bodies.
- (5) 'DIRECTOR' shall mean the City Manager or his duly authorized representative.
- (6) 'DECIBEL' shall mean a logarithmic unit of measurement which indicates the ratio between two quantities (commonly electrical or sound energy levels, or pressure levels) (See Sound Pressure Level)
- (7) 'DISCRETE TONE' shall mean a sound wave whose instantaneous sound pressure varies essentially as a sinusoidal function of time.

(8) 'ESSENTIAL SERVICES' shall mean the erection, construction, alteration or maintenance by public utilities, municipal departments or commissions, or any governmental agencies, of underground or overhead gas, electrical, steam or water transmission or distribution system, collection, communication, supply or disposal system, including poles, wires, mains, drains, sewers, pipes, conduits, cables, public safety (police and fire) vehicles and equipment, fire alarm boxes, police call boxes, traffic signals, hydrants, towers, electric substations, telephone exchange buildings, gas regulator stations, and other similar equipment and accessories in connection therewith, reasonably necessary for the furnishing of utility service by such public utilities, municipal departments, commission or any governmental agencies, or for the public health, safety or welfare."

(9) 'FLUCTUATING NOISE' shall mean a noise whose sound pressure level varies significantly but does not equal the ambient environmental level more than once during the period of observation.

(10) 'IEC' shall mean International Electrotechnical Commission or its successor bodies.

(11) 'IMPULSE NOISE' is characterized by brief excursions of sound pressure which significantly exceed the ambient environmental sound pressure. The duration of a single impulse is usually less than one second.

(12) 'INTERMITTENT NOISE' shall mean a noise whose sound pressure level equals the ambient environmental level two or more times during the period of observation. The period of time during which the level of the noise remains at an essentially constant value different from that of the ambient noise level is on the order of one second or more.

(13) 'ISO' shall mean International Organization for Standardization or its successor bodies.

(14) 'MOTOR VEHICLE' shall mean any passenger vehicle, truck, truck-trailer, trailer, or semi-trailer propelled or drawn by mechanical power.

(15) 'OCTAVE BAND' shall mean a frequency band with lower and upper cut-off frequencies having a ratio of 2. The cut-off frequencies of 707 Hertz and 1414 Hertz define an octave band in common use.

(16) 'PERIOD OF OBSERVATION' shall mean the time interval during which acoustical data are obtained. The period of observation is determined by the characteristics of the noise being measured and should also be at least 10 times as long as the response time of the instrumentation. The greater the variance in indicated sound level, the longer must be the observation time for a given expected accuracy of the measurement.

(17) 'PERSON' shall mean every natural person, partnership, association or corporation which may own, operate or control those devices or facilities herein described.

(18) 'REPETITIVE IMPULSE NOISE' shall mean more than five impulses per hour.

(19) 'SAE' shall mean Society of Automotive Engineers or its successor bodies.

(20) 'SOUND LEVEL' or 'NOISE LEVEL' shall mean for airborne sound, a weighted sound pressure level, obtained by the use of metering characteristics and A-weighting as specified in the referenced standards. When the A-weighting is employed, it must be indicated.

(21) 'SOUND PRESSURE LEVEL' of a sound, in decibels, is 20 times the logarithm to the base 10 of the ratio of the pressure of this sound to the reference sound pressure having the value of 2×10^{-4} dynes per square centimeter.

(22) 'STEADY-NOISE' shall mean a noise whose level remains essentially constant.

(23) 'ZONING DISTRICT' shall mean districts established by the Zoning Ordinance of the City of East Grand Rapids and found in Chapter 39 of the East Grand Rapids City Code.

9.403. Prohibited Noise.

(1) No person shall make, or cause, permit or allow to be made, upon a public way, or in close proximity to a public way so as to be distinctly and loudly audible upon such public way, any noise of any kind by crying, calling or shouting, or by means of any whistle, rattle, bell, gong, dapper, hammer, drum, horn, hand organ, mechanically operated piano, other musical instrument, wind instrument, mechanical device, radio, phonograph, sound amplifying or other similar electronic device in such manner as to destroy the peace and tranquility of the surrounding neighborhood; provided that a licensed peddler is not hereby restricted or prohibited so long as he shall have met the requirements and conditions hereinafter specified in subsection (5) nor does this prohibition apply to bands and orchestras or similar musical bodies utilized as part of a parade or similar authorized musical production.

(2) No person shall use or perform any hand organ or other musical instrument or device, in any public way or public place of the city before 7 A.M. or after 11 P.M. of any day.

(3) No person shall use any premises or suffer any premises under his care or control to be used which shall destroy the peace and tranquility of the surrounding neighborhood.

(4) No person shall use any pile driver, shovel, hammer, derrick, hoist, tractor, roller or any other mechanical apparatus in building or construction operations between the hours of 10 P.M. and 7 A.M. except for work on essential services, within 600 feet of a residence or hospital.

(5) No person shall activate or cause or suffer to be activated any horn or audible signal device on any motor vehicle of any kind except as a warning of danger or peril as provided in the Traffic Ordinance.

(6) No person shall operate or allow to be operated any motor of a motor vehicle which weighs in excess of five tons (10,000 lbs.) for a consecutive period of longer than two minutes while such vehicle is in a stationary location on private property located within 150 feet of property devoted to residential uses.

Except that, the provisions of this subsection shall not apply:

- a) When the vehicle or motor is being used in the course of normal productive work,
- b) When the vehicle or motor is being used by a public utility, municipal department, commission or other governmental agency to provide essential services as hereinbefore defined,
- c) To buses operated for the transportation of passengers while standing in established bus turnarounds, terminals or storage yards,

d) To any vehicle standing within a completely enclosed structure.

(7) No person shall sell, or offer for sale, a new motor vehicle that produces a maximum noise exceeding the following noise limit at a distance of 50 feet from the center line of travel, under test procedures, standards and recommended practices as itemized below and with reference to Sections 9.404 and 9.405 of this ordinance. Such stock as is certified to the Director as of the effective date of this ordinance shall be exempt from the prohibition contained in this subsection. Test procedures shall be in substantial conformity with standards and recommended practices established by the Society of Automotive Engineers, Inc., including SAE Recommended Practice J 184, and ANSI Standards S1.1 - 1960 and S1.4 - 1961.

	<u>Type of Vehicle</u>	<u>Date of Manufacture</u>	<u>Noise Limit</u>
1)	Motorcycle	Before 1 July 1973	88 dB (A)
	Same	After 1 July 1973	86 dB (A)
	Same	After 1 January 1975	84 dB (A)
	Same	After 1 January 1980	75 dB (A)

Test procedures per SAE Proposed Standard J-331

2)	Any motor vehicle with a gross vehicle weight of 10,000 pounds or more	Before 1 July 1973	88 dB (A)
	Same	After 1 July 1973	86 dB (A)
	Same	After 1 January 1975	84 dB (A)
	Same	After 1 January 1980	75 dB (A)

Test procedures per SAE Standard J-366a

3)	Passenger Car, Motor driven cycle and any other motor vehicle	Before 1 January 1973	86 dB (A)
	Same	After 1 January 1973	84 dB (A)
	Same	After 1 January 1975	80 dB (A)
	Same	After 1 January 1980	75 dB (A)

Test procedures per SAE Standard J-986a

(8) No person shall operate within the speed limits specified in this section either a motor vehicle or combination of vehicles of a type subject to registration at any time or under any condition as to exceed the following noise limit for the category of motor vehicle, measured at a distance of not less than 50 feet from the center line of travel, under ANSI Standards S1.1 - 1960 and S1.4 - 1961, and SAE Standard J-184 with meter set for fast response and the A-weighted scale.

	<u>Type of Vehicle</u>	<u>Noise Limit in Relation to Posted Speed Limit</u>	
		<u>35 MPH or less</u>	<u>Over 35 MPH</u>
1)	Any motor vehicle with a manufacturer's GVW rating of 10,000 lbs. or more, and any combination of vehicles towed by such motor vehicle		
	Before 1 July 1973	88 dB (A)	90 dB (A)
	After 1 July 1973	86 dB (A)	90 dB (A)
2)	Any motorcycle		
	Before 1 July 1978	82 dB (A)	86 dB (A)
	After 1 July 1978	78 dB (A)	82 dB (A)

Type of Vehicle	Noise Limit in Relation to Posted Speed Limit	
	35 MPH or less	Over 35 MPH
1) Any motor vehicle with a manufacturer's GVW rating of 10,000 lbs. or more, and any combination of vehicles towed by such motor vehicle		
Before 1 July 1973	88 dB (A)	90 dB (A)
After 1 July 1973	86 dB (A)	90 dB (A)
2) Any motorcycle		
Before 1 July 1978	82 dB (A)	86 dB (A)
After 1 July 1978	78 dB (A)	82 dB (A)
3) Any other motor vehicle and any combination of motor vehicles towed by such vehicle		
Before 1 July 1978	77 dB (A)	82 dB (A)
After 1 July 1978	73 dB (A)	79 dB (A)

This section applies to the total noise from a vehicle or combination of vehicles and shall not be construed as limiting or precluding the enforcement of any other provisions of this code relating to motor vehicle mufflers for noise control.

(9) No person shall operate, sell, lease or agree to sell or lease any of the types of equipment herein enumerated which shall exceed the noise level herein established at a distance of fifty feet, under test procedures and Standards SAE J-184, SAE J-952b, ANSI S1.1 - 1960, ANSI S1.4 - 1961 and with reference to sections 9.404 and 9.405 of this ordinance.

Type of Equipment	Noise Limit
1) Construction and industrial machinery, such as crawlers-tractors, dozers, rotary drills and augers, loaders, power shovels, cranes, derricks, motor graders, paving machines, off-highway trucks, ditchers, trenchers, compactors, scrapers, wagons, pavement breakers, compressors, and pneumatic powered equipment, etc. but not including pile drivers.	
Manufactured after 1 July 1973	88 dB (A)
Manufactured after 1 January 1975	86 dB (A)
Manufactured after 1 January 1980	80 dB (A)
2) Agricultural tractors and equipment	
Manufactured after 1 July 1973	88 dB (A)
Manufactured after 1 January 1975	86 dB (A)
Manufactured after 1 January 1980	80 dB (A)
3) Powered commercial equipment of 20 HP or less intended for infrequent use in a residential area, such as chain saws, pavement breakers, log chippers, powered hand tools, etc.	
Manufactured after 1 July 1973	84 dB (A)
Manufactured after 1 January 1980	80 dB (A)

<u>Type of Equipment</u>	<u>Noise Limit</u>
4) Powered equipment intended for repetitive use in residential areas. Such equipment includes lawn mowers, small lawn and garden tools, riding tractors, snow removal equipment	
Manufactured after 1 July 1973	74 dB (A)
Manufactured after 1 January 1975	70 dB (A)
Manufactured after 1 January 1978	65 dB (A)

(10) No person shall alter, modify or change any exhaust muffler, intake muffler or other equipment designed to abate noise or any motor equipment unless such alteration, modification or change shall reduce the noise emitted by such equipment. Nothing in this section shall be interpreted to prohibit the replacement of worn noise abatement equipment certified as meeting or exceeding specifications of the manufacturer's original equipment.

(11) In C-1 Commercial zoning districts, at no point on the boundary of a Residence district shall the sound pressure level of any individual operation, or the combined operations of any person, firm or corporation, exceed the decibel levels in the designated octave bands shown below for the zoning districts indicated as measured using test equipment per ANSI Standards S1.1 - 1960, S1.4 - 1961, S1.11 - 1966, and S1.12 - 1967, and SAE J-184, and with reference to sections 9.404 and 9.405 of this ordinance.

<u>Octave Band Center Frequency (Hz)</u>	<u>Maximum Sound Pressure Levels (dB) Along District Boundaries (Daytime, Steady Noise)</u>
31.5	72
63	71
125	65
250	57
500	51
1000	45
2000	39
4000	34
8000	32

Maximum repetitive impulse noise sound pressure levels to be 10 (dB) lower than the values shown for steady noise.

For monitoring purposes, the A scale levels (slow response) of 55 dB (A) and 62 dB (A) respectively for Residence districts may be used. Any noise levels in excess of these values constitute a violation of this subsection of the ordinance.

Where noise levels below the above mentioned 55 dB (A) and 62 dB (A) are measured, the octave band test is to be applied in order to determine compliance with this subsection.

Maximum nighttime sound pressure levels (10 P.M. to 7 A.M.) are to be 7 (db) lower than the values shown for daytime steady noise for each octave band center frequency.

(12) In Residential zoning districts, any property use shall conform with the performance standards stated in subsection 11 above for Residence district boundaries, provided that performance standards shall in every case be applied at the boundaries of the lot on which such use is established.

(13) The maximum sound pressure levels established in subsection 11 and 12 to be applied to the boundaries of a lot shall not apply to construction sites. Construction site noise level shall be regulated by subsection (4) above.

(14) In all instances in which a C-1 Commercial district does not adjoin a Residence district, the performance standards governing noise shall apply at the nearest Residence district boundary line, as these districts are defined and designated under the provisions of the East Grand Rapids Zoning Ordinance.

(15) Any property uses established in a Commercial district shall be so operated as to comply with the performance standards governing vibrations set forth:

(a) In a C-1 Commercial zoning district any property use creating earth shaking vibrations such as are created by drop forges or hydraulic surges shall be controlled in such manner as to prevent transmission beyond the lot lines of earth shaking vibrations perceptible without the aid of instruments.

(16) No person shall sell or offer for sale any engine powered pleasure vessel, engine powered craft or motor boat which may exceed the following noise limit as measured at the distance of 50 feet under test procedures per SAE J-952b and with reference to SAE J-184 and ANSI Standards S1.1 - 1960, S1.4 - 1961 and sections 9.404 and 9.405 of this ordinance.

	<u>NOISE LIMIT</u>
Manufactured before 1 January 1975	85 dB (A)
Manufactured after 1 January 1975	76 dB (A)

(17) No person shall sell or offer for sale a new power driven recreational or off-highway vehicle including dune buggies and snowmobiles, go-karts, and mini bikes that produce noise measured at the distance of 50 feet exceeding the following under test procedures per SAE J-952b and with reference to SAE J-184 and ANSI Standards S1.1 - 1960, S1.4 - 1961, and sections 9.404 and 9.405 of this ordinance.

<u>Type of Vehicle</u>	<u>Date of Manufacture</u>	<u>Noise Limit</u>
Snowmobile	After 1 July 1973	82 dB (A)
Same	After 1 July 1974	73 dB (A)
Any other vehicle including dune buggy, all-terrain vehicle, go-kart, mini bike	After 1 July 1973	82 dB (A)
	After 1 July 1975	73 dB (A)

This subsection shall not be interpreted to include motor homes, off-highway trucks, construction equipment and other equipment included under subsections (7) and (9) above.

(18) No person shall operate a motor driven vehicle of a type not subject to registration for road use, at any time or under any condition of acceleration or deceleration as to exceed the following noise limits as measured from the distance of fifty feet under ANSI Standards S1.1 - 1960 and S1.4 - 1961 and SAE Standard J-184 with meter set for fast response and the A-weighted scale.

<u>Date of Manufacture</u>	<u>Noise Limit</u>
Before 1 July 1973	86 dB (A)
After 1 July 1973	82 dB (A)

This subsection shall not be interpreted to include the operation of off-highway trucks and construction equipment, regulated under Subsection (9) of this Article."

9.404. Test procedures as to noise levels emitted by motor vehicles and by engine powered equipment when offered for sale shall conform to SAE Standards and Recommended Practices:

- SAE J-184 Qualifying a Sound Data Acquisition System.
SAE Recommended Practice,
- SAE J-331 SAE Standard for sound Levels for Motorcycles,
as it is proposed on the effective date of this ordinance.
- SAE J-336a Exterior Sound Level for Heavy Trucks and Buses,
SAE Recommended Practice,
- SAE J-952b Sound Levels for Engine Powered Equipment. SAE
Standard.
- SAE J-986a Sound Levels for Passenger Cars and Light Trucks.
SAE Standard.

9.405. Test Equipment Standards applicable to tests and measurements described and required herein are:

ANSI S1.1-1960	Acoustic Terminology (ISO R131)	(IEC 50-08)
ANSI S1.4-1961	General Purpose Sound Level Meters	(IEC-123-1961)
ANSI S1.11-1966	Octave, Half Octave and Third Octave	(IEC-225-1966)
	Band Filter Sets	
ANSI S1.12-1967	Laboratory Standard Microphones	
IEC 179-1965	Precision Sound Level Meters	

9.406. The Director may require, upon reasonable notice, that the manufacturer, distributor, importer, or designated agent shall certify in writing to the City that his vehicle or equipment sold or offered for sale within the City comply with the applicable provisions of the appropriate subsections of this ordinance."

9.407. It is the intent of the City of East Grand Rapids to periodically re-evaluate the future noise level limits and other standards contained in this noise control ordinance, and, if it is determined to be appropriate, to adjust such standards either upward or downward in light of future possible advances in technology or the state of the art."

9.408. Enforcement. Any person adjudged guilty of violating the provisions of this ordinance shall be subject to the penalties which are as provided in Section 1.13 of this Ordinance Code. In addition, any installation or equipment, including motor vehicles, maintained or operated contrary to the provisions of this Chapter shall be thereupon deemed to create a public nuisance and shall be subject to abatement.

Section 2. This ordinance shall be published in full pursuant to the provisions of Chapter VIII, Section 5(1), of the Charter of the City of East Grand Rapids

Section 3. This ordinance shall be effective on December 13, 1973.

Yeas: Pierce, Cooper, Remien, Robberson, Stoppels, Clary, Baxter - 7
Nays: 0

197. Reports for the month of November from the Fire Department, Recreation Department and Assessor were received and filed.

198. The text of the forthcoming issue of the Comment was approved for distribution.

199. Cooper-Pierce. That expense vouchers in the amount of \$63,435.27, and payroll vouchers in the amount of \$24,480.98, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

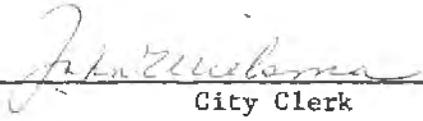
Yeas: Pierce, Cooper, Remien, Robberson, Stoppels, Clary, Baxter - 7
Nays: 0

12/3/73

200. There were 12 residents in attendance at this meeting.

201. Clary-Pierce. That this meeting be adjourned, subject to the call of the Mayor, until December 17, 1973.

Yeas: Pierce, Cooper, Remien, Robberson, Stoppels, Clary, Baxter - 7
Nays: 0



City Clerk

UNOFFICIAL
Reference Only

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

Regular Meeting Held December 17, 1973

The meeting was called to order by Mayor Baxter.

Present: Coms. Pierce, Cooper, Remien, Clary, Stoppels, Robberson, and
Mayor Baxter.

Absent: None.

202. The minutes of the meeting held December 3, 1973 were approved as written.

203. Mayor Baxter-Stoppels. That an advisory question relative to the acquisition of the Gilmore property be placed on the January 15, 1974 Special Election ballot.

203-A. Clary-Robberson. That this motion be tabled.

A roll call vote was taken:

Yeas: Pierce, Remien, Clary, Robberson - 4

Nays: Cooper, Stoppels, Baxter - 3

The motion carried.

203-B. Mr. Harold Cogan stated that he would object to an increased tax rate for the purpose of acquiring the Gilmore property and discussed at length the tax rates of East Grand Rapids and surrounding communities.

A letter from the Student Policies Committee of the East Grand Rapids High School Student Council favoring the acquisition of the Gilmore property was received and filed.

204. A letter from R. D. Brooks regarding an offer to sell his Fisk Lake Gardens Subdivision property to the City or School was received. Mayor Baxter stated that he would send a reply to Mr. Brooks indicating that the City is not interested in purchasing this property but would refer the matter to other interested parties.

205. A resolution adopted by the City of Kentwood regarding the sale of liquor by the glass on Sundays was received and filed.

Commissioner Cooper left the meeting at this time because of another engagement.

206. Robberson-Stoppels. That the following resolution be adopted:

WHEREAS, delinquent real estate taxes are presently collected by the Kent County Treasurer and are distributed to the local units of government monthly as collected, and

WHEREAS, Section 87b of General Property Tax Law, as amended, (MSA 7.142 (1) provides that County Boards of Commissioners may establish a delinquent tax revolving fund for the purpose of paying each local taxing unit in the county for those delinquent real estate taxes returned on settlement day, and

WHEREAS, such delinquent tax revolving fund may be established from funds on hand and - or with funds borrowed for that purpose, and

WHEREAS, the establishment of such delinquent tax revolving fund would benefit both the county and the local units of government by eliminating the monthly allocations and disbursements by the county and receipts by the local units of delinquent taxes collected, and the related accounting entries, and

WHEREAS, the interest accruing on the delinquent taxes is credited to the delinquent tax revolving fund and may be transferred to the County General Fund by action of the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED that the City of East Grand Rapids requests the Kent County Board of Commissioners to establish a delinquent tax revolving fund as provided in Section 87b of the General Property Tax Law for the reasons outlined above, and

BE IT FURTHER RESOLVED that the Board of Commissioners are urged to take action to create this delinquent tax revolving fund prior to tax settlement time in March of 1974.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

207. A progress report relative to the Asbury and Whitfield improvement was made by the City Engineer. It appears that it will be at least two weeks before all preliminary work is accomplished.

207-A. Clary-Robberson. That the hearing on the vacation of parts of Asbury and Whitfield be further adjourned until January 7, 1974.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

208. A recommendation from the Planning Commission regarding work proposals of our Planning Consultant was received and referred to a Committee-of-the-Whole.

209. The City Manager reported on the progress of the Paris Road Uplands plat development.

210. Mayor Baxter-Clary. That the following proposed amendment to the City Code be introduced for consideration at a later meeting:

AN ORDINANCE TO AMEND SECTION 9.63 OF CHAPTER 90,
TITLE IX OF THE CODE OF THE CITY OF EAST GRAND
RAPIDS AND TO ADD A NEW SUBSECTION TO SECTION 9.63

THE CITY OF EAST GRAND RAPIDS ORDAINS:

Section 1. That the Code of the City of East Grand Rapids is hereby amended by amending Chapter 90, Section 9.63, and by adding a new subsection (4) to read as follows:

9.63 (1) Definition of Marihuana.

"Marihuana" means all parts of the plant Cannabis sativa L., whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks, except the resin extracted therefrom, fiber, oil or cake, or the sterilized seed of the plant which is incapable of germination.

9.63. (2) Definition of Practitioner.

(a) A physician, dentist, veterinarian or pharmacist as defined in subdivisions (o), (p), (q) and (w) of section 1 of Act No. 151 of the Public Acts of 1962, as amended, being section 338.1101 of the Compiled Laws of 1948, of the State of Michigan, or other person licensed, registered or otherwise permitted to distribute, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state.

(b) A pharmacy, hospital or other institution or place of professional practice licensed, registered, or otherwise permitted to distribute, prescribe, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state.

9.63. (3) Prohibited Use.

It is unlawful for a person to use the substance known as Marihuana unless the substance was obtained directly from, pursuant to, a valid prescription or order of a practitioner while acting in the course of his professional practice, or except as otherwise authorized by the laws of this state.

9.63. (4) Sentencing, Probation.

Any person found guilty under the provision of this ordinance shall be punishable as set forth in Section 1.13 of this Code, or may be placed on probation under the provisions of Section 47 of Act 196 of 1971, being section 335.347 of the Compiled Laws of 1948.

Section 2. This ordinance shall be published in full within ten (10) days after it is adopted.

Section 3. This ordinance is declared to be an emergency ordinance necessary for the immediate preservation of the public peace, health, and safety, and is effective this _____ day of _____, 1974.

211. The City Manager presented a new GRETS map to the Commission.

212. Reports from the Police Department, Traffic Commission, and Financial Statement for the month of November were received and filed.

213. Pierce-Remien. That expense vouchers in the amount of \$119,778.21, and payroll vouchers in the amount of \$28,283.56, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0

214. There were 10 residents in attendance at this meeting.

215. Remien-Pierce. That this meeting be adjourned, subject to the call of the Mayor, until January 7, 1974.

Yeas: Pierce, Remien, Clary, Stoppels, Robberson, Baxter - 6
Nays: 0



City Clerk