

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

Regular Meeting Held January 5, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Swain, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: Com. Edison

116-1. The minutes to the meeting held December 22, 1969 were approved as written.

117-1. Pursuant to public notices as provided by ordinance, a hearing was held on a request for a zoning variance filed by the partners of Peacock Alley to waive the parking requirement under Section 5.37 of the Zoning Ordinance relative to the occupancy of 650 Croswell for commercial purposes. Stuart Long, Mrs. J. VanAtta, John Baxter, spoke in favor of this variance. Mr. Charles Hornbach appeared to ask several questions of the petitioners.

117-A-1. Stoppels-Green. That this Commission, acting as the Board of Zoning Appeals, grant this variance for the balance of the term of the lease to Peacock Alley at which time this variance will be reviewed by the City Commission.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

118-1. The City Manager reported that the total cost of the Santa Barbara Street Lighting Program was less by \$20.67 per unit than the estimated cost which the residents were assessed and recommended that the residents be refunded such excess cost.

118-A-1. Hutchinson-VanAllsburg. That the recommendation of the City Manager be concurred in.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

119-1. Upon the request of the Police Chief, the City Manager recommended that Patrolman Larry Rodarmer be promoted to Police Sergeant effective January 1st.

119-A-1. Swain-Stoppels. That the City Manager's recommendation be concurred in.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

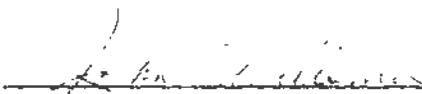
120-1. Reports for the month of December, 1969 were received and filed from the Fire Department, Police Department, Traffic Commission, and City Assessor.

121-1. Commissioner Stoppels suggested that the news media stress to residents the importance of digging out fire hydrants in the vicinity of their homes so that they can be readily accessible in case of an emergency.

122-1. VanAllsburg-Green. That expense vouchers in the amount of \$25,522.55, and payroll vouchers in the amount of \$20,510.68, 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: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

123-1. The meeting was adjourned, subject to the call of the Mayor, until January 19, 1970.



City Clerk

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

Regular Meeting Held January 19, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: None

116. The minutes of the meeting held January 5, 1970 were approved as written.

117. Mr. John Bowers discussed the Community Renewal Program and suggested the following:

1. Performance of a professional survey to determine "grass roots" attitude toward community physical needs.
2. Delay in action on Community Renewal Program until fall of 1970.
3. Conduct of neighborhood meetings and a general "Town Forum" type meeting to provide the opportunity for community dialogue on the Community Renewal Program.

Mr. Bowers distributed two pieces of literature to the Commissioners.

Dr. C. J. Maternowski stated his support of the presentation made by Mr. Bowers. Mayor Collins thanked Mr. Bowers and Dr. Maternowski for their interest in the community and stated that such comments are always welcomed by this Commission.

Commissioner Hutchinson stated that in his opinion there was two areas of proposed action which could not properly be delayed; these areas being commencement of comprehensive code enforcement programs and decision as to whether the proposed "land acquisition" areas are to be acquired.

117-A. Hutchinson-Edison. That the Commission resolve that it does not intend at this time to acquire the property, as recommended in the Community Renewal Program, between Lake Drive, Bagley, Wealthy, and Lovett; and between Wealthy, Greenwood, and Lovett.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

Commissioner Swain pointed out that this resolution would not preclude acquisition in future years for necessary public purposes if such is determined to be necessary by elected commissioners then in office.

The City Manager was directed to work with Mr. Bowers and his committee in planning the conduct of the suggested survey and in planning neighborhood meetings and a general "Town Hall" type meeting to discuss the Community Renewal Program.

118.
BY COMMISSIONERS HUTCHINSON-GREEN:

WHEREAS, special assessment rolls hereinafter described for the construction of street improvements in the City of East Grand Rapids have been prepared, reviewed and confirmed;

AND WHEREAS, the City Commission deems it necessary to borrow money and issue special assessment bonds in anticipation of the collection of a like amount of the nine uncollected installments on said rolls;

NOW, THEREFORE, BE IT RESOLVED THAT:

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the accrued interest and premium, if any, received at the time of delivery of said bonds. In addition, there shall be paid into said fund that part of the collection of principal and interest on the special assessment rolls in anticipation of the collection of which the bonds authorized by the provisions of this resolution have been issued; Provided, However, that the amount to be paid by each such district shall not exceed the amount of bonds allocated to such district and the interest thereon. If at any time said fund is insufficient to pay the principal of and interest on said bonds, as the same become due, the City shall advance from its general funds a sufficient amount to pay said principal and interest.

6. Said bonds and the attached coupons shall be in substantially the following form:

UNITED STATES OF AMERICA

STATE OF MICHIGAN

COUNTY OF KENT

CITY OF EAST GRAND RAPIDS

1970 SPECIAL ASSESSMENT STREET IMPROVEMENT BOND

No. _____

\$5,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF EAST GRAND RAPIDS, County of Kent, State of Michigan, acknowledges itself to owe and for value received hereby promises to pay to the bearer the sum of

FIVE THOUSAND DOLLARS

lawful money of the United States of America, on the first day of July, A.D., 19____, with interest thereon from the date hereof until paid at the rate of _____ per cent (____ %) per annum, payable on July 1, 1970, and semi-annually thereafter on the first day of January and July of each year, upon presentation and surrender of the annexed interest coupons as they severally become due. Both principal of and interest on this bond are payable at _____, and for the prompt payment of this bond, both principal and interest, the full faith and credit of the City of East Grand Rapids are hereby irrevocably pledged.

This bond is one of a series of sixteen (16) coupon bonds of even date and like tenor, except as to rate of interest and date of maturity, aggregating the principal sum of \$80,000.00 issued in anticipation of the collection of the special assessment in the following special assessment districts: Cambridge Drive and Seminole Road Paving District No. 1, Princeton Boulevard Paving District No. 1, Sherwood Avenue and Maplewood Drive Asphalt Paving District No. 1 and Santa Barbara Drive

Drive 2, for the purpose of paying part of the cost of constructing street improvements in said districts and is issued in accordance with a resolution of the City Commission of the City of East Grand Rapids duly adopted _____, 19_____.

This bond is not subject to prior redemption.

This bond is payable out of the uncollected special assessments to be collected on the above special assessment rolls: Provided, However, that the liability of each Special Assessment District shall be limited in the manner provided in the bond authorizing resolution, or in the case of the in-

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sufficiency of said special assessments, out of the general funds of the City of East Grand Rapids, and it is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional, statutory or charter debt limitation.

IN WITNESS WHEREOF, the CITY OF EAST GRAND RAPIDS, County of Kent, State of Michigan, by its City Commission, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and the corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk all as of the first day of March, A.D., 1970.

CITY OF EAST GRAND RAPIDS

By _____
Mayor

(Seal)

Countersigned:

City Clerk

(Form of Coupon)

No. _____ \$ _____

On the first day of _____ A.D., 19____, the CITY OF EAST GRAND RAPIDS, County of Kent, State of Michigan, will pay to the bearer hereof the sum shown hereon, lawful money of the United States of America, at _____, being the semi-annual interest due that date on its 1970 Special Assessment Street Improvement Bond, dated March 1, 1970, No. _____.

Mayor

City Clerk

7. The City Clerk shall make application to the Municipal Finance Commission for an order granting permission for the issuance of said bonds and approval of the form of notice of sale, and upon receipt of such approval, the City Clerk shall cause notice of sale of said bonds to be published in the Michigan Investor of Detroit, Michigan, and in The Grand Rapids Press, a newspaper circulated in the City of East Grand Rapids, at least seven (7) full days before the date fixed for sale of the bonds.

8. The notice of sale shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$ 80,000.00

CITY OF EAST GRAND RAPIDS

COUNTY OF KENT, MICHIGAN

1970 SPECIAL ASSESSMENT STREET IMPROVEMENT BONDS

Sealed bids for the purchase of the above bonds will be received by the undersigned at the City Hall, 750 Lakeside Drive, S.E., East Grand Rapids, County of Kent, Michigan until _____ o'clock p.m., Eastern Standard Time, on _____, the _____ day of _____, 1970, at which time and place said bids will be publicly opened and read.

Said bonds will be coupon bonds of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity from 1 upwards, will be dated March 1, 1970, and will mature serially without option of prior redemption as follows:

\$ 5,000.00 July 1, 1970;
 \$10,000.00 July 1, 1971, 1972, and 1973;
 \$ 5,000.00 July 1, 1974;
 \$10,000.00 July 1, 1975, 1976, 1977 and 1978.

Interest will be payable on July 1, 1970 and semi-annually thereafter in each case on January 1st and July 1st of each year.

Said bonds will bear interest from their date at a rate or rates not exceeding Seven and one-half per cent (7 1/2%) per annum, expressed in multiples of 1/8 or 1/20 of 1% or both. The interest rate on any one bond shall be at one rate only and each coupon period shall be represented by one interest coupon. Both principal and interest shall be payable at a bank or trust company qualified to act as paying agent to be designated by the purchaser of the bonds. Accrued interest to the date of delivery of such bonds must be paid by the purchaser at the time of delivery.

For the purpose of awarding the bonds, 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 bonds from (here insert the first day of the month next following the date of receiving bids, or the date of the bonds, whichever is later) to their maturity, and deducting therefrom any premium. The bonds 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 bonds herein offered, or at a price less than their par value will be considered.

The Special Assessment Bonds are issued in anticipation of the collection of a like amount of special assessments on the following Special Assessment Rolls: Cambridge Drive and Seminole Road Paving District No. 1, Princeton Blvd. Paving District No. 1, Sherwood Avenue and Maplewood Drive Asphalt Paving District No. 1, Santa Barbara Drive Asphalt Paving District No. 2. The liability of each of the Special Assessment Districts shall be limited in the manner provided in the bond authorizing resolution. In addition to the foregoing, said bonds pledge the full faith and credit of the City of East Grand Rapids for their payment.

A certified or cashier's check in the amount of \$1,600.00 drawn upon an incorporated bank or trust company, 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, to be forfeited as liquidated damages if such bid is accepted and the bidder fails to take up and pay for the bonds. No interest will be allowed on the good faith checks, and checks of unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail.

Bids shall be conditioned upon the unqualified opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, approving the legality of the bonds, which opinion will be furnished without expense to the purchaser of the bonds prior to the delivery thereof. The City shall furnish bonds ready for execution at its expense. Bonds will be delivered at Detroit, Michigan, or such other place as may be agreed upon with the purchaser.

In the event that prior to delivery of the bonds the interest received by private holders from bonds of the same type and character shall be taxable by the terms of any Federal income tax law, ruling, regulation or court decision, the successful bidder may, at his election, be relieved of his obligations under the contract to purchase the bonds, and in such case, the deposit accompanying his bid will be returned.

The right is reserved to reject any and all bids.

Envelope containing the bids should be marked plainly, "Proposal for Bonds."

Clerk, City of East Grand Rapids

APPROVED: _____
STATE OF MICHIGAN
MUNICIPAL FINANCE COMMISSION

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: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

119. The City Manager submitted to the Commission the proposed Kent County Refuse Disposal Contract and recommended that it be approved.

119-A. ~~VanAllsburg~~^{Swain}-Stoppels. That the Mayor and City Clerk be authorized to execute the contract in the form submitted to the Commission.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

120. Mr. Dick Atchinson and Mr. Jerry VanLeeuwen discussed the background, progress, objectives, and financial needs of Project A.C.T.

Commissioner Hutchinson expressed concern as to what the Commission's policy should be with respect to contributing public funds to the various service organizations operating within the metropolitan area.

120-A. Hutchinson-VanAllsburg. That the City appropriate ^{to Project A.C.T.} \$880.00 which is 1/2 of East Grand Rapids' share computed in accordance with the AGRAG support formula as temporary support for a period of six months ^{in 1970} at which time the project will again be reviewed. ~~but that, in no event, should it be presumed that participation will be forthcoming in 1971.~~ and support is to be limited to the year 1970

Yeas: VanAllsburg, Swain, Hutchinson, Green, Collins - 5
Nays: Stoppels - 1
Abstained: Edison - 1

121. The City Manager submitted the request that East Grand Rapids join other area governments in petitioning for the improvement of Plaster Creek Storm Drain, the East Grand Rapids portion of the benefitted area being .5%. The form of the proposed petition reads as follows:

PETITION FOR INTRA-COUNTY RELIEF DRAINS PROJECT

TO THE DRAINAGE BOARD FOR THE
HEREINAFTER MENTIONED KENT
COUNTY, MICHIGAN, RELIEF DRAINS
PROJECT:

The undersigned petitioner represents that the Cities of Grand Rapids, Wyoming, Kentwood, and East Grand Rapids and the Township of Gaines, Grand Rapids, Ada, Cascade and Caledonia

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are public corporations, constituting as a whole contiguous territory, and that certain areas in the said public corporations are served by the natural water course known as PLASTER CREEK, and by its tributaries and branches which are natural water courses and drains, and that it has become necessary for the public health to relieve, supplement, extend and enlarge said PLASTER CREEK, and its tributaries and branches, by the construction of further branches and connections and of improvements thereto, and the construction of any necessary bridges and culverts, and to relocate, widen, deepen, straighten, tile, and otherwise to improve said PLASTER CREEK, and its tributaries and branches, by the construction of relief drains, all of said improvements to occur at locations in Kent County, Michigan, where said PLASTER CREEK as improved will carry drainage water originating in Kent County only.

The undersigned therefore petitions that the PLASTER CREEK and its tributaries and branches be relieved, supplemented, extended, and enlarged, by the construction of further branches and connections and of improvements thereto, and the construction of any necessary bridges and culverts, and that the PLASTER CREEK and its tributaries and branches be relocated, widened, deepened, straightened, tiled, and be otherwise improved by the construction of relief drains, and that the entire project be constructed and financed as a whole under the provisions of Chapter 20 of Act No. 40 of the Michigan Public Acts of 1956, as amended, the location and route of said relief drains to be as shall be approved by the Drainage Board, and which relief drains are necessary for the public health and are located entirely within the limits of the public corporations which are the petitioners herein or named herein.

This petition is filed pursuant to the provisions of Sections 463, 482 and 485 of Chapter 20 of Act. No. 40 of the Public Acts of 1956, as amended.

It is understood that the cost of said project is to be assessed against the above named public corporations, including this petitioner and against the State of Michigan and County of Kent, on account of drainage of state or county highways, if any.

A certified copy of the resolution of the governing body of the City of East Grand Rapids authorizing execution of this petition is hereto attached.

CITY OF EAST GRAND RAPIDS

By _____
Mayor

By _____
City Clerk

Dated: _____, 1970

121-A.

BY COMMISSIONERS VAN ALLSBURG-STOPPELS:

BE IT RESOLVED, that the Mayor and City Clerk of the City of East Grand Rapids, Kent County, Michigan, be and they are hereby authorized and directed to execute said petition for and on behalf of the said City Commission and to file the same with the Kent County Drain Commissioner.

ADOPTED:

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

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122. The City Manager reported that East Grand Rapids has been notified by the Department of State that the East Grand Rapids Police Department is to discontinue issuing drivers' licenses effective February 2, 1970.

123. The City Manager reported on bids received for two loadpacker trucks and recommended that the low bidder for the chassis, International Harvester, in the amount of \$8,694.00 per unit, be awarded the bid, and the second low bidder for the body, Allied Truck Equipment Co., in the amount of \$5,215.00 per unit, be awarded the bid.

Mr. Kitchen, representing Owens Body Company, was present and requested further consideration of his low bid.

Mayor Collins directed that award of the contract be deferred for two weeks.

Commissioner Stoppels left the meeting at this time.

124. Bids were received for the purchase of five Police Cars. The City Manager recommended acceptance of the bid of Borgman Ford, the low bidder, in the amount of \$12,310.89.

124-A. Green-Hutchinson. That the commission concur with the City Manager's recommendation.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

125. Edison-VanAllsburg. That expense vouchers in the amount of \$1,297,078.05, and payroll vouchers in the amount of \$20,510.68, be approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

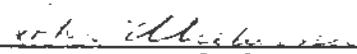
Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

126. Commissioner Edison expressed hope that City employees were making every effort to prepare a skating rink at Reeds Lake.

127. Mayor Collins commended Commissioner Edison on his being named Outstanding Young Man of the Year by the Grand Rapids Chamber of Commerce.

128. Mayor Collins commented on a request he received regarding overhead lane direction signs at the intersection of Breton & Boston. This request was referred to the Traffic Commission.

129. The meeting was adjourned, subject to the call of the Mayor, until February 2, 1970.



City Clerk

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

Regular Meeting Held February 2, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: None

130. The minutes of the meeting held January 19, 1970 were corrected in the following manner:

Item 119-A. Insert the name of Commissioner Swain in place of Commissioner VanAllsburg.

Item 120-A. Reword motion to read that the City appropriate to Project A.C.T. \$880.00 which is $\frac{1}{2}$ of East Grand Rapids' share computed in accordance with the AGRAG support formula as temporary support for a period of six months in 1970 at which time the Project will again be reviewed and support is to be limited to the year 1970.

The minutes were then approved as corrected.

131. Pursuant to public notices as provided by ordinance, a hearing was held on a request for a zoning variance filed by Mrs. Alice Bickley, Mrs. Chloe Jones, and Mrs. Thelma B. Jones, to waive the parking requirement under Section 5.37 of the Zoning Ordinance relative to the occupancy of the second floor of 650 Croswell for an antique shop.

John Baxter, Jordan Sheperd, and John Terpstra spoke in favor of this variance. A letter approving of the variance was received from Charlotte Southwick. A letter expressing disapproval was received from Stuart Long.

131-A. Hutchinson-Green. That this Commission, acting as the Board of Zoning Appeals, grant this variance for the balance of the term of the lease at which time the variance will be reviewed by the City Commission.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6

Nays: Stoppels - 1

132.

BY COMMISSIONERS HUTCHINSON-SWAIN:

WHEREAS the provisions of the City Charter of the City of East Grand Rapids relative to Taxation, Special Purposes, as set forth in Chapter XIII of said Charter as originally adopted on June 14, 1927, are in some respects in conflict with the statutes of the State of Michigan and are unnecessarily lengthy, detailed and cumbersome; and

WHEREAS it is necessary that the charter provisions relating thereto be revised;

BE IT RESOLVED that pursuant to Michigan Compiled Laws of 1948, as amended, Sections 117.21 et seq., the City Commission of the City of East Grand Rapids purposes that Chapter XIII of the Charter of the City of East Grand Rapids be amended to read as follows:

TAXATION, SPECIAL PURPOSES

"Section 1. The Commission shall have power to determine that the whole or any part of the expense of any public improvement shall be defrayed by special assessments upon the

property especially benefited and shall so declare by resolution. Such resolution shall state the estimated cost of the improvement, what proportion of the cost thereof shall be paid by special assessments, and what part, if any, shall be a general obligation of the City, the number of installments in which assessments may be paid, shall designate the districts of land and premises upon which special assessments shall be levied, and shall provide for separate hearing on necessity.

"Section 2. The Commission shall prescribe by general ordinance the complete special assessment procedure concerning plans and specifications, estimate of cost, notice and hearing, the making of the assessment roll and correction of errors, collection of special assessments, and any other matters concerning the making of improvements by the special assessment method."

BE IT FURTHER RESOLVED that this proposed charter amendment be submitted to the electors of this City at the earliest municipal or general State election or special election which permits compliance with the requirements of Michigan Compiled Laws of 1948, as amended, Sections 117.21, 117.22 and 117.23.

FURTHER RESOLVED that this proposed charter amendment shall be transmitted to the Governor of the State of Michigan for his approval, pursuant to Michigan Compiled Laws of 1948, as amended, Section 117.22, and that the statement of the purpose of the proposed charter amendment be submitted to the Attorney General for approval, in accordance with Michigan Compiled Laws of 1948, as amended, Section 117.21.

FURTHER RESOLVED that the question and statement of purpose of such proposed charter amendment be designated on the ballot as follows:

"Shall Chapter XIII of the Charter of the City of East Grand Rapids be amended to eliminate from the Charter the detailed provisions as to procedures to be followed in levying and collecting special assessments and to provide that such procedures shall be prescribed by ordinance?"

Yes ()

No ()

FURTHER RESOLVED that the City Clerk cause the proposed charter amendment, together with Chapter XIII of the Charter as it presently reads, to be published in their entirety in the GRAND RAPIDS PRESS before the proposed amendment is submitted to the electors.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

133. The City Manager reported on bids received for two loadpacker trucks and recommended that the low bidder for the chasis, International Harvester, in the amount of \$8,694.00 per unit, be awarded the contract, and the second low bidder for the body, Allied Truck Equipment Co., in the amount of \$5,215.00 per unit, be awarded the contract.

133-A. Hutchinson-Green. That the recommendation of the City Manager be concurred in.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

2/2/70

134. Reports for the month of January, 1970 from the Fire Department, Police Department, and City Assessor were received and filed. Annual reports from the Fire Department and Police Department were received and filed.

135. A letter from the Wyoming Jaycees thanking the Commission for their financial contribution toward Project A.C.T. was received and filed.

136. Edison-VanAllsburg. That expense vouchers in the amount of \$101,840.67, and payroll vouchers in the amount of \$18,016.50 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: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

137. Commissioner Hutchinson expressed concern about persons cutting large holes in the ice on Reeds Lake creating a hazardous condition especially for children and suggested that an ordinance be adopted to help regulate the use of the lake surface during the winter months.

138. Commissioner Stoppels commented about the air pollution created by the two incinerators located in the East Grand Rapids Shopping Center and asked that the City Manager check into ordinances to regulate air pollution resulting from improper use of incinerators.

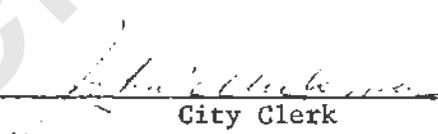
139. Mayor Collins recommended the re-appointment of Douglas W. Hillman and Sallie G. Birnie to the Board of Canvassers for the term ending December 31, 1973.

139-A. Hutchinson-Edison. That Mayor Collins' recommendation be concurred in.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

140. Mayor Collins expressed concern that item 117-A in the minutes of January 19, 1970 might be interpreted to prevent this Commission from acquiring portions of residential property between Wealthy Street and Lake Drive from Bagley to Lovett for public parking. Commissioner Hutchinson stated that his resolution was not intended to preclude acquisition of portions of this land for necessary public purposes such as parking. Mayor Collins also pointed out that actions of this Commission are not binding upon future City Commissions.

141. The meeting was adjourned, subject to the call of the Mayor, until February 23, 1970.



City Clerk

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

Regular Meeting Held February 23, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels,
and Mayor Collins.

Absent: None

142. The minutes of the meeting held February 2, 1970 were approved as written.

143. The City Clerk reported on the Board of Canvassers' statement of votes cast at the City Primary Election held February 16, 1970.

144. Mayor Collins informed the Commissioners that May 18, 1970 has been designated as Mayor Exchange Day and asked whether they wished to participate again this year.

The concensus of the Commission was that we participate in Mayor Exchange Day again this year and that the department heads be invited to attend a luncheon.

145. The City Manager reported on counter offers received from R. W. Hilaridis and Mrs. F. Sluyter for the purchase of property located on Beechwood west of Lake Drive. The total of the counter offer is \$10,800.00 for the 9½ lots involved.

145-A. Hutchinson-Stoppels. That the City accept the counter proposals in the total amount of \$10,800 for the purchase of lots 9 - 17 inc. and the west ½ of 18 Ravenswood Plat.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

146. The City Manager requested authorization to issue a purchase order in the amount of \$1,100.00 to Whittaker Electric Company for the purpose of re-wiring the Edgemere Sewer Lift.

146-A. Green-VanAllsburg. That the request of the City Manager be granted.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

147. The City Manager reported that an ordinance is being drawn up to regulate the use of incinerators in the City and that copies of the proposed draft would be mailed to Commissioners before the next regular meeting.

148. The City Manager and City Attorney recommended the adoption of an ordinance to promote the safety of the members of the public using the frozen surfaces of the lakes within the City by controlling the cutting of large holes in the ice.

148-A. Hutchinson-Stoppels. That the following ordinance be adopted:

AN ORDINANCE TO AMEND SECTION 3.102
OF CHAPTER 28 OF TITLE III OF THE
CODE OF THE CITY OF EAST GRAND RAPIDS

The City of East Grand Rapids ordains:

Section 1. Purpose. The City of East Grand Rapids recognizes the extensive use by members of the public of all ages of the frozen surfaces of the lakes within the City during the winter months for recreational purposes of all types, and the serious

hazard to such persons from openings which may be made in the ice. The purpose of this ordinance is to promote the safety of the members of the public using the frozen surfaces of the lakes within the City.

Section 2. To promote this purpose Section 3.102 of Chapter 28 of Title III of the Code of the City of East Grand Rapids is amended to read as follows:

"3.102. Ice Holes. Any person who shall open any hole in the ice covering any waterway, shall, before leaving the same unattended, mark or barricade the same so that the hazardous condition is readily apparent to a reasonably observant person. No person shall open any hole in the ice covering any waterway which hole is more than six inches in diameter without having previously secured from the Director of Public Safety of the City of East Grand Rapids written authorization to make such opening. Any such written authorization shall define the location and size of any such opening and the manner in which the same is to be attended, marked, or barricaded. Any person who shall violate this ordinance or fail to comply with the requirements of the authorization shall be guilty of a misdemeanor and shall be subject to the penalties provided in Section 1.13 of the East Grand Rapids City Code."

Section 3. Immediate Effect. This ordinance is deemed to be necessary for the immediate preservation of safety and is given immediate effect.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

149. Mayor Collins read a letter received from Theodore J. Sweeney complimenting Robert J. Smith, Public Service Superintendent, for action taken recently to help eliminate a water problem due to a broken water service.

150. Commisaioner Swain expressed concern about the changing ecological condition of Reeds Lake and requested that experts from Michigan State University be called in to consult relative to possible corrective measures.

This request was referred to City Manager.

151. Commissioner Green questioned the City Manager relative to clearing work recently done in Remington Park. The City Manager reported that the work has been stopped.

152. Edison-VanAllsburg. That expense vouchers in the amount of \$104,498.50, and payroll vouchers in the amount of \$36,299.22, 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: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

153. Commissioner Stoppels reported on a meeting he attended of the Kent County Library Commission. Each community may be asked to pay all costs of its own branch library in the future. The County is striving for equal library service for all people in Kent County.

154. Mayor Collins recommended that the following resolution be adopted:

WHEREAS, Robert C. Kingwill had been an active and most valued member of the East Grand Rapids Volunteer Fire Department for nearly 25 years, and;

WHEREAS, during this period and throughout his life as a resident and citizen of East Grand Rapids he exhibited the highest degree of civic interest and community service;

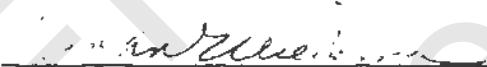
NOW, THEREFORE, BE IT RESOLVED, that the East Grand Rapids City Commission in regular session assembled this 23rd day of February, 1970 expresses its sincere thanks and deep appreciation for Bob's valued services to his fellow citizens and further extends its sympathy to the family of Robert C. Kingwill in the loss of a fine husband, father, and community servant, and;

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to Mrs. Betty A. Kingwill.

The resolution was concurred in unanimously by the Commission.

155. The City Manager reported that there will be a public hearing on a variance request to permit occupancy of 663 Croswell as a dentist's office, at the March 9th meeting.

156. The meeting was adjourned, subject to the call of the Mayor, until March 9, 1970.



City Clerk

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

Regular Meeting Held March 9, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Green, Stoppels, and Mayor
Collins.

Absent: Com. Hutchinson.

157-1. The minutes of the meeting held February 23, 1970 were approved as written.

158-1. Pursuant to public notices as provided by ordinance, a hearing was held on a request for a zoning variance filed by Charles R. and Ann K. Hornbach to permit occupancy of the building at 663 Croswell as a single dental office. Mr. Hornbach spoke in support of his request. Mrs. VanAtta and Mr. Baxter stated that they had no objection. Mr. Pierson and Mr. Terpstra objected to the grant of the variance. Mayor Collins stated that this and other properties adjacent to the commercial district are presently under consideration for establishment of parking facilities to service the commercial area on the south side of Wealthy Street. A letter from Mr. Stuart Long objecting to the grant of variance was read.

158-A-1. Stoppels-Edison. That this Commission, acting as the Board of Zoning Appeals, deny this request pending the outcome of the parking needs study anticipated to be completed within one year.

Yeas: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

159-1. Application was received from Dr. J. G. Lukens for permission to erect a 12' high fence enclosing two tennis courts on property north of the home at 3039 Manhattan Lane. Considerable discussion ensued.

159-A-1. Swain-Green. That the application be approved as submitted.

Yeas: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

160-1. A request from the City Assessor that the Commission transmit the tax roll to the Board of Review was received.

160-A-1. Stoppels-VanAllsburg. That the Commission transmit the tax roll as requested by the Assessor.

Yeas: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

161-1. A report from the City Attorney that the Attorney General's office has recommended approval by the Governor of the proposed charter amendment relative to special assessment procedures was received and filed.

162-1. Notification from the Michigan Municipal League of the Region V meeting in Muskegon Heights on April 23rd was received and filed.

163-1. Reports for the month of February, 1970 from the Police Department, Fire Department, and Building Inspector, were received and filed.

164-1. Mr. J. B. Albert appeared before the Commission to request information relative to improvement of Woodlawn south and east of the city limits and development of property owned by the City in the vicinity of the water tower. He also requested tax re-evaluation.

165-1. Edison-VanAllsburg. That expense vouchers in the amount of \$761,666.30, and payroll vouchers in the amount of \$17,976.08, 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: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

3/9/70

166-1. Commissioners Green and VanAllsburg questioned whether the City would be represented at the hearing being held tonight relative to introduction of smelt in Reeds Lake. The City Manager advised that he, Commissioner Swain, and Recreation Director Rhodes, would attend. It was pointed out that the City Commission has no control over Fisheries Division policy in this regard.

167-1. Mayor Collins reported that East Grand Rapids has been paired with Grosse Pointe Woods on Mayor Exchange Day.

168-1. The meeting was adjourned, subject to the call of the Mayor, until March 23, 1970.

J. J. Weisner

City Clerk

UNOFFICIAL
Reference Only

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

Regular Meeting Held March 23, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Swain, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: Com. Edison.

157. The minutes of the meeting held March 9, 1970 were approved as written.

158. Pursuant to public notices as provided by ordinance a hearing was held by the City Commission, acting in its capacity as Board of Zoning Appeals, on a request for a zoning variance filed by Laurence D. Smith to permit future construction on the west 1/2 of lot 544 of Paris Park #3. Mr. & Mrs. Smith were present to explain and answer questions relative to the request. Leonard Westdale, Jr. was opposed to the variance request. After considerable discussion, Mr. Smith agreed to reconsider and re-submit his request.

158-A. Hutchinson-Green. That the request for a zoning variance as submitted by Mr. Smith be tabled until the next regular meeting of the Commission.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

159. Bob Fuller and Miss Sue Santman, representatives of the East Grand Rapids High School Teen Center Committee, were present to ask the Commission to consider using the lower level of the Library building for a teen center.

Mayor Collins thanked Mr. Fuller for presenting this request and suggested that the committee submit more detailed plans for discussion at a future date.

160. A statement of votes cast at the March 16, 1970 school millage election was received and filed.

161.

BY COMMISSIONERS GREEN-STOPPELS:

WHEREAS, by resolution adopted January 19, 1970, the City Commission of the City of East Grand Rapids authorized the issuance of \$80,000.00 1970 Special Assessment Street Improvement Bonds;

AND WHEREAS, it is deemed necessary and reasonable to amend the aforesaid resolution to provide for a date of issuance of April 1, 1970.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The aforesaid resolution adopted January 19, 1970 be and the same is hereby amended to provide that \$80,000.00 City of East Grand Rapids 1970 Special Assessment Street Improvement Bonds bear the date of April 1, 1970.

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

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

162.

BY COMMISSIONERS HUTCHINSON-VAN ALLSBURG:

RESOLVED, that the improvement consisting of proper gravel base and 2" bituminous concrete surface on

EDGEWOOD AVENUE from Lake Drive to the South City Limits,
 MAPLEWOOD DRIVE from 153 ft. West of Edgewood Avenue to Woodcliff Avenue,
 RIDGEWOOD AVENUE from Lake Drive to South City Limits, and
 MAPLEWOOD DRIVE from 153 ft. West to 182 ft. East of Ridgewood Avenue

including grading, proper gravel base, asphalt concrete wearing surface, combination curb and gutter, concrete drive approaches, concrete sidewalks, local storm drain, and other necessary appurtenances and underground work is a necessary public improvement, and that the cost and expense of such improvement, except that portion to be paid from the general fund of the City, shall be paid by special assessment levied upon the lands and premises, excepting public highways and alleys, benefiting from said improvement, according to foot frontage. And be it further

RESOLVED that a special assessment district for said improvement is hereby established consisting of all the lots, parts of lots, and parcels of land abutting upon either side of Edgewood Avenue from Lake Drive to the south city limits, Maplewood Drive from 153 ft. West of Edgewood Avenue to Woodcliff Avenue, Ridgewood Avenue from Lake Drive to south city limits, and Maplewood Drive from 153 ft. west to 182 ft. east of Ridgewood Avenue, and that this Commission deems and declares that all real estate within said proposed district will be benefited by said improvement; and be it further

RESOLVED that the Director of Public Service prepare an estimate of the cost thereof, together with specifications, plats and diagrams of the work and of the locality to be improved, and a plat of the lots contained in said special assessment district.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
 Nays: 0

163.

BY COMMISSIONERS HUTCHINSON-VAN ALLSBURG:

WHEREAS, the City Commission has declared the improvement consisting of proper gravel base and 2" bituminous concrete surface on

EDGEWOOD AVENUE from Lake Drive to the South City Limits,
 MAPLEWOOD DRIVE from 153 ft. west of Edgewood Avenue to Woodcliff Avenue,
 RIDGEWOOD AVENUE from Lake Drive to South City Limits, and
 MAPLEWOOD DRIVE from 153 ft. West to 182 ft. East of Ridgewood Avenue

including grading, proper gravel base, asphalt concrete wearing surface, combination curb and gutter, concrete drive approaches, concrete sidewalks, local storm drain, and other necessary appurtenances and underground work is a necessary public improvement; now therefore, be it

RESOLVED that the City Commission does estimate the cost of such improvement at the sum of \$ 123,668.00 ; and directs that the specifications, plats, diagrams and estimate of the cost be filed in the office of the City Clerk for public examination; and

RESOLVED, that Monday, April 6, 1970 at 5:15 p.m. be the fixed time and the Commission Room in East GrandRapids, Michigan, be the place at which all persons interested, or who are liable to be assessed therefor, may appear before the City Commission and be heard in regard to such improvement; and

RESOLVED that the City Clerk be and is hereby instructed to give proper notice by publication in The Grand Rapids Press of the contemplated improvement the district to be assessed and of the filing of estimates, specifications and diagrams thereof with the Clerk for public examination, and of the time and place the Commission will

meet to hear and consider any objections thereto; and further, that notice of hearing on this contemplated improvement be mailed each property owner in the special assessment district as shown by the last assessment roll of the City, these notices to be mailed at least 10 days prior to the hearing.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

164. An Ordinance to amend the Code of the City of East Grand Rapids regarding the regulation of the emission of excessive air contaminants was discussed briefly and referred to the Committee-of-the-Whole.

165. The City Manager reported on tree spray bids and recommended that the contract be awarded to Bichler & Son in the amount of \$4.50 per tree utilizing methoxychlor.

165-A. VanAllsburg-Green. That the recommendation of the City Manager be concurred in.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

166. The City Manager reported that the annual Art Festival will be held on June 20, 1970 at the park on the west side of Reeds Lake.

167. City Manager Tholen reported that he has received word from Representative Ford that the Department of Natural Resources have no immediate plans to purchase land for public access on Reeds Lake.

168. VanAllsburg-Green. That expense vouchers in the amount of \$123,546.77, and payroll vouchers in the amount of \$18,174.69, 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: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

169. The meeting was adjourned, subject to the call of the Mayor, until April 6, 1970.



City Clerk

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

Regular Meeting Held April 6, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels,
and Mayor Collins.

Absent: None

170. The minutes of the meeting held March 23, 1970 were approved as written.

171. Pursuant to the published notice, a hearing was held on the proposed improvement of Ridgewood and Edgewood Drives from Lake Drive to the south city limits.

The following people were present to ask questions relative to the project and to request the construction of a cul-de-sac on Ridgewood at the south city limits to prevent it from being used as a through street:

George Hopper, 2910 Maplewood
Mrs. Howard MacMillan, 1441 Ridgewood
William Lee, 1421 Ridgewood
Mr. & Mrs. Donald Hoffman, 1434 Ridgewood
Harry Hayenhjelm, 1424 Ridgewood
Edward Edgerton, 1540 Ridgewood

Considerable discussion ensued regarding the cul-de-sac proposal.

171-A. Hutchinson-Edison. That the Commission's determination relative to the necessity of the project be affirmed and that the City Manager be authorized to advertise for bids on this improvement.

171-B. Edison-Hutchinson. That the main motion be amended to include an alternate bid for a cul-de-sac on Ridgewood at the south city limits.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

171-C. The motion as amended was then adopted by the following vote:

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

172. Mr. L. D. Smith requested that his zoning variance request be delayed until the next regular meeting of the Commission. His request was granted.

173.

BY COMMISSIONERS SWAIN-STOPPELS:

WHEREAS, John William Rhodes separated from the employment of the City of South Haven on January 2, 1970, and was employed by the City of East Grand Rapids on January 5, 1970;

WHEREAS, John William Rhodes has credited service in the Municipal Employees' Retirement System by reason of his employment with the City of South Haven and has not withdrawn his accumulated contributions; now

THEREFORE, BE IT RESOLVED, that the Municipal Employees' Retirement Board is hereby requested to grant John William Rhodes such amount of service as he had been credited with in the Municipal Employees' Retirement System as an employee of the City of South Haven.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

4/6/70

174. Reports for the month of March, 1970 from the Police Department, Board of Review, and City Assessor-Building Inspector were received and filed.

175. Commissioner Green inquired about the possibility of hiring a part-time dog warden to assist with enforcement of ordinance code provisions relative to dogs running at large.

176. The City Manager reported on progress on acquisition of lots on Beechwood.

177. Edison-VanAllsburg. That expense vouchers in the amount of \$175,691.16 and payroll vouchers in the amount of \$18,220.63, 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: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

178. The meeting was adjourned, subject to the call of the Mayor, until April 20, 1970.



City Clerk

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

Regular Meeting held April 20, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Hutchinson, Green, Stoppels, and Mayor Collins.
Absent: Coms. Edison and Swain.

179. The minutes of the meeting held April 6, 1970 were approved as written.

180. A letter was received from Mr. L. D. Smith requesting that the Commission postpone action on his zoning variance request to May 4, 1970 and asking for direction as to whether he should obtain a survey of his property. It was suggested that a copy of this letter be sent to each commissioner.

180-A. Hutchinson-Green. That the commission advise Mr. Smith that a survey would have merit and that it would be worth his while to go ahead with the staking of a line in accordance with the proposed variance.

Yeas: VanAllsburg, Hutchinson, Green, Stoppels, Collins - 5
Nays: 0

181. Pursuant to public notices as provided by ordinance, a hearing was held on a request for a zoning variance filed by Wallson G. Knack, 1425 Sherwood Avenue, to permit construction of an addition to the rear of his home within 10 ft. of his garage.

181-A. Hutchinson-VanAllsburg. That the variance be granted and that the garage be fire proofed the same as required by ordinance for attached garages.

Yeas: VanAllsburg, Hutchinson, Green, Stoppels, Collins - 5
Nays: 0

182. ~~Hutchinson~~^{Stoppels}-VanAllsburg. That the following ordinance be adopted: 5/4/70
jw

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 CHAPTER 94 -
REGULATION OF THE EMISSION OF EXCESSIVE AIR CON-
TAMINANTS, SUBTITLE IX OF SAID CODE.

The City of East Grand Rapids ordains as follows:

Section 1. Purpose. It is the purpose of this ordinance to prohibit the emission into the atmosphere of excessive air contaminants by establishing appropriate regulations for the installation and use of outdoor incinerators, and by prohibiting the open burning of refuse.

Section 2. Definitions. For the purposes of this Chapter certain terms are herewith defined:

(1) "Air contaminant" means dust, fumes, gas, mist, odors smoke, vapors, fly ash, flames or sparks or any combination thereof, the emission of which is detrimental to the health, safety and welfare of the residents of this city.

(2) "Open burning" shall mean a fire from which the products of combustion are emitted directly into the open air without passing through a stack or chimney.

(3) "Incinerator" means a device specifically designed for the destruction, by burning, of garbage or other combustible refuse or waste material.

(4) "Smoke Chart" shall mean the "Ringelmann Smoke Chart," for the purpose of providing the standard of comparison for grading the density of smoke, as such Ringelmann Smoke Chart is published and used by the Federal Bureau of Mines.

Section 3. Prohibited Acts. It shall be unlawful for any person, firm or corporation to:

(1) Use of permit to be used on its premises, outside of the confines of permanently constructed buildings, any incinerator for the burning of materials or any sort without first securing a permit therefor, as provided hereunder; and/or to

(2) cause or permit to be discharged into the atmosphere from any single source of emission, including an incinerator for which a permit has been issued pursuant to Section 5 of this ordinance, an air contaminant of a density equal or darker than No. 2 of the smoke chart; and/or to

(3) cause or permit open burning except where permitted in accordance with Act 329 of the Public Acts of 1969, Act 87 of the Public Acts of 1965, being Sections 325.291 to 325.298 of the Compiled Laws of 1948, or rules promulgated thereunder, and Act 35 of the Public Acts of 1955.

Violation of subsections (2) and (3) above is declared to be detrimental to the public or to endanger the health, comfort and safety of the public and to cause or have a tendency to cause injury or damage to property or business and is declared to be a public nuisance and may be summarily abated by direction of the Director of Public Safety.

(4) Application for Permit. Any person, firm or corporation may make written application for a permit to erect and use an outdoor incinerator on premises owned or controlled by him. Such application shall contain the following information:

- a. The design of the proposed incinerator.
- b. The material of which the proposed incinerator is to be constructed.
- c. The location at which the proposed incinerator is proposed to be constructed.
- d. Such further information pertaining to the erection and installation thereof as the Director of Public Safety shall reasonably require.

Section 5. Issuance of Permits. The application for a permit for the installation and use of an incinerator shall be processed by the Director of Public Safety. If upon review of the application filed under Section 4 hereof the Director of Public Safety shall determine that the use of the proposed incinerator will not be unlawful under the provisions of Section 3 (2) of this ordinance, he shall issue a permit for the installation and use thereof. If upon review of said application he shall determine that the use of such incinerator would be unlawful under Section 3 (2), he shall deny the issuance of such permit.

Section 6. Fee. A fee of \$10.00 shall be paid to the City at the time the application for permit is filed.

Section 7. Term of Permit. Each permit shall continue to be effective only so long as the provisions of Section 3 (2) of this ordinance are not violated. The Director of Public Safety shall make inspections of each permitted incinerator not less often than annually. In the event that the Director of Public Safety shall at any time determine that the provisions of Section 3 (2) of this ordinance are being violated, he shall issue an order abating the use of such

incinerator until corrective measures shall have been taken to prevent the violation of said Section 3 (2).

Section 8. Penalties. Any person, firm or corporation violating the provisions of this ordinance shall be fined not to exceed \$100 for each violation thereof and be subject to imprisonment for not to exceed 30 days. Offenses on separate days shall be deemed to be separate offenses for the purposes of this ordinance. Any abatement hereinbefore provided for shall be in addition to any penalties prescribed in this section.

Section 9. This ordinance shall take effect on April 30, 1970.

Yeas: VanAllsburg, Hutchinson, Green, Stoppels, Collins - 5

Nays: 0

183. A letter from Mr. J. L. Noorman requesting that a cul-de-sac or diverter not be constructed on Ridgewood unless one is also constructed on Sherwood, was received, read, and filed.

184. The City Manager reported on a meeting he attended held by the Chamber of Commerce regarding the financial problems of the local bus system. The Manager was directed to inform the Mass Transit Committee that it is the sense of the Commission that we must accept some responsibility for financial support of the bus system and further directed the Manager to meet further with area officials relative to this matter.

185. The Fire Department report for the month of March, 1970 was received and filed.

186. Mr. Willis Nelson was present to express his concern that the Board of Education acted without consulting the City Commission and also the concern of many East Grand Rapids residents regarding the problems that may arise from the action taken by the East Grand Rapids Public School Board to permit Ottawa Hills High School to lease facilities to play their home basketball games. The Mayor was directed to contact the President of the Board of Education and see if a meeting might be held to discuss this matter.

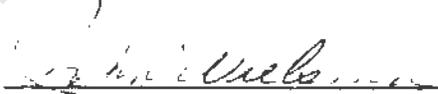
187. A letter from Mrs. Robert M. Edison, addressed to the Almanac, regarding the use of the basement of the Library for a Teen Center was read and filed.

188. VanAllsburg-Green. That expense vouchers in the amount of \$73,515.60, and payroll vouchers in the amount of \$17,482.71, 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: VanAllsburg, Hutchinson, Green, Stoppels, Collins - 5

Nays: 0

189. The meeting was adjourned, subject to the call of the Mayor, until May 4, 1970.



City Clerk

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

Regular Meeting Held May 4, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Green, Stoppels, and
Mayor Collins.

Absent: Com. Hutchinson.

190. The minutes of the meeting held April 20, 1970 were corrected to state that Commissioner Stoppels and not Commissioner Hutchinson moved adoption of resolution item 182. They were then approved as corrected.

191.

BY COMMISSIONERS GREEN-SWAIN:

WHEREAS, May 4, 1970, at 5:15 o'clock p.m., Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$80,000.00 - 1970 Special Assessment Street Improvement Bonds 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>
Kenower, MacArthur & Co.	7/1/70 - 7/1/74	6%	6.48
	7/1/75	5 3/8	6.48
	7/1/76	5.45	6.48
	7/1/77	5.60	6.48
	7/1/78	5.75	6.48
Old Kent Bank & Trust Co.	7/1/70 - 7/1/78	6%	15.00

AND WHEREAS, the bid of Kenower, MacArthur & Co. has been determined to produce the lowest interest cost to the City;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Kenower, MacArthur & Co. 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: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

RESOLUTION DECLARED ADOPTED.

192. The City Manager reported on bids which were received for the 1970 street improvement projects. He recommended that the low bid of H. A. VanderVeen, including the bid alternate for an asphalt base, be accepted on all projects.

There was a discussion regarding whether the proposed cul-de-sac should be installed on Ridgewood at the city limits in accordance with the bid alternate and it was the consensus of the Commission that the final decision on this matter should be made at the time of the May 18, 1970, hearing and that the assessment roll should be initially prepared using the higher figure, which is the cost of the project in the event the cul-de-sac is installed, with the understanding that if it is determined that the cul-de-sac not be installed, the assessment roll figures can be revised downward.

192-A. Edison-VanAllsburg. That the City Manager's recommendation be approved and that the low bid of H. A. VanderVeen, including the bid alternate for an asphalt base, be accepted on all projects; and that determination of acceptance of the bid alternate for a cul-de-sac on Ridge-wood be made at the time of the May 18, 1970, hearing on the assessment roll for that project. Further, that the assessment roll for the Ridge-wood improvement be prepared and noticed out based upon the cost of the project if the bid alternate for the installation of a cul-de-sac is accepted, subject to revision pursuant to the City Charter in the event said bid alternate is not accepted.

Yeas: VanAllsburg, Edison, Swain, Green, Collins - 5
Nays: Stoppels - 1

193. Pursuant to public notices as provided by ordinance, a hearing was held on a request for a zoning variance filed by Calvin P. Owen, 1125 Conlon Avenue, to permit construction of a swimming pool 5 ft. from his property line. Mr. Owen appeared and discussed the request. Several neighbors also were present.

193-A. Green-VanAllsburg. That the variance request by Mr. Owen be granted.

Yeas: VanAllsburg, Edison, Green, Stoppels, Collins - 5
Nays: Swain - 1

194. A letter regarding zoning variance procedures was received from City Attorney Richardson and referred to the committee-of-the-whole.

195. The City Manager reported on bids which were received for the TV inspection of some of the city's sanitary sewers. He recommended that the low bid of Sewer Specialists, Inc. in the amount of \$1,598.25 be accepted.

195-A. Edison-Swain. That the recommendation of the City Manager be concurred in.

Yeas: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

196. Mayor Collins reported on a conversation he had with Mayor McLeod from Grosse Pointe Woods regarding Mayor Exchange Day to be held May 18, 1970.

197. The Police Chief submitted a report regarding a part-time dog warden which was received and filed.

198. The Traffic Commission report of a meeting held April 28, 1970 was received and filed.

199. Reports for the month of April, 1970 from the Fire Department, Police Department, and Assessor-Building Inspector; and financial reports for the month of March 1970 were received and filed.

200. The following resolution was offered by Mayor Collins and supported by Commissioner Green:

WHEREAS, there has been much discussion with the Parking Committee regarding the need of additional parking on the south side of Wealthy;

BE IT RESOLVED THAT:

This Commission be willing to participate in the acquisition and development of a parking area on the south side of Wealthy Street between Lovett and Bagley.

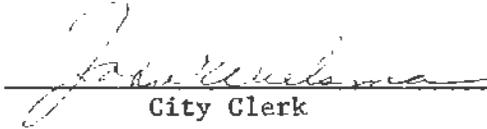
Yeas: VanAllsburg, Edison, Green, Stoppels, Collins - 5
Nays: Swain - 1

5/4/70

201. That expense vouchers in the amount of \$270,081.17, and payroll vouchers in the amount of \$20,693.23, 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: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

202. The meeting was adjourned, subject to the call of the Mayor, until May 18, 1970.



City Clerk

UNOFFICIAL
Reference Only

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

Regular Meeting Held May 18, 1970

The meeting was called to order by Commission President Hutchinson.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, and Stoppels.
Absent: Mayor Collins.

203. Commission President Hutchinson reported that this was Mayor's Exchange Day and that Mayor Collins was spending the day at Grosse Pointe Woods as exchange mayor while Mayor McLeod of Grosse Pointe Woods was in East Grand Rapids. Commissioner Hutchinson gave a full report on the activities held in honor of Mayor McLeod.

204. The minutes of the meeting held May 4, 1970 were approved as written.

205. Pursuant to published notice a hearing was held on the assessment roll for the improvement of Edgewood Avenue, Ridgewood Avenue, and Maplewood Drive. The following persons expressed their concern relative to the construction of a cul-de-sac on Ridgewood at the south city limits:

Philip Stirdivant
William S. Lee
James Johnson
Mrs. H. G. MacMillan
Mrs. Gerald White
Mrs. Ernest Barker
Harry Hayenhjelm
Walter Jeffery
Edward Edgerton

206. Questions regarding diverters, traffic light, and straightening of Ridgewood at Lake Drive were discussed and referred to the Traffic Commission to investigate and make a recommendation as to any steps which should be taken to prevent Ridgewood from becoming a thoroughfare.

206-A. Edison-VanAllsburg. That it is the intent of this commission (acknowledged not to be binding on future commissions) that Edgewood, Ridgewood, Sherwood, Woodlawn, and Woodcliff not become thoroughfares and should they become such the commission should take appropriate action to prevent such use.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels - 6
Nays: 0

207. Stoppels-Swain. That the cul-de-sac not be installed as part of the Ridgewood improvement and that the assessment roll as noticed out to the property owners be corrected by reducing the cost to each property owner by \$.490623 per front foot to reflect the cost of construction without a cul-de-sac.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels - 5
Nays: Edison - 1

208. Stoppels-Swain. That the bid of H. A. VanderVeen, being the lowest and best bid submitted, be accepted and contract awarded according to the terms submitted.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels - 6
Nays: 0

209.
BY COMMISSIONERS STOPPELS-SWAIN:

WHEREAS, the City Commission and Board of Assessors, after due notice, met to hear objections to and appeals from the assessment roll to defray the cost of improvement consisting of 5 3/4" bituminous base and 1 1/2" bituminous concrete surface on

EDGEWOOD AVENUE from Lake Drive to the South City Limits, and
RIDGEWOOD AVENUE from Lake Drive to the South City Limits, and
MAPLEWOOD DRIVE from 181 ft. east of Sherwood Avenue to Woodcliff Drive

including combination curb and gutter, concrete drive approaches, local storm drain and other necessary appurtenances and underground work, and no objections being presented, now therefore, be it

RESOLVED, that the said special assessment roll, known as the Edgewood Avenue, Ridgewood Avenue, and Maplewood Drive Paving District No. 3 Special Assessment Roll, in amount of \$111,058.25 (including \$41,315.27 to be paid from the General Fund of the City) be and the same is hereby ratified and confirmed, and the assessments shall be collected directly therefrom; that the City Clerk be and is hereby directed to deliver a certified copy of said special assessment roll to the City Treasurer, and to attach his warrant commanding the said Treasurer to collect from each person whose name appears on said roll the amount set opposite his or her name therein, and to collect the first installment on June 1, 1970 and one installment annually thereafter until the whole is collected, with interest on all deferred installments at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Edgewood Avenue, Ridgewood Avenue, and Maplewood Drive Asphalt Paving District No. 3 Fund as soon as collected, and that said Treasurer make return of the paid and unpaid assessments upon each of said installments on such roll to the City Clerk, together with his doings therein, within sixty days after each installment is due and payable, and that he make return of said roll and of said warrant and of his doings thereon to the City Clerk within sixty (60) days after the last of said installments is due and payable.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels - 5
Nays: Edison - 1

210. Pursuant to public notices as provided by ordinance, a hearing was held on a request for a zoning variance filed by H. J. Staal, 2633 Hampshire Blvd., S.E. to permit construction of an enclosed porch within 4 1/2 feet from the property line. There were no objections.

210-A. Green-Edison. That this Commission, acting as the Board of Zoning Appeals, finds that due to the unusual shape of the lot in question and the peculiar way the house is located on the lot, it would be an unnecessary hardship on the property owner to insist on strict compliance with side yard setback requirements, and that to grant the variance would not be injurious to adjoining properties or to the neighborhood, and that based on these findings the variance be granted.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels - 6
Nays: 0

211. Bob Fuller, representing the Teen Center Committee, was present to discuss some of the plans of the Center and asked that a commissioner be appointed to the governing committee.

212. Mrs. Pilling submitted a petition signed by PTA members supporting the students and urging the City Commission to appropriate funds to establish an East Grand Rapids Youth Center in the lower level of the new library.

It was recommended that the Student Committee meet with the Library Commission to discuss the proposal, and that the Mayor be asked to appoint a commissioner to the governing body of the Teen Center.

213.

BY COMMISSIONERS SWAIN-GREEN:

RESOLUTION TO ADOPT THE INTERLOCAL AGREEMENT TO ESTABLISH THE LAW ENFORCEMENT PLANNING COUNCIL OF REGION 8.

WITNESSETH:

WHEREAS, there is a demonstrated need for the establishment in west central Michigan of a permanent regional council of county and city governments to provide a forum for discussion and study of law enforcement and criminal justice problems of mutual interest and concern, and to facilitate the formulation, development, coordination and execution of policies and programs for the solution of such problems; and

WHEREAS, in order to develop the most economical and effective solutions for law enforcement and criminal justice problems and yet retain maximum local autonomy, local units of government must demonstrate a willingness and an ability to plan and act cooperatively with other units of government in their region; and

WHEREAS, where jointly administered programs appear to provide the most effective solutions to law enforcement and criminal justice problems, joint planning and cooperation will be required to qualify for available federal and state financial assistance programs; and

WHEREAS, the Urban Cooperation Act of 1967, being P. A. 1967, Ex.Sess., No. 7 authorizes the joint exercise by interlocal agreement between two or more public agencies of any power common to them; and

WHEREAS, an interlocal agreement has been drafted and the governmental entities which are eligible to become parties thereto possess in common the power to study, discuss and execute programs to solve problems in the area of law enforcement and criminal justice;

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of East Grand Rapids;

SECTION 1. That said City of East Grand Rapids does hereby enter into and adopt the INTERLOCAL AGREEMENT TO ESTABLISH THE LAW ENFORCEMENT PLANNING COUNCIL OF REGION 8 and pledges its support and cooperation to and with such other eligible counties, cities, and villages as may from time to time also enter into the agreement.

SECTION 2. That the City Clerk be and hereby is authorized and directed to forward certified copies of this resolution to all eligible local units of government.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels - 6
Nays: 0

214. Financial reports for the month of April, 1970 were received and filed.

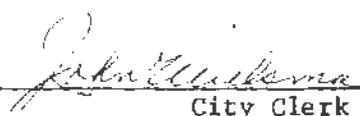
215. That expense vouchers in the amount of \$107,179.87, and payroll vouchers in the amount of \$17,229.80, as approved by the Ways & Means Committee be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels - 6
Nays: 0

216. Stoppels-Edison. That this Commission extend a hearty thanks to all employees who helped to make Mayor Exchange Day a success.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels - 6
Nays: 0

217. The meeting was adjourned, subject to the call of the Mayor, until June 1, 1970.



City Clerk

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

Regular Meeting Held June 1, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels,
and Mayor Collins.

Absent: None

218. The minutes of the meeting held May 18, 1970 were approved as written.

219. Pursuant to public notices as provided by ordinance, a hearing was held on a request for a zoning variance filed by Mrs. Enza Foschetti, 1154 Lakeside Drive, S.E. to permit construction of an attached garage 4 feet into the established front yard, and to within 5 ft. 4 inches from the south property line. There were no objections presented.

219-A. VanAllsburg-Green. That this Commission, acting as the Board of Zoning Appeals, finds that a hardship does exist due to the fact that due to the narrowness of the lot there appears to be no other way access can be obtained to a garage, and based on this finding grants the requested variance.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

220. A letter was received from Paul A. Ward requesting rezoning from A-1 residential to multi-family unit or use as a nursing home or nursing homes for property described as:

Part of Lot 28 of Boynton and Judd's Lake Addition to the City of Grand Rapids, City of East Grand Rapids, Kent County, Michigan, described as: commencing at the Southeast corner of said Lot, thence West along the North line of Lake Avenue 90 6/10 feet to the Westerly line of Greenwood Avenue extended, thence North-westerly parallel with Michigan Avenue 133 feet, thence Northerly parallel with the East line of said Lot and 203 feet therefrom to the North line of said Lot, thence East 203 feet to the Northeast corner of said Lot, thence Southerly to beginning, except liens and conveyances affecting driveway rights.

220-A. Stoppels-Swain. That this request be referred to the Committee-of-the-Whole.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

221. A letter was received from Jordan Sheperd requesting rezoning of the property located at 2142 Barnard Avenue, 546, 550, and lot adjoining 550 Greenwood to the south, to allow the property to be used for professional offices.

221-A. Stoppels-Swain. That this request be referred to the Committee-of-the-Whole.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

222. A letter was received from the Almanac requesting that they be designated as publisher of the City Commission Minutes for the fiscal year 1970-71 at the rate of \$2.00 per published inch.

6/1/70

222-A. Hutchinson-Stoppels. That the minutes of this Commission for the fiscal year 1970-71 be published in the Almanac at the rate of \$2.00 per published inch.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

223. A letter was received from the Almanac requesting that they be designated as publisher for the 1970-71 General Fund Budget Summary of the City of East Grand Rapids for a total cost of \$1200.00 plus \$3.00 per photo used.

223-A. Hutchinson-VanAllsburg. That this Commission accept the proposal of the Almanac to publish the Budget Summary.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

224. Commissioner Hutchinson introduced the following amendment to the Ordinance Code for consideration at the next commission meeting:

Section 1. Chapter 82 of Title VIII of the Code of the City of East Grand Rapids is hereby amended by adding the following sections:

TOWER AND ANTENNA FENCES

"8.83 Fencing of Towers Required. It shall be unlawful for any person to construct or maintain upon property within the City of East Grand Rapids a radio or television tower or antenna which is directly accessible from the ground level, whether free-standing or attached to other structures and supports, unless the base thereof or access thereto be completely enclosed with fencing with a height not less than four feet nor more than six feet. Such fencing shall be so constructed as to prevent, within reason, any person from gaining access beneath, through or over said fence, and shall have gates or doors of the same height as the fence. Such gates or doors shall be kept securely locked at all times except when work is being done on such tower or antenna. All such fences and gates shall be constructed without horizontal bars or rails which could be used for footholds for climbing and shall conform with all the requirements of this Chapter 82 of Title VIII of the East Grand Rapids Code."

"8.84. The words "tower or antenna" when used in Section 8.83 hereof shall include all structures used in connection with the sending or receiving of radio or television signals.

Section 2. This ordinance shall be published in full within ten days after it is adopted and shall take effect on _____, 1970.

225. A letter was received from Ernst & Ernst proposing a price of \$4750 for performance of the audit of the books for the year ending June 30, 1970.

225-A. Stoppels-Swain. That the firm of Ernst & Ernst be designated as auditor which audit is to be performed at a price of \$4750.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

6/1/70

226. The City Manager reported that Mr. George Egger has expressed interest in selling his property located on the north side of Beechwood adjacent to the recently acquired city property and recommended that the City offer him the market value as appraised by the City Assessor.

226-A. Edison-Swain. That the City Manager be authorized to negotiate with Mr. Egger for the purchase of the entire property owned by him or for that part directly across Beechwood from the lots presently owned by the City.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

227. The City Manager notified the Commission that the Michigan Municipal League Annual Meeting will be held in Detroit on September 9 through 11, 1970.

228. Reports for the month of May, 1970 from the Fire Department and Building Inspector were received and filed.

229. Commissioner Hutchinson reported on the joint meeting of representatives of the City Commission, Library Commission, School Board, High School P.T.A., High School students and others, relative to the utilization of the vacant basement area of the East Grand Rapids Library.

229-A. Hutchinson-Stoppels. That this Commission approve the concept of establishing a Community Center in the basement area of the Library building for use of teen-age, senior citizens, and other community activities and that the Mayor meet with members of the student committee and others to appoint a steering committee.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

230. The City Manager reported receipt of a petition from property owners facing Elmwood Drive in the immediate vicinity of Lake Drive requesting the construction of a cul-de-sac at the east end of Elmwood Drive.

This petition was referred to the Committee-of-the-Whole.

231. The General Fund Budget recommendation covering the City's fiscal year beginning July 1, 1970 to June 30, 1971 was received from the City Manager.

232. Commissioner Swain reported that several apartment dwellers living on Lakeside Drive across from the park have complained about the excessive speed of the vehicles and the lack of cross-walks on Lakeside Drive making it very difficult for citizens to cross Lakeside Drive.

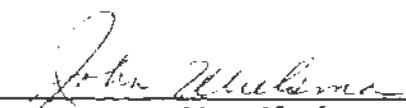
This complaint was referred to the Traffic Commission.

233. That expense vouchers in the amount of \$198,644.64, and payroll vouchers in the amount of \$18,490.57, 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: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

234. Commissioner Hutchinson suggested that the residents of East Grand Rapids be encouraged to use plastic bags to place their grass clippings in to help prevent these clippings from washing into and clogging storm drains.

235. The meeting was adjourned, subject to the call of the Mayor, until June 16, 1970.



City Clerk

S T A T E O F M I C H I G A N

CITY OF EAST GRAND RAPIDS

BOARD OF ZONING APPEALS

In the Matter of the application
of MICHAEL G. DODGSON, et al,
dated June 3, 1970 for a Zoning
Variance

FINDINGS OF FACT

I.

The property for which application for variance is made consists of three parcels located at 523, 527 and 529-531 Greenwood Ave., S.E., East Grand Rapids, Michigan.

The parcel at 529-531 Greenwood Ave. is known as the Burleson Hospital property. The improvements consist of a 57-year old, 17 bed hospital building and a 59-year old office building. They are situated on an irregularly shaped lot, having frontage of 84.75 feet on Greenwood Ave., a depth of 264 feet, and containing 25,641 square feet of land, more or less. This parcel is owned by Sibley Corporation, a Michigan corporation.

The parcels at 523 and 527 Greenwood are adjacent to the Burleson Hospital and are presently being used for residential purposes. They are owned by Edwin A. Dalroot, Eva Dalroot, Gerald W. Dekker and Arleyn Dekker. The assessed valuations by the City of East Grand Rapids on the parcels are as follows:

523 Greenwood	-	\$ 6,300.00
527 Greenwood	-	\$ 7,100.00
529-531 Greenwood	-	\$ 31,900.00

The Burleson Hospital is presently inactive and the building unoccupied. It was used for approximately 30 years as a proctology clinic and hospital.

All three parcels are presently zoned "A-3" residential according to the East Grand Rapids Zoning Ordinance. The Burleson Hospital before its closing was operated under the non-conforming use provisions of the East

Grand Rapids Zoning Ordinance. However, due to discontinuance for a period in excess of a year, the non-conforming use has terminated and the "A-3" residential zoning is presently applicable.

II.

The subject property is located in one of the oldest residential sections of East Grand Rapids in an area of modest priced homes, some built on unstable soil. At least two of the homes in the area are in poor condition due to the age of the structures and the soil conditions.

Immediately adjacent to the Burleson Hospital property on the west is the Elias Medical Building, which stands on the site of the former O'Keefe Sanitarium. At the corner of Lakeside Drive and Greenwood Ave. within one-half block of the subject property is a retail antique shop and the Ramona Medical Building. The Ramona Shopping area on Wealthy Street is within 2 blocks from the subject property and contains approximately four blocks of stores, restaurants and gasoline stations.

III.

The proposed project is a medical building having one and one-half stories on Greenwood Avenue and two stories on Lansing Street. The building would accommodate seven to ten physicians or dentists. The developers have negotiated with several physicians and dentists, including some who reside in East Grand Rapids. Parking would be available in a ratio of 2.3 square feet of parking to every one square foot of building area, with seven to eight spaces available for each tenant. The adjacent Dalroot and Dekker parcels are necessary to provide this amount of parking. The proposed parking exceeds the East Grand Rapids Ordinance requirement of two:one, and is equal to or exceeds the parking available at other medical buildings in East Grand Rapids and Grand Rapids.

IV.

The Burleson Hospital could not be re-opened without a zoning variance. Even if such a variance were granted, the cost of renovating the Hospital to resume operations would be prohibitive. Further, as indicated by a letter

from the Michigan Department of Health, the renovations necessary to rejuvenate the property for use as a nursing facility would likewise be prohibitive and economically not feasible. In the event the use of the property is restricted to the present residential zoning, it is likely that the property might continue to be unoccupied, unsold, and unused. As such not only would the property fail to yield a reasonable return to the owner, but it would also be a detriment to the neighborhood and to the City. In this connection, the testimony is undisputed that the annual cost of repairs and maintenance of the property is very substantial, and that the present owner cannot afford to continue this expenditure indefinitely without any return.

V.

The property for which a variance is sought cannot be reasonably used for residential purposes because of the following considerations:

(a) According to the affidavit of Capitol Wrecking Company, the cost of demolition of the Burleson Hospital buildings would be \$7,200.00 if the adjacent Dekker and Dalroot parcels are available, and \$8,500.00 if they are not. The demolition cost would nearly equal the value of the property for residential use, which would be, according to the testimony, \$5,000-\$6,000 for each of the two Burleson lots.

(b) The Elias Medical Building located immediately to the west of the Burleson Hospital property decreases marketability and land utilization for residential purposes. The Elias Building presently houses a cosmetics firm and a family living clinic in addition to dentists.

(c) The Burleson Hospital property has been on the market with realtors for approximately two years. No interest has been shown in the utilization of the property for residential purposes and no offers have been received to purchase for residential purposes. According to the testimony, only three prospective purchasers (other than the present applicant developers) ever came forward; none made a written offer; and all were for proposed medical uses: an obstetrical clinic, a chiropractic hospital, and a drug clinic.

(d) The Burleson property was appraised by a recognized local appraiser, Thomas N. Blandford, M.A.I., on February 12, 1969 at a market value of \$65,000.00. Mr. Blandford's appraisal concluded that the highest and the best use of the property is for doctors' offices or for a clinic. The City assessment of the property is \$31,900; with adjustment for the state equalization factor, this also indicates a fair market value of \$65,000. The option sale price of the property by Sibley Corporation to the present applicant developers is \$65,000.

(e) Although the Dekker and Dalroot lots are presently used for residential purposes, the testimony establishes that it will not be possible to make reasonable use of the Burleson property without the inclusion of the Dekker and Dalroot lots. Mr. Gray, an architect, testified that it was not feasible to confine the proposed medical building project to the Burleson property because of the shape and topography of the site, and further testified that this conclusion was supported by a study of three or four alternate architectural schemes. Mr. Dodgson, one of the developers, testified that it would not be economically feasible to build only on the Burleson property and provide the required parking, because there would not be enough income from the project to support it. Mr. Child, Secretary of the East Grand Rapids Planning Commission, testified that the Commission had unanimously voted that it would not be advisable to confine the project to the Burleson property.

VI.

To require that the property be used strictly within the terms of the existing zoning would amount to virtual confiscation of the Burleson property.

CONCLUSION

Based upon the aforesaid findings of fact, the Board concludes and finds that practical difficulties and unnecessary hardship exist in the way of carrying out the strict letter of the East Grand Rapids Zoning Ordinance

with respect to the use of the land in question, and therefore that a variance should be granted as requested by the applicants, so that the spirit of the Ordinance shall be observed, public safety secured, and substantial justice done.

DECISION

The application for a zoning variance by Michael G. Dodgson, et al, dated June 3, 1970, is hereby granted, and the Building Inspector is directed to issue a building permit to the applicants on the following conditions:

(a) the applicants' building plans shall substantially conform to the plans previously submitted to the Inspector, and shall not include more than 2 floors of 5,000 square feet each.

(b) provisions for parking, ingress and egress, architectural design, and landscaping shall substantially conform to the plans previously submitted to and approved by the East Grand Rapids Planning Commission.

(c) the building shall only be used for medical and dental offices and for appurtenant uses recognized to be necessary to medical and dental offices, including waiting rooms, laboratories, and treatment rooms.

(d) the parking lot which opens onto Lansing Street shall be restricted to use by tenants of the building, and all visitors and patients shall be required to use the lot which opens onto Greenwood.

EAST GRAND RAPIDS
BOARD OF ZONING APPEALS

October 5, 1970

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

Regular Meeting Held June 15, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels,
and Mayor Collins.

Absent: None

236. The minutes of the June 1, 1970 meeting were approved as written.

237. A communication was received from the City Attorney regarding zoning procedures and time requirements.

237-A.

BY COMMISSIONERS HUTCHINSON-GREEN:

WHEREAS, the City Commission has been concerned for some time relative to the proper zoning and use of the premises abutting Lovett Avenue and Greenwood Avenue, north of Wealthy Street, and the City Planning Commission has heretofore suggested that the zoning classification and use of the land in this area be changed from that which is provided in the existing zoning ordinance; and

WHEREAS the City Commission has before it requests (1) that variances be granted to permit the use of certain premises on the north side of Greenwood Avenue for office buildings and multiple family dwellings, and (2) that the block bounded by Lovett, Wealthy and Greenwood be rezoned to permit its use for professional office buildings and parking in connection therewith; and

WHEREAS the City Commission is of the opinion that serious consideration should be given to these requests,

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission of the City of East Grand Rapids is hereby requested to study the proposal for use of said area in light of all existing conditions and the Planning Commission's previous studies relative to this area and that it report its findings to the City Commission at the earliest possible date together with any recommendations that it may have for granting of the requested variances and for amendments to the City zoning ordinance.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

238. Pursuant to public notices as provided by ordinance, a hearing was held on a request for a zoning variance filed by Dr. Robert S. Levine, 1749 Alexander Road to permit construction of a carport one foot from the rear property line and one foot from the west side property line. There were no objections presented.

238-A. Hutchinson-Swain. That this Commission, acting as the Board of Zoning Appeals finds that because of the narrowness of the lot and the changed circumstances since construction of the house and garage an unnecessary hardship exists and based on these findings this variance is granted.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

239. Swain-Stoppels. That the following amendment to the Ordinance Code be adopted:

Section 1. Chapter 82 of Title VIII of the Code of the City of East Grand Rapids is hereby amended by adding the following sections:

TOWER AND ANTENNA FENCES

"8.83 Fencing of Towers Required. It shall be unlawful for any person to construct or maintain upon property within the City of East Grand Rapids a radio or television tower or antenna which is directly accessible from the ground level, whether free-standing or

attached to other structures and supports, unless the base thereof or access thereto be completely enclosed with fencing with a height not less than four feet nor more than six feet. Such fencing shall be so constructed as to prevent, within reason, any person from gaining access beneath, through or over said fence, and shall have gates or doors of the same height as the fence. Such gates or doors shall be kept securely locked at all times except when work is being done on such tower or antenna. All such fences and gates shall be constructed without horizontal bars or rails which could be used for footholds for climbing and shall conform with all the requirements of this Chapter 82 of Title VIII of the East Grand Rapids Code."

"8.84. The words "tower or antenna" when used in Section 8.83 hereof shall include all structures used in connection with the sending or receiving of radio or television signals.

Section 2. This ordinance shall be published in full within ten days after it is adopted and shall take effect on August 1, 1970.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

240. The City Manager recommended that the Memorandum of Agreement relative to employee wages and fringe benefits be approved by the City Commission.

240-A. Hutchinson-Stoppels. That this Commission authorize the execution of this contract at such time as the budget for the 1970-71 fiscal year has been approved by this Commission.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

241. The Fire Chief reported that John R. Casterton, 2763 Elmwood Drive, SE had filed an application for a permit for a fireworks display on the 4th of July at his residence and recommended that the Commission approve the application.

241-A. VanAllsburg-Green. That Mr. Casterton's request be granted and a permit be issued to him.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

242. The City Manager reported on tire bids received and recommended that the award be granted to Ronda Tire Company pursuant to their bid.

242-A. Stoppels-VanAllsburg. That the recommendation of the City Manager be concurred in and a contract entered into with Ronda Tire Company.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

243. The City Manager reported on gasoline bids and recommended that the contract be awarded to the low bidder, Standard Oil Company, in the amount of 12.45¢ per gallon.

243-A. Stoppels-Green. That the Commission concur with the recommendation of the City Manager and that a contract be entered into with Standard Oil Company.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

244. Mayor Collins set June 22, 1970, 5:00 p.m. as the date for the budget work session.

245. The Police report for the month of May, 1970 and the Traffic Commission report for the meeting held June 2, 1970 were received and filed.

246. The City Manager reminded the Commission that July 16, 1970, at 6:30 p.m. is the date for the Annual Firemen's ballgame and encouraged all commissioners to attend this event.

6/15/70

247. The City Manager reported on a communication he received from faculty and students at Aquinas College offering to perform an ecology study of Reeds Lake and requesting the cooperation of the city officials.

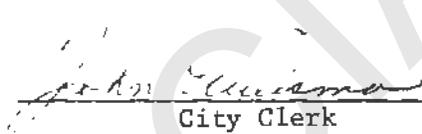
The City Manager was directed to see that all possible cooperation is made available.

248. Edison-VanAllsburg. That expense vouchers in the amount of \$68,506.32, and payroll vouchers in the amount of \$17,761.46, 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: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

249. Commissioner Edison inquired about what the status is with regard to placing a stop sign on Lake Drive at Elmwood. The Police Chief reported that this matter was discussed with the Traffic Commission and it was their feeling that that intersection did not warrant a stop sign on Lake Drive at Elmwood. The City Manager was instructed to furnish a report of accident experience at this intersection.

250. The meeting was adjourned, subject to the call of the Mayor, until June 29, 1970.



City Clerk

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

Special Meeting Held June 29, 1970

The meeting was called to order by Mayor Collins at 5:15 p.m.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels,
and Mayor Collins.

Absent: None

251. Pursuant to the published notice of public hearing relative to the proposed budget for the fiscal year 1970-71, the City Commission held a hearing on said proposed budget.

252. Swain-VanAllsburg. Resolved that the following budget be adopted as the annual budget for the City of East Grand Rapids for the year July 1, 1970 to June 30, 1971:

ANTICIPATED REVENUES:

City Taxes	\$ 1,013,600.00
Licenses & Permits	2,600.00
Fines & Fees	6,000.00
Distributions from State	345,200.00
From Use of Money & Property	15,000.00
Charges for Current Services	<u>70,100.00</u>

Total Anticipated Revenues 1,452,500.00

EXPENSE APPROPRIATIONS:

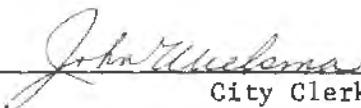
General Government	\$ 182,200.00
Public Safety	391,500.00
Public Service	510,500.00
Contributions & Aid	104,800.00
Other Operating Expenses	149,150.00
Capital Expenditures	<u>114,350.00</u>

Total Expense Approp. \$ 1,452,500.00

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 \$990,600.00 and the tax per \$1,000 valuation is hereby determined to be \$17.00.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

253. The meeting was adjourned, subject to the call of the Mayor, until July 6, 1970.



City Clerk

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

Special Meeting Held June 29, 1970

The meeting was called to order by Mayor Collins at 6:00 p.m.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels,
and Mayor Collins.

Absent: None

254. An application for a fireworks display permit was received from
George E. Herholtz, 2958 Reeds Lake Blvd.

254-A. VanAllsburg-Stoppels. That the request for a fireworks permit
be granted.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

255. An application for a fireworks display permit was received from
Wallace M. Chamberlain, 1025 Plymouth Road.

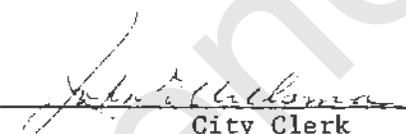
255-A. VanAllsburg-Stoppels. That the request for a fireworks permit
be granted.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

256. VanAllsburg-Green. That this Commission forego their stipend for
this special meeting.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

257. The meeting was adjourned, subject to the call of the Mayor, until
July 6, 1970.



City Clerk

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

Regular Meeting Held July 6, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: None

1. The minutes of the meeting held June 15, 1970 were approved as written.

2. Pursuant to public notices as provided by ordinance, a hearing was held on the request for a zoning variance filed by Paul A. Ward for construction of apartments on the north side of Greenwood.

The following ~~residents~~ made statements to the Commission regarding this matter:

Agnes Rogers
Mrs. DeVries
Mrs. Klinkner
Jordan Sheperd
Mrs. Jacqueline McQueen
Mrs. Beverly Ooman
Mrs. Amos Hellock

2-A. Hutchinson-Swain. That the hearing on this request for variance be adjourned for two weeks to permit the Planning Commission to submit its recommendation.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

3. Pursuant to public notices as provided by ordinance, a hearing was held on the request for a zoning variance filed by Michael Dodgson for construction of a medical building on property now occupied by Burleson Hospital for two adjacent residential buildings on Greenwood west of Lovett.

The following persons made statements to the Commission regarding this matter:

Mrs. Klinkner
Mr. Julius Fisher
Mr. Muir
Mrs. DeVries
Mrs. Burleson

3-A. Hutchinson-Swain. That the hearing on this request for variance be adjourned for two weeks to permit the Planning Commission to submit its recommendation.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

Commissioner Stoppels was excused at this time.

4. The City Manager reported receipt of petitions signed by 833 persons asking that plans be developed for construction of an outdoor community complex that would include a combination ice rink and tennis courts with necessary shelter and lighting.

Mr. Gene Miller submitted a brochure relative to this project and answered questions from several Commissioners.

Mayor Collins expressed his appreciation and directed the City Manager to work closely with the citizens group in the preparation of plans and financing alternatives.

5. The Controller reported that the bank depository must be designated for the year ending June 30, 1971.

5-A. Hutchinson-Green. That Old Kent Bank be designated as the principal depository, and that Union Bank & Trust Co. be designated as depository for Special Construction Funds.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

6. A notification from the Automobile Club of Michigan that the City has been given an Award of Merit in the 1969 Pedestrian Protection Contest was received and filed.

7. The City Controller submitted a schedule of delinquent special assessment bills in the amount of \$1709.14 plus interest and penalties; delinquent water bills in the amount of \$261.15 plus penalties; delinquent weed cutting bills in the amount of \$13.38 plus penalties; and delinquent tree removal bills in the amount of \$36.00 plus penalties, and recommended that the same be reassessed on the 1970 City Tax Roll.

7-A. Green-VanAllsburg. That the Board of Assessors be instructed to assess the same on the 1970 City Tax Roll.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

8. The City Manager reviewed with the Commission plans for the Kent County Solid Waste Disposal System and recommended adoption of the following resolution:

8-A.

BY COMMISSIONERS EDISON-SWAIN:

WHEREAS, the City of East Grand Rapids executed an agreement for solid waste disposal with the Department of Public Works of the County of Kent on January 19, 1970, and

WHEREAS, since that time said Board of Public Works and its Staff have developed an area-wide plan which will serve all citizens of Kent County including those of East Grand Rapids, and

WHEREAS, the County's Sanitary Landfill Plan has been reviewed in detail with the personnel of the Department of Public Works,

THEREFORE, IT IS HEREBY RESOLVED that the City Commission of the City of East Grand Rapids does hereby concur with the proposed Sanitary Landfill Plan as presented by Kent County.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

9. The City Manager recommended renewal of Workmen's Compensation Insurance with Sentry Insurance Co. under "Metro Plan A" thus affording a merit dividend for loss ratios experienced during the past three years.

9-A. Swain-Green. That this Commission determines that competitive bids are not necessary and authorizes the renewal of the Workmen's Compensation Insurance with Sentry Insurance Co. in accordance with the recommendation of the City Manager.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

10. Mayor Collins recommended that the following persons be appointed to fill the following positions:

7/6/70

1970-1971 APPOINTMENTS

PRESIDENT OF COMMISSION &
VICE-CHAIRMAN OF BOARD OF APPEALS
CITY MANAGER
CITY CLERK, CONTROLLER, TREASURER
CITY ATTORNEY
ASSESSOR-BUILDING INSPECTOR
ASSISTANT ASSESSORS

DIRECTOR OF PUBLIC SAFETY
CHIEF OF POLICE
FIRE CHIEF
HEALTH OFFICER
HARBOR MASTER
ELECTRICAL INSPECTOR
FORESTER

F. William Hutchinson
Fred H. Tholen, Jr.
John Wielsma
Robert W. Richardson
Donald Ford
Sydney D. Shank
Norman H. Reuss
Farrell Babcock
Farrell Babcock
John R. Terpstra
D. S. MacIntyre, M.D.
Charles Harrett
John DeBoer
Henry Koopman

WAYS & MEANS COMMITTEE

J. S. Edison, Chm.
D. VanAllsburg
J. R. Green

FIRE & POLICY COMMITTEE

R. M. Stoppels, Chm.
J. S. Edison
J. R. Green

STREETS, SIDEWALKS & TREES

J. R. Green, Chm.
R. M. Stoppels
F. W. Hutchinson

RECREATION & PARKS

D. VanAllsburg, Chm.
J. F. Swain
F. W. Hutchinson

UTILITIES COMMITTEE

F. W. Hutchinson, Chm.
D. VanAllsburg
J. F. Swain

ORDINANCE COMMITTEE

J. F. Swain, Chm.
J. S. Edison
F. W. Hutchinson

ELECTION COMMISSION

John Wielsma
Donald Ford
R. W. Richardson

HOUSING BOARD OF APPEALS

H. H. Hoult
Watson O. Page
R. A. Reid
Health Officer
Building Inspector
Richard M. Mosier

BOARD OF REVIEW

Donald Ford, Chm.
Sydney D. Shank
Norman H. Reuss
J. S. Edison
D. VanAllsburg

PLANNING COMMISSION

Stuart R. Long, Chm.
Mary M. Meade
J. Robert Green
George W. Doolittle
Gretchen Tomatis (Mrs. L.J.)
Harold L. Child
Allen I. Hunting
Jordan M. Sheperd
Carson O. Donley
Bd. of Education Member ex-officio
The Mayor ex-officio
City Manager ex-officio

TRAFFIC COMMISSION

Samuel S. Corl, Jr., Chm.
Lewis M. Lockley
Edward D. Wells
James J. Kehoe
Public Safety Director
City Manager
The Mayor

LIBRARY COMMISSION

J. Gardiner Taliaferro, Chm.
Louise Carpenter (Mrs. L.C.)
Estelle Leven (Mrs. Paul)
Paul E. Flanagan
Robert M. Stoppels
John W. Shockley
Jane Edison (Mrs. R.M.)

RECREATION COMMISSION

Robert W. Stoppels
Donald G. Hassberger
Kenneth S. Case
3 Bd. of Ed. Appointments
Calvin Owen

BOARD OF CANVASSERS

D. M. Amberg
S. G. Birnie
D. W. Hillman
G. B. Skiff

Ward 1 - Precinct 1

Emily H. Yeakey, Chm.
1508 Rosalind Rd., S.E.

Sally Wolf
621 Lakeside Dr., S.E.

Mary P. Barnes
948 Belleclaire Ave., S.E.

Ward 1 - Precinct 2

Viola McCarthy, Chm.
1047 Lake Grove Ave., S.E.

Reva Deutsch
1121 Keneberry Way, S.E.

Elsa Martini
1001 Lake Grove Ave., S.E.

Ward 2 - Precinct 1

Marie N. VanDis, Chm.
2541 Beechwood Dr., S.E.

Myrtle B. Starr
1033 Pinecrest Ave., S.E.

Lila M. Bulsok
2644 Richards Dr., S.E.

Ward 2 - Precinct 2

Jean B. Krumm, Chm.
2041 Tenway Dr., S.E.

Hazel McSween
609 Greenwood Ave., S.E.

Marian D. VanOstenberg
2624 Richards Dr., S.E.

10-A. Hutchinson-Green. That the foregoing appointments recommended by Mayor Collins be approved.

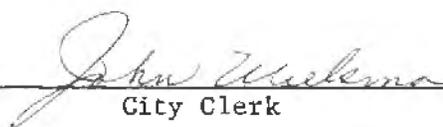
Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

11. Monthly reports of the activities of the Fire Department, Police Department, and Building Inspector-Assessor for the month of June, 1970 were received and filed.

12. Edison-VanAllsburg. That expense vouchers in the amount of \$256,651.54, and Payroll vouchers in the amount of \$19,282.82, 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: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

13. Upon motion the meeting was adjourned, subject to the call of the Mayor, until July 20, 1970.


City Clerk

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

Regular Meeting Held July 20, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: None

14. The minutes to the Special Meetings held June 29, 1970 were approved as written. The minutes to the July 6, 1970 meeting were corrected by striking the word "residents" from item 2; they were then approved as corrected.

15. Pursuant to public notices as provided by ordinance, a hearing was held on the request for a zoning variance filed by Mrs. Mary E. Flynn to permit construction of an addition to her garage located at 1761 Oxford Rd., S.E. which would be built 21.6' from the rear lot line. There were no objections presented.

15-A. Hutchinson-Green. That this Commission, acting as the Board of Zoning Appeals, finds that an unnecessary hardship exists as a result of the location of the present buildings on the lot and the impossibility of enlarging the garage within the ordinance rear yard requirements and based upon this finding grants the requested variance reducing the rear yard requirement to 21.6'.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

16. The City Manager read a letter of resignation from the Planning Commission submitted by Mr. Jordan M. Sheperd.

16-A. Hutchinson-Edison. That this Commission accept the resignation of Jordan Sheperd from the Planning Commission and express their sincere thanks for his many years of service as a member of the Planning Commission and City Commission.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

17. The City Manager read the following letter from the Planning Commission:

Honorable Mayor and City Commissioners
East Grand Rapids, Michigan

At a meeting of the Planning Commission held on July 15, 1970 the following resolutions were adopted:

That the request of William J. Kruer & Paul A. Ward for zoning variance to permit construction of multiple family dwelling units on part of Lot 28 Boynton & Judd's Lake Addition be approved as to concept insofar as land use is concerned but subject to conferences between petitioners and the Planning Commission with submission of detailed plans (including elevations and density specifications) for approval by the Planning Commission.

That the request of Michael G. Dodgson, et al for zoning variance to permit construction of a medical building at 523 Greenwood with parking on adjacent lots at 527 and 529 Greenwood be approved as to concept insofar as land use is concerned but subject to conferences between petitioners and the Planning Commission with submission of detailed plans for approval by the Planning Commission.

With respect to the above resolutions the following areas of concern were expressed which the Planning Commission feels should be evaluated and resolved where possible prior to final approval:

7/20/70

1. Access to both sites from Lansing should be limited where possible.
2. Flow of traffic on Lakeside Drive and particularly at its intersection with Greenwood.
3. Lowering of requested density for the multiple family dwellings.
4. Review of proposed parking provisions on both projects.
5. Details of proposed landscaping.

(Signed) Harold L. Child
Sec'y.

The following persons made statements to the commission regarding the requests for zoning variance filed by Paul A. Ward and Michael Dodgson:

Peter Steketee	Mrs. Robert Rice
Robert Rice	Herb Knappe
Shirley Meadowcroft	Albert Lee
Fred Searl	Dr. Wiersum
Michael Dodgson	Michael Fishman
Mrs. Robert Swain	Paul A. Ward
Dr. Puite	Marvin Blackport
Arthur A. Clements	Dick Spindle
Howard Frisbie	Mrs. Burleson
Dr. Clifford Nelson	Diane Carr
Bill Kruer	Buzz Duffield

Several letters were received and filed regarding these matters.

17-A. Stoppels-Green. That the zoning variance request of William J. Kruer and Paul A. Ward be tabled and referred back to the Planning Commission for further consideration ~~consideration~~ of the 5 points set forth in its letter to this Commission in item 17 above.

17-B. Hutchinson-Edison. That the above motion be amended to include approval as to concept of the land use proposed in the request for variance. This amendment adopted by the following vote:

Yeas: VanAllsburg, Edison, Hutchinson, Green, Collins - 5
Nays: Swain, Stoppels - 2

The Clerk then called the roll on the main motion as amended. The motion was adopted by the following vote:

Yeas: VanAllsburg, Edison, Hutchinson, Green, Collins - 5
Nays: Swain, Stoppels - 2

18. Stoppels-Green. That the zoning variance request of Michael Dodgson et al be tabled and referred back to the Planning Commission for more specific ~~information~~ consideration on the 5 points in the resolution they submitted to this Commission.

18-A. Hutchinson-Edison. That the above motion be amended to include approval as to concept of the land use proposed in the request for variance. This amendment was adopted by the following vote:

Yeas: VanAllsburg, Edison, Hutchinson, Green, Collins - 5
Nays: Swain, Stoppels - 2

A roll call was then taken on the motion as amended. The motion was adopted by the following vote:

Yeas: VanAllsburg, Edison, Hutchinson, Green, Collins - 5
Nays: Swain, Stoppels - 2

7/20/70

19. A report was received from the Planning Commission recommending that the City Commission approve the proposal of Williams & Works to update the East Grand Rapids Zoning Ordinance.

19-A. Hutchinson-VanAllsburg. That the firm of Williams & Works be employed to update the East Grand Rapids Zoning Ordinance pursuant to its proposal dated June 26, 1970.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels - 6
Nays: Swain - 1

20. Edison-Swain. That the Mayor be appointed as delegate and the City Manager as alternate, to represent the City of East Grand Rapids at the Michigan Municipal League Annual Business Meeting.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

21. A letter was received from Britton Gordon regarding the proposed air traffic survey. Copies of this letter were delivered to the Commissioners for their review.

21-A. Edison-Hutchinson. That this letter be referred to the Committee-of-the-Whole.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

22. A letter from Robert H. Swain was received, read by Mayor Collins, and referred to the Planning Commission.

23. The City Manager reported on bids for custodial services for the Municipal Complex which were received recently and recommended that the low bid of Crown Carpet Systems, Inc. in the amount of \$610 per month be accepted, and a contract be executed.

23-A. Hutchinson-Edison. That the recommendation of the City Manager be concurred in.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

24. Edison-VanAllsburg. That expense vouchers in the amount of \$140,910.68, and payroll vouchers in the amount of \$21,526.76, 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: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

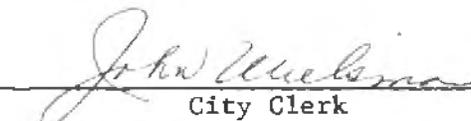
25. Edison-VanAllsburg. That the letter of Jordan M. Sheperd be referred to the news media for publication.

Collins

Yeas: VanAllsburg, Edison, Hutchinson, Green, ~~Stoppels~~ - 5
Nays: Swain, Stoppels - 2

26. The Mayor requested that the commissioners give him names of individuals interested in serving on the Planning Commission.

27. The meeting was adjourned at 8:37 p.m., subject to the call of the Mayor, until August 3, 1970.


City Clerk

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

Regular Meeting Held August 3, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. Edison, Swain, Hutchinson, Green, Stoppels, and Mayor Collins.
Absent: Com. VanAllsburg.

28. The minutes of the meeting held July 20, 1970 were approved as written.

29. The City Manager reported that the following bids were received for the installation of the floor on the lower level of the library building:

Barnes Construction Co.	\$ 9,240.00
Owen, Ames & Kimball	8,488.00
Datema Construction Co.	11,465.00
Damstra Construction Co.	8,959.00

He recommended that the contract be awarded to the lowest bidder, Owen, Ames & Kimball in the amount of \$8,488.00 and that the cost be allocated to the contingency fund.

29-A. Hutchinson-Green. That the City Manager be authorized to enter into a building contract with Owen, Ames & Kimball for installation of floor on the lower level of the library building and that the cost in the amount of \$8,488.00 be charged to the contingency fund.

Yeas: Edison, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

30. A proposal was received from Stuart Long Associates, Consulting Engineers, for the performance of engineering work on the proposed tennis court, skating rink complex. The proposal was referred to the Committee-of-the-Whole.

31. The City Manager recommended that traffic safety improvements be made at the "Y" intersection of Reeds Lake Blvd. and Robinson Road.

Upon the recommendation of Commissioner Hutchinson this matter was referred back to the City Manager and City Engineering Department for further study directed toward the construction of a normal 90 degree intersection.

32. The City Manager invited the Commissioners to attend a meeting to be held on August 11, 1970 at 9:00 a.m. with owners and tenants in the Gaslight Village and bonding Attorney, Stratton S. Brown.

33. A letter was received from the East Grand Rapids Fire Department thanking the Commission for their support of the East Grand Rapids Employees' Picnic which was held July 25, 1970. The letter was read to the Commission by Mayor Collins and filed.

34. The Mayor reported that the Greater Grand Rapids Chamber of Commerce Mass Transit Authority has requested the participation of East Grand Rapids in support of the bus system. The City Manager was authorized to write a letter to the Mass Transit Authority indicating our willingness to participate in a review and discussion of this matter.

35. The City Manager requested authorization to issue a purchase order in the amount of \$6,563.00 to the Miller Equipment Company for the purchase of two mold boards and two model H hopper spreaders.

35-A. Stoppels-Green. That the City Manager be authorized to issue a purchase order for said equipment to Miller Equipment Company in the amount of \$6,563.00.

Yeas: Edison, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

8/3/70

36. The City Manager reported that on July 1, 1971 the Department of Agriculture will no longer be involved in checking elm trees for Dutch elm disease.

37. A letter was received from Tom S. Fox requesting the City to review the City Ordinance with regard to the regulation of sirens on emergency vehicles. Commissioner Hutchinson suggested that a letter be sent to the various ambulance companies in the area and that they be asked to use discretion when blowing their sirens during the night.

38. The City Clerk reported that 256 persons attended the Employee Picnic which was held July 25, 1970 at the Municipal Complex site. He also reported that John F. Terpstra and Berton Frens received watches in appreciation of 25 years of service with the City. Clyde F. Green was given his watch for 25 years of service on July 27, 1970.

39. Reports for the month of July 11, 1970 of the activities of the Police Department, Fire Department, and Building Inspector were received and filed.

40. Edison-Green. That expense vouchers in the amount of \$121,320.40, and payroll vouchers in the amount of \$22,665.22, 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.

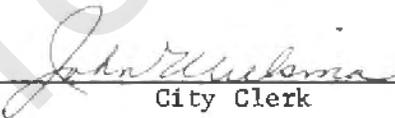
Yeas: Edison, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

41. Commissioner Swain commented that several personal injury accidents have occurred within the last year resulting from people being under the influence of alcohol and inquired whether the ordinances could be amended to require more substantial penalties to help curb this trend. The City Attorney reported that the laws governing this are controlled by State statute.

42. Commissioner Swain complimented Mrs. Susan T. Ruhl for the excellent letter she sent to the City Commission and moved that it be forwarded to the Almanac and Grand Rapids Press.

The motion failed for lack of support.

43. The meeting was adjourned, subject to the call of the Mayor, until August 17, 1970.



City Clerk

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

Regular Meeting Held August 17, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Green, Stoppels, and Mayor Collins.
Absent: Com. Hutchinson.

44. The minutes of the meeting held August 3, 1970 were approved as written.

45. Mayor Collins reported that he was presented with petitions from citizens who are opposed to granting proposed zoning variances as to land use in the Greenwood-Lakeside Drive area. These petitions were received and filed.

Mr. Freihofer, representing these citizens, made statements relative to the legal aspects of the proposed zoning requests and urged the Commission to deny these requests for zoning variance.

46. The following preamble and resolution were offered by Commissioner Green and supported by Commissioner Stoppels:

WHEREAS, the City Commission of the City of East Grand Rapids, County of Kent, Michigan, intends to authorize the issuance of special assessment bonds in an amount not exceeding Fifty-Five Thousand (\$55,000.00) Dollars, for the purpose of defraying the cost of constructing street improvements in the special assessment district as follows:

Edgewood, Ridgewood, and Maplewood Drive Asphalt Drive
Paving District #3

AND WHEREAS, notice of intent to issue bonds must be published at least thirty (30) days before adoption of a resolution authorizing the issuance of the same in order to comply with the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended;

NOW THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk is hereby authorized and directed to publish a notice of intent to issue bonds in The Almanac, East Grand Rapids, Michigan, a newspaper of general circulation in the City of East Grand Rapids.

2. Said notice of intent so published shall be in substantially the following form:

NOTICE OF INTENT TO ISSUE BONDS

PLEASE TAKE NOTICE that the City Commission of the City of East Grand Rapids intends to adopt a resolution authorizing the issuance of special assessment bonds of the City in the amount of not to exceed Fifty-Five Thousand (\$55,000.00) Dollars, for the purpose of defraying the cost of constructing street improvements in the following special assessment district:

Edgewood, Ridgewood and Maplewood Drive Asphalt Drive
Paving District #3

Said special assessment bonds, in addition to special assessments, shall pledge the full faith and credit of the City.

This Notice is given pursuant to the requirements of Section 5 (g) of Act 279, Public Acts of Michigan, 1909, as amended.

City Clerk

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: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

RESOLUTION DECLARED ADOPTED.

47. The City Manager reported on the receipt of a proposed resolution of intent to investigate giving of financial aid to the Advisory Center for Teens.

47-A. Green-Stoppels.

WHEREAS, it has come to the attention of the City Commission of the City of East Grand Rapids that the Advisory Center for Teens, a non-profit organization incorporated for the purpose of providing counseling and assistance to troubled teenagers, is 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 may require some financial support from the City of East Grand Rapids for the year July 1, 1971 - June 30, 1972,

NOW, THEREFORE, BE IT RESOLVED that the City Commission of the City of East Grand Rapids does hereby authorize its City Manager and Mayor to meet with representatives of the Advisory Center for Teens and to investigate the financial needs of that organization and to explore the desirability of contributing financial support to said organization.

BE IT FURTHER RESOLVED THAT the City Manager is requested to report to the City Commission the results of such investigation and his recommendations as to whether such financial support by the City of East Grand Rapids is desirable and advisable, and if so, in what manner said support can be best accomplished and provided.

Yeas: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

48. A proposed resolution was received from the Grand Rapids Chamber of Commerce relative to a unified planning department. This resolution was referred to the Committee-of-the-Whole for review.

49. The City Manager requested that he be authorized to advertise for bids on resurfacing the following major streets:

Lake Drive from Hall Street to the West City Limits,
Closure of Sherman on the west side of Plymouth.

49-A. Stoppels-VanAllsburg. That the City Manager be authorized to advertise for bids on the above mentioned improvements.

Yeas: VanAllsburg, Edison, Green, Stoppels, Collins - 5
Nays: 0
Commissioner Swain abstained.

50. Mayor Collins recommended that Richard Murphy be appointed to the Planning Commission to fill the vacancy created by the resignation of Jordan Sheperd.

50-A. VanAllsburg-Green. That the Mayor's recommendation be concurred in.

Yeas: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

51. The City Manager reported on the receipt of a petition from citizens on El Centro requesting the installation of a flasher warning light at the intersection of Cascade Road and Robinson Road.

51-A. Mayor Collins-VanAllsburg. That the City Manager be requested to write a letter to the proper authorities informing them of this dangerous intersection and requesting the installation of a warning light.

Yeas: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

52. Edison-VanAllsburg. That expense vouchers in the amount of \$679,476.70, and payroll vouchers in the amount of \$22,562.91, 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: VanAllsburg, Edison, Swain, Green, Stoppels, Collins - 6
Nays: 0

53. Commissioner Green reported on the activity of the last meeting of the Planning Commission held August 13, 1970.

Commissioner Hutchinson arrived at this time.

54. Commissioner Stoppels recommended the appointment of the new Library Commission president to the Steering Committee of the Teen Center.

The Mayor informed the Commission that Mrs. John Renaud has been contacted and invited to the Steering Committee meetings.

55. Mr. Peter Wege expressed concern about the traffic on the East Beltline and asked about the status of the extension of Plymouth north of Robinson Road.

56. The meeting was adjourned, subject to the call of the Mayor, until August 31, 1970.



City Clerk

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

Regular Meeting Held August 31, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAallsburg, Edison, Hutchinson, Green, Stoppels, and Mayor Collins.
Absent: Com. Swain.

57. The minutes of the meeting held August 17, 1970 were approved as written.

58. Mr. Tom Forest, representing the Sentry Insurance Company, presented the City with a Safety Record Plaque in recognition of its outstanding record of no serious employee injuries for the past year and one half. He complimented the Public Service Superintendent, Fire Chief, and Police Chief for their cooperation in making their employees more aware of safety factors.

Mayor Collins accepted the award on behalf of the City and thanked Mr. Forest for the presentation.

59. The City Manager reported on bids received for the resurfacing of Lake Drive from Hall Street to the West City Limits, and for the closure of Sherman Street west from Plymouth Road. He recommended that the contracts be awarded to the low bidders as follows:

Lake Drive resurfacing to Grand Rapids Asphalt Company in the amount of \$38,115.50.

Sherman Street closure to Harper Construction Company in the amount of \$8,492.95.

59-A. Green-Hutchinson. That the low bids be accepted and contracts awarded as recommended by the City Manager.

Yeas: VanAallsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

60. The City Manager reported on a request from the Greater Grand Rapids Chamber of Commerce for the City to participate financially in an Aeronautics Study directed toward bringing a better air service to the metropolitan area.

60-A. Hutchinson-VanAallsburg. That we share in the cost of the Aeronautics Study to the extent prescribed by the AGRAG formula and that the expenditure (\$725.00) be charged to the contingency fund.

Yeas: VanAallsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

Commissioner Swain arrived at this time.

61. The variance granted in February for the purpose of using the second floor of 650 Croswell for an antique shop was reviewed.

61-A. Hutchinson-Edison. That the Commission, acting as the Board of Zoning Appeals, grant an extension of the variance for the use of the second floor of 650 Croswell as an antique shop for the duration of the current tenant's lease.

Yeas: VanAallsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

62. Materials submitted by Miller, Canfield, Paddock & Stone relative to the issuance of \$150,000 in Supplemental Building Authority Bonds to defray costs in excess of the original bond issue for the Municipal Complex were discussed.

62-A. Hutchinson-Stoppels. That the East Grand Rapids Building Authority be requested to consider and proceed with the resolutions and any other matters necessary in connection with the issuance of supplemental bonds.

Yeas: VanAallsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

8/31/70

63. The City Manager and Commissioner Hutchinson reported on the progress of the Community Center Steering Committee. No action was taken.

64. Mr. Edgar Firant inquired about the possibility of re-designing the Groton-Richards intersection prior to constructing a home on the southwest corner of the intersection.

This matter was referred to the Committee-of-the-Whole and Mr. Firant agreed to stake out the proposed location of the home on the lot.

65. The City Manager reported that a letter was received from the Engineer of Transportation Planning of the Michigan Department of State Highways stating that they plan on widening the East Beltline to 5 lanes from Burton to I-96 expressway with contracts to be awarded in February of 1976.

65-A.

BY COMMISSIONERS HUTCHINSON-EDISON:

BE IT RESOLVED that this Commission request the State Highway Department to materially advance the date for widening the East Beltline to 5 lanes;

AND BE IT FURTHER RESOLVED that the City Manager be directed to initiate the formation of an East Beltline Association to assist in this regard.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

66. Commissioner Swain requested that the minutes, dates and agenda of the City Commission meetings be published in the Grand Rapids Press in addition to publication in the Almanac.

This matter was tabled for two weeks.

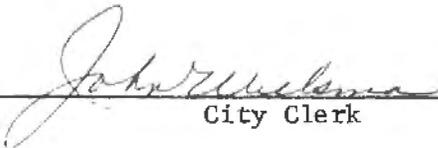
67. Edison-VanAllsburg. That the expense vouchers in the amount of \$469,389.16, and payroll vouchers in the amount of \$21,930.28, as approved by the Ways & Means Committee, be allowed and the Controller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

68. Commissioner Green reported on the August 25, 1970 Planning Commission meeting.

69. Mr. Lee reiterated the concern of citizens with regard to the proposals for redevelopment of the Greenwood property.

70. The Commission was adjourned, subject to the call of the Mayor, until September 14, 1970.



City Clerk

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

Regular Meeting Held September 14, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, and Mayor Collins.

Absent: None

71. The minutes of the meeting held August 31, 1970 were approved as written.

72. Mayor Collins read a communication from the City Attorney advising the Commission that the Circuit Court on September 10, 1970 dismissed the suit brought by Donald W. O'Keefe against the Board of Zoning Appeals, et al.

73. Hutchinson-Green. That the Commission, acting as the Board of Zoning Appeals, take the application for a zoning ordinance variance filed by Michael Dodgson and others from the table.

Commissioner Swain moved to amend the above motion for the purpose of tabling this matter permanently. There was no support for this motion and thus the motion failed.

The vote on the main motion was as follows:

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: Swain - 1

Motion carried.

74. Stoppels-Green. That the City Commission, acting as the Board of Zoning Appeals, hold a public hearing on September 28, 1970 at 5:15 p.m. in the City Commission Room to consider the application for zoning ordinance variance filed by Michael Dodgson and others and that the City Clerk be directed to give notice thereof pursuant to all persons entitled to notice of hearing.

Mr. Freihofer questioned the right of the Commission to further consider this variance request.

City Attorney Richardson advised the Commission that he had found no specific authority nor has Mr. Freihofer cited any authority which would prevent the Commission from further considering the variance request.

The vote on the motion was as follows:

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: Swain - 1

Motion carried.

Commissioner Swain left the meeting at this time.

75. The City Manager reported on bids which were received for miscellaneous sidewalk repair work and recommended that the contract be awarded to the low bidder, Bill VanderGalien, in the amount of \$2,371.50.

75-A. Green-Stoppels. That the recommendation of the City Manager be concurred in.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

76. The following amendment to the Ordinance Code was introduced by Commissioner Hutchinson and supported by Commissioner VanAllsburg:

AN ORDINANCE TO AMEND SECTIONS 2.23 AND 2.25 OF CHAPTER 17 OF TITLE II OF THE CODE OF THE CITY OF EAST GRAND RAPIDS AND TO ADD NEW SECTIONS 2.25a and 2.25b TO SAID CHAPTER 17 OF TITLE II OF SAID CODE.

THE CITY OF EAST GRAND RAPIDS ORDAINS AS FOLLOWS:

Section 1: Sections 2.23 and 2.25 of Chapter 17 of Title II of the Code of the City of East Grand Rapids are amended to read as follows, and new Sections 2.25a and 2.25b are added thereto, as follows:

"2.23. Meter Location. Meters shall be set in an accessible location and in a manner satisfactory to the Superintendent. Where the premises contain no basement or cellar, or when other good and sufficient reason exists in the judgment of the Superintendent, the meter may be installed outside in a meter pit, the location of which, whether on the premises serviced by the meter or on the public right of way adjoining the same, shall be approved by the Superintendent.

"2.25. Responsibility for Meter. The owner of the premises serviced by a meter is hereby made responsible for the same. If by any manner the meter is damaged or stolen, such accident must be reported to the Superintendent at once. It shall be the duty of the City to make all meter repairs and charge same to the party made responsible for the meter. If any damage occurs to the meter through the fault of the water mains, repair will be made at the expense of the City.

"2.25a. Responsibility for Meter Pit. Where a meter shall be set in a meter pit, such pit shall be built at the expense of the owner of the premises serviced by the meter as directed by the Superintendent. When the meter pit falls into disrepair, such condition must be reported to the Superintendent at once. The pit shall be repaired to the satisfaction of the Superintendent at the owner's expense.

"2.25b. Meter Pits in Street - Indemnification. Any person whose property is serviced by a water meter which has been installed in a meter pit in a street which is adjacent to or part of his premises shall indemnify and save harmless the City against all costs, liability or damages to it resulting from such meter pit being defective or out of repair."

Section 2: This ordinance shall be published within 10 days after it is enacted and shall be effective on _____, 1970.

Section 3: This ordinance shall apply to meter pits in existence at the effective date of the ordinance as well as any to be constructed thereafter. The City Clerk shall within 30 days mail copies of this ordinance to the occupants of all premises now served by meter pits and any such occupant may at any time thereafter cause the meter servicing his premises to be moved into the residence or other building on his premises at a location and in a manner satisfactory to the Superintendent and the meter pit to be filled, all at the expense of said occupant.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

9/14/70

77. Stoppels-Mayor Collins. RESOLVED that pursuant to the provisions of Chapter XV of the East Grand Rapids City Charter the construction of a cul de sac on Sherman Street at its intersection with the west line of Plymouth Blvd. is deemed to be a public improvement and to be necessary for the public safety; further resolved that a contract for construction of such improvement be entered into with the low bidder, Harper Construction Company.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

78. The City Manager reported on bids which were received for the City's fleet insurance and recommended that the low bid of Michigan Mutual Liability Insurance Company in the amount of \$2,406.36 be accepted.

78-A. Green-Hutchinson. That the bid of Michigan Mutual Liability Insurance Company for the City's fleet insurance be accepted.

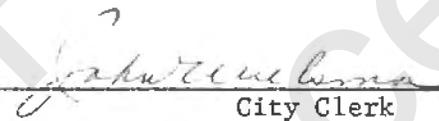
Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

79. Reports for the activities of the Fire Department, Police Department, and Building Inspector, for the month of August, 1970, were received and filed.

80. Edison-VanAllsburg. That expense vouchers in the amount of \$128,871.04, and payroll vouchers in the amount of \$25,677.68, 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: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

81. The Commission adjourned, subject to the call of the Mayor, until September 28, 1970.



City Clerk

PROCEEDINGS OF THE CITY COMMISSION AND THE
BOARD OF ZONING APPEALS OF THE CITY OF EAST
GRAND RAPIDS, MICHIGAN

Regular Meeting Held September 28, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: None

82. Minutes of the meeting held September 14, 1970 were approved as
written.

83. Hutchinson-Green. That the Commission at this time convene as the
Board of Zoning Appeals for the purpose of the public hearing on the variance
request for 523, 527, and 529-531 Greenwood Ave., S.E., East Grand Rapids,
Michigan.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels, Collins - 7
Nays: 0

83-A. Hearing on the request for zoning variance for the property at 523,
527, and 529-531 Greenwood Ave., S.E., East Grand Rapids, Michigan, was then held
pursuant to notice given in accordance with the ordinance. Mr. Norbert Broeder,
Court Reporter, was present and made a complete stenographic transcript of the
proceedings, which transcript is to be made available to any interested person
and will constitute the official record of the hearing. There were filed and
received as exhibits minutes of the previous meetings of the Board of Zoning
Appeals and Planning Commission relative to this variance request, together with
all letters and petitions which have been received by the Board of Zoning Appeals
pertaining to either this specific request or generally pertaining to zoning
matters affecting the City. Attorney Richard Spindle, representing the applicants
for the variance, introduced testimony by witnesses Dodgson, Burlison, Gray, Childs,
Tholen, and Ford, together with certain exhibits, including an appraisal made by Mr.
Blandford and a quotation made by Capital Lumber Company of costs of demolition of
the Burlison Hospital buildings. Also introduced were other exhibits, including
a letter from the State Health Department and various photographs.
(See following page (page 1-A) for paragraph to be inserted here)

Mr. Freihofer made a statement representing certain objectors to the requested
variance and filed as exhibits additional petitions opposing the variance, together
with affidavits made by Sidney Shank, Richard Fletcher, Donald O'Keefe and Walter
Freihofer. He also questioned Mr. Childs and Mr. Dekker.

Others in attendance made statements as to their positions regarding the
variance request. These included the following: Margit Sarne, Bill Thrall, Robert
Rice, Fred Searl, Jr., Willis Nelson, Jean DeVries, Harry Damon, Jeanne Clements,
Jim Kehoe, Shirley Meadowcroft, Don Matheson, Peter Wege, Dr. Anderson, Betsy Borre,
Phil Leech, Dr. Mark Vasu, Mr. Fentress, Nancy VerMeulen, Mike Gillespie, Herb Knappe.

83-B. After all present had had an opportunity to state their position,
it was moved by Hutchinson and supported by VanAllsburg that this hearing of
the Board of Zoning Appeals be recessed until 7:00 p.m. Monday, October 5,
1970, at which time the Board of Zoning Appeals will meet for the purpose of
considering the evidence introduced pertaining to the requested variance and
for the purpose of reaching its decision.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Collins - 5
Nays: Swain - 1

84

BY COMMISSIONERS SWAIN-HUTCHINSON:

WHEREAS, by resolution adopted May 18, 1970 the City Com-
mission of the City of East Grand Rapids ratified and confirmed that
Special Assessment Roll known as the Edgewood Avenue, Ridgewood Avenue
and Maplewood Drive Paving District No. 3 Special Assessment Roll;
and

Paragraph 2 - Item 83-A.

"At this time Mr. Stoppels stated that it was his opinion that the variance should be denied without taking any further testimony and he then moved that the variance request be denied. Mr. Swain supported this motion.

Mr. Hutchinson moved to table the motion made by Mr. Stoppels and Mr. Edison supported the motion to table. The vote on the motion to table was as follows:

Yeas: VanAllsburg, Edison, Hutchinson, Green, Collins - 5
Nays: Swain, Stoppels - 2

Mr. Stoppels then stated that he had a most important business meeting which he must attend and was excused at this time.

Mr. Hutchinson then advised the citizens present that it takes five "yes" votes to grant a variance and that Mr. Stoppels' absence would not reduce this need for five "yes" votes to grant this variance."

The minutes were then approved as corrected.

WHEREAS, it is deemed necessary and reasonable to amend the aforesaid resolution to provide for the number of installments in which said special assessments are to be collected, which was omitted in the aforesaid resolution, and to provide for the reduction of special assessments against certain private property owners resulting from the elimination of certain portions of the project for which said special assessments were confirmed.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said Special Assessment Roll shall be divided into ten (10) equal annual installments, the first installment to be due on June 1, 1970 and the following installments to be due on June 1, 1971 and each and every year thereafter.

2. Said Special Assessment Roll is reduced by the amount of \$631.90, which reduction results from the elimination of certain water and sewage installations from the project for which said special assessments were confirmed.

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: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

RESOLUTION DECLARED ADOPTED.

85.

BY COMMISSIONERS HUTCHINSON-VAN ALLSBURG:

WHEREAS, the City of East Grand Rapids and the City of East Grand Rapids Building Authority have heretofore entered into a lease dated November 6, 1967, wherein said Authority acquired, constructed and leased certain structures to the City; and

WHEREAS, the cost of acquiring and constructing said structures has exceeded the original estimates so that additional funds are necessary; and

WHEREAS, in accordance with Section 10(2) of the aforesaid lease the City may provide such additional funds by increasing the amount of fixed annual rental paid to the Authority in an amount sufficient to amortize additional revenue bonds to be issued by the Authority, the proceeds of which are to be used to complete the cost of acquisition and construction of said structures; and

WHEREAS, an Amendment to Lease has been prepared and reviewed by the City Commission where Amendment to Lease provides for an increase in the fixed annual rental to be paid by the City to the Authority.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The attached Amendment to Lease is hereby approved and the Mayor and City Clerk shall execute said Amendment to Lease on behalf of the City.

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

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

RESOLUTION DECLARED ADOPTED.

85-A

BY COMMISSIONERS GREEN-VAN ALLSBURG:

That the City enter into the following Amendment of Lease with the East Grand Rapids Building Authority:

AMENDMENT TO LEASE

MADE AND EXECUTED THIS _____ day of _____, 1970, by and between the City of East Grand Rapids Building Authority, a public corporation organized and existing under the authority of Act 31, Public Acts of Michigan, 1948, First Extra Session, as amended, hereinafter referred to as the AUTHORITY, and the City of East Grand Rapids, a Michigan municipal corporation organized and existing under the Constitution and laws of the State of Michigan, hereinafter referred to as the CITY:

WITNESSETH:

WHEREAS, the AUTHORITY has been incorporated under and in pursuance of the provisions of Act 31, Public Acts of Michigan, 1948, First Extra Session, as amended, for the purpose of acquiring, furnishing, equipping, owning, improving, enlarging, operating and/or maintaining a building or buildings, automobile parking lots or structures and the necessary site or sites therefor for the use of the CITY; and

WHEREAS, the CITY and AUTHORITY have heretofore entered into a Lease dated November 6, 1967, whereby the CITY leased from the AUTHORITY certain buildings to be used as a city hall, public safety building and public library building; and

WHEREAS, the entire cost of said Buildings was to be provided by authorizing the issuance of revenue bonds by the AUTHORITY pursuant to the provisions of Act 94, of the Public Acts of Michigan, 1933, as amended; and

WHEREAS, the proceeds of the aforesaid bonds were insufficient in amount to complete the acquisition and construction of the Buildings; and

WHEREAS, paragraph 10 of the aforesaid Lease provides:

"10. In the event for any reason there are not sufficient funds to complete the acquisition and construction of the Buildings, and additional funds become necessary therefor, it is agreed by the parties hereto that either of the following methods of providing said additional funds shall be used.

(1) The CITY may pay the necessary funds as an additional advance rentals, and obtain credit or re-payment therefor out of future rentals due under the terms of this contract after all outstanding revenue bonds of the AUTHORITY are paid.

(2) Increase the amount of the fixed annual rental to be paid by the CITY in an amount fully sufficient to amortize any additional revenue bonds issued by the AUTHORITY"; and

WHEREAS, it is deemed reasonable and proper by the parties hereto to pursue the alternative provided by paragraph 10(2) hereinbefore set forth and as a prerequisite to the authorization and issuance of additional revenue bonds it is necessary for the parties hereto to amend the aforesaid lease contract to increase the amount of fixed annual rental to be paid by the CITY.

IT IS THEREFORE AGREED BY AND BETWEEN THE PARTIES HERETO, for and in consideration of the agreement and covenants of each other and moneys to be paid one to the other, as follows:

1. Paragraph 3 of the Lease dated November 6, 1967 entered into by and between said AUTHORITY and said CITY be and the same is hereby amended to read as follows:

3. The annual rentals to be paid by the CITY shall be Forty-Two Thousand Five Hundred (\$42,500.00) Dollars, which rental the CITY promises to pay on the first day of October, 1968, and on the first day of October each year thereafter (which annual rental is hereinafter called "fixed annual rental"). Provided, however that said rental shall be increased to \$59,062.50 beginning October 1, 1971, and each October 1st thereafter.

The fixed annual rentals herein required are in an amount sufficient to meet, as they mature, the principal and interest payments on the revenue bonds of the AUTHORITY in the total authorized principal sum of Six Hundred Fifty Thousand (\$650,000.00) Dollars, and a second series bond issue in the total authorized principal sum of (\$150,000.00) and to provide for debt service reserves therefor, and after establishment of said reserves, to provide funds to call bonds prior to maturity.

In the event an increase in the fixed annual rentals herein provided becomes necessary in order to provide adequate funds for the AUTHORITY to meet its debt service requirements on the bonds issued and outstanding, and the necessary reserve requirements, the CITY agrees to pay the increased annual rental.

THE CITY; in its sole discretion, in any annual period, may pay in advance any proportion of its fixed annual rental in excess of the annual requirement, in which event the AUTHORITY shall credit the CITY with advance payment of the next succeeding annual requirements to the extent of such excess payments.

2. To provide sufficient funds to complete the cost of the acquisition and construction of the Buildings and the financing thereof in accordance with the provisions of Act 31, Public Acts of Michigan, 1948, First Extra Session, as amended, the following actions shall be taken by the AUTHORITY.

(a) The AUTHORITY will, immediately upon the execution of this Lease enact the necessary ordinance to authorize the issuance of revenue bonds in the aggregate principal sum of One Hundred Fifty Thousand (\$150,000.00) Dollars, pursuant to the authorization contained in Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended, being the amount estimated to provide sufficient funds to complete the acquisition and construction of said Buildings, together with architects' fees, legal and financing expenses and contingencies. The AUTHORITY will offer for sale, and take such other necessary legal procedure as may be necessary to sell said bonds.

(b) The AUTHORITY will, immediately upon receipt of the proceeds of the sale of the revenue bonds, comply with all requirements provided for in the ordinance relative to the disposition and use of such proceeds.

3. If for any reason the revenue bonds hereinbefore mentioned cannot be lawfully sold, this amendment to lease shall be of no force and effect: Provided, however, that in no event this amendment to lease, become null and void if the said revenue bonds mentioned above are sold and delivered by the AUTHORITY.

4. In all particulars not expressly amended herein the aforesaid Lease dated November 6, 1967 shall remain in full force and effect.

IN WITNESS WHEREOF, the City of East Grand Rapids Building Authority, by its Commission, and the City of East Grand Rapids, Michigan, by its City Commission, have each caused its name to be signed to this instrument by its duly authorized officers and its seal to be affixed hereto the day and year above written.

This Lease has been executed in quadruplicate.

The motion was adopted by the following vote:

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

86.

BY COMMISSIONERS GREEN-VAN ALLSBURG:

WHEREAS, a special assessment roll hereinafter described for the construction of street improvements in the City of East Grand Rapids has been prepared, reviewed and confirmed;

AND WHEREAS, the City Commission deems it necessary to borrow money and issue special assessment bonds, pledging for their payment collections on said special assessment roll;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The estimated period of usefulness of said improvements is not less than fifteen (15) years.

2. Special assessment bonds be issued in the amount of Fifty-five Thousand (\$55,000.00) Dollars in anticipation of the collection of uncollected special assessments in Edgewood Avenue, Ridgewood Avenue and Maplewood Drive Paving District No. 3, the principal amount of such special assessments being \$56,208.00, pledged for the payment of said bonds. In addition to the special assessments, as aforesaid, the full faith, credit and resources of the City of East Grand Rapids shall be pledged for the prompt payment of the principal and interest on said bonds as the same shall become due. Said bonds shall be of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity from 1 to 11, inclusive, dated November 1, 1970, and payable serially without option of prior redemption as follows:

\$ 5,000.00 August 1st of each of the years 1971, 1972 and 1973;
\$10,000.00 August 1, 1974;
\$ 5,000.00 August 1st of each of the years 1975 and 1976;
\$10,000.00 August 1, 1977;
\$ 5,000.00 August 1st of each of the years 1978 and 1979.

Said bonds shall bear interest at a rate or rates not exceeding five and one-half per cent (5 1/2%) per annum, payable on August 1, 1971, and semi-annually thereafter on the first day of February and August of each year. Both principal and interest shall be payable at a bank or trust company qualified to act as paying agent to be designated by the purchaser of the bonds.

3. Said bonds shall be signed in the name of the City by the Mayor and countersigned by the City Clerk and shall bear the City seal, and

the interest coupons annexed thereto shall bear the facsimile signatures of the Mayor and City Clerk, and said bonds, when executed, shall be delivered to the Treasurer and be delivered by him to the purchaser thereof upon payment of the purchase price therefor in accordance with the bid therefor, when accepted.

4. There shall be established and maintained a separate fund for the said special assessment district to be designated Edgewood Avenue, Ridgewood Avenue and Maplewood Drive Asphalt Paving District No. 3 Fund, into which there shall be placed the proceeds of sale of the bonds, except accrued interest and premium, if any. From such fund there shall be paid the cost of the improvements in said district.

5. There shall be established and maintained a fund to be designated "1970 Special Assessment Bonds, Series II, Debt Retirement Fund." Into said fund there shall be placed the accrued interest and premium, if any, received at the time of delivery of said bonds. In addition, there shall be paid into said fund the collections of principal and interest on the above-mentioned special assessments in anticipation of the collection of which the bonds authorized by the provisions of this resolution have been issued. If at any time said fund is insufficient to pay the principal of and interest on said bonds, as the same become due, the City shall advance from its general funds a sufficient amount to pay said principal and interest.

6. Said bonds and the attached coupons shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF KENT
CITY OF EAST GRAND RAPIDS
1970 SPECIAL ASSESSMENT BOND, SERIES II

No. _____ \$5,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF EAST GRAND RAPIDS, County of Kent, State of Michigan, acknowledges itself to owe and for value received promises to pay to the bearer the sum of

FIVE THOUSAND DOLLARS

lawful money of the United States of America, on the first day of August, A.D., 19____, with interest thereon from the date hereof until paid at the rate of _____ per cent (%) per annum, payable on August 1, 1971, and semi-annually thereafter on the first day of February and August of each year, upon presentation and surrender of the annexed interest coupons as they severally become due. Both principal of and interest on this bond are payable at _____, and for the prompt payment of this bond, both principal and interest, the full faith and credit of the City of East Grand Rapids are hereby irrevocably pledged.

This bond is payable out of the uncollected special assessments to be collected on the above special assessment roll, or in the case of the insufficiency of said special assessments, out of the general funds of the City of East Grand Rapids, and it is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional, statutory or charter debt limitation.

IN WITNESS WHEREOF, the CITY OF EAST GRAND RAPIDS, County of Kent, State of Michigan, by its City Commission, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and the corporate seal to be hereunto affixed, and has

caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk all as of the first day of November, A.D., 1970.

CITY OF EAST GRAND RAPIDS

By _____
Mayor

(Seal)

Countersigned:

City Clerk

(Form of Coupon)

No. _____ \$ _____

On the first day of _____ A.D., 19_____, the CITY OF EAST GRAND RAPIDS, County of Kent, State of Michigan, will pay to the bearer hereof the sum shown hereon, lawful money of the United States of America, at _____, being the semi-annual interest due that date on its 1970 Special Assessment Bond, Series II, dated November 1, 1970, No. _____.

Mayor

City Clerk

7. The City Clerk shall make application to the Municipal Finance Commission for an order granting permission for the issuance of said bonds and approval of the form of notice of sale, and upon receipt of such approval, the City Clerk shall cause notice of sale of said bonds to be published in the Michigan Investor of Detroit, Michigan, and in The Grand Rapids Press, a newspaper circulated in the City of East Grand Rapids, at least seven (7) full days before the date fixed for sale of the bonds.

8. The notice of sale shall be in substantially the following form:

OFFICIAL NOTICE OF SALE
\$55,000.00
CITY OF EAST GRAND RAPIDS
COUNTY OF KENT, MICHIGAN
1970 SPECIAL ASSESSMENT BONDS, SERIES II

Sealed bids for the purchase of the above bonds will be received by the undersigned at the City Hall, 750 Lakeside Drive, S.E., East Grand Rapids, County of Kent, Michigan, until _____ o'clock p.m., Eastern Standard Time, on _____, the _____ day of _____, 1970, at which time and place said bids will be publicly opened and read.

Said bonds will be coupon bonds of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity from 1 upwards, will be dated November 1, 1970, and will mature serially without option of prior redemption as follows:

9/28/70

\$ 5,000.00 August 1st of each of the years 1971, 1972 and 1973;
\$10,000.00 August 1, 1974;
\$ 5,000.00 August 1st of each of the years 1975, and 1976;
\$10,000.00 August 1, 1977;
\$ 5,000.00 August 1st of each of the years 1978 and 1979.

Interest will be payable on August 1, 1971 and semi-annually thereafter in each case on February 1st and August 1st of each year.

Said bonds will bear interest from their date at a rate or rates not exceeding five and one-half per cent (5 1/2%) per annum, expressed in multiples of 1/8 or 1/20 of 1% or both. The interest rate on any one bond shall be at one rate only and each coupon period shall be represented by one interest coupon. Both principal and interest will be payable at a bank or trust company qualified to act as paying agent to be designated by the purchaser of the bonds. Accrued interest to the date of delivery of such bonds must be paid by the purchaser at the time of delivery.

For the purpose of awarding the bonds, 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 bonds from (here insert the first day of the month next following the date of receiving bids, or the date of the bonds, whichever is later) to their maturity, and deducting therefrom any premium. The bonds 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 bonds herein offered, or at a price less than their par value will be considered.

The Special Assessment Bonds are issued in anticipation of the collection of special assessments in Edgewood Avenue, Ridgewood Avenue and Maplewood Drive Paving District No. 3, for the purpose of constructing street improvements in said district. In addition to the foregoing, said bonds pledge the full faith and credit of the City of East Grand Rapids for their payment.

A certified or cashier's check in the amount of \$1,100.00 drawn upon an incorporated bank or trust company, 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, to be forfeited as liquidated damages if such bid is accepted and the bidder fails to take up and pay for the bonds. No interest will be allowed on the good faith checks, and checks of unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail.

Bids shall be conditioned upon the unqualified opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, approving the legality of the bonds, which opinion will be furnished without expense to the purchaser of the bonds prior to the delivery thereof. The City shall furnish bonds ready for execution at its expense. Bonds will be delivered at Detroit, Michigan, or such other place as may be agreed upon with the purchaser.

Said bonds will be delivered within forty-five (45) days from the date of sale, and if said bonds are not delivered by twelve o'clock noon, Eastern Standard Time, on the forty-fifth day from the date of sale, the successful bidder may withdraw his proposal by serving notice of cancellation in writing on the undersigned, in which event the good faith check shall be promptly returned.

In the event that prior to delivery of the bonds the interest received by private holders from bonds of the same type and character shall be taxable by the terms of any Federal income tax law, ruling, regulation or court decision, the successful bidder may, at his election, be relieved of his obligations under the contract to purchase the bonds, and in such case, the deposit accompanying his bid will be returned.

The right is reserved to reject any and all bids.

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

Clerk, City of East Grand Rapids

APPROVED: _____
STATE OF MICHIGAN
MUNICIPAL FINANCE COMMISSION

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

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

RESOLUTION DECLARED ADOPTED.

87. Hutchinson-Swain. That the following amendment to the ordinance code be adopted:

AN ORDINANCE TO AMEND SECTIONS 2.23 and 2.25 OF CHAPTER 17 OF TITLE II OF THE CODE OF THE CITY OF EAST GRAND RAPIDS AND TO ADD NEW SECTIONS 2.25a and 2.25b TO SAID CHAPTER 17 OF TITLE II OF SAID CODE.

THE CITY OF EAST GRAND RAPIDS ORDAINS AS FOLLOWS:

Section 1: Sections 2.23 and 2.25 of Chapter 17 of Title II of the Code of the City of East Grand Rapids are amended to read as follows, and new Sections 2.25a and 2.25b are added thereto, as follows:

"2.23. Meter Location. Meters shall be set in an accessible location and in a manner satisfactory to the Superintendent. Where the premises contain no basement or cellar, or when other good and sufficient reason exists in the judgment of the Superintendent, the meter may be installed outside in a meter pit, the location of which, whether on the premises serviced by the meter or on the public right of way adjoining the same, shall be approved by the Superintendent.

"2.25. Responsibility for Meter. The owner of the premises serviced by a meter is hereby made responsible for the same. If by any manner the meter is damaged or stolen, such accident must be reported to the Superintendent at once. It shall be the duty of the City to make all meter repairs and charge same to the party made responsible for the meter. If any damage occurs to the meter through the fault of the watermains, repair will be made at the expense of the City.

"2.25a. Responsibility for Meter Pit. Where a meter shall be set in a meter pit, such pit shall be built at the expense of the owner of the premises serviced by the meter as directed by the Superintendent. When the meter pit falls into disrepair, such condition must be reported to the Superintendent at once. The pit shall be repaired to the satisfaction of the Superintendent at the owner's expense.

"2.25b. Meter Pits in Street - Indemnification.

Any person whose property is serviced by a water meter which has been installed in a meter pit in a street which is adjacent to or part of his premises shall indemnify and save harmless the City against all costs, liability or damages to it resulting from such meter pit being defective or out of repair."

Section 2: This ordinance shall be published within 10 days after it is enacted and shall be effective on December 28, 1970.

Section 3: This ordinance shall apply to meter pits in existence at the effective date of the ordinance as well as any to be constructed thereafter. The City Clerk shall within 30 days mail copies of this ordinance to the occupants of all premises now served by meter pits and any such occupant may at any time thereafter cause the meter servicing his premises to be moved into the residence or other building on his premises at a location and in a manner satisfactory to the Superintendent and the meter pit to be filled, all at the expense of said occupant.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

88. Report from Traffic Commission relative to their meeting held September 16, 1970 received and filed.

89. The City Manager reported that the Steering Committee of the Community Center requested that toilet facilities be installed in the lower level of the East Grand Rapids library. He requested authorization to spend up to \$6,000 for the installation of these facilities.

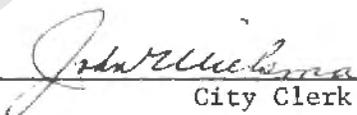
89-A. Hutchinson-Green. That authorization be given to permit the City Manager to spend up to \$6,000 to install and construct two toilet facilities subject to obtaining a minimum of three bids and that the lowest bid be accepted.

Yeas: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

90. Edison-VanAllsburg. That expense vouchers in the amount of \$145,902.39, and payroll vouchers in the amount of \$19,693.52, 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: VanAllsburg, Edison, Swain, Hutchinson, Green, Collins - 6
Nays: 0

91. The Commission adjourned, subject to the call of the Mayor, until October 12, 1970.



City Clerk

PROCEEDINGS OF THE BOARD OF ZONING
APPEALS OF THE CITY OF EAST GRAND
RAPIDS, MICHIGAN HELD OCTOBER 5, 1970

The meeting was called to order by Chairman Collins at 7:00 p.m.

Present: Members VanAllsburg, Edison, Swain, Hutchinson, Green, Stoppels,
Collins.

Absent: None

92. Mr. Hutchinson presented a draft of recommended Findings of Fact, Conclusion and Decision. He informed the Board that the law requires the Board to make such findings of fact and that in his draft he had utilized proposed findings submitted by Attorneys Spindle and Frehofer as well as the exhibits filed with the Board and the notes which he took at the September 28 public hearing. Mr. Hutchinson read each of his proposed Findings of Fact and following discussion by the Board, the following changes were unanimously agreed to by the members:

1. A change was made on page 5 at the suggestion of Mr. Collins to designate Mr. Childs as Secretary of the Planning Commission rather than as Chairman.

2. The following changes were made at the suggest of Mr. Swain:

a. Line 8 of Finding IV - the word "would" was changed to "might".

b. In Finding II - the word "several" was changed to "at least two".

c. Proposed subsection (c) of Finding V was deleted and the following subsections relettered accordingly.

3. At Mr. Hutchinson's suggestion, a change was made in Finding IV changing the words "in the event the present application for a variance is denied" to "in the event the use of the property is restricted to the present residential zoning..."

Following the foregoing discussion and making of the above changes, Mr. Hutchinson moved the adoption of the Findings of Fact, Conclusion and Decision attached hereto.

The matter was then put to a roll call vote and the vote was as follows:

Yeas: VanAllsburg, Hutchinson, Green, Collins, Edison - 5

Nays: Swain, Stoppels - 2

Chairman Collins thereupon declared that the requested variance had been granted.

The meeting was adjourned at 7:33 p.m.

Clerk

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

Regular Meeting Held October 12, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: Com. Swain.

93. The minutes of the meeting held October 5, 1970 were approved as written. The minutes of the Board of Zoning Appeals meeting held September 28, 1970 as submitted were corrected to include the following to be inserted between the first and second paragraphs of item 83-A:

"At this time Mr. Stoppels stated that it was his opinion that the variance should be denied without taking any further testimony and he then moved that the variance request be denied. Mr. Swain supported this motion.

Mr. Hutchinson moved to table the motion made by Mr. Stoppels and Mr. Edison supported the motion to table. The vote on the motion to table was as follows:

Yeas: VanAllsburg, Edison, Hutchinson, Green, Collins - 5
Nays: Swain, Stoppels - 2

Mr. Stoppels then stated that he had a most important business meeting which he must attend and was excused at this time.

Mr. Hutchinson then advised the citizens present that it takes five "yes" votes to grant a variance and that Mr. Stoppels' absence would not reduce this need for five "yes" votes to grant this variance."

The minutes were then approved as corrected.

94. The City Manager reported on bids which were received for the 1970 tree planting project and recommended that the bid be awarded to the lowest bidder, Chet's Nursery, in the amount of \$2,744.25.

94-A. Green-Stoppels. That the recommendation of the City Manager be concurred in and Chet's Nursery be awarded the contract in the amount of \$2,744.25.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins -6
Nays: 0

95. The City Commission discussed the ordinance authorizing issuance of \$150,000 Supplemental Building Authority bonds and referred this matter to the Building Authority for their action.

96. A communication from L. D. Smith requesting a division of lot 544, Paris Park #3 was discussed.

96-A. Hutchinson-VanAllsburg. That the City Clerk be directed to send a notice of hearing to persons within a 300 foot radius of this property as required by ordinance and that the hearing be held at the earliest possible date consistent with the mailing of the notice.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

97. Mr. Firant discussed location of a proposed home he wishes to construct on lot #506, Paris Park #3 at Groton and Richards and requested the Commission to give him direction. After much discussion Commissioner Hutchinson recommended that Mr. Firant apply for a variance.

98. The City Manager discussed the landscaping plan for the Municipal Complex and recommended that the lower elevation in front of the Recreation Department be sodded and that concrete areas in front of the Police and Fire building and the City Hall which are settling be removed and plantings inserted according to a plan submitted by Kappes Landscapes. The total cost of both projects would be \$4,496.

98-A. Hutchinson-Stoppels. That the City Manager be authorized to proceed with the landscaping.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

99. The City Manager reported on the annual Halloween party and Safety Patrol boys' party which are sponsored by the East Grand Rapids Police Department and stated that the Police Department have for the past years solicited the local business district for funds to finance these programs. He recommended that the Commission underwrite the cost of these programs which would amount to approximately \$200 to \$300. The Commission so ordered.

100. The City Manager reported that the local businessmen's association approved an expenditure of \$1,000 for purchase of Christmas lights in the business district and recommended that the City Commission approve an expenditure of a one time cost of \$150 to install duplex connectors and to approve a power charge of approximately \$150 which would be an annual charge. The Commission approved the expenditure.

101. Mayor Collins suggested to the Commission that future consideration of the Greenwood and Lovett area be done in the form of a public vote and that prior to public vote public hearings be held to help eliminate the lack of communication which was apparent in the last zoning variance request recently considered by the Commission. Commissioner Hutchinson stated that better communication between the Commission and public is highly desirable but he also stated that should future requests for variances be submitted that the Commission is required by statute and ordinance to act on the variance request.

Commissioner Edison recommended that meetings be held to find out what the people want for the Greenwood-Lovett area and that broader citizen participation should be sought.

It was also recommended that the Citizens Committee be involved with the Planning Commission. The Mayor was asked to communicate with the Citizens Committee Chairman, Mr. Lee, and invite him to participate in a work shop session with the Planning Commission.

102. Reports for the month of September, 1970 were received from the Fire Department, Police Department, and Building Inspector.

103. Edison-VanAllsburg. That expense vouchers in the amount of \$79,623.64, and payroll vouchers in the amount of \$19,693.11, as approved by the Ways & Means Committee be allowed and the Controller be allowed to draw an order on the Treasurer for their respective amounts.

Yeas: VanAllsburg, Edison, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

104. The meeting was adjourned at 7:50 p.m., subject to the call of the Mayor, until October 26, 1970.

City Clerk

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

Regular Meeting Held October 26, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Swain, Hutchinson, Green, Stoppels, and
Mayor Collins.

Absent: Com. Edison.

105. The minutes of the meeting held October 12, 1970 were approved as written.

106. Pursuant to public notice a hearing was held upon the request of Mr. Laurence D. Smith for a zoning variation to divide Lot #544, Paris Park #3 so as to permit construction of a single family residence on the west 54 ft. of said lot.

Mr. Louis Murray spoke in opposition to this variance because of the small size of the lot.

Mr. Smith pointed out that the adjacent lot and many others in the area are 50 ft. lots and further that he would covenant to prevent construction of another home on the east 46 ft. of Lot 544.

106-A. Hutchinson-Swain. That the variance be granted subject to the conditions that the lot be divided in accordance with the survey of Williams & Works dated May 14, 1970 and that a restrictive covenant be filed preventing construction of an additional home on the east 46 ft. of Lot 544.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6
Nays: 0

107. The City Clerk reported receipt of two resolutions adopted by the Wyoming City Commission: (1) A Resolution to Pay a Proportionate Share for a feasibility Study for Sanitary Landfill Program, and; (2) A resolution to Direct the City Manager to Meet with the Staffs of Other Cities Concerning Mutual Cooperation.

These resolutions were received and filed.

108. The City Manager presented the following resolution and recommended its adoption.

108-A. Stoppels-Hutchinson.

WAIVER OF NOTICE AND HEARING OF
ABANDONMENT OF STATE TRUNK LINE

WHEREAS, the State Highway Commission of the State of Michigan proposes to abandon as State Trunk Line Highway M-45 (as shown on the attached sketch map), bearing Department of State Highways approval and dated September 25, 1969, and more particularly described as follows:

Commencing on the present route of M-45 (Cascade Road) at the north limits of the City of East Grand Rapids; thence southeasterly on the present route of M-45 (Cascade Road) along the common boundary with Kent County to the east limits of the City of East Grand Rapids.

(-0.754 mile, on-boundary)

WHEREAS, a field survey has been made by a Department of State Highways Engineering Review Committee in cooperation with the City of East Grand Rapids on August 26, 1970 to determine what

10/26/70

repairs are necessary; and

WHEREAS, that in order to expedite the transfer of authority, the State Highway Commission has requested agreement by the City of East Grand Rapids to waive notice of and hearing on said abandonment.

NOW, THEREFORE, BE IT RESOLVED by the City of East Grand Rapids that waiver of notice and hearing of abandonment of the above described State trunk line system is hereby granted; and

BE IT FURTHER RESOLVED that the City of East Grand Rapids hereby concurs in the relinquishment of jurisdiction of said highway to the jurisdiction of the Kent County Road Commission.

Yeas: VanAllsburg, Hutchinson, Green, Stoppels, Collins - 5

Nays: 0

Com. Swain abstaining.

109. The City Manager requested authority to enter into a contract with Pitometer Associates for the performance of a water waste survey. This survey is being requested to determine reasons for a drop in pumpage-sales ratio from 95% to 80%.

109-A. Green-VanAllsburg. That the City Manager be authorized to enter into a contract with Pitometer Associates at a per diem rate of \$125.00, plus travel and subsistence expenses, with a maximum of \$4500.00.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6

Nays: 0

110. Commissioner Swain inquired about the possibility of publishing proceedings of the City Commission in the Grand Rapids Press.

The differential in rates of \$4.60 per column inch in the Press versus \$2.00 per column inch in the Almanac was pointed out.

The City Manager was directed to obtain circulation figures from each of the papers.

110-A. It was moved by Commissioner Swain and supported by Mayor Collins that the minutes of the commission meetings be published in the Grand Rapids Press in addition to the Almanac.

110-B. It was moved by Commissioner Hutchinson and supported by Commissioner Green that the above motion be tabled until circulation figures were obtained.

Yeas: VanAllsburg, Hutchinson, Green, Stoppels, Edison, Collins - 6

Nays: Swain- 1

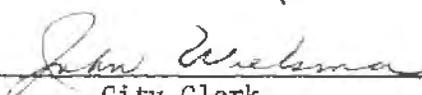
111. VanAllsburg-Green. That expense vouchers in the amount of \$36,842.55, and payroll vouchers in the amount of \$19,019.74, as approved by the Ways & Means Committee be allowed and the Controller be allowed to draw an order on the Treasurer for their respective amounts.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Collins - 6

Nays: 0

112. Mayor Collins notified the Commission that he is signing a proclamation designating the week of October 25th as Cleaner Air Week.

113. The meeting was adjourned at 6:20 p.m., subject to the call of the Mayor, until November 9, 1970.



City Clerk

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

Regular Meeting Held November 9, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Swain, Hutchinson, Green, Stoppels, Edison, and
Mayor Collins.

Absent: None

114. The minutes of the meeting held October 26, 1970 were corrected by including the following:

"Item 110-A. It was moved by Commissioner Swain, and supported by Mayor Collins that the minutes of the commission meetings be published in the Grand Rapids Press in addition to the Almanac.

"Item-110-B. It was moved by Commissioner Hutchinson and supported by Commissioner Green that the above motion be tabled until circulation figures were obtained.

"Yeas: VanAllsburg, Hutchinson, Green, Stoppels, Edison, Collins - 6
Nays: Swain - 1"

The minutes were then approved as corrected.

115. Pursuant to public notice a hearing was held by the Commission, acting as the Board of Zoning Appeals, on the request of Edgar Firant for a zoning variance to construct a home at 2416 Richards Drive with a 10 foot setback. Mr. & Mrs. Firant were present and explained their plans. The following persons expressed concern about the possible change of the Groton intersection at Richards:

Thomas Robberson, 1453 Breton Road; Mrs. Charnley, 1545 Breton Road; Henry Masten, 1541 Groton Road; Jim Weber, 2406 Richards Drive; Clark Wallin, 1547 Groton Road; Mr. & Mrs. Elwyn Backus, 1503 Breton Road.

The residents were advised that public notice of intent to vacate any portion of a city street must be published 20 days prior to any action taken on said vacation and that there was no immediate desire on the part of the Commission to relocate Groton. The City Engineer was instructed to make a notation in his files relative to the opposition of these residents and to see that all owners within 300 feet be mailed notices prior to any hearing.

115-A. Commissioner Swain moved to table this matter. Motion failed for lack of support.

115-B. Hutchinson-Stoppels. That the variance requested by Mr. Firant be granted and that he be issued a building permit for construction of a home with a minimum of 10 feet setback. A roll call vote was taken.

Yeas: VanAllsburg, Green, Edison, Stoppels, Hutchinson, Collins - 6
Nays: Swain - 1
Motion carried.

116. Swain-Hutchinson. That the resolution (110-B) regarding publishing the Commission minutes in the Grand Rapids Press be removed from the table.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Edison, Collins - 7
Nays: 0

116-A. The City Manager reported that the circulation of the Grand Rapids Press in East Grand Rapids is reported at 3,394; and the circulation of the Almanac in East Grand Rapids is 2,900. Using last year's publication totals as far as columnar inches are concerned the annual cost of publishing in the Almanac would be \$2,511.00 and the additional cost for publishing the same in the Grand Rapids Press as well as in the Almanac would be \$4,205.93. The added cost of publishing in the Press alone would be \$1,694.93.

11/9/70

116-B. Swain-Hutchinson. That the City of East Grand Rapids publish its minutes in the Grand Rapids Press in addition to the Almanac until July 1, 1971.

Commissioner Hutchinson stated that he had supported the motion in order to permit it to be voted upon but that he did not feel it justifiable to spend additional city money at this time on printing costs for the publishing of the minutes in the Grand Rapids Press. Commissioner Swain noted that the added cost of \$4,205 is only 3/10 of 1% of the city budget. The motion was then voted on as follows:

Yeas: Swain - 1

Nays: VanAllsburg, Green, Edison, Stoppels, Hutchinson, Collins - 6

117. Commissioner Swain requested that the agenda appear in either the Saturday or Sunday Grand Rapids Press rather than on Monday when it is too late for people to attend the commission meeting. The City Manager was directed to have a copy of the agenda delivered to the Grand Rapids Press as soon as it is prepared on Friday preceeding a meeting.

118. Commissioner Stoppels complimented the Police and Fire Departments on the fine job they did on the Halloween party held in East Grand Rapids.

119. Edison-VanAllsburg. That expense vouchers in the amount of \$219,127.07, and payroll vouchers in the amount of \$23,866.82, as approved by the Ways & Means Committee be allowed and that the Controller draw an order on the Treasurer for their respective amounts.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Edison, Collins - 7

Nays: 0

120. The City Clerk reported that he had received a resolution from the City of Wyoming indicating that their government adopted the Interlocal Agreement to establish the Law Enforcement Planning Council of Region 8.

This resolution was received and filed.

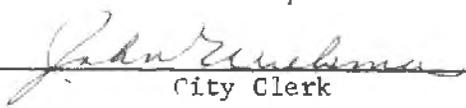
121. Commissioner Hutchinson inquired as to the status of the Kent County Landfill contract and was informed by the City Manager that it would be on the November 23rd agenda.

122. Mayor Collins - Hutchinson. That Commissioner Swain be appointed as an additional representative to the Association of Grand Rapids Area Governments.

Yeas: VanAllsburg, Swain, Hutchinson, Green, Stoppels, Edison, Collins - 7

Nays: 0

123. The meeting was adjourned at 6:30 p.m., subject to the call of the Mayor, until November 23, 1970.



City Clerk

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

Regular Meeting Held November 23, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Green, Swain, Stoppels, and Mayor Collins.
Absent: Com. Hutchinson.

124. The minutes of the meeting held November 9, 1970 were approved as written.

125. The City Manager reported on a Planning Commission recommendation that preliminary approval be given to the proposed plat of Wege Estates.

125-A. Stoppels-Swain. That the Commission give preliminary approval to the proposed Wege Estates Plat.

Yeas: VanAllsburg, Edison, Green, Swain, Stoppels, Collins - 6
Nays: 0

126. The City Manager recommended that a service contract be entered into with the Kent County Board of Public Works covering the Kent County Refuse Disposal System in the form of agreement presented to the Commission.

126-A. Green-Stoppels. That this contract be executed by the Mayor and Clerk subject to the approval of the City Attorney.

Yeas: VanAllsburg, Edison, Green, Swain, Stoppels, Collins - 6
Nays: 0

127. The City Manager recommended that the Commission approve a Pole License Agreement with Consumers Power Company for the installation of Christmas lighting facilities in the business district.

127-A. Edison-Stoppels. That the Mayor and Clerk be authorized to sign the Consumers Power Pole License Agreement.

Yeas: VanAllsburg, Edison, Green, Swain, Stoppels, Collins - 6
Nays: 0

128. A report was received from the City Manager with regard to the cost of direct mailing of City Commission minutes. The total estimated annual cost was \$6,742.68. The report was received and filed.

129. Edison-VanAllsburg. That expense vouchers in the amount of \$414,410.16, and payroll vouchers in the amount of \$19,508.58, as approved by the Ways & Means Committee be allowed and the Controller draw an order on the Treasurer for their respective amounts.

Yeas: VanAllsburg, Edison, Green, Swain, Stoppels, Collins - 6
Nays: 0

130. House Bill 4232 relating to holding city elections in November of odd years was brought to the attention of the City Commission and a discussion was held relative to this Bill.

131. The meeting was adjourned at 5:50 p.m., subject to the call of the Mayor, until December 7, 1970.



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

Regular Meeting Held December 7, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Green, Hutchinson, Swain, Stoppels, and
Mayor Collins.

Absent: None

132. The minutes of the meeting held November 23, 1970 were approved as written.

133. Mr. Robert Johnson submitted a petition to amend Section 5.60 of the Ordinance Code to include indoor auditorium motion picture theatres as a permitted use in C-1 District. His plan is to construct a theatre in the Ramona Shopping Center on vacant property immediately north of Ansonge Health Studio and west of the D & C Store. Mr. Johnson pointed out that the licensing sections of the East Grand Rapids Ordinance Code provide for theatres.

133-A. Green-Stoppels. That an appropriate amendment to Section 5.60 of the City Ordinance drafted by the City Attorney to include theatres be introduced and that the City Clerk be directed to give public notice of a public hearing on the ordinance amendment to be held January 4, 1971 and that this matter be referred to the Planning Commission for their recommendation.

Yeas: VanAllsburg, Edison, Green, Hutchinson, Swain, Stoppels, Collins - 7
Nays: 0

134. A letter was received from Mayor Boelens requesting East Grand Rapids to participate in sharing the cost of bus transportation services.

134-A. Hutchinson-Stoppels. That a letter be sent to Mayor Boelens indicating our interest in maintenance of the bus system but advising him that this in no way means that we are accepting any specific cost sharing formula at this time.

Yeas: VanAllsburg, Edison, Green, Hutchinson, Swain, Stoppels, Collins - 7
Nays: 0

135. The City Manager reported that the general liability insurance for the City of East Grand Rapids will expire December 19, 1970 and that one quotation was received at this point which quotation is based on the annual payroll audit.

On Commissioner Stoppels' recommendation the Manager was directed to attempt to obtain additional quotations rated on exposure rather than payroll statistics.
a composite rate based on

136. Reports for the month of November, 1970 of the Fire Department, Police Department, and City Assessor were received and filed. Also, financial reports for the month of October were received and filed.

137. The City Manager reported that there have been two contract rental basketball games in the high school gymnasium and that student behavior has been excellent.

138. Commissioner Green inquired as to lake level as compared with previous years. He also asked the City Manager to attempt to require the owner of property at 655 Lovett to provide off-street parking for tenants' automobiles.

139. Edison-VanAllsburg. That expense vouchers in the amount of \$338,287.75, and payroll vouchers in the amount of \$20,076.21, as approved by the Ways & Means Committee be allowed and the Controller draw an order on the Treasurer for their respective amounts.

Yeas: VanAllsburg, Edison, Green, Hutchinson, Swain, Stoppels, Collins - 7
Nays: 0

140. The meeting was adjourned at 6:10 p.m., subject to the call of the Mayor, until December 21, 1970.


City Clerk

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

Regular Meeting Held December 21, 1970

The meeting was called to order by Mayor Collins.

Present: Coms. VanAllsburg, Edison, Green, Stoppels, Swain, Hutchinson,
and Mayor Collins.

Absent: None

141. The minutes of the meeting held December 7, 1970 were corrected by including "a composite rate based on payroll" inserted in item 135 between the words "than" and "statistics". The minutes were then approved as corrected.

142. Commissioner Hutchinson introduced the following amendment to the East Grand Rapids City Code to be considered at the next commission meeting:

AN ORDINANCE TO AMEND SECTION 5.60
OF CHAPTER 39 ZONING OF TITLE V OF
THE CODE OF THE CITY OF EAST GRAND RAPIDS

THE CITY OF EAST GRAND RAPIDS ORDAINS AS FOLLOWS:

Sec. 1. That Sec. 5.60 of the East Grand Rapids Ordinance Code be amended by adding to the permitted uses of the C-1 District under said ordinance the following:

"Entertainment Group

Motion Picture Theater of not to exceed
300 seats."

Sec. 2. This ordinance amendment shall be published in full within 10 days and shall be effective on _____, 1971.

Commissioner Swain expressed his concern about added traffic which will be created should the construction of this theater be approved.

The vote introducing this proposed ordinance for later consideration was as follows:

Yeas: VanAllsburg, Edison, Green, Stoppels, Hutchinson, Collins - 6

Nays: Swain - 1

143. Mr. David L. Runnells, Jr., 2835 Reeds Lake Blvd., S.E. called to the attention of the Commission that his overnight guest received recently a parking ticket for leaving his car on the street overnight and that he had not previously known that such an ordinance existed. The matter was referred to the City Manager. Mr. Thomas Robberson also objected to the manner in which the City Ordinance on overnight parking is being enforced.

Commissioner Hutchinson requested that the City Manager give a summary report regarding overnight parking on the streets at a future Committee-of-the-Whole meeting.

144. Mr. J. Brock Albert submitted a petition for the improvement of Conlon Drive from Berwyck Road to Norfolk. The petition was referred to the Engineering Department for their spring street improvement planning.

145. The Police Chief submitted a recommendation to close Lakeside Park between the hours of 11 p.m. and 6 a.m.

145-A. Mayor Collins - Stoppels. That the City Manager be authorized to close the park in question from 11 p.m. to 6 a.m. and that the City Manager report back on August 1st as to the violations that have occurred

to that date.

Yeas: VanAllsburg, Edison, Green, Stoppels, Swain, Hutchinson, Collins - 7
Nays: 0

146. The City Manager reported that a bill for maintenance service on our NCR 400 machine in the amount of \$1,207.50 was received and requested that the Commission authorize its payment.

146-A. Hutchinson-Stoppels. That the City Manager be authorized to pay this bill.

Yeas: VanAllsburg, Edison, Green, Stoppels, Swain, Hutchinson, Collins - 7
Nays: 0

147. Commissioner Green reported on a meeting he attended of the Kent-Ottawa Planning Commission relative to a soil survey at which it was recommended that Kent County have a soil survey done on a joint cost basis to be shared with the United States Agricultural Department. No action was taken on this report.

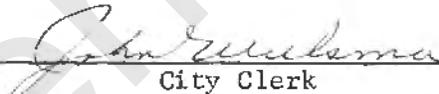
148. Edison-VanAllsburg. That expense vouchers in the amount of \$341,318.59, and payroll vouchers in the amount of \$19,020.80, as approved by the Ways & Means Committee be allowed and the Controller draw an order on the Treasurer for their respective amounts.

Yeas: VanAllsburg, Edison, Green, Stoppels, Swain, Hutchinson, Collins - 7
Nays: 0

149. It was reported that the odd year election bill has passed both the House and the Senate and has gone to the Governor for his signature.

150. Mayor Collins reported that he received a letter from the City Manager of Grand Rapids regarding the Grand Rapids Transit Authority. This letter was given to the City Manager to reproduce and send to the commissioners. This issue will be discussed at a future Committee-of-the-Whole meeting.

151. The meeting was adjourned at 6:30 p.m., subject to the call of the Mayor, until January 4, 1971.



City Clerk