

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

Regular Meeting Held  
January 6, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Hutchinson, Nelson, Sheperd and Mayor Collins.  
(Com. Hook arrived after meeting was in session).

Absent: 0.

407. Minutes of the previous meeting approved as mailed.

408. City Clerk reported affidavit of publication of Notice of Sale of Bonds on file in his office.

409. This being the time and place set for opening bids on the \$122,000 Special Assessment Street Improvement Bond issue, two bids were received, opened and read.

410.

BY COMMISSIONERS DAVIDSON-NELSON:

WHEREAS, January 6, 1964, at 5:15 p'clock p.m., Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$122,000.00 - 1963 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>
Old Kent Bank & Trust Co.	10/1/1964	2-1/4%	1.70
	10/1/1965	2-1/4%	
	10/1/1966	2-3/8%	
	10/1/1967	2-3/8%	
Kenower, MacArthur & Co.	10/1/1964	3 %	32.09
	10/1/1965	3 %	
	10/1/1966	3 %	
	10/1/1967	2-1/2%	

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

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Old Kent Bank & Trust Company, as above stated, be and the same is hereby accepted.
2. Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.

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and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins. - 5.  
Nays: 0.

411. Request from the City of Grand Rapids for permission to connect one building on Aquinas College property to the East Grand Rapids sanitary sewer and water systems.

Hutchinson-Sheperd, That this request be granted, provided the connection is limited to the one 12-unit dormitory.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins. -5  
Nays: 0.

412. Request from the Kent County Library for approval of 1964 library support formula allocation in amount of \$6,451.75.

Davidson-Nelson. That this amount be approved.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

413. Request of W. B. MacWhirter for zoning variance in connection with proposed construction of dwelling and swimming pool on Lot #127, except S. 20 ft., Masonic Home Addition (917 Breton Rd.).

This request referred to the Planning Commission and noticed out for hearing at the next City Commission meeting.

414. Commissioner Hook arrived at this time.

415. Recommendation of the Recreation & Parks Commission that the City-School Recreation Agreement be executed.

Hutchinson-Sheperd. That the City enter into this agreement as presented.

Yeas: Davidson, <sup>Hook</sup>Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

416. Monthly reports of the Police Chief, Fire Chief and Assessor-Building Inspector were read.

Received and filed.

417. City Manager presented preliminary report from Moore & Bruggink, consulting engineers, regarding water connection with Grand Rapids. City Manager also reported his letter to Mr. Stratton Brown of Miller, Canfield, Paddock & Stone, bond attorneys.

418. Commissioner Sheperd was excused at this time.

419. Nelson-Davidson. That the vouchers in amount of \$375,688.40 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Hutchinson, Hook, Nelson, Collins - 5  
Nays: 0.

420. Nelson-Davidson. That the Commission adjourn, subject to the call of the Mayor, until January 20, 1964.

Yeas: Davidson, Hutchinson, Hook, Nelson, Collins - 5  
Nays: 0.

*Louis J. Battjes*  
\_\_\_\_\_  
City Clerk.

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

Regular Meeting Held  
January 20, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Hook, Nelson, Sheperd, and Mayor Collins.  
Absent: Com. Hutchinson.

421. Minutes of the previous meeting approved as mailed.

422. This being the time and place set for hearing on the request of W. B. MacWhirter for zoning variance in connection with proposed construction on Lot #127 except S. 20 ft., Masonic Home Addition (917 Breton).

Present at the hearing were adjoining property owners, Mr. and Mrs. Montgomery, Mr. Brenner, Mr. Hogle and Mr. Layman.

Davidson-Sheperd. That this hearing be continued until the meeting of February 3rd, pending report and recommendation from the Planning Commission.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0.

423. Report from the City Manager regarding two bills passed by the 1963 legislature affecting East Grand Rapids procedures, (1) requiring public hearing on the City budget prior to its adoption, (2) appointment and duties of Board of Canvassers.

Bill regarding the Board of Canvassers referred to City Attorney.

424. Recommendation from the City Manager that the City Commission adopt the provisions of the Reciprocal Retirement Act (Act No. 88, P.A. 1961, as amended).

Davidson-Hook. That the City Commission elect to come under the Reciprocal Retirement Act.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0.

425. Communication from Michigan Municipal League regarding meeting for Region V, March 5, 1964 at Grand Haven.

Received and filed.

426. City Clerk reported receipt of opinion from the City Attorney relative to the law applicable to the holding of primary election for City offices in East Grand Rapids.

427. Nelson-Davidson. That the vouchers in amount of \$891,387.92 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0.

428. City Manager reported verbally regarding the recreation agreement.

429. City Attorney reported regarding dogs running at large.

430. Mr. Stanford Brown was present and inquired as to the City's street improvement program.

431. Davidson-Nelson. That the City Commission adjourn, subject to the call of the Mayor, until February 3, 1964.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0.

*Louis F. Battjes* City Clerk.

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

Regular Meeting Held  
February 3, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Hutchinson, Hook, Nelson, Sheperd, and Mayor Collins.  
Absent: 0.

432. Minutes of the previous meeting approved as mailed.

433. This being the time and place set for opening bids on proposed reconstruction of sanitary sewer and the widening of Lovett Avenue between Wealthy and Greenwood, three bids were received, opened and read.

Davidson-Sheperd. Referred to City Manager and Engineer for report.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

434. Continuation of hearing on the request of W. B. MacWhirter for zoning variance at the corner of Lake Drive and Breton Rd. (Lot #127 except S. 20 ft., Masonic Home Addition).

Communication from the Planning Commission, recommending that the variance for the swimming pool from 10 feet to 5 feet be denied.

Sheperd-Nelson. That the City Commission, acting as Board of Zoning Appeals, concur in the recommendation of the Planning Commission and deny the requested variance.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

435. Communication from the Planning Commission, recommending that the proposed re-division of Lots 9 and 10, San Lu Rae Addition, be tentatively approved.

Nelson-Hutchinson. Referred to the City Attorney for report relative to the Plat Act.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

436. Report from the City Attorney giving results of his review of Public Acts 43 and 65 (2nd Extra Session), 1963.

Received and filed.

437. Hutchinson-Davidson. That the proposed Ordinance, entitled as follows, be placed on first reading:

AN ORDINANCE

AUTHORIZING THE ACQUISITION AND CONSTRUCTION OF ADDITIONS AND IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF EAST GRAND RAPIDS: AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF REVENUE BONDS OF EQUAL STANDING WITH THE REVENUE BONDS NOW OUTSTANDING FOR THE PURPOSE OF PAYING PART OF THE COST THEREOF UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED, AND AN ORDINANCE OF THE CITY OF EAST GRAND RAPIDS ADOPTED MARCH 16, 1959.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

438. Monthly reports of the Fire Chief, Police Chief and Assessor-Building Inspector were read.

Received and filed.

439. Nelson-Sheperd. That the vouchers in amount of \$48,287.11 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

440. The holding of March meetings on the 9th and 23rd, 1964, was approved.

441. Mayor Collins appointed Peter Quint, City Treasurer, to serve on the Election Commission in place of Donald Ford, who does not reside in the City of East Grand Rapids.

442. Davidson-Nelson. That the City Commission adjourn, subject to the call of the Mayor, until February 17, 1964.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

*Louis J. Bettjes*  
\_\_\_\_\_  
City Clerk.

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

Regular Meeting Held  
February 17, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Hook, Hutchinson, Nelson, Sheperd, and Mayor Collins.  
Absent: 0.

443. Minutes of the preceding meeting approved as mailed.

444. Communication from Kent County Planning Commission, regarding Water Supply Plan 1-A of the Kent County Department of Public Works.

Received and filed.

445. Communication from Albert Builders, Inc., requesting improvement of Elmwood Dr. between Laurel and Lenox, consisting of pavement, curbs, etc.

Referred to City Manager.

446. Report from the City Attorney regarding the proposed re-division of Lots 9 and 10, San Lu Rae Addition, submitted by Mr. Robert Heaney.

Sheperd-Hutchinson. That this proposed re-division be referred back to the Planning Commission for further study and recommendation.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

447. Hutchinson-Davidson. That the following proposed Water Revenue Bond Ordinance be placed on second and final reading and adopted by this Commission:

ORDINANCE NO. 1964

AN ORDINANCE AUTHORIZING THE ACQUISITION AND CONSTRUCTION OF ADDITIONS AND IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF EAST GRAND RAPIDS; AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF REVENUE BONDS OF EQUAL STANDING WITH THE REVENUE BONDS NOW OUTSTANDING FOR THE PURPOSE OF PAYING PART OF THE COST THEREOF UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED, AND AN ORDINANCE OF THE CITY OF EAST GRAND RAPIDS ADOPTED MARCH 16, 1959.

WHEREAS, the City of East Grand Rapids, by Ordinance adopted March 16, 1959, has heretofore issued Water Supply System Revenue Bonds, in the aggregate principal amount of Four Hundred Sixty-Five Thousand (\$465,000.00) Dollars, which bonds are dated as of May 1, 1959, and mature serially on May 1st of each year to the year 1979, the aggregate principal amount of said bonds outstanding after May 1, 1964, being Three Hundred Seventy-Five Thousand (\$375,000.00) Dollars;

AND WHEREAS, it is the determination of the City Commission of the City of East Grand Rapids that additions and improvements to the Water Supply System of the City are necessary for the public health and welfare of the City, which additions and improvements are generally described as facilities to connect the Water System of the City of East Grand Rapids to the Water System of the City of Grand Rapids and a terminal storage facility, together with necessary appurtenances and attachments;

AND WHEREAS, the total cost of acquiring and constructing said additions and improvements, including contingencies, legal and financing expenses as determined by Moore & Bruggink, consulting engineers of Grand Rapids, Michigan, is Four Hundred Seventy-Five Thousand (\$475,000.00) Dollars;

AND WHEREAS, the conditions and requirements set forth in Section 19(b) of the Ordinance adopted March 16, 1959, for the issuance of such additional bonds have been established by the financial records and audits of the Water Supply System for the preceding two (2) operating years of the said System and the engineers' certificate;

AND WHEREAS, all things necessary to the authorization and issuance of said bonds under the Constitution and laws of the State of Michigan and Ordinance of the City adopted March 16, 1959, have been done, and the City Commission is now empowered and desires to authorize the issuance of said bonds to defray a part of the cost of said additions and improvements;

THE CITY OF EAST GRAND RAPIDS ORDAINS:

Section 1. Whenever used in this Ordinance or in the bonds to be issued hereunder, except when otherwise indicated by the context:

- (a) The term "City" shall be construed to mean the City of East Grand Rapids;
- (b) The term "Project" shall be construed to mean the additions and improvements to the Water Supply System to be made pursuant to this Ordinance;
- (c) The terms "acquired" or "acquire" shall be construed to include acquisition by purchase, construction, or by any other method;
- (d) The term "System" shall be construed to mean the complete Water Supply System of the City of East Grand Rapids as defined in the Ordinance of the City adopted March 16, 1959;
- (e) The terms "revenues" and "net revenues" shall be construed as defined in Section 3 of Act 94, Public Acts of Michigan, 1933, as amended;
- (f) The term "Commission" shall be construed to mean the City Commission of the City of East Grand Rapids, the legislative and governing body of said City;
- (g) The term "1959 Ordinance" shall be construed to mean the Ordinance adopted by the Commission, under the terms of which the outstanding Water Supply System Revenue Bonds, dated as of May 1, 1959, were issued;
- (h) The term "outstanding bonds" shall be construed to mean the outstanding Water Supply System Revenue Bonds of the City dated May 1, 1959, as more particularly described in the preamble hereto.

Section 2. It is hereby determined and declared to be necessary for the public health and welfare of the City to acquire the Project as generally described in the preamble hereto.

Section 3. The estimated cost of acquiring the Project, including contingencies, engineering, legal and financial expenses, which estimate has been prepared by Moore and Bruggink, consulting engineers, and is in the amount of Four Hundred Seventy-Five Thousand (\$475,000.00) Dollars, is hereby approved and the Commission does hereby estimate the period of usefulness of said Project to be at least forty (40) years.

Section 4. To pay part of the cost of acquiring the Project and to pay engineering, financial, legal and other expenses and contingencies incidental thereto, it is hereby determined that there be borrowed upon the credit of the income and revenues of the System, the additional sum of Two Hundred Seventy Thousand (\$270,000.00) Dollars, and that revenue bonds be issued therefor, under the provisions of Act 94, Public Acts of Michigan, 1933, as amended, said bonds having

equal standing and priority and being equally secured with the outstanding bonds. The balance of the cost of the Project shall be paid from funds available therefor and to become available therefor.

Except as changed by the provisions of this Ordinance, all provisions of the 1959 Ordinance shall apply to the bonds issued pursuant to this Ordinance, the same as though each of said provisions were repeated in this Ordinance in detail, the purpose of this Ordinance being to authorize the issuance of additional revenue bonds to finance part of the cost of the acquiring of additions and improvements to the System, additional bonds of equal standing with the outstanding bonds for such purpose being authorized by the provisions of Section 19(b) of the 1959 Ordinance, upon the conditions therein stated, which conditions have been fully met.

Section 5. Said additional issue of bonds shall be designated WATER SUPPLY SYSTEM REVENUE BONDS, SERIES II, and shall be not general obligations of the City, but revenue bonds, payable out of the net revenues of the System, and shall consist of either two hundred seventy (270) bonds of the denomination of \$1,000.00 each, or fifty-four (54) bonds of the denomination of \$5,000 each, at the option of the purchaser, dated as of May 1, 1964, numbered in direct order of maturity from 1 to 270, inclusive, or 1 to 54, inclusive, depending on the denomination, and payable serially as follows:

\$5,000.00	May 1st of each year from 1965 to 1972, inclusive;
\$10,000.00	May 1st of each year from 1973 to 1978, inclusive;
\$15,000.00	May 1st, 1979;
\$45,000.00	May 1st of each of the years 1980 and 1981;
\$50,000.00	May 1st, 1982;
\$15,000.00	May 1st, 1983.

Said bonds shall bear interest at a rate or rates to be determined on public sale thereof, but in any event not exceeding five per cent (5%) per annum, payable on November 1, 1964, and semi-annually thereafter on the first day of May and November of each year, both principal and interest to be payable in lawful money of the United States of America at OLD KENT BANK AND TRUST COMPANY, Grand Rapids, Michigan, and at such co-paying agent qualified by law to act as such, as shall be designated by the purchaser of the bonds.

Bonds maturing in the years 1965 to 1974, inclusive, shall not be subject to redemption prior to maturity.

Bonds maturing in the years 1975 to 1983, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse numerical order, on any interest payment date on or after May 1, 1974, at 104% of par if redeemed on or prior to May 1, 1977; 103% of par if redeemed thereafter, but on or prior to May 1, 1979; 102% of par if redeemed thereafter, but on or prior to May 1, 1981; 101% of par if redeemed thereafter, but prior to maturity, plus in each case interest accrued to the date of redemption.

Notice of redemption shall be given thirty days in advance of the redemption date by publication in a financial paper published in the State of Michigan, and in case of registered bonds, thirty days' notice shall be given by mail to the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the paying agent to redeem said bonds.

Said bonds may be registered as to principal only in the manner and with the effect set forth on the face thereof, as hereinafter provided.

Said bonds shall be signed by the Mayor and countersigned by the City Clerk and shall have the interest coupons attached bearing the facsimile signatures of said Mayor and City Clerk, and said officials, by the execution of said bonds, shall adopt as and for their own proper signatures their respective facsimile signatures on said coupons.

Section 6. The Reserve Account in the Bond and Interest Redemption Fund, as established by Section 12, sub-section (B) of the 1959 Ordinance, shall be increased by an additional Twenty Thousand (\$20,000.00) Dollars, so that said Bond Reserve Account shall total Fifty-Five Thousand (\$55,000.00) Dollars. To provide said additional funds for the Reserve Account, to supplement the present Reserve Account established pursuant to the provisions of Section 12, subsection (B) of the 1959 Ordinance, there shall be deposited into said Account, after provision has been made for the Operation and Maintenance Fund and the Bond and Interest Redemption Fund, the sum of Five Thousand (\$5,000.00) Dollars by the end of the operating year commencing May 1, 1964, and a like sum by the end of each of the next succeeding three (3) operating years, so that said additional Reserve Account moneys shall be available in said account at the close of the operating year commencing May 1, 1967. All of the provisions relative to use of said Reserve Account, its maintenance and other details relative thereto shall remain as specifically set forth in the 1959 Ordinance.

Section 7. There is hereby established in a bank which is either a member of the Federal Reserve System or a member of the Federal Deposit Insurance Corporation, or both, to be designated by the purchaser of the bonds, and which is located in the City of Grand Rapids, Michigan or has a branch located in the City of Grand Rapids, a separate depository account to be designated "1964 Water Supply System Construction Fund", the moneys from time to time on deposit to be used solely to pay the cost of the Project and the incidental costs set forth in Section 4 of this Ordinance.

Section 8. The proceeds of sale of said bonds shall be allocated and used as follows: First, any premium or accrued interest shall be deposited into the Bond and Interest Redemption Fund established by the 1959 Ordinance, and Second, the balance of the proceeds of sale shall be deposited in the 1964 Water Supply System Construction Fund established by Section 7 of this Ordinance. Any unexpended balance of the proceeds of sale remaining may, in the discretion of the Commission and to the extent of fifteen per cent (15%) of the amount of the bonds herein authorized be used for further improvements and extensions to the System: Provided, that, at the time of such expenditure, such use be approved by the Municipal Finance Commission. Any remaining balance after such expenditure, or in the event no such expenditure is made, the entire unexpended balance shall be paid into the Bond and Interest Redemption Fund and used for the redemption of callable bonds. The proceeds of sale of said bonds may be invested in whole or in part in the manner provided in Section 24 of Act 94, Public Acts of Michigan, 1933, as amended.

Section 9. The bonds and coupons shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTY OF KENT  
CITY OF EAST GRAND RAPIDS  
WATER SUPPLY SYSTEM REVENUE BOND  
SERIES II

No. \_\_\_\_\_ (\$1,000.00  
(\$5,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF EAST GRAND RAPIDS, County of Kent, State of Michigan, for value received, hereby promises to pay to the bearer hereof, or if registered, to the registered holder, but only out of the revenues of the Water Supply System of the City of East Grand Rapids, including all appurtenances, extensions and improvements thereto, the sum of

\_\_\_\_\_ THOUSAND DOLLARS

on the first day of May, A.D. 19\_\_\_\_, with interest thereon from the date hereof until paid at the rate of \_\_\_\_\_ per cent (\_\_\_\_%) per annum, payable on November 1, 1964, and semi-annually thereafter on the first day of May and November of each year, upon

2/17/1964

presentation and surrender of the proper interest coupons hereto annexed as they severally become due. Both principal of and interest on this bond are payable in lawful money of the United States of America at OLD KENT BANK AND TRUST COMPANY, Grand Rapids, Michigan, or at the option of the holder at \_\_\_\_\_,

and for the prompt payment thereof, the gross revenues of said Water Supply System, including all appurtenances, extensions and improvements thereto, after provision has been made for reasonable and necessary expenses of operation, administration and maintenance, are hereby irrevocably pledged, and a statutory first lien on said revenues is hereby recognized and created.

This bond is one of a series of \_\_\_\_\_ ( ) bonds of even date and like tenor, except as to rate of interest and date of maturity, aggregating the principal sum of \$270,000.00, numbered consecutively in direct order of maturity from 1 upwards, issued pursuant to Ordinance of the City adopted March 16, 1959 and Ordinance No. \_\_\_\_\_ duly adopted by the City Commission on \_\_\_\_\_, 1964, and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan, 1933, as amended, for the purpose of defraying part of the cost of acquiring and constructing additions and improvements to the Water Supply System of the City.

For a complete statement of the revenues from which and the conditions under which this bond is payable, a statement of the conditions under which additional bonds of equal standing may hereafter be issued, and the general covenants and provisions pursuant to which this bond is issued, reference is made to the above-described Ordinances. The bonds of this issue are of equal standing and are equally secured with Water Supply System Revenue Bonds, dated May 1, 1959, of which \$375,000.00 remain outstanding as of the date of this bond.

Bonds of this issue maturing in the years 1965 to 1974, inclusive, are not subject to prior redemption.

The right is reserved of redeeming bonds maturing in the years 1975 to 1983, inclusive, at the option of the City, in inverse numerical order, on any interest payment date on or after May 1, 1974, at 104% of par if redeemed on or prior to May 1, 1977; 103% of par if redeemed thereafter, but on or prior to May 1, 1979; 102% of par if redeemed thereafter, but on or prior to May 1, 1981; 101% of par if redeemed thereafter, but prior to maturity, plus in each case interest accrued to the date fixed for redemption.

Notice of redemption shall be given thirty days in advance of the redemption date by publication in a financial paper published in the State of Michigan, and in case of registered bonds thirty days notice shall be given by mail to the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the paying agent to redeem said bonds.

This bond is a self-liquidating bond and is not a general obligation of the City of East Grand Rapids, and does not constitute an indebtedness of the City of East Grand Rapids within any constitutional or statutory limitation, but is payable, both as to principal and interest, solely from the revenues of said Water Supply System of the City. The principal and interest on this bond are secured by the statutory lien hereinbefore mentioned.

The City of East Grand Rapids has covenanted and agreed, and does hereby covenant and agree, to maintain at all times while any of said bonds are outstanding, such rates for service furnished by said Water Supply System as shall be sufficient to provide for the payment of expenses of administration and operation and such expenses for maintenance of said System as may be necessary to preserve the same in good repair and working order, to provide for the payment of interest upon and the principal of all bonds payable therefrom as



Section 10. The City Clerk is hereby authorized and directed to make application to the Municipal Finance Commission on behalf of the City for permission to issue said bonds and for approval of the form of notice of sale of said bonds, in accordance with the provisions of Act 202, Public Acts of Michigan, 1943, as amended, and Act 94, Public Acts of Michigan, <sup>1933,</sup> as amended.

Section 11. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 12. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 13. This Ordinance shall be recorded in the minutes of the meeting of the City Commission at which it was adopted, immediately after its passage, which record shall be authenticated by the signatures of the Mayor and City Clerk of said City, and shall be published once in the Grand Rapids Press, a newspaper of general circulation within said City, within one (1) week after its adoption.

Section 14. This Ordinance shall become effective immediately upon its adoption.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

448.

BY COMMISSIONERS DAVIDSON-HUTCHINSON:

WHEREAS, by Ordinance No. 1964, adopted on February 17, 1964, the City Commission of the City of East Grand Rapids has authorized the issuance and sale of \$270,000.00 Water Supply System Revenue Bonds, Series II, dated May 1, 1964;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk cause notice of sale of said bonds to be published in the Michigan Investor of Detroit, Michigan, as soon as the form of such notice is approved by the Municipal Finance Commission setting the date of sale for the first regular or special meeting of the City Commission occurring more than fourteen (14) days after such publication.

2. Said notice of sale be in substantially the following form, subject to any changes therein that may be required by the Municipal Finance Commission:

OFFICIAL NOTICE OF SALE

\$270,000.00

CITY OF EAST GRAND RAPIDS  
COUNTY OF KENT, MICHIGAN

WATER SUPPLY SYSTEM REVENUE BONDS  
SERIES II

Sealed bids for the purchase of the above bonds will be received by the undersigned at the City Hall, East Grand Rapids, Michigan, until 5:15 o'clock p.m., Eastern Standard Time, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 1964, at which time and place said bids will be publicly opened and read.

Said bonds will be dated May 1, 1964, will be coupon bonds in the denomination of either \$1,000.00 each or \$5,000.00 each, at the option of the purchaser, registrable as to principal only, numbered in direct order of maturity from 1 upwards depending on the denomination, and will mature serially as follows:

\$ 5,000.00 May 1st of each year from 1965 to 1972, inclusive;  
 \$10,000.00 May 1st of each year from 1973 to 1978, inclusive;  
 \$15,000.00 May 1st, 1979;  
 \$45,000.00 May 1st of each of the years 1980 and 1981;  
 \$50,000.00 May 1, 1982;  
 \$15,000.00 May 1, 1983.

Said bonds shall bear interest from their date at a rate or rates not exceeding five per cent (5%) per annum, expressed in multiples of 1/20 of 1%. Said interest will be payable on November 1, 1964, and semi-annually thereafter on May 1st and November 1st of each year, both principal and interest to be payable at Old Kent Bank and Trust Company, Grand Rapids, Michigan, and at such co-paying agent qualified by law to act as such as shall be designated by the purchaser. The interest rate for each coupon period on any one bond shall be at one rate only and represented by one interest coupon. Accrued interest to date of delivery of such bonds must be paid by the purchaser at the time of delivery.

Bonds maturing in the years 1965 to 1974, inclusive, shall not be subject to redemption prior to maturity.

Bonds maturing in the years 1975 to 1983, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse numerical order, on any interest payment date on or after May 1, 1974, at 104% of par if redeemed on or prior to May 1, 1977; 103% of par if redeemed thereafter, but on or prior to May 1, 1979; 102% of par if redeemed thereafter, but on or prior to May 1, 1981; 101% of par if redeemed thereafter, but prior to maturity, plus in each case interest accrued to the date of redemption.

Notice of redemption shall be given thirty days in advance of the redemption date by publication in a financial paper published in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds, and in case of registered bonds thirty days notice shall be given by mail to the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the paying agent to redeem said bonds.

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 or at a price less than 100% of their par value will be considered.

The bonds are to be issued under Act 94, Public Acts of Michigan, 1933, as amended, and pursuant to authorization contained in Ordinance adopted by the City Commission on March 16, 1959, and Ordinance No. 1964, duly adopted by the City Commission on February 17, 1964, for the purpose of paying part of the cost of acquiring and constructing additions and improvements to the Water Supply System of the City.

Said bonds are not a general obligation of the City of East Grand Rapids, but are payable solely from the revenues of the Water Supply System of the City, and are a first lien on all such revenues, subject only to payment of expenses of operation and maintenance. The bonds are of equal standing with Water Supply System Revenue Bonds, dated May 1, 1959, of which \$375,000.00 will remain outstanding after May 1, 1964.

2/17/1964

Bonds of equal standing with the bonds of this issue may be issued for the purpose of acquiring and constructing additions and improvements to the Water Supply System but only on the conditions expressed in said Ordinance adopted March 16, 1959.

A certified or cashier's check in the amount of \$5,400.00, drawn upon an incorporated bank or trust company, payable to the order of the City 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 shall be allowed on the good faith checks and checks of the 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 printed on each bond. The cost of such opinion will be paid by the City. The cost of printing the bonds shall be paid by the City. There will also be furnished the usual closing documents dated as of the date of delivery of and payment for the bonds, including a certificate that there is no litigation pending affecting the validity of the bonds. Bonds will be delivered at Detroit, Michigan.

The right is reserved to reject any or all bids.

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

APPROVED:

STATE OF MICHIGAN

MUNICIPAL FINANCE COMMISSION.

\_\_\_\_\_  
Clerk, City of East Grand Rapids

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: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

449. Nelson-Hook. That the following water rate schedule be tentatively approved, effective date to be set later:

<u>METER SIZE</u>	<u>PROPOSED QUARTERLY RATE</u>
1/2" - 3/4"	\$ 3.50
1"	5.50
1-1/4"	8.00
1-1/2"	10.00
2"	16.00
3"	35.00
4"	100.00

Consumption Rate per 1,000 gallons - 42¢  
Hydrant Rental per hydrant per year - \$50.00

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

450. Mayor Collins recommended appointment of following citizens to compose the Board of Canvassers for the City of East Grand Rapids:

Douglas W. Hillman,	for term ending December 31, 1965
Sallie G. Birnie	for term ending December 31, 1965
David M. Amberg	for term ending December 31, 1967
Robert M. Waer	for term ending December 31, 1967

Davidson-Hook. That the foregoing appointment by the Mayor be concurred in.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

2/17/1964

451. Communication from Moore & Bruggink, consulting engineers, recommending that Proposal No. 2 submitted by Bowen & Fullerton in amount of \$61,270.40 for the reconstruction of sanitary sewer and widening in Lovett Avenue from Wealthy to Greenwood, be accepted.

Davidson-Sheperd. That the recommendation of Moore & Bruggink be concurred in and contract be awarded Bowen & Fullerton according to the terms submitted.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

452. Mr. W. B. MacWhirter appeared before the Commission regarding the possibility of the City acquiring the lot at the southwest corner of Breton and Lake Drive, a period of 30 days being set for the City to make its decision. Mr. MacWhirter also discussed how he proposed to construct dwelling on the lot if the City is not interested in acquiring same.

453. Communication from George H. Hargitt, Jr., 2220 Burchard St., requesting permission to connect his house and garage by construction of a breezeway.

Sheperd-Davidson. That this request be noticed out for hearing on March 9, 1964 and referred to the Planning Commission for their recommendation.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

454. Nelson-Sheperd. That the vouchers in amount of \$361,416.03 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

455. City Attorney suggested the revision of the Recreation agreement with the East Grand Rapids Schools.

456. Hook-Sheperd. That the Commission adjourn, subject to the call of the Mayor, until March 9, 1964.

Yeas: Davidson, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

*Louis J. Battjes*  
City Clerk.

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

Regular Meeting Held  
March 9, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Hutchinson, Nelson, Sheperd, and Mayor Collins.  
Absent: Com. Nelson.

457. City Clerk reported affidavits of publication of election notice, notice to taxpayers and water ordinance No. 1964 on file in his office.

458. This being the time and place set for continuation of hearing on the variance request of George H. Hargitt, report of the Planning Commission was read, recommending to the City Commission that this variance request be granted.

Sheperd-Hutchinson. That the City Commission acting as Board of Zoning Appeals concur in the recommendation of the Planning Commission and grant the request of George H. Hargitt.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

459. Communication from Stanford M. Brown regarding a recreation program, Commission meetings, and contamination of Fisk Lake.

Received and filed.

460. Communication from the City Assessor requesting that the 1964 City Tax Roll be turned over to the Board of Review.

Davidson-Hutchinson. Request concurred in.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

461. Sheperd-Hutchinson. That the following report of the Board of Canvassers be received and made a part of the minutes of this meeting:

BOARD OF CANVASSERS' STATEMENT OF VOTES  
CAST AT THE NON-PARTISAN PRIMARY ELECTION HELD  
IN THE CITY OF EAST GRAND RAPIDS, MICHIGAN, ON  
MONDAY, THE SEVENTEENTH DAY OF FEBRUARY, 1964.

\* \* \* \*

The following is a true statement of the whole number of votes given and cast at the Non-Partisan Primary Election for the purpose of electing candidates for City offices held in the City of East Grand Rapids, State of Michigan, and in the several wards and precincts of said City, on Monday, the seventeenth day of February, A.D. 1964:

OFFICE OF COMMISSIONER - FIRST WARD  
(One to be elected)

The whole number of votes given for the said office of Commissioner to the First Ward was six hundred fifty (650); and they were given for the following persons, viz: J. Robert Green, three hundred ninety-three (393) and Stanford M. Brown, two hundred fifty-seven (257).

OFFICE OF COMMISSIONER - SECOND WARD  
(One to be elected)

The whole number of votes given for the said office of Commissioner to the Second Ward was two hundred thirteen (213); and they were given for the following person, viz: Willis J. Nelson, two hundred thirteen (213).

OFFICE OF COMMISSIONER - THIRD WARD  
(One to be elected)

3/9/1964

The whole number of votes given for the said office of Commissioner to the Third Ward was one hundred ninety-five (195); and they were given for the following person, viz: Harold E. Davidson, one hundred ninety-five (195).

\* \* \*

STATE OF MICHIGAN )  
 COUNTY OF KENT ) ss.  
 CITY OF EAST GRAND RAPIDS)

We, the undersigned Board of Canvassers of the City of East Grand Rapids, Michigan, do hereby certify that the foregoing is a true and correct statement of the whole number of votes given for each of the several candidates for election to the several City offices voted upon at the Non-Partisan Primary Election held in the City of East Grand Rapids in said County and State and in the several wards and precincts thereof, on Monday, the seventeenth day of February, 1964.

We do hereby further certify, in pursuance of the provisions of the Charter of said City, adopted June 19, 1927, and the laws of the State of Michigan in such case made and provided that J. Robert Green received a majority of all the votes cast at said Primary Election for candidates for the office of Commissioner to the First Ward; and we do hereby determine that the said J. Robert Green is elected to the office of Commissioner to the First Ward for the term ending May 1, 1966.

We do hereby further certify, in pursuance of the provisions of said Charter and the laws of the State of Michigan in such case made and provided, that Willis J. Nelson received a majority of all the votes cast at said Primary Election for candidates for the office of Commissioner to the Second Ward; and we do hereby determine that the said Willis J. Nelson is elected to the office of Commissioner to the Second Ward for the term ending May 1, 1966.

We do hereby further certify, in pursuance of the provisions of said Charter and the laws of the State of Michigan in such case made and provided, that Harold E. Davidson received a majority of all the votes cast at said Primary Election for candidates for the office of Commissioner to the Third Ward; and we do hereby determine that the said Harold E. Davidson is elected to the office of Commissioner to the Third Ward for the term ending May 1, 1966.

( David M. Amberg  
 ( Sallie G. Birnie  
 Signed: ( Douglas W. Hillman  
 ( Robert M. Waer

BOARD OF CANVASSERS FOR THE CITY  
 OF EAST GRAND RAPIDS, MICHIGAN.

STATE OF MICHIGAN)  
 ) ss.  
 COUNTY OF KENT )

On this 20th day of February, A.D. 1964, personally appeared before me, a Notary Public in and for said County of Kent, the above named David M. Amberg, Sallie G. Birnie, Robert M. Waer and Douglas W. Hillman, who constitute the Board of Canvassers for the City of East Grand Rapids in said County and State, and made oath that the foregoing statement of votes cast at the Primary Election held in said City on Monday, the seventeenth day of February, 1964, by them subscribed, and together with the foregoing certificates of said Board, is a true and correct statement of the votes cast at said Primary Election and of the certificates therein, and I herewith attest the same as being such true and correct statement.

Louis F. Battjes  
 Notary Public, Kent County, Michigan

My Commission expires October 28, 1966.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5  
 Nays: 0.

462. Report from the City Manager, recommending Commission endorsement of S.B. #1074, establishing a State Boundary Commission to decide questions of annexation and incorporation.

463.

BY COMMISSIONERS SHEPERD-HUTCHINSON:

WHEREAS, existing law providing procedures for annexation, incorporation, and consolidation is greatly deficient in providing reasonable methods of boundary adjustment in urbanized areas; and

WHEREAS, the City Commission of the City of East Grand Rapids has examined the provisions of S.B. #1074 and feels that it basically provides an equitable and reasonable method of boundary adjustment and establishment in metropolitan areas through the establishment of a State Boundary Commission;

NOW, THEREFORE, BE IT RESOLVED, that the East Grand Rapids City Commission in regular session assembled this 9th day of March, 1964 does hereby endorse the principle and basic provisions of S.B.#1074; and

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted to Senator Milton Zaagman, Senator Robert Vander Laan, Representative Martin Buth, and to the Director of the Michigan Municipal League.

Yeas: Davidson, Hutchinson, Sheperd, Collins - 4

Nays: Nelson - 1.

464. Verbal report from the City Manager regarding use of Junior High Gymnasium on Saturdays.

Commissioner Davidson commended the Police Department for their part in implementing this program.

465. Communication from Kenneth N. Simons requesting sideyard variance to permit certain construction at the Waldo Stoddard home, 719 Plymouth Rd.

Referred to the Planning Commission, and noticed for hearing at the next meeting.

466. Monthly reports of the Police Chief, Fire Chief, Assessor-Building Inspector, and of the Traffic Commission, were read.

Received and filed.

467. City Manager requested authorization to issue purchase order for one automatic voting machine.

Nelson-Davidson. Request granted.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5

Nays: 0.

468. City Manager reported receiving bids for spraying elm trees for Dutch Elm disease, and recommended acceptance of the low bid of Bichler & Son at \$1.40 per tree for dormant spray and \$1.35 per tree for leaf spray.

Hutchinson-Nelson. That contract be awarded Bichler & Son at \$1.40 per tree for dormant spray and \$1.35 per tree for leaf spray.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5

Nays: 0.

469. City Manager reported regarding the revised recreation agreement.

Hutchinson-Nelson. That this agreement be adopted.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

470. Nelson-Davidson. That the vouchers in amount of \$216,642.01 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

471. Davidson-Nelson. That J. Robert Green be appointed to fill out the unexpired term of Commissioner Matheson.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

471. Commissioner Hutchinson was excused at this time.

472. Sheperd-Davidson. That the Commission adjourn, subject to the call of the Mayor, until March 23, 1964.

Yeas: Davidson, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

*Louis F. Battjes*  
\_\_\_\_\_  
City Clerk.

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

Regular Meeting Held  
March 23, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Green, Hutchinson, Nelson, Sheperd, and Mayor Collins.

Absent: Coms. Davidson, Hook.

473. Minutes of the preceding meeting approved as mailed.

474. This being the time and place set for hearing on the variance request of Kenneth N. Simons for construction of new garage at 719 Plymouth Rd. with less sideyard than required under the Zoning Ordinance, Mr. Simons and the owner of the property, Mr. Waldo Stoddard, were present.

Sheperd-Hutchinson. That this variance be granted.

No vote.

474-A . Hutchinson-Nelson. That this matter be tabled pending action on same by the Planning Commission.

Yeas: Hutchinson, Nelson, Collins - 3

Nays: Green, Sheperd - 2.

475. Present to discuss the improvement of Frederick Dr. were Mr. Samuel Metcalf, Mr. Jack Batts, Mr. Nicholas Battjes and Mr. Chester Rankin. The residents were informed this street improvement is not on the agenda for this year.

476. City Clerk reported receipt of resolution from the City of Grand Rapids stating its intention to participate with the City of East Grand Rapids in providing adequate drainage facilities for the area in both cities in the Breton-Norfolk locality and that each City share in the costs thereof in proportion that the drainage area of each bears to the total drainage area affected.

Received and filed.

477. Communication from the City Manager regarding the 1964 Assessment Street Construction Program.

478.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

RESOLVED, that the improvement consisting of proper gravel base and 2" bituminous concrete surface on  
 IDEMA DRIVE from Wren Ave. to Hall St.,  
 WREN AVENUE from Woodcliff Ave. to Bonnell Ave.,  
 MARY AVENUE from Bonnell Ave., west, to Bonnell Ave., east,  
 WOODCLIFF AVENUE from Lake Drive to Hall St.,  
 DARBY AVE. from Woodcliff Ave. to Reeds Lake Blvd., and  
 REEDS LAKE BLVD. from Darby Ave. to 198 feet North,  
 including the necessary curbs, gutters, sidewalks and underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land abutting upon either side of Idema Dr. between Wren Ave. and Hall St.; Wren Ave. between Woodcliff Ave. and Bonnell Ave., Mary Ave. between Bonnell Ave., west and Bonnell Ave., east; Woodcliff Ave. between Lake Drive and Hall St.; Darby Ave. between Woodcliff Ave. and Reeds Lake Blvd.; and Reeds Lake Blvd. between Darby Ave. and 198 feet north,

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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
 Nays: 0.

479.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

WHEREAS, the City Commission has declared the improvement consisting of proper gravel base and 2" bituminous concrete surface on  
 IDEMA DRIVE from Wren Ave. to Hall St.,  
 WREN AVENUE from Woodcliff Ave. to Bonnell Ave.,  
 MARY AVENUE from Bonnell Ave. west, to Bonnell Ave., east,  
 WOODCLIFF AVENUE from Lake Drive to Hall St.,  
 DARBY AVENUE from Woodcliff Ave. to Reeds Lake Blvd., and  
 REEDS LAKE BLVD. from Darby Ave. to 198 feet North,  
 including the necessary curbs, gutters, sidewalks 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 \$ 179,786.00; 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, 1964 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
 Nays: Nax 0.

480.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

RICHARDS DRIVE from Lake Grove Ave. to Andover Rd.,

including the necessary curbs, gutters, ~~sideswalks~~ and underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land abutting upon either side of Richards Drive between Lake Grove Ave. and

Andover Rd.

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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

481.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

RICHARDS DRIVE from Lake Grove Ave. to Andover Rd.

including the necessary curbs, gutters, ~~sideswalks~~ 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 \$ 30,092.00; 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, 19 64 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

482.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

LAKE GROVE AVENUE from Hall St. to Elmwood Dr.,

including the necessary curbs, gutters, ~~sidewalks~~ and underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land abutting upon either side of Lake Grove Ave. between Hall St. and Elmwood Dr.,

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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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

483.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

LAKE GROVE AVENUE from Hall St. to Elmwood Dr.,

including the necessary curbs, gutters, ~~sidewalks~~ 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 \$ 17,953.00; 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, 19 64 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: Nays: 0.

484.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

BOSTON STREET from York Dr. to Andover Rd.,

including the necessary ~~curbs, gutters, sidewalks and~~ underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land abutting upon either side of Boston Street between York Dr. and Andover Rd.

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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: Nays: 0.

485.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

BOSTON STREET from York Dr. to Andover Rd.

including the necessary ~~curbs, gutters, sidewalks 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 \$ 16,145.00; 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, 1964 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

486.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

CONLON AVENUE from Oakwood Dr. to Richards Dr.,

including the necessary curbs, gutters, ~~sidewalks~~ and underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land abutting upon either side of Conlon Avenue between Oakwood Dr. and Richards Dr.

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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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

487.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

CONLON AVENUE from Oakwood Dr. ~~and~~ to Richards Dr.,

including the necessary curbs, gutters, ~~sidewalks~~ 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 \$ 18,895.00 ; 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, 1964 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

487-A. Petition of Richard D. Brooks and R. Hiley Davis for improvement of Edgemere Dr. from Lake Pointe Drive north to end of cul-de-sac and the north half of Lake Pointe Dr. from Edgemere Dr. to Belvedere Dr.

488.

**BY COMMISSIONERS HUTCHINSON-SHEPERD:**

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

EDGEMERE DRIVE from Lake Pointe Dr. to vacated Durant Dr.,

including the necessary curbs, gutters, sidewalks and underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land abutting upon either side of Edgemere Dr. between Lake Pointe Dr. and

vacated Durant Dr.

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: Green, Hutchinson, Nelson, Sheperd, Collins - 5

Nays: 0.

489.

**BY COMMISSIONERS HUTCHINSON-SHEPERD:**

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

EDGEMERE DRIVE from Lake Pointe Dr. to vacated Durant Dr.,

including the necessary curbs, gutters, sidewalks 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 \$ 7,339.00; 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, 1964 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5

Nays: 0.

490.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

LAKE POINTE DRIVE from Edgemere Dr. to Belvedere Dr.,

including the necessary curbs, gutters, sidewalks and underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land abutting upon ~~either~~ side of Lake Pointe Dr. between Edgemere Dr. and Belvedere Dr. north

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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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

491.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

LAKE POINTE DRIVE from Edgemere Dr. to Belvedere Dr.,

including the necessary curbs, gutters, sidewalks 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 \$ 13,156.00; 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, 1964 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

492.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

RESOLVED, that the improvement consisting of ~~proper gravel base and 24" bituminous concrete surface on~~ sanitary sewer in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.

laterals

including the necessary ~~curbs, gutters, sidewalks and~~ underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land ~~abutting upon either side of~~ described as: Lots 39 thru 48 inclusive, Lots

52 thru 54 inclusive, Lots 65,66,67,78, and 79, all in Albert Realtors'

Hampshire Replat

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: Green, Hutchinson, Nelson, Sheperd, Collins - 5

Nays: 0.

493.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

WHEREAS, the City Commission has declared the improvement consisting of ~~proper gravel base and 24" bituminous concrete surface on~~ sanitary sewer in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.

laterals

including the necessary ~~curbs, gutters, sidewalks 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 \$ 7,384.00; 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, 19 64 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5

Nays: 0.

494.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

RESOLVED, that the improvement consisting of ~~proper power base and~~  
~~continuous concrete surface on~~ installation of water main in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

services

including the necessary ~~cable, gutter, drainage~~ and underground work is  
 a necessary public improvement, and that the cost and expense of such improve-  
 ment shall be paid by special assessment levied upon the lands and premises,  
 excepting public highways and alleys, benefiting from said improvement,  
~~including tax base~~ And be it further

RESOLVED, that a special assessment district for said improvement is  
 hereby established consisting of the lots, parts of lots and parcels of land  
~~abutting~~ described as: Lots 39 thru 48 inclusive, Lots

52 thru 54 inclusive, Lots 65, 66, 67, 78 and 79, all in Albert Realtors'

Hampshire Replat

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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
 Nays: 0.

495.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

WHEREAS, the City Commission has declared the improvement consisting of  
~~proper power base and~~ installation of  
 water main in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,  
 Services

including the necessary ~~cable, gutter, drainage~~ 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 \$ 11,612.00 ; 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, 1964 at 5:15 p.m.  
 be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
 Nays: 0.

496.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary curbs, gutters, sidewalks and underground work is a necessary public improvement, and that the cost and expense of such improvement 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 the lots, parts of lots and parcels of land abutting upon either side of Berwyck Road between Danby Lane and Woodlawn Ave.

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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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

497.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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

BERWYCK ROAD from Danby Lane to Woodlawn Ave.

including the necessary curbs, gutters, sidewalks 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 \$ 32,027.00; 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, 1964 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

498.

BY COMMISSIONERS NELSON-SHEPERD:

WHEREAS, Section 13(e) of Act 51, Public Acts of 1951 provides that each incorporated city and village to which funds are returned under the provisions of this section, that "the responsibility for all street improvement, maintenance and traffic operation work shall be coordinated by a single administrator to be designated by the governing body who shall be responsible for and shall represent the municipality in all transactions with the State Highway Commissioner pursuant to the provisions of this Act",

THEREFORE, BE IT RESOLVED, that this Honorable Body designate Clifford McMann, Jr. as the single administrator for the City of East Grand Rapids in all transactions with the State Highway Commissioner as provided in Section 13 of the Act.

Yeas: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

499. Nelson-Sheperd. That the vouchers in amount of \$81,373.08 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

500. City Attorney Richardson stated that a variance of the Zoning Ordinance requires a favorable vote of 5 members of the Commission to grant such variance.

501. City Attorney Richardson discussed the matter of starting suit against Chicago Bridge & Iron Company regarding the paint job on the water tank on Norfolk.

Hutchinson-Nelson. That the City Attorney be authorized to instigate suit against Chicago Bridge & Iron Company if no satisfactory settlement is negotiated within 30 days.

Yeas: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

502. City Attorney reported regarding the statute establishing a State Boundary Commission in connection with annexations, stating there is nothing in the statute to adversely affect East Grand Rapids.

503. Mayor Collins and Commissioner Nelson expressed the hope that East Grand Rapids citizens would approve the request for increased school millage by a large majority.

504. Hutchinson-Sheperd. That the Commission adjourn, subject to the call of the Mayor, until April 6, 1964.

Yeas: Green, Hutchinson, Nelson, Sheperd, Collins - 5  
Nays: 0.

*Louis F. Battjes*  
\_\_\_\_\_  
City Clerk.

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

Regular Meeting Held  
April 6, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and  
Mayor Collins.

Absent: 0.

505. Minutes of the preceding meeting approved as mailed.

506. City Clerk reported affidavits of publication of notices of special improvement on file in his office.

507. Mayor Collins addressed the property owners assembled with respect to the various hearings scheduled on special improvements, stating that the Commission's responsibility in connection with instigating special improvements must be for the benefit of the whole community.

508. This being the time and place set for hearing on the proposed construction of a sanitary sewer in Berwyck Rd. from Danby Lane to Woodlawn Ave., communication from Silas F. Albert was read concurring in the proposed improvement and communication from Samuel G. Albert was read, objecting to the project.

Davidson-Green. That the City Manager be authorized to advertise for bids on this project.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

509. This being the time and place set for hearing on the proposed installation of a water main in Berwyck Rd. from Danby Lane to Woodlawn Ave., communication from Silas F. Albert was presented, approving the improvement and communication from Samuel G. Albert was presented, objecting to the project.

Hutchinson-Nelson. That the City Manager be authorized to advertise for bids on this project.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

510. This being the time and place set for hearing on the proposed improvement of Berwyck Rd. from Danby Lane to Woodlawn Ave., consisting of proper gravel base, 2" bituminous concrete surface, including the necessary curbs, gutters, sidewalks and underground work, communication from Silas F. Albert was presented, approving the proposed improvement, and communication from Samuel G. Albert was presented, objecting to the improvement.

Sheperd-Nelson. That the City Manager be authorized to advertise for bids on this project.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

511. This being the time and place set for hearing on the proposed improvement consisting of proper gravel base and 2" bituminous concrete surface, including the necessary curbs, gutters and underground work on Conlon Avenue from Oakwood Dr. to Richards Dr., communication was received from Mrs. Sylvia Kanstor and also petition signed by other affected property owners, objecting to the improvement on the ground that they had blacktopped the two-block area between Elmwood and Richards at their own expense and that the water main installed by the City had damaged the present surface.

City Manager Tholen explained the street now had only a temporary improvement and described what composed a full improvement.

Property owners present and objecting were Mr. Kirkbride, assessed also on Richards Dr., and Mr. Ellis, Mr. Cook. Mr. Meyers and Mr. Noblet spoke in favor of the project. It was explained that corner lots are figured at 60% of the aideyard footage, the Commission to study this situation further.

Sheperd-Davidson. That the City Manager be authorized to advertise for bids on the improvement of Conlon Ave. from Oakwood Dr. to Richards Dr.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

512. This being the time and place set for hearing on the proposed improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters, sidewalks and underground work on Idema Dr. from Wren Ave. to Hall St., Mary Avenue from Bonnell Ave. west to Bonnell Ave. east, Wren Ave. from Bonnell Ave. to Woodcliff Ave., Woodcliff Ave. from Lake Drive to Hall St., Darby Ave. from Woodcliff Ave. to Reeds Lake Blvd., and Reeds Lake Blvd. from Darby Ave. to approximately 198 feet north, the City Manager explained these streets were considered as one project due to the drainage situation in this area.

Various points of information were requested, many objecting to sidewalks and necessity of transplanting or destroying trees, shrubs, etc.

The Mayor explained the Commission would consider sidewalks on one side of a street in case of hardship.

Favoring the improvement, with some reservations, on their particular streets were Sidney Muskin, Conrad Bradshaw, Dr. Noyes Avery, Kenneth Ellis, Mrs. Martin Van Otteren, Mrs. Manuel Brown, Harry Martin, John Huizenga, Wm. Krugman, Robt. Edison and Donald Sleight. Communication from the Harry Whittier's approving the project was read.

Communications objecting to the improvement on their streets were read from Dr. Carl Beeman and Don Matheson. Mr. Paul Carpenter asked that Reeds Lake Blvd. improvement be tabled at this time. Attorney Joseph Neath, representing Hollis Baker, Shirley Petersen and Alex McCoil, objected to sidewalks and urged that pavement only be considered.

Also present and inquiring as to various aspects of the improvement were Hampton Hault, Kenneth Hayes, Platt Nobel and A. Robert Kleiner.

Hutchinson-Nelson. That the City Manager be authorized to advertise for bids on the improvement of Idema Dr. from Wren Ave. to Hall St., Mary Ave. from Bonnell Ave. west to Bonnell Ave. east, Wren Ave. from Bonnell Ave. to Woodcliff Ave., Woodcliff Ave. from Lake Dr. to Hall St., Darby Ave. from Woodcliff Ave. to Reeds Lake Blvd. and Reeds Lake Blvd. from Darby Ave. to approximately 198 feet north.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

513. This being the time and place set for hearing on the improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters and underground work on Lake Grove Avenue from Hall St. to Elmwood Dr., inquiries as to various aspects of the improvement were made by Mr. Dykstra, Mr. Landman, Mr. Lathrop and Mr. Bartlett. Objection to the improvement was expressed by Mr. Blanchard. Mr. McKee expressed approval. Communications objecting were also received from Elsie Hartman and Mr. Ball.

City Manager and Commission members explained that the situation here was the same as many other streets where a temporary sealcoat had been laid previously and which could not be considered a full improvement, that no one would be charged twice for the same portion of a permanent improvement.

Sheperd-Nelson. That the City Manager be authorized to advertise for bids on the improvement of Lake Grove Avenue from Hall St. to Elmwood Dr.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

514. This being the time and place set for hearing on the improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters and underground work, on Richards Dr. from Lake Grove Ave. to Andover Rd., petition signed by property owners assuming the sealcoat spray to be a permanent improvement and objecting to further improvement, was presented. Present and objecting were Mr. Cook, Mr. Plawski, Mr. Fuller and Mr. Bailey. Communication from Harold Albert was read, maintaining this and Boston St. were fully improved streets. Mr. Hoven and Mr. Wilson inquired why property owners were to be assessed for this proposed improvement.

Com. Hutchinson again reiterated the Commission's stand regarding these improvements.

Nelson-Davidson. That the City Manager be authorized to advertise for bids on the improvement of Richards Dr. from Lake Grove Ave. to Andover Rd.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

515. This being the time and place set for hearing on the improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary underground work, on Boston St. from Lake Grove Ave. to Andover Rd., petition signed by property owners was presented, expressing objections to being assessed for this improvement. Also communication from Harold Albert objecting to the assessment, stating assessment for improvement on this street had been paid previously. J.B. Albert was present and objected, Mr. Landman objected, stating his house purchase contract stated it was a fully improved street. Objections were also expressed by Mr. McKee, Mr. Jensen and Mr. Hoffman.

Commission members again stated the former improvement was temporary and that this constituted a full improvement.

Nelson-Sheperd. That the City Manager be authorized to advertise for bids on the improvement of Boston St. from Lake Grove Ave. to Andover Rd.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

516. This being the time and place set for hearing on the proposed improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters, sidewalks and underground work on Edgemere Dr. from Lake Pointe Dr. to vacated Durant Dr., Mr. Ehrlich was present and requested information regarding the project, also complimenting the Commission on their consideration in dealing with protesting property owners.

Hutchinson-Green. That the City Manager be authorized to advertise for bids on the improvement of Edgemere Dr. from Lake Pointe Dr. to vacated Durant Dr.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

517. This being the time and place set for hearing on the improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters, sidewalks and underground work, on Lake Pointe Dr. from Edgemere Dr. to Belvedere Dr., no objections were presented.

Hutchinson-Davidson. That the City Manager be authorized to advertise for bids on the improvement of Lake Pointe Dr. from Edgemere Dr. to Belvedere Dr.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

518. Communication from Albert Builders, Inc., expressing disappointment that the Commission did not approve their request for the improvement of Elmwood Dr. from Laurel to Lenox. Present and discussing the matter was J.B. Albert.

Commission members explained if this wasn't a border street and called for improvement of only one side they would favor the improvement.

Received and filed.

519. Hutchinson-Hook. Variance request of Kenneth N. Simons taken from the table.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

520. Communication from the Planning Commission recommending the granting of the variance request of Kenneth N. Simons at 719 Plymouth Rd.

Sheperd-Hutchinson. That the City Commission, acting as Board of Zoning Appeals, concur in the recommendation of the Planning Commission and approve the variance request of Mr. Simons.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

521. The City Clerk presented the Report of the Board of Review, with valuations set as follows: Real Estate, \$26,463,400.00; Personal, \$854,000.00; Total, \$27,317,400.00.

Received and filed.

522. Monthly reports of the Police Chief, Fire Chief, and Assessor-Building Inspector were read.

Received and filed.

523. Communication from Siegel Judd, attorney representing Klean King Laundry, requested permission to install a shirt finishing machine. The City Attorney stated this matter could be handled by zoning variance.

Received and filed, and the Clerk directed to notice same out for hearing upon payment of the \$10 fee.

524. Davidson-Sheperd. That Monday, April 27, 1964 at 5:15 p.m. be designated as the time and the East Grand Rapids City Hall as the place set for public hearing on the proposed 1964-1965 budget, as required by Act #43, Public Acts of Michigan, 1963 (2nd Extra Session).

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

525. Nelson-Davidson. That the vouchers in amount of \$311,716.12 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

526. Hutchinson-Hook. That the Commission adjourn, subject to the call of the Mayor, until April 20, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

*Louis J. Batjes*  
City Clerk.

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

Regular Meeting Held  
April 20, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Sheperd, and Mayor Collins.  
Absent: Coms. Hutchinson, Nelson.

527. Minutes of the preceding meeting approved as mailed.

528. This being the time and place set for opening bids for the improvement of Idema Dr. from Wren Ave. to Hall St.; Mary Ave. from Bonnell Ave. west to Bonnell Ave. east; Wren Ave. from Bonnell Ave. to Woodcliff Ave.; Woodcliff Ave. from Lake Drive to Hall St.; Darby Ave. from Woodcliff Ave. to Reeds Lake Blvd.; and Reeds Lake Blvd. from Darby Ave. to approximately 198 feet north; six bids were received, opened and read.

Sheperd-Davidson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Mook, Sheperd, Collins - 5  
Nays: 0.

529.  
BY COMMISSIONERS SHEPERD-DAVIDSON:

WHEREAS, the City Commission did on March 23, 1964, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

IDEMA DRIVE from Wren Ave. to Hall St.,  
WREN AVENUE from Bonnell Ave. to Woodcliff Ave.,  
MARY AVENUE from Bonnell Ave. west to Bonnell Ave. east,  
WOODCLIFF AVENUE from Lake Drive to Hall St.,  
DARBY AVENUE from Woodcliff Ave. to Reeds Lake Blvd., and  
REEDS LAKE BOULEVARD from Darby Ave. to approximately 198 feet north,

including the necessary curbs, gutters, sidewalks and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and due consideration given to objections presented, <sup>now</sup> therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land abutting upon either side of Idema Dr. between Wren Ave. and Hall St.; Wren Ave. between Bonnell Ave. and Woodcliff Ave.; Mary Ave. between Bonnell Ave. west and Bonnell Ave. east; Woodcliff Ave. between Lake Drive and Hall St.; Darby Ave. between Woodcliff Ave. and Reeds Lake Blvd.; and Reeds Lake Blvd. between Darby Ave. and approximately 198 feet north, as shown by the plat and diagram on file in the City Clerk's office, shall constitute and be a special assessment district to be known as "Woodcliff Park Asphalt Paving District No. 1"; and

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto, be and the same is hereby estimated at the sum of \$ 179,084.15; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in five (5) equal annual installments, the first installment to be collected during the current year, and one of said installments to be collected annually thereafter until the whole is collected, with interest on all deferred installments at the rate of six per cent (6%) per annum; and be it further

RESOLVED, that the City Clerk be and is hereby directed to make a certified copy of this order and deliver the same together with a map of said district as finally determined, to the Board of Assessors; and be it further

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to foot frontage and benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

530.

BY COMMISSIONERS SHEPERD-DAVIDSON:

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

IDEMA DRIVE from Wren Ave. to Hall St.,  
WREN AVENUE from Bonnell Ave. to Woodcliff Ave.,  
MARY AVENUE from Bonnell Ave. west to Bonnell Ave. east,  
WOODCLIFF AVENUE from Lake Drive to Hall St.,  
DARBY AVENUE from Woodcliff Ave. to Reeds Lake Blvd., and  
REEDS LAKE BOULEVARD from Darby Ave. to approximately 198 feet north,

including the necessary curbs, gutters, sidewalks and underground work, be filed in the office of the City Clerk and marked "Woodcliff Park Asphalt Paving District No. 1 Special Assessment Roll"; and that the same be numbered consecutively; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room in East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear and consider any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

531. This being the time and place set for opening bids for the improvement of Lake Grove Avenue from Hall St. to Elmwood Dr., four bids were received, opened and read.

Sheperd-Davidson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

532.

BY COMMISSIONERS SHEPERD-DAVIDSON:

WHEREAS, the City Commission did on the 23rd of March, 1964, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

LAKE GROVE AVENUE from Hall St. to Elmwood Dr.,

including the necessary curbs, gutters and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and due consideration given to objections presented,<sup>now</sup> therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land abutting upon either side of Lake Grove Ave. between Hall St. and Elmwood Dr., as shown by the plat and diagram on file in the City Clerk's office, shall constitute and be a special assessment district to be known as "Lake Grove Ave. Asphalt Paving District No. 3"; and

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto, be and the same is hereby estimated at the sum of \$ 17,018.95; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in five (5) equal annual installments, the first installment to be collected during the current year, and one of said installments to be collected annually thereafter until the whole is collected, with interest on all deferred installments at the rate of six per cent (6%) per annum; and be it further

RESOLVED, that the City Clerk be and is hereby directed to make a certified copy of this order and deliver the same together with a map of said district as finally determined, to the Board of Assessors; and be it further

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to foot frontage and benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

533.

BY COMMISSIONERS SHEPERD-DAVIDSON:

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

LAKE GROVE AVENUE from Hall St. to Elmwood Dr.,

including the necessary curbs, gutters, and underground work, be filed in the office of the City Clerk and marked "Lake Grove Ave. Asphalt Paving District No. 3 Special Assessment Roll"; and that the same be numbered consecutively; and be it further

RESOLVED, that Monday, May 11, 1964, at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room in East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

534. This being the time and place set for opening bids for the improvement of Conlon Ave. from Oakwood Dr. to Richards Dr., four bids were received, opened and read.

Sheperd-Davidson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

535.

BY COMMISSIONERS SHEPERD-DAVIDSON:

WHEREAS, the City Commission did on the 23rd of March, 1964, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

CONLON AVENUE from Oakwood Dr. to Richards Dr.,

including the necessary curbs, gutters and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and due consideration given to objections presented, <sup>now</sup> therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land abutting upon either side of Conlon Ave. between Oakwood Dr. and Richards Dr., as shown by the plat and diagram on file in the City Clerk's office, shall constitute and be a special assessment district to be known as "Conlon Avenue Asphalt Paving District No. 3"; and

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto, be and the same is hereby estimated at the sum of \$ 17,861.97; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in five (5) equal annual installments, the first installment to be collected during the current year, and one of said installments to be collected annually thereafter until the whole is collected, with interest on all deferred installments at the rate of six per cent (6%) per annum; and be it further

RESOLVED, that the City Clerk be and is hereby directed to make a certified copy of this order and deliver the same together with a map of said district as finally determined, to the Board of Assessors; and be it further

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to foot frontage and benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

536.

BY COMMISSIONERS SHEPERD-DAVIDSON:

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

CONLON AVENUE from Oakwood Dr. to Richards Dr.,

including the necessary curbs, gutters and underground work, be filed in the office of the City Clerk and marked "Conlon Ave. Asphalt Paving District No. 3 Special Assessment Roll"; and that the same be numbered consecutively; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room in East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

537. This being the time and place set for opening bids for the improvement of Richards Dr. from Lake Grove Ave. to Andover Rd., four bids were received, opened and read.

Sheperd-Davidson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

538.

BY COMMISSIONERS SHEPERD-DAVIDSON:

WHEREAS, the City Commission did on the 23rd of March, 1964, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

RICHARDS DRIVE from Lake Grove Ave. to Andover Rd.,

including the necessary curbs, gutters and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and due consideration given to objections presented, <sup>now</sup> therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land abutting upon either side of Richards Dr. between Lake Grove Ave. and Andover Rd., as shown by the plat and diagram on file in the City Clerk's office, shall constitute and be a special assessment district to be known as "Richards Dr. Asphalt Paving District No. 2"; and

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto, be and the same is hereby estimated at the sum of \$ 27,482.63; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in five (5) equal annual installments, the first installment to be collected during the current year, and one of said installments to be collected annually thereafter until the whole is collected, with interest on all deferred installments at the rate of six per cent (6%) per annum; and be it further

RESOLVED, that the City Clerk be and is hereby directed to make a certified copy of this order and deliver the same together with a map of said district as finally determined, to the Board of Assessors; and be it further

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to foot frontage and benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

539.

BY COMMISSIONERS SHEPERD-DAVIDSON:

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

RICHARDS DRIVE from Lake Grove Ave. to Andover Rd.,

including the necessary curbs, gutters and underground work, be filed in the office of the City Clerk and marked "Richards Dr. Asphalt Paving District No. 2 Special Assessment Roll"; and that the same be numbered consecutively; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room in East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

540. This being the time and place set for opening bids for the improvement of Boston St. from York Dr. to Andover Rd., four bids were received, opened and read.

Sheperd-Davidson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

541.

BY COMMISSIONERS SHEPERD-DAVIDSON:

WHEREAS, the City Commission did on the 23rd of March, 1964, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

BOSTON STREET from York Dr. to Andover Rd.,

including the necessary underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and due consideration given to objections presented, <sup>now</sup> therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land abutting upon either side of Boston St., between York Dr. and Andover Rd., as shown by the plat and diagram on file in the City Clerk's office, shall constitute and be a special assessment district to be known as "Boston St. Asphalt Paving District No. 3"; and

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto, be and the same is hereby estimated at the sum of \$14,466.75; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in five (5) equal annual installments, the first installment to be collected during the current year, and one of said installments to be collected annually thereafter until the whole is collected, with interest on all deferred installments at the rate of six per cent (6%) per annum; and be it further

RESOLVED, that the City Clerk be and is hereby directed to make a certified copy of this order and deliver the same together with a map of said district as finally determined, to the Board of Assessors; and be it further

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to foot frontage and benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

542.  
BY COMMISSIONERS SHEPERD-DAVIDSON:

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

BOSTON STREET from York Dr. to Andover Rd.,

including the necessary underground work, be filed in the office of the City Clerk and marked "Boston St. Asphalt Paving District No. 3 Special Assessment Roll"; and that the same be numbered consecutively; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room in East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

542-A. This being the time and place set for opening bids for construction of a sanitary sewer in Berwyck Rd. from Conlon Ave., south, to Danby Lane and in Danby Lane from Berwyck Rd. to the south end of street, seven bids were received, opened and read.

Hook-Green. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

543.

BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on October 7, 1963, declare the construction of a sanitary sewer in

BERWYCK ROAD from Conlon Ave., south, to Danby Lane and  
DANBY LANE from Berwyck Rd. to south end of street,

including the necessary laterals and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on October 21, 1963, and ~~no~~ objections being presented and given due consideration, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Berwyck Rd. and Danby Lane Sanitary Sewer District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 9,271.36; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six (6) per cent per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

544.

BY COMMISSIONERS HOOK-GREEN:

RESOLVED, that the assessment roll covering the construction of a sanitary sewer in

BERWYCK ROAD from Conlon Ave., south, to Danby Lane and  
DANBY LANE from Berwyck Rd. to south end of street,

including the necessary laterals and underground work, be filed in the office of the City Clerk and marked "Berwyck Rd. & Danby Lane Sanitary Sewer District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll be mailed each property

4/20/1964

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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

545. This being the time and place set for opening bids for installation of a water main in Berwyck Rd. from Conlon Ave., south, to Danby Lane and in Danby Lane from Berwyck Rd. to the south end of street, seven bids were received, opened and read.

Hook-Green. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

546.

BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on October 7, 1963, declare the installation of a water main in

BERWYCK ROAD from Conlon Ave., south, to Danby Lane, and  
DANBY LANE from Berwyck Rd. to south end of street,

including the necessary services and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on October 21, 1963, and due consideration given to objections presented, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Berwyck Rd. and Danby Lane Water Main District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 9,499.84; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six (6) per cent per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

547.

BY COMMISSIONERS HOOK-GREEN:

RESOLVED, that the assessment roll covering the installation of a water main in

BERWYCK ROAD from Conlon Ave., south, to Danby Lane, and  
DANBY LANE from Berwyck Rd. to south end of street,

including the necessary services and underground work, be filed in the office

of the City Clerk and marked "Berwyck Rd. and Danby Lane Water Main District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

548. This being the time and place set for opening bids for the improvement of Conlon Ave. from Hampshire Blvd. to Berwyck Rd., Berwyck Rd. from Conlon Ave., south, to Danby Lane, and Danby Lane from Berwyck Rd. to south end of street, seven bids were received, opened and read.

Hook-Green. That these bids be tabled until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

549.  
BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on October 7, 1963, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

CONLON AVENUE from Hampshire Blvd. to Berwyck Rd.,  
BERWYCK ROAD from Conlon Ave., south, to Danby Lane, and  
DANBY LANE from Berwyck Rd. to south end of street,

including the necessary curbs, gutters, sidewalks and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on October 21, 1963, and due consideration given to objections presented, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Conlon Ave., Berwyck Rd. and Danby Lane Asphalt Paving District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 24,888.00; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of the lots, parts of lots and parcels of land that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six (6) per cent per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to benefits derived and foot frontage, and as provided

in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

550.

BY COMMISSIONERS HOOK-GREEN:

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

CONLON AVENUE from Hampshire Blvd. to Berwyck Rd.,  
BERWYCK ROAD from Conlon Ave., south, to Danby Lane, and  
DANBY LANE from Berwyck Rd. to south end of street,

including the necessary curbs, gutters, sidewalks and underground work, be filed in the office of the City Clerk and marked "Conlon Ave., Berwyck Rd. and Danby Lane Asphalt Paving District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

551. This being the time and place set for opening bids for the construction of sanitary sewer in Berwyck Road from Danby Lane to Woodlawn Ave., seven bids were received, opened and read.

Hook-Green. That these bids be tabled until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

552.

BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on March 23rd, 1964, declare the construction of a sanitary sewer in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary laterals and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of the said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and due consideration given to objections presented, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Berwyck Rd. Sanitary Sewer District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 10,388.52; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six per cent (6%) per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

553.  
BY COMMISSIONERS HOOK-GREEN:

RESOLVED, that the assessment roll covering the construction of a sanitary sewer in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary laterals and underground work, be filed in the office of the City Clerk and marked "Berwyck Rd. Sanitary Sewer District No. 2 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

554. This being the time and place set for opening bids for the installation of a water main in Berwyck Rd. from Danby Lane to Woodlawn Ave., seven bids were received, opened and read.

Hook-Green. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

555.

BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on March 23rd, 1964, declare the installation of a water main in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary services and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of the said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and due consideration given to objections presented, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Berwyck Road Water Main District No. 2"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 10,803.96; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six per cent (6%) per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

556.

BY COMMISSIONERS HOOK-GREEN:

RESOLVED, that the assessment roll covering the installation of a water main in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary services and underground work, be filed in the office of the City Clerk and marked "Berwyck Road Water Main District No. 2 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear ~~and to hear~~ any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

557. This being the time and place set for opening bids for the improvement of Berwyck Rd. from Danby Lane to Woodlawn Ave., seven bids were received, opened and read.

Hook-Green. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

558.  
BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on March 23rd, 1964, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary curbs, gutters, sidewalks and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and due consideration given to objections presented, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Berwyck Road Asphalt Paving District No. 3"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$20,360.86; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of the lots, parts of lots and parcels of land; and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six per cent (6%) per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to benefits derived and foot frontage, and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

559.  
BY COMMISSIONERS HOOK-GREEN:

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

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary curbs, gutters, sidewalks and underground work, be filed in the office of the City Clerk and marked "Berwyck Rd. Asphalt Paving District No. 3 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

560. This being the time and place set for opening bids on the Plaster Creek Storm Drain, seven bids were received, opened and read.

Hook-Green. That these bids be tabled until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

561.

BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on October 7, 1963, declare the construction of a storm drain designated as

PLASTER CREEK STORM DRAIN NO. 1

including the necessary appurtenances, to be a necessary public improvement and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on October 21, 1963, and due consideration given to objections presented, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Plaster Creek Storm Drain District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 55,630.75 ; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six per cent (6%) per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5.  
Nays: 0.

562.

BY COMMISSIONERS HOOK-GREEN:

RESOLVED, that the assessment roll covering the construction of a storm drain designated as

PLASTER CREEK STORM DRAIN NO. 1

including the necessary appurtenances, be filed in the office of the City Clerk and marked "Plaster Creek Storm Drain District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

563. This being the time and place set for opening bids on the improvement of Edgemere Dr. from Lake Pointe Dr. to vacated Durant Dr., four bids were received, opened and read.

Hook-Green. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

564.

BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on March 23, 1964, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

EDGEMERE DRIVE from Lake Pointe Dr. to vacated Durant Dr.,

including the necessary curbs, gutters, sidewalks and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of the said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and no objections being presented, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Edgemere Dr. Asphalt Paving District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 14,622.94 ; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to the benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six per cent (6%) per annum,

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to foot frontage and benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

565.

BY COMMISSIONERS HOOK-GREEN:

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

EDGEMERE DRIVE, from Lake Pointe Dr. to vacated Durant Dr.,

including the necessary curbs, gutters, sidewalks and underground work, be filed in the office of the City Clerk and marked "Edgemere Dr. Asphalt Paving District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Hook, Green, Sheperd, Collins - 5  
Nays: 0.

566. This being the time and place set for opening bids on the improvement of Lake Pointe Dr. from Edgemere Dr. to Belvedere Dr., four bids were received, opened and read.

Hook-Green. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

567.

BY COMMISSIONERS HOOK-GREEN:

WHEREAS, the City Commission did on March 23, 1964, declare the improvement consisting of proper gravel base and 2" bituminous concrete surface on

LAKE POINTE DRIVE from Edgemere Dr to Belvedere Dr.,

including the necessary curbs, gutters, sidewalks and underground work, to be a necessary public improvement, and designated a special assessment district to be assessed for a portion of the cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 6, 1964, and no objections being presented, now therefore be it

RESOLVED, that the aforesaid improvement be made and that the specifications, plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Lake Pointe Dr. Asphalt Paving District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 10,392.00; and that the expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of said lots, parts of lots and parcels of land, and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six per cent (6%) per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to foot frontage and benefits derived therefrom and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

568.

BY COMMISSIONERS HOOK-GREEN:

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

LAKE POINTE DRIVE from Edgemere Dr. to Belvedere Dr.,

including the necessary curbs, gutters, sidewalks and underground work, be filed in the office of the City Clerk and marked "Lake Pointe Dr. Asphalt Paving District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 11, 1964 at 5:15 p.m. (Eastern Standard Time) be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll 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: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

569. This being the time and place set for hearing on the request of Carl Nestor, 295 Rosewood Ave., for zoning variance to permit construction of carport no closer than 3 feet 6 inches from his south property line, present and expressing no objections were F.J. Vandersluis and Frank Peterson.

Sheperd-Green. That the City Commission, acting as Board of Zoning Appeals, grant the request of Mr. Nestor for construction of carport to within 3 feet and 6 inches of his south property line.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

570. This being the time and place set for hearing on the request of Klean King Laundry for zoning variance to permit installation and operation of a shirt finishing machine, no one appeared to object to the project. Mr. Curtis and his attorney, Mr. Bradshaw, were present to explain the details entailed.

Hook-Sheperd. That the City Commission, acting as Board of Zoning Appeals, grant the request of Klean King Laundry for installation and operation of one shirt finishing machine.

Yeas: Davidson, Hook, Sheperd, Collins - 4  
Nays: Green - 1.

571. Mr. Bradshaw, on behalf of Klean King Laundry, requested that this matter be tabled until the next regular meeting when a full quorum of the Commission would be present.

Sheperd-Collins. That the request of Klean King Laundry be tabled until the next regular meeting of the City Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

572. Communication from Albert Builders, Inc., again requesting improvement of Elmwood Dr. from Laurel to Lenox.

Davidson-Sheperd. That this request be denied.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

573. City Clerk reported receipt of Certificate of Determination from the East Grand Rapids Schools regarding the special election held April 6, 1964.

Received and filed.

574. Davidson-Sheperd. That the City Manager be authorized to advertise for bids on City printing, garbage collection, furnishing of gasoline and tires and Workmen's Compensation Insurance.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

575. Communication from Mr. Waldo Stoddard, thanking the City Commission for the consideration given his request for variance.

Received and filed.

576. Communication from Albert Builders, Inc., requesting further landscaping around the water tank in the southeast corner of the City.

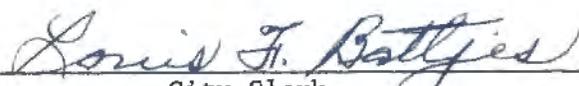
Received and filed.

577. Davidson-Sheperd. That the vouchers in amount of \$21,393.22 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

578. Sheperd-Hook. That the City Commission adjourn, subject to the call of the Mayor, until April 27, 1964.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

  
City Clerk.

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

Special Meeting Held  
April 27, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Sheperd, and Mayor  
Collins.

Absent: Com. Nelson.

579. This being the time and place set for public hearing on the proposed budget for the year 1964-1965, no one appeared with regard thereto.

Communication from the Budget Board, approving the proposed budget.

Received and filed.

580. Davidson-Green. That the 1964-1965 Budget, as revised by the Committee-of-the-whole, be referred to the incoming Commission.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

581. Communication from the City Clerk requesting that the City Manager be authorized to transfer \$15,200.00 from the Contingent Fund to the following Appropriation Accounts:

17110	<u>City Manager</u>		
171101	Personal Services	\$	600.00
17150	<u>City Attorney</u>		
171501	Personal Services		300.00
17160	<u>City Clerk</u>		
171602	Contractual Services		3,000.00
171603	Operating Supplies		200.00
171606	Miscellaneous Expense		800.00
17440	<u>Tree Maintenance and Removal</u>		
174401	Personal Services		3,000.00
174402	Contractual Services		1,100.00
174405	Repairs & Maintenance		400.00
17460	<u>Parks</u>		
174601	Personal Services		1,200.00
17450	<u>Sewage Disposal</u>		
174501	Personal Services		2,300.00
174503	Operating Supplies		300.00
174505	Repairs & Maintenance		2,000.00
	Total	\$	<u>15,200.00</u>

Sheperd-Davidson. That the foregoing request be concurred in.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

582. Davidson-Green. That the City Manager be authorized to transfer \$14,000.00 of Motor Vehicle Highway Funds from Local Streets to Major Streets for street construction.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

583. Hutchinson-Sheperd. That Ernst & Ernst be awarded the audit of the City books and records for the year ended April 30, 1964 at their standard hourly rate, not to exceed \$2,500.00.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

584. City Manager presented request of James A. Welcomb, 2537 Boston St., for variance to permit construction of a swimming pool within 7 feet of his property lot line.

585. Hutchinson-Sheperd. That the following proposed ordinance be placed on first and final reading and adopted by this Commission:

AN ORDINANCE  
TO AMEND SECTION 8.70 OF CHAPTER 81 OF TITLE VIII  
OF THE CODE OF THE CITY OF EAST GRAND RAPIDS.

The City of East Grand Rapids ordains as follows:

Section 1. Section 8.70 of Chapter 81 of Title VIII of the Code of the City of East Grand Rapids is amended to read as follows:

"8.70 Location. No private swimming pool or wading pool shall be erected nearer than ten (10) feet to any lot line; provided, however, that where there are practical difficulties or unnecessary hardship in the carrying out of the strict requirements relating to location, the Board of Zoning Appeals, after public hearing, shall have the power to authorize the location of such pool nearer than ten (10) feet to any lot line, provided that all other requirements of this Chapter 81 shall be complied with and provided that said Board of Zoning Appeals may impose such further conditions as it deems requisite for the protection of adjoining owners and of the public in connection with the granting of such variance. The filing of an application for variance, the giving of public notice of the hearing thereon, and all other procedures in connection therewith, shall be in the manner provided in Section 5.125 of Chapter 39 of Title V of the Code of the City of East Grand Rapids."

Section 2. This ordinance is declared to be an emergency ordinance and shall be given immediate effect.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

586. Communication from Stanford M. Brown.

Received and filed.

587. Davidson-Hutchinson. That the vouchers in amount of \$123,030.43 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

588. The matter of the low area in the 2700 block of Beechwood Dr. was discussed.

Hutchinson-Sheperd. That this matter be referred to the Planning Commission for action within the next 60 days.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

589. Sheperd-Davidson. That the Commission adjourn, subject to the call of the Mayor, until May 4, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

*Louis F. Battjes* City Clerk.

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

Regular Meeting Held  
May 4, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and  
Mayor Collins.

Absent: 0.

1. Minutes of the meetings of April 20th and April 27, 1964, approved  
as mailed.

2. The City Manager submitted report of Moore & Bruggink, consulting  
engineers, on bids submitted for construction of the 24" transmission main  
to hook up with the Grand Rapids water system; their recommendation being  
that the bid of Dykhouse Brothers in amount of \$195,551.00 be accepted,  
this being the low bid in accordance with requirements of the bidding  
documents, and contract awarded according to the terms submitted.

Green-Davidson. That the recommendation of Moore & Bruggink be  
concurred in and contract for the 24" water transmission main to hook up  
with the Grand Rapids water system be awarded to Dykhouse Brothers in  
amount of \$195,551.00.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

3. Communication from Old Kent Bank & Trust Company relative to  
bank depository.

4.

BY COMMISSIONERS DAVIDSON-HOOK:

WHEREAS, there may now be in and may hereafter from time to time,  
come into the hands of Peter Quint, Treasurer of the City of East Grand  
Rapids, Michigan, certain public moneys belonging to or held for the State,  
County, other political units of the State, or otherwise held according to  
law, and

WHEREAS, under the laws of Michigan, this Commission is required to  
provide by resolution for the deposit of all public moneys, including tax  
moneys, coming into the hands of said Treasurer, in one or more banks,  
hereinafter called bank(s) to be designated in such resolution;

NOW THEREFORE, BE IT RESOLVED, that said Treasurer, Peter Quint, be  
hereby directed to deposit all public moneys, including tax moneys now in  
or coming into his hands as Treasurer in his name as Treasurer, in the

Union Bank & Trust Company - Special Construction Fund only,  
Old Kent Bank & Trust Company - All other City Funds.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

5.

BY COMMISSIONERS SHEPERD-HUTCHINSON:

RESOLVED, that the following budget as recommended by the outgoing  
Commission to the new Commission be adopted as the annual budget of the  
City of East Grand Rapids for the year 1964-1965:

General Government	\$ 104,400.00
Public Safety	174,600.00
Public Service	276,200.00
Contributions and Aid	40,800.00
Other Operating Expenses	49,200.00
Capital Expenditures	<u>123,800.00</u>
	\$ 769,000.00

Anticipated Revenues:

City Taxes	\$ 503,900.00
Licenses and Permits	8,000.00
Fines and Fees	5,000.00
Distributions from State of Michigan	188,600.00
From Use of Money and Property	4,000.00
Charges for Current Services	42,500.00
From General Fund Surplus	<u>17,000.00</u>
	<u>\$ 769,000.00</u>

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 \$503,900.00, and the tax rate per \$1,000.00 valuation is hereby determined to be \$18.50.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Nelson, Collins - 7  
Nays: 0.

6.

BY COMMISSIONERS SHEPERD-HUTCHINSON:

RESOLVED, that the following Water Works Operation & Maintenance Budget adopted for the year 1964-1965 be made a part of the minutes:

WATER WORKS OPERATION & MAINTENANCE BUDGET  
1964-1965

Estimated Revenues	\$ 240,000.00
<u>Expenditures:</u>	
Administration	8,900.00
Source of Supply	100,100.00
Power & Pumping	13,500.00
Purification	5,300.00
Mains and Hydrants	9,600.00
Meters	12,500.00
Water Tap Installation	800.00
Meter Reading and Collecting	4,600.00
Interest	15,000.00
Pensions	<u>3,000.00</u>
	\$ 173,300.00
To Balance	<u>66,700.00</u>
	<u>\$ 240,000.00</u>

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

7. Sheperd-Hutchinson. That the request of Klean King Laundry for variance to permit installation of a shirt finishing machine be taken from the table at this time.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

8.

BY COMMISSIONERS SHEPERD-HOOK:

WHEREAS Klean King Laundry has heretofore filed an application for a variance to authorize the installation of certain shirt finishing equipment in the self-service laundry and dry cleaning establishment located at 2140 Wealthy St., S.E., East Grand Rapids, Michigan, and the Board of Zoning Appeals, after public hearing, has fully considered the matters contained in said application:

## IT IS, THEREFORE, RESOLVED AS FOLLOWS:

1. That the variance request by Klean King Laundry for permission to install in the building at 2140 Wealthy St., SE., East Grand Rapids, Michigan, one shirt finishing unit is hereby granted.

2. The permission granted is limited to the installation of one such shirt finishing unit as described in the application for variance and in the printed literature which accompanied the application, which printed material is filed with the City Clerk and made a part of these proceedings.

3. The variance is granted on the condition that the hours of operation of the business at 2140 Wealthy St., S.E., East Grand Rapids, Michigan, shall not include any business operation between the hours of 12:00 o'clock midnight and 6:00 a.m., which restriction on hours of operation was contained in the request for variance as presented to this Board of Zoning Appeals.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Nelson, Collins - 7  
Nays: 0.

9. Monthly reports of the Police Chief, Fire Chief and Assessor-Building Inspector, together with the yearly report of the Fire Chief, and Traffic Commission report, were read.

Received and filed.

10. The Mayor commended the Fire Chief and his Department.

11. Nelson-Sheperd. That the vouchers in amount of \$24,056.75 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Nelson, Collins - 7  
Nays: 0.

12. Sheperd-Davidson. That a letter of appreciation, on behalf of the Commission, be sent to Clifford A. Paige, retiring Consulting Engineer.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

13. Davidson-Nelson. That the proposed Ordinance entitled as follows be placed on first reading: "An Ordinance to Amend the Code of the City of East Grand Rapids by Adding a New Section Which Shall Be Designated as Section 8.10(u) of Chapter 105 of Title X of Said Code".

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Nelson, Collins.- 7  
Nays: 0.

14. Davidson-Nelson. That the proposed Ordinance entitled as follows be placed on first reading: "An Ordinance to Amend the Code of the City of East Grand Rapids by Adding a New Sub-section which shall be Designated as Sub-section (36) of Section 9.62 of Chapter 90 of Title IX".

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

15. Mayor Collins recommended the following appointments:

1964-1965 APPOINTMENTSWAYS & MEANS COMMITTEE

Willis J. Nelson, Chairman  
Harold E. Davidson  
J. Robert Green

POLICE & FIRE COMMITTEE

James C. Hook, Chairman  
Willis J. Nelson  
J. Robert Green

STREETS, SIDEWALKS & TREES COMMITTEE

J. Robert Green, Chairman  
James C. Hook  
F. William Hutchinson

BOARD OF REVIEW

Donald Ford, Chairman  
George K. Heartwell  
Sydney D. Shank  
James C. Hook  
Jordan M. Sheperd

PLANNING COMMISSION

John Knapp, Chairman  
John D. Hibbard  
Mary C. Meade (Mrs. Richard H.)  
Dorothy Clements (Mrs. George W.)  
Robert L. Murray  
Edgar R. Firant  
Stuart R. Long  
Jordan M. Sheperd  
Fred H. Tholen (Sec'y)  
1 Board of Education Appointment

LIBRARY COMMISSION

Arend Vyn, Chairman  
Marion Branston (Mrs. George)  
Dorothy Blamire (Mrs. W. Peyton)  
Barbara Callmeyer (Mrs. Wm. C.)  
Paul Flanagan  
James C. Hook

HOUSING BOARD OF APPEALS

Dr. D. S. MacIntyre, (Health Officer)  
Howard J. Coleman (Police Chief)  
John F. Terpstra (Fire Chief)  
Mrs. Peter M. Wege - ending May, 1966  
Watson Page - " " 1967  
J. Hampton Hoult - " " 1965

RECREATION & PARKS COMMITTEE

Harold E. Davidson, Chairman  
Jordan M. Sheperd  
F. William Hutchinson

PRESIDENT OF THE COMMISSION -

CITY MANAGER -

CITY CLERK-COMPTROLLER -

CITY TREASURER -

CITY ATTORNEY -

ASSESSOR-BUILDING INSPECTOR -

ASS'T. ASSESSORS -

FIRE CHIEF -

POLICE CHIEF -

HEALTH OFFICER -

ELECTRICAL INSPECTOR -

HARBORMASTER -

FORESTER -

BUDGET BOARD

Joseph F. Deeb, Chairman  
C. Lincoln Linderholm  
L. Ronald Noreen  
Leonard Osterink  
David D. Hunting, Jr.  
Ralph B. Baldwin  
Robert P. Van Ess

ELECTION COMMISSION

Louis F. Battjes, Chairman  
Peter Quint  
Robert W. Richardson

UTILITIES COMMITTEE

F. William Hutchinson, Chairman  
Jordan M. Sheperd  
Harold E. Davidson

ORDINANCE COMMITTEE

Jordan M. Sheperd, Chairman  
Willis J. Nelson  
James C. Hook

BOARD OF SUPERVISORS (KENT COUNTY)

John J. Collins  
Willis J. Nelson  
Thomas G. Ford  
Stanford M. Brown  
Fred H. Tholen

TRAFFIC COMMISSION

Samuel S. Corl, Jr., Chairman  
Lewis M. Lockley  
John F. Swain  
Carolyn S. Bennett (Mrs. Robt. H., Jr.)  
The Mayor  
City Manager  
Police Chief

RECREATION COMMISSION

John C. Hoekje, Chairman  
Kenneth F. Bergmann  
F. William Hutchinson  
~~Robert H. Bennett, Jr.~~ *Dr. Wm. VandenBeeke*  
~~John M. Leidlein~~ *Rob. Deussen, Jr.*  
Barbara Easley (Mrs. Wm. L.)  
Calvin P. Owen

Willis J. Nelson

Fred H. Tholen

Louis F. Battjes

Peter Quint (month-to-month-basis)

Robert W. Richardson

Donald Ford

George K. Heartwell

Sydney D. Shank

John F. Terpstra

Howard J. Coleman

Dr. D. S. MacIntyre

Carl J. Vander Schoor

Charles Harrett

Henry Koopman

ELECTION INSPECTORSFIRST WARDFirst Precinct

E. Lucile Anderson  
Bess Vandersluis  
Irene Fernekes

Second Precinct

Viola McCarthy  
Jessie Doornbos  
June E. Lang

SECOND WARDFirst Precinct

Louise Meyer  
Alida Schultz  
Lila Bulsok

Second Precinct

Jean B. Krumm  
Phyllis Blok  
Clara Gallandt

THIRD WARDFirst Precinct

Jane B. Hickey  
Bernice Cheney  
Florence Brown

Second Precinct

Nellie C. Mead  
Hope Cargill  
Frances Sherwood

Third Precinct

Ferne Vander Wal  
June E. Burkhardt  
Rosemary Murphy

Davidson-Hutchinson. That the foregoing appointments recommended by the Mayor be approved.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

16. Mayor Collins read a statement in which he strongly advocated one water system for the entire metropolitan area, stating he believed it the duty of any elected official to properly allocate and control public funds, to see that the public got the most for its money, and that it should be possible for all elected officials to work together to achieve the best and most economical water system in the entire Mid-West.

Nelson-Hutchinson. That the Commission go on record as supporting the Mayor's statement.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

17. Nelson-Hutchinson. That the Commission adjourn, subject to the call of the Mayor, until May 11, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

*Louis F. Battjes*  
\_\_\_\_\_  
City Clerk.

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

Regular Meeting Held  
May 11, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and  
Mayor Collins.

Absent: 0.

18. Minutes of the previous meeting approved as mailed.

19. City Clerk reported affidavits of publication of notices to bidders, notice of public hearing on budget, notices of special improvement, on file in his office.

20. Green-Nelson. That the following resolutions adopted April 20, 1964 be amended to provide method of payment of assessments in ten (10) equal annual installments instead of five (5):

Item #529 - Improvement of Idema Dr. from Wren to Hall St.,  
Wren Ave. from Bonnell Ave. to Woodcliff Ave.,  
Mary Ave. from Bonnell Ave. west to Bonnell Ave.,  
east,  
Woodcliff Ave. from Lake Dr. to Hall St.,  
Darby Ave. from Woodcliff Ave. to Reeds Lake Blvd.,  
Reeds Lake Blvd. from Darby Ave. to approx. 50 ft.  
north

Item #532 - Improvement of Lake Grove Ave. from Hall St. to Elmwood Dr.,  
Item #535 - Improvement of Conlon Ave. from Oakwood Dr. to Richards Dr.,  
Item #538 - Improvement of Richards Dr. from Lake Grove Ave. to Andover Rd.,  
Item #541 - Improvement of Boston St. from York Dr. to Andover Rd.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

21. Davidson-Hook. That the resolution designated as Item #532 in the Commission proceedings of April 20, 1964 pertaining to the improvement of Lake Grove Ave. from Hall St. to Elmwood Dr. be amended in Paragraph 1 thereof following

"and designated a special assessment district to be assessed for the entire cost of said improvement"

to include

"with the exception of \$4,123.25 which shall be paid from the general funds of the City of East Grand Rapids" ---;

and that Paragraph 4 thereof be amended following

"that the entire expense of said improvement as herein estimated"

to include

"with the exception of \$4,123.25 which shall be paid from the general funds of the City"---.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

22. Davidson-Hook. That the resolution designated as Item #538 in the Commission proceedings of April 20, 1964 pertaining to the improvement of Richards Dr. from Lake Grove Ave. to Andover Rd., be amended in Paragraph #1 thereof following

"and designated a special assessment district to be assessed for the entire cost of said improvement"

to include

"with the exception of \$7,349.80 which shall be paid from the general funds of the City of East Grand Rapids"---;

and that Paragraph 4 thereof be amended following

"that the entire expense of said improvement as herein estimated"

to include

"with the exception of \$7,349.80 which shall be paid from the general funds of the City"---.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

23. Davidson-Hook. That the resolution designated as Item #541 in the Commission proceedings of April 20, 1964 pertaining to the improvement of Boston St. from York Dr. to Andover Rd. be amended in Paragraph #1 thereof following

"and designated a special assessment district to be assessed for the entire cost of said improvement"

to include

"with the exception of \$8,004.50 which shall be paid from the general funds of the City of East Grand Rapids" ---;

and that Paragraph #4 thereof be amended following

"that the entire expense of said improvement as herein estimated"

to include

"with the exception of \$8,004.50 which shall be paid from the general funds of the City"---.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

24. Davidson-Hook. That the resolution designated as Item #561 in the Commission proceedings of April 20, 1964 pertaining to the Plaster Creek Storm Drain No. 1 be amended in Paragraph #1 thereof following

"and designated a special assessment district to be assessed for the entire cost of said improvement"

to include

"with the exception of \$3,339.50 which shall be paid from the general funds of the City of East Grand Rapids"---;

and that Paragraph #4 thereof be amended following

"that the entire expense of said improvement as herein estimated"

to include

"with the exception of \$3,339.50 which shall be paid from the general funds of the City"---.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

25. Davidson-Hook. That the resolution designated as Item #567 in the Commission proceedings of April 20, 1964 pertaining to the improvement of Lake Pointe Dr. from Edgemere Dr. to Belvedere Dr. be amended in Paragraph #1 thereof following

"and designated a special assessment district to be assessed for the entire cost of said improvement"

to include

"with the exception of \$1,842.14 which shall be paid from the general funds of the City of East Grand Rapids"---.

and that Paragraph #4 thereof be amended following

"that the entire expense of said improvement as herein estimated"

to include

"with the exception of \$1,842.14 which shall be paid from the general funds of the City" ---.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

26. This being the time and place set for hearing on the assessment roll for the improvement designated as "Woodcliff Park Asphalt Paving District No. 1", consisting of proper gravel base and 2" bituminous concrete surface, including the necessary curbs, gutters, sidewalks and underground work, on  
 Idema Dr. from Wren Ave. to Hall St.,  
 Wren Ave. from Bonnell Ave. to Woodcliff Ave.,  
 Mary Ave. from Bonnell Ave. west to Bonnell Ave. east,  
 Woodcliff Ave. from Lake Dr. to Hall St.,  
 Darby Ave. from Woodcliff Ave. to Reeds Lake Blvd., and  
 Reeds Lake Blvd. from Darby Ave. to approximately 50 ft. north,

communication objecting to sidewalks was read from Mrs. Martin Vanden Bosch. Present and objecting to sidewalks or at least to be on one side only on Darby Ave. was Conrad Bradshaw. Com. Green stated his poll indicated residents on the north side of Darby Ave. had no objections to sidewalks, other than Mrs. Vanden Bosch.

It was explained by the Commission that sidewalks were essential on Darby Ave. due to the heavy traffic going onto Reeds Lake Blvd. along the lake, and cost and inconvenience would be less now than to install later as a single project.

Dr. Beeman inquired as to drainage at the back of his lot on Idema Dr. and was assured by the City Engineer this would be provided for.

Mr. Paul Carpenter inquired as to Reeds Lake Blvd. and was informed this footage had been cut back to approximately 50 feet from Darby Ave.

Dr. Avery, Mr. Auwers and Mr. Martin were concerned about the placement of the improvement and subsequent additional outlawn and driveway locations at Darby and Woodcliff.

Dead ending Darby Ave. at the Blvd. was suggested to eliminate heavy traffic and the City Manager stated it had been given considerable thought but the question of legality entered into this.

Cost figures of the improvement were read by City Engineer McMann.

Davidson-Hutchinson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
 Nays: 0.

27. This being the time and place set for hearing on the assessment roll for the improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters and underground work, on Lake Grove Avenue from Hall St. to Elmwood Dr., Mr. McKee, Mr. Ball, Mr. Schultz, Mr. Blanchard and Mr. Gilbert McKee inquired as to cost and were given the information by City Engineer McMann.

Nelson-Green. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
 Nays: 0.

28. This being the time and place for hearing on assessment roll for the improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters and underground work, on Conlon Avenue from Oakwood Dr. to Richards Dr., communications from Mr. and Mrs. Kanstor protesting the improvement, were received; also communication from Mr. Cook, Mr. Kirkbride and Mr. Pruss, owners of property included in both the Conlon Ave. improvement and the Richards Dr. improvement, requesting that the Conlon Ave. improvement be deferred. These parties were also present and verbally entered their protests.

It was again explained by the Mayor and members of the Commission that this was the 5th year of the street improvement program; that it was practical to do all streets not fully improved in one area at one time; that the 10-year payment plan was adopted to alleviate undue hardship to any property owner; and that in the interests of the City as a whole it was necessary to continue this improvement program. It was again stated that streets bearing seal coats were not considered fully improved streets and that these temporary improvements were usually done on petition of property owners or developers and then only to the point requested. It was stated that all work is done under contract and with City inspection.

5/11/1964

Hutchinson-Davidson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

29. This being the time and place set for hearing on the assessment roll for the improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters and underground work, on Richards Drive from Lake Grove Ave. to Andover Rd., Mr. Edison inquired about cost and drainage, Mr. Timmer also complained of drainage problems. City Engineer McMann gave a breakdown of what the City will pay and what the property owner will pay, the City to pay the cost of the base.

Mr. Bailey thanked the Commission for their consideration in assuming this cost.

Mr. Wilson inquired what basis the City had to assess for the surfacing when a letter from the realtor stated this now had a permanent surface. The Commission stated they do not so interpret the letter and that the street now has no permanent surface. Mr. Wilson asked what assurance they had that another Commission in the future would not again charge for this. He was answered that it was this Commission's policy that the improvement now proposed would be considered permanent and any future repair would be done at City-at-large expense, but that they could not guarantee nor bind any future Commission.

It was again reiterated by the City Manager that a sealcoat has never been considered a permanent street but merely a dustlayer, usually petitioned for and done only to the extent petitioned for.

The Commission stated no one is being asked to do anything more than other property owners have done - the sealcoat previously paid for has served its purpose; that the cover on the street is today considered sub-standard, and the realtor was never told in writing this street was approved as a permanent improvement.

The City Attorney stated that in 1956-57 the City administration adopted by resolution a policy stating a fully improved street should include sidewalks, curb, gutter, certain type of underbase and 2" bituminous concrete surface, that if a street has those improvements the City will thereafter maintain the street.

Davidson-Green. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

30. This being the time and place set for hearing on the assessment roll for the improvement consisting of proper gravel base and 2" bituminous concrete surface, together with necessary underground work, on Boston St. from York Dr. to Andover Rd., Mr. Jensen asked if the Commission policy was adopted after Boston St. and Richards Dr. were put in. It was explained the sealcoats were petitioned for by the developer and not considered satisfactory according to present policy. It was also explained that if all streets had to be improved at City expense, it would double the tax rate, the money must come from the people. The 2" bituminous concrete surface now being added has never been previously paid for. Mr. Baum stated he felt the issue involved was whether it was to be considered an improvement or a repair, he considered it repair and was willing to pay for it as such. Mr. McKee inquired if property owners were being given credit for their payment on the sealcoat and was informed the City was paying for removal and replacement of the base but that the seven years the sealcoat was in use was a credit. It was stated no highway department permitted a sealcoat type of street now nor ever considered it a permanent improvement. Mrs. Waugh inquired as to affect of improvement on their assessed value. Jim Albert stated he also considered it a repair job.

Hutchinson-Sheperd. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

31. This being the time and place set for hearing on the assessment roll for the construction of sanitary sewer in Berwyck Rd. from Conlon Ave., south, to Danby Lane and in Danby Lane from Berwyck Rd. to south end of street, no objections were presented.

Davidson-Nelson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

32. This being the time and place set for hearing on the assessment roll for installation of water main in Berwyck Rd. from Conlon Ave., south, to Danby Lane and in Danby Lane from Berwyck Rd. to south end of street, no objections were presented.

Davidson-Nelson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

33. This being the time and place set for hearing on the assessment roll for the improvement consisting of proper gravel base and 2" bituminous concrete surface, including necessary curbs, gutters, sidewalks and underground work, on Conlon Ave. from Hampshire Blvd. to Berwyck Rd., Berwyck Rd. from Conlon Ave., south, to Danby Lane, and Danby Lane from Berwyck Rd. to south end of street, Mr. Hibbard inquired if this was on the deferred payment plan, and was informed it was not as the majority of this property is owned by developers.

Hook-Hutchinson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

34. This being the time and place set for hearing on the assessment roll for construction of sanitary sewer in Berwyck Rd. from Danby Lane to Woodlawn Ave., no objections were presented.

Davidson-Nelson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

35. This being the time and place set for hearing on the assessment roll for installation of water main in Berwyck Rd., from Danby Lane to Woodlawn Ave., no objections were presented.

Davidson-Nelson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

36. This being the time and place set for hearing on the assessment roll for the improvement consisting of proper gravel base and 2" bituminous concrete surface, including the necessary curbs, gutters, sidewalks and underground work, on Berwyck Rd. from Danby Lane to Woodlawn Ave., no objections were presented.

Davidson-Nelson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

37. This being the time and place set for hearing on the assessment roll for the construction of Plaster Creek Storm Drain No. 1 - Mr. Burns inquired about his assessment and Mr. Bozin, who had just purchased property in the assessment district, inquired when proceedings on this project were first started and if Albert's knew about it - he was advised first hearing was held in October, 1963 and Albert's were aware of it.

Davidson-Nelson. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

38. This being the time and place set for hearing on the assessment roll for the improvement consisting of proper gravel base and 2" bituminous concrete surface, including the necessary curbs, gutters, sidewalks and underground work, on Edgemere Dr. from Lake Pointe Dr. to vacated Durant Dr., no objections were presented.

Sheperd-Green. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

39. This being the time and place set for hearing on the assessment roll for the improvement consisting of proper gravel base and 2" bituminous concrete surface, including the necessary curbs, gutters, sidewalks and underground work, on Lake Pointe Dr. from Edgemere Dr. to Belvedere Dr., no objections were presented.

Hook-Sheperd. That this hearing be adjourned until 5:15 p.m., Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

40. Green-Davidson. That the following proposed ordinance be placed on second reading and adopted by this Commission:

AN ORDINANCE  
TO AMEND THE CODE OF THE CITY OF EAST GRAND RAPIDS  
BY ADDING A NEW SUB-SECTION WHICH SHALL BE DESIGNATED  
AS SUB-SECTION (36) OF SECTION 9.62 OF CHAPTER 90 OF  
TITLE IX.

The City of East Grand Rapids ordains as follows:

Sec. 1. Section 9.62 Acts Prohibited of Chapter 90, Disorderly Conduct, of Title IX Police Regulations of the Code of the City of East Grand Rapids, is amended by adding thereto the following as Sub-section (36):

"(36) Collect in crowds or bodies for unlawful or mischievous purposes or engage, either singly or with others, in any illegal or improper diversion."

Sec. 2. This ordinance shall take effect ten (10) days from the date of its passage and shall be published once within one week of its passage in a newspaper of general circulation within the City.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

41. Nelson-Hook. That the following proposed ordinance be placed on second reading and adopted by this Commission:

"AN ORDINANCE  
TO AMEND THE CODE OF THE CITY OF EAST GRAND RAPIDS  
BY ADDING A NEW SECTION WHICH SHALL BE DESIGNATED AS  
SECTION 8,10(u) OF CHAPTER 105 OF TITLE X OF SAID CODE.

The City of East Grand Rapids ordains:

Sec. 1. A new section is hereby added to Chapter 105 - Traffic, of Title X - Traffic, of the Code of the City of East Grand Rapids, as follows:

"8.10(u) No operator of a vehicle shall overtake and pass another motor vehicle within an intersection, upon a curve, or while approaching the brow of a hill, or at any other time, unless the same can be done in a safe manner."

Sec. 2. This ordinance shall take effect ten (10) days from the date of its passage and shall be published once within one week of its passage in a newspaper of general circulation within the City.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

42. Nelson-Sheperd. That the vouchers in amount of \$5,933.68 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

43. Davidson-Hutchinson. That the Commission adjourn, subject to the call of the Mayor, until Thursday, May 14, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

*Louis J. Battjes*  
\_\_\_\_\_  
City Clerk.

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

Special Meeting Held  
May 14, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and Mayor  
Collins.

Absent: 0.

44. Nelson-Hook. That all hearings on assessment rolls tabled at the meeting of May 11, 1964, be taken from the table.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

45. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for the improvement of Idema Dr. from Wren Ave. to Hall St., Wren Ave. from Bonnell Ave. to Woodcliff Ave., Mary Ave. from Bonnell Ave. west to Bonnell Ave. east, Woodcliff Ave. from Lake Drive to Hall St., Darby Ave. from Woodcliff Ave. to Reeds Lake Blvd., and Reeds Lake Blvd. from Darby Ave. to approximately 50 ft. north, a telephone call was received from Harry Whittier, favoring improvement of Woodcliff Ave.

46. Bids on the above improvement were taken from the table at this time.

Davidson-Green. That the bid of Gillisse Construction Company being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

47.

BY COMMISSIONERS DAVIDSON-GREEN:

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 proper gravel base and 2" bituminous concrete surface on

IDEMA DRIVE from Wren Ave. to Hall St.,  
WREN AVENUE from Bonnell Ave. to Woodcliff Ave.,  
MARY AVENUE from Bonnell Ave. west to Bonnell Ave. east,  
WOODCLIFF AVENUE from Lake Drive to Hall St.,  
DARBY AVENUE from Woodcliff Ave. to Reeds Lake Blvd., and  
REEDS LAKE BLVD. from Darby Ave. to approximately 50 feet north,

including the necessary curbs, gutters, sidewalks and underground work, and due consideration given to objections presented; now therefore, be it

RESOLVED, that the said special assessment roll, known as the Woodcliff Park Asphalt Paving District No. 1 Special Assessment Roll, in amount of \$179,084.15, 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 during the current year 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 Woodcliff Park Asphalt Paving District No. 1 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 (60) 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: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

48. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for the improvement of Lake Grove Ave. from Hall St. to Elmwood Dr., no further objections were presented.

49. Bids on the above improvement were taken from the table at this time.

Nelson-Hutchinson. That the bid of H. A. Vander Veen being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

50.  
BY COMMISSIONERS NELSON-HUTCHINSON:

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 proper gravel base and 2" bituminous concrete surface on

LAKE GROVE AVENUE from Hall St. to Elmwood Dr.,

including the necessary curbs, gutters, and underground work, and due consideration given to objections presented; now therefore, be it

RESOLVED, that the said special assessment roll, known as the Lake Grove Avenue Asphalt Paving District No. 3 Special Assessment Roll, in amount of \$17,018.95, 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 during the current year 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 Lake Grove Avenue 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 (60) 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: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

51. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for the improvement of Conlon Ave. from Oakwood Dr. to Richards Dr., present and again protesting against this improvement were Mr. Cook, Mr. Kirkbride, Mrs. Kanstor and Mr. Pruss, The City Manager explained only one property owner contacted him at the time the residents improved the street and he was told it would not be considered a fully improved street. Mr. Tygielski stated that at the time they received permission to improve the street they should have been advised it would not be considered permanent.

Com. Hutchinson suggested that property owners perhaps should be given credit for the original black top. Mr. Cook stated he did not want the improvement even with the credit.

The Commission again explained that this project was a necessary public improvement for the benefit of all the community.

57.

BY COMMISSIONERS DAVIDSON-NELSON:

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 proper gravel base and 2" bituminous concrete surface on

RICHARDS DRIVE from Lake Grove Ave. to Andover Rd.,

including the necessary curbs, gutters and underground work, and due consideration given to objections presented; now therefore, be it

RESOLVED, that the said special assessment roll, known as the Richards Dr. Asphalt Paving District No. 2 Special Assessment Roll, in amount of \$27,482.63, 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 during the current year 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 Richards Dr. Asphalt Paving District No. 2 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 (60) 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: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

58. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for the improvement of Boston St. from York Dr. to Andover Rd., communication was received from J.B. Albert, stating he was in agreement with the City's policy of full improvement but felt property owners on Boston St. were unfairly penalized due to the poor job done previously.

59. Bids on the above improvement were taken from the table at this time.

Nelson-Hutchinson. That the bid of H. A. Vander Veen being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

60.

BY COMMISSIONERS NELSON-HUTCHINSON:

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 proper gravel base and 2" bituminous concrete surface on

BOSTON STREET from York Dr. to Andover Rd.,

including the necessary underground work; and due consideration given to objections presented; now therefore, be it

RESOLVED, that the said special assessment roll, known as the Boston St. Asphalt Paving District No. 3 Special Assessment Roll, in amount of \$14,466.75, 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

52.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

RESOLVED that property owners assessed on the assessment roll for the improvement of Conlon Ave. from Elmwood Dr. to Richards Dr. be given a credit for the 2" asphaltic concrete previously installed by these property owners, of \$2.73 per foot as assessed, totaling \$2,000.54, and that this amount shall be paid from the general funds of the City of East Grand Rapids; and that the assessment roll be adjusted accordingly.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: Nelson - 1.

53. Bids on the above improvement were taken from the table at this time.

Hutchinson-Sheperd. That the bid of H.A. Vander Veen being the lowest and best bid submitted, this bid be accepted and contract awarded according to terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 7  
Nays: 0.

54.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

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 proper gravel base and 2" bituminous concrete surface on

CONLON AVENUE from Oakwood Dr. to Richards Dr.,

including the necessary curbs, gutters and underground work, and due consideration given to objections presented; now therefore, be it

RESOLVED, that the said special assessment roll, known as the Conlon Ave. Asphalt Paving District No. 3 Special Assessment Roll, in amount of \$17,861.97, 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 during the current year 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 Conlon Avenue 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 (60) 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: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

55. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for the improvement of Richards Dr. from Lake Grove Ave. to Andover Rd., no further objections were presented.

56. Bids on the above improvement were taken from the table at this time.

Davidson-Nelson. That the bid of H. A. Vander Veen being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

therein, and to collect the first installment during the current year 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 Boston St. 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 (60) 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: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

61. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for construction of sanitary sewer in Berwyck Rd. from Conlon Ave., south, to Danby Lane, and in Danby Lane from Berwyck Rd. to south end of street, no objections were presented.

62. Bids on the above improvement were taken from the table at this time.

Nelson-Hutchinson. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

63.

BY COMMISSIONERS NELSON-HUTCHINSON:

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 expense of construction of sanitary sewer in

BERWYCK ROAD from Conlon Ave., south, to Danby Lane, and  
DANBY LANE from Berwyck Rd. to south end of street,

including the necessary laterals and underground work, and no objections being presented; now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$9,271.36 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Berwyck Rd. & Danby Lane Sanitary Sewer District No. 1 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty (30) days after date of confirmation of said roll; and be it further

roll

RESOLVED, that when and as said assessment/has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Berwyck Rd. & Danby Lane Sanitary Sewer District No. 1 Fund.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

64. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for installation of a water main in Berwyck Rd. from Conlon Ave., south, to Danby Lane, and in Danby Lane from Berwyck Rd. to south end of street, no objections were presented.

65. Bids on the above improvement were taken from the table at this time.

Davidson-Green. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

66.  
BY COMMISSIONERS DAVIDSON-GREEN:

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 expense of installation of a water main in

BERWYCK ROAD from Conlon Ave., south, to Danby Lane, and  
DANBY LANE from Berwyck Rd. to south end of street,

including the necessary services and underground work; and no objections being presented; now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$9,499.84 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Berwyck Rd. & Danby Lane Water Main District No. 1 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty (30) days after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Berwyck Rd. & Danby Lane Water Main District No. 1 Fund.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

67. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for the improvement of Conlon Ave. from Hampshire Blvd. to Berwyck Rd., Berwyck Rd. from Conlon Ave., south, to Danby Lane, and Danby Lane from Berwyck Rd. to south end of street, in answer to inquiry on May 11th by Mr. Hibbard, only property owner assessed besides the developers, the City Attorney stated the only way one property owner could be given the benefit of the 10-year payment plan would be to make the entire roll on a 10-year payment plan, with agreement on the part of the developers to advance their assessment in full before work was started.

68. Bids on the above improvement were taken from the table at this time.

Green-Nelson. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

69.

BY COMMISSIONERS GREEN-NELSON:

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 expense of improvement consisting of proper gravel base and 2" bituminous concrete surface on

CONLON AVENUE from Hampshire Blvd. to Berwyck Rd.,  
BERWYCK ROAD from Conlon Ave., south, to Danby Lane, and  
DANBY LANE from Berwyck Rd. to south end of street

including the necessary curbs, gutters, sidewalks and underground work; and due consideration given to objections presented; now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$24,888.00 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Conlon Ave., Berwyck Rd. & Danby Lane Asphalt Paving District No. 1 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty (30) days after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Conlon Ave., Berwyck Rd. & Danby Lane Asphalt Paving District No. 1 Fund.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

70. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for construction of a sanitary sewer in Berwyck Rd. from Danby Lane to Woodlawn Ave., no objections were presented.

71. Bids on the above improvement were taken from the table at this time.

Nelson-Davidson. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

72.

BY COMMISSIONERS NELSON-DAVIDSON:

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 expense of improvement consisting of sanitary sewer in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary laterals and underground work; and ~~no~~ no objections being presented; now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$10,388.52 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Berwyck Rd. Sanitary Sewer District No. 2 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty (30) days after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Berwyck Rd. Sanitary Sewer District No. 2 Fund.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

73. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for installation of a water main in Berwyck Rd. from Danby Lane to Woodlawn Ave., no objections were presented.

74. Bids on the above improvement were taken from the table at this time.

Sheperd-Hutchinson. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

75.

BY COMMISSIONERS SHEPERD-HUTCHINSON:

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 expense of installation of water main in

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary services and underground work; and no objections being presented; now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$10,803.96 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Berwyck Rd. Water Main District No. 2 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant

and of his doings thereon to the City Clerk within thirty (30) days after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Berwyck Rd. Water Main District No. 2 Fund.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

76. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for improvement consisting of proper gravel base and 2" bituminous concrete surface, including the necessary curbs, gutters, sidewalks and underground work, on Berwyck Rd. from Danby Lane to Woodlawn Ave., no objections were presented.

77. Bids on this improvement were taken from the table at this time.

Hook-Sheperd. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

78.

BY COMMISSIONERS HOOK-SHEPERD:

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 expense of improvement consisting of proper gravel base and 2" bituminous concrete surface on

BERWYCK ROAD from Danby Lane to Woodlawn Ave.,

including the necessary curbs, gutters, sidewalks and underground work; and no objections being present, now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$20,360.86 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Berwyck Rd. Asphalt Paving District No. 3 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty (30) days after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Berwyck Rd. Asphalt Paving District No. 3 Fund.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

79. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for construction of the Plaster Creek Storm Drain No. 1, no further objections were presented.

80. Bids on the above improvement were taken from the table at this time.

Nelson-Hutchinson. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

81.  
BY COMMISSIONERS NELSON-HUTCHINSON:

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 expense of constructing a storm drain designated as

PLASTER CREEK STORM DRAIN NO. 1

including the necessary appurtenances; and due consideration given to objections presented, now therefore, be it

RESOLVED that the said special assessment roll in amount of \$55,630.75 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Plaster Creek Storm Drain District No. 1 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty (30) days after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Plaster Creek Storm Drain/District No. 1 Fund

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

82. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for the improvement of Edgemere Dr. from Lake Pointe Dr. to vacated Durant Dr., no objections were presented.

83. Bids on the above improvement were taken from the table at this time.

Davidson-Sheperd. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

84.

BY COMMISSIONERS DAVIDSON-SHEPERD:

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 expense of improvement consisting of proper gravel base and 2" bituminous concrete surface on

EDGEMERE DRIVE from Lake Pointe Dr. to vacated Durant Dr.,

including the necessary curbs, gutters, sidewalks and underground work; and no objections being presented; now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$14,622.94 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Edgemere Dr. Asphalt Paving District No. 1 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty days (30) after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Edgemere Dr. Asphalt Paving District No. 1 Fund.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

85. This being the time and place set for continuation of hearing adjourned May 11, 1964 on the assessment roll for the improvement of Lake Pointe Dr. from Edgemere Dr. to Belvedere Dr., no objections were presented.

86. Bids on the above improvement were taken from the table at this time.

Sheperd-Nelson. That the bid of Bultema Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

87.

BY COMMISSIONERS SHEPERD-NELSON+

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 expense of improvement consisting of proper gravel base and 2" bituminous concrete surface on

LAKE POINTE DRIVE from Edgemere Dr. to Belvedere Dr.,

including the necessary curbs, gutters, sidewalks and underground work; and no objections being presented, now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$10,392.00 be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed

in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the Lake Pointe Dr. Asphalt Paving District No. 1 Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty (30) days after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Lake Pointe Dr. Asphalt Paving District No. 1 Fund.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

88.

BY COMMISSIONERS NELSON-DAVIDSON:

WHEREAS, the City Commission of the City of East Grand Rapids, County of Kent, Michigan, intends to authorize the issuance of special assessment bonds for the purpose of defraying the cost of various street improvements in said City;

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 Grand Rapids Press of 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, County of Kent, Michigan, intends to adopt a resolution authorizing the issuance of special assessment bonds of the City in the amount of not to exceed \$220,000.00 for the purpose of defraying the cost of various street improvements in said City.

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

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

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: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

5/14/1964

89. Communication from Carl J. Vander Schoor, resigning as Electrical Inspector for East Grand Rapids.

Davidson-Hutchinson. That Mr. Vander Schoor's resignation be accepted and Mr. Preston Schoon be appointed in his stead.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

90. Mayor Collins informed the Commission that he will designate June 1st as Reed Waterman Day.

91. Hook-Sheperd. That the Commission adjourn, subject to the call of the Mayor, until May 25, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

Louis F. Battjes  
City Clerk.

UNOFFICIAL  
Reference Only

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

Regular Meeting Held  
May 25, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Sheperd, and Mayor Collins.

Absent: Coms. Hutchinson, Nelson.

92. Minutes of the meetings of May 11 and May 14, 1964, approved as mailed.

93. This being the time and place set for hearing on the variance request of Vern Mitchell, 2318 Lake Drive, for permission to erect a family room 4 feet west of the east lot line of Lot #101, Masonic Home Addition, communications expressing no objection were submitted from attorneys representing the Cora Blodgett Estate (title holder of the property) and from the R. D. Laymans, 2330 Lake Drive.

The Planning Commission recommended denial of the request for the reason no hardship is shown and the proposed family room would preclude further use of the existing driveway and garage.

Davidson-Sheperd. That the City Commission, acting as Board of Zoning Appeals, deny the request of Vern Mitchell as recommended by the Planning Commission.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

94. This being the time and place set for hearing on the variance request of Mark Pleune and Richard Ferris, 1011 and 1015 Lake Grove Ave., respectively, for permission to erect a joint carport.

The Planning Commission recommends granting this request as it greatly improves the previous joint garage situation and saves hardship to be created through erection of separate garages by reason of necessity of constructing full driveway separation not heretofore required.

Sheperd-Green. That the City Commission, acting as Board of Zoning Appeals, grant the variance request of Mark Pleune and Richard Ferris for joint carport only, to serve 1011 and 1015 Lake Grove Ave.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

95. This being the time and place set for hearing on the variance request of James A. Welcomb for permission to construct a swimming pool at 1606 Andover Rd. in part less than 10 feet from the rear property line, the Planning Commission recommends that this request be granted for the reason the intent of the yard requirement has been met with the proposed location of the pool.

Hook-Davidson. That the City Commission, acting as Board of Zoning Appeals, grant the variance request of James A. Welcomb for location of swimming pool at 1606 Andover Rd.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

96. This being the time and place set for hearing on the variance request of Doyle Chrisman, 2746 Albert Dr., for permission to construct garage less than 60 feet from the Andover street line, the Planning Commission recommends that this request be granted provided the garage is constructed at the sidewalk setback line of 17'6" to permit parking of a car between the garage and sidewalk without obstruction of the walk.

Sheperd-Green. That the City Commission, acting as Board of Zoning Appeals, grant the request of Doyle Chrisman as recommended by the Planning Commission, provided said garage is constructed 17'6" from the sidewalk setback line to permit parking of a car between the sidewalk and garage without obstructing the walk.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

97. Commissioner Sheperd discussed the 60-foot setback requirement.

Referred to City Attorney.

98. This being the time and place set for hearing on the variance request of Phil Osterhouse for permission to operate dance studio at 2226 Wealthy St. The City Manager reported that arrangements have been made to meet parking requirements.

Davidson-Sheperd. That the request of Phil Osterhouse be granted to operate a dance studio at 2226 Wealthy St.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

99. Proposed replat of Fisk Lake Gardens Subdivision submitted by R.D. Brooks and R. Hiley Davis.

The Planning Commission recommends that the preliminary replat be given tentative approval.

Davidson-Green. That the replat of Fisk Lake Gardens Subdivision as submitted by R.D. Brooks and R. Hiley Davis be given tentative approval.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

100. Request of Martin C. and Marianne Cook for the vacation of a portion of Richards Dr. adjacent to Lots 642,643,644,645 and 646, Paris Park #3.

101.

BY COMMISSIONERS DAVIDSON-HOOK:

RESOLVED BY this Commission, that it deems it advisable to vacate, abolish and discontinue that portion of Richards Drive and Andover Road adjacent to Lots 642, 643, 644, 645 and 646, Paris Park #3, and north and east of a line commencing on the north line of Richards Dr. at the Southwest corner of Lot 642, Paris Park #3; thence easterly on said north line 8.65 feet; thence easterly on the produced tangent of the north line of Richards Dr., 20.44 feet; thence southeasterly on a 55-foot radius curve to the right 80.78 feet to a point on the west line of Lot 647, Paris Park #3, produced north, and 47.02 feet north of northwest corner said Lot 647; thence southerly on said produced line 20.42 feet to a point 26.6 feet north of the northwest corner said Lot 647 - located in the City of East Grand Rapids, Michigan; and

BE IT FURTHER RESOLVED, that this Commission meet on the 22nd day of June, 1964 at 5:15 p.m. in the Commission Room in the City Hall of said City to hear and consider any and all objections and reasons why the above mentioned portion of Richards Dr. and Andover Rd. described as aforesaid should not be vacated, abolished and discontinued; and it is

Ordered, that the City Clerk give written or printed notice of the time and place when and where the Commission of said City will meet to hear and consider objections to the vacating, abolishing and discontinuing of said portion of Richards Dr. and Andover Rd. above described by any persons interested therein and desiring to be heard, by publishing the notice of such meeting, with a copy of this resolution, once not less than two weeks before said meeting, in the Grand Rapids Press, a newspaper of general circulation in the City of East Grand Rapids.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

102. Report of City Manager on gasoline bids received, recommending acceptance of the low bid of Cutler Oil Co.

Davidson-Green. That the low bid of Cutler Oil Co. for the supplying of gasoline to the City for the current year be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

103. Report of the City Manager regarding printing bid submitted by Star-Alliance Publishing Co., stating the Publishing Co. would release the City from contract should the newly-started local paper be in position to handle City printing.

Sheperd-Hook. That the bid of Star-Alliance Publishing Co. for City printing be accepted and contract awarded according to the terms submitted, with the proviso that same may be cancelled by the City if and at such time as the local paper is prepared to do the printing.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

104. Report of the City Manager on Workmen's Compensation Insurance bids. The City Manager explained the merit plan.

Davidson-Hook. That the merit plan bid submitted by Hardware Mutual Casualty Co. be accepted.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

105. Report of the City Manager on tire bids, recommending that the low bid of Kahler-Moore Tire Co. be accepted.

Sheperd-Davidson. That the low bid of Kahler-Moore Tire Co. for the supplying of City tires for the current year be accepted.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

106. Communication from Bernard Bronsink requesting a 3-year garbage collection contract at the present price.

Davidson-Green. That Bernard Bronsink be awarded garbage collection contract at the present price for the year beginning June 1, 1964, with option to renew for two one-year periods.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

107. Report of City Manager on bids received for water fitting requirements, recommending that the low bid of Ellis & Ford Mfg. Co. be accepted.

Sheperd-Hook. That the low bid of Ellis & Ford Mfg. Co. for the year's requirements on water fittings be accepted in amount of \$2,857.20.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

108. Sheperd-Davidson. That the following proposed ordinance entitled "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 40 of said Code", be placed on first reading.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

109. Davidson-Green. That the vouchers in amount of \$22,417.28 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

110. Hook-Green. That the Commission adjourn, subject to the call of the Mayor, until June 8, 1964.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

*Louis J. Battjes* City Clerk.

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

Regular Meeting Held  
June 8, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Sheperd, and Mayor Collins.  
Absent: Com. Nelson.

111. Minutes of the previous meeting approved as mailed.

112. City Clerk reported affidavits of publication of notices of special assessment, notices to bidders, notice of intent to issue bonds, notice of ordinances to amend the Code of the City of East Grand Rapids on file in his office.

113. Communication from Mr. and Mrs. Vern Mitchell, 2318 Lake Drive, asking reconsideration of his request for permission to build a family room on his home; also including statement signed by his neighbors that they had no objection to the proposed construction.

City Manager Tholen explained the garage had been moved prior to the original request.

Mr. Mitchell was present and explained the garage will be constructed under the ground in front of the house.

City Attorney Richardson discussed variances under the ordinance and stated plans should be submitted prior to request for variance.

Hutchinson-Sheperd. That Mr. Mitchell be granted variance to allow construction of a family room only, subject to approval of the plans by the Building Inspector.

Yeas: Green, Hook, Hutchinson, Sheperd, Collins - 5

Nays: Davidson - 1.

114. Communication from Mr. E.J. Vander Veen, 1520 Edgewood Ave., claiming damages in amount of \$35 incurred by himself and his wife in cleaning up their basement following a sewage back-up.

City Manager's reply was also read.

Davidson-Hutchinson. That this claim be denied.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6

Nays: 0.

115. Report from City Manager regarding status of street improvements set up in the General Fund.

Davidson-Hutchinson. That the transfer of \$21,287.87 from Surplus to #67411 - Street Construction, be authorized.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6

Nays: 0.

116. Request of City Manager for authorization to advertise for bids on Briarwood Sewer Lift Station.

Davidson-Hutchinson. That the City Manager be authorized to so advertise for bids.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6

Nays: 0.

117. Request of City Manager for authorization to issue purchase order for a pump to the Chicago Pump Company in amount of \$3,694.93.

Davidson-Hutchinson. That the City Manager be authorized to issue purchase order to Chicago Pump Co. for pump in amount of \$3,694.93.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6

Nays: 0.

118. Request of City Manager for authorization to issue purchase order to National Power Rod Co. in amount of \$1,107.63.

Hutchinson-Davidson. City Manager authorized to issue purchase order to National Power Rod Co. in amount of \$1,107.63.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

119. Mr. A. B. Smith and Dr. Clahassey were present protesting the construction of sidewalks on the north side of Mary Ave.

The City Manager explained the cost of the walk on the north side, the City Engineer further discussing the project, necessity of filling the ravine, etc.

Hutchinson-Sheperd. That walks be constructed on the south side of Mary Avenue only, cost to be assessed to the south side only; said walk to be laid along Mary Ave. 10 feet from the street line, on Lot 45, Wood-cliff Park.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

120. Monthly reports of the Fire Chief, Police Chief, Assessor-Building Inspector, were read.

Received and filed.

121. City Manager requested authorization to draw \$878.00 from the Contingent Fund to construct two shuffleboard courts on Breton Downs School property.

Hutchinson-Green. City Manager authorized to transfer \$878.00 from the Contingent Fund for two shuffleboard courts.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

122. Communication from C. A. Paige, thanking the Commission for recognition certificate and accompanying letter.

Received and filed.

123. Com. Davidson brought up the matter of burning trash in open containers.

City Manager read the ordinance requirements.

It was suggested an item be published in the local paper regarding this situation.

124. City Attorney was excused at this time.

125. Davidson-Sheperd. That the vouchers in amount of \$123,793.85 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

126. Hutchinson-Green. That the Commission adjourn, subject to the call of the Mayor, until June 22, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

*Louis F. Battjes*  
City Clerk.

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

Regular Meeting Held  
June 22, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, and Mayor Collins.  
(Com. Sheperd arrived after meeting was in session)  
Absent: Coms. Hutchinson, Nelson.

127. Minutes of the previous meeting approved as mailed.

128. This being the time and place set for hearing on the request of Martin C. and Marianne Cook for vacation of part of Richards Dr. adjacent to Lots 642, 643, 644, 645 and 646, Paris Park #3, except that portion used for street purposes, no objections were presented.

129.  
BY COMMISSIONERS DAVIDSON-HOOK:

WHEREAS, a majority of the owners of land and premises abutting on that portion of Richards Drive and Andover Road hereinafter described, located in the City of East Grand Rapids, Michigan, has petitioned for the vacation of the hereinafter described portion of said streets; and

WHEREAS, this Commission did at a regular meeting of said Commission held in said City on the 25th day of May, 1964, declare by resolution that it deemed it advisable to vacate that portion of Richards Drive and Andover Road adjacent to Lots 642, 643, 644, 645 and 646, Paris Park #3, and north and east of a line commencing on the north line of Richards Dr. at the southwest corner of Lot 642, Paris Park #3; thence easterly on said north line 8.65 feet; thence easterly on the produced tangent of the north line of Richards Dr., 20.44 feet; thence southeasterly on a 55-foot radius curve to the right 80.78 feet to a point on the west line of Lot 647, Paris Park #3, produced north, and 47.02 feet north of the northwest corner said Lot 647; thence southerly on said produced line 20.42 feet to a point 26.6 feet north of the northwest corner said Lot 647, located in the City of East Grand Rapids, Kent County, Michigan, and that it deemed such vacating of said portion of said streets necessary for the public convenience and a necessary public improvement, and designated Monday, June 22, 1964, at 5:15 p.m. as the time and the Commission Room in said City as the place when and where the Commission will meet to hear and consider objections to the vacating of said portion of said streets, due and legal notice of which said meeting was given as required by law; and

WHEREAS, this Commission sat in session to hear and consider all objections to vacating said portion of said streets hereinbefore described, and no objections being presented;

NOW, THEREFORE, Be It Resolved, by the Commission of the City of East Grand Rapids, Michigan, that it deems it advisable, and that it is advisable that the portion of Richards Drive and Andover Road adjacent to Lots 642, 643, 644, 645 and 646, Paris Park #3, and north and east of a line commencing on the north line of Richards Dr. at the southwest corner of Lot 642, Paris Park #3; thence easterly on said north line 8.65 feet; thence easterly on the produced tangent of the north line of Richards Dr., 20.44 feet; thence southeasterly on a 55-foot radius curve to the right 80.78 feet to a point on the west line of Lot 647, Paris Park #3, produced north, and 47.02 feet north of the northwest corner said Lot 647; thence southerly on said produced line 20.42 feet to a point 26.6 feet north of the northwest corner said Lot 647, located in said City of East Grand Rapids, be vacated, closed, discontinued and abolished, and that in the opinion of this Commission the vacating, closing, discontinuing and abolishing of said portion of Richards Drive and Andover Road above described is a necessary public improvement and a necessary public convenience; and be it

FURTHER RESOLVED, that the Clerk of this City be and he is hereby directed to prepare and forward to the Auditor General of the State of Michigan a certified copy of this resolution, together with his certificate giving the name of the Plat(s) or Addition(s) affected by this resolution.

Yeas: Davidson, Green, Hook, Collins - 4  
Nays: 0.

130. Communication from the East Grand Rapids Schools regarding election held June 8, 1964.

Received and filed.

131. Commissioner Sheperd arrived at this time.

132. Communication from R. P. Scripsema and 4 other property owners on Breton Road, protesting assessment for Plaster Creek Storm Drain.

Received and filed.

133. Communication from the City Treasurer regarding special assessment taxes 90 days delinquent, delinquent water bills and sidewalk repair bills to be assessed on the 1964 City Tax Roll.

Davidson-Hook. That the Board of Assessors be instructed to assess same on the 1964 City Tax Roll.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

134. Request of the City Clerk for authorization to transfer the proceeds from the sale of Sewage Disposal Plant to the 1964 Water Supply System Construction Fund to be used for water hook-up with Grand Rapids.

Sheperd-Davidson. That the transfer as requested by the City Clerk be authorized.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

135. City Manager submitted a proposal from The Almanac to publish City Commission proceedings at \$1.50 per column inch. This proposal was discussed by members of the Commission.

Green-Hook. That contract for publication of City Commission proceedings be awarded to the Almanac for the current fiscal year at the rate quoted in said proposal.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

136. Davidson-Green. That the proposed amendment to up-date the Ordinance Code in line with State Statutes regarding boat operation and entitled: "An Ordinance to Amend the Code of the City of East Grand Rapids by Amending Sections 3.91 and 3.95 of CHAPTER XXVIII and by Adding New Sections 3.96 and 3.113 of Chapter XXVII of said Code", be placed on first reading.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

137. City Manager submitted invoice from Robinson, Campau & Crowe, Inc. covering planning of water reservoir and municipal building complex in amount of \$2,016.59.

Davidson-Sheperd. That payment of this invoice be authorized.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5  
Nays: 0.

138. Request from City Manager for authority to advertise for bids on Group Life Insurance program.

Green-Hook. City Manager authorized to so advertise.

Yeas: Davidson, Green, Hook, Sheperd, Collins. - 5.

Nays: 0.

139. Consideration of proposed Charter amendment to provide for a Municipal Court, as required under the new Constitution.

Referred to the Committee-of-the-whole.

140. City Manager reported on bids received on Service Department truck replacements, recommending that the low quotation in amount of \$5,270.65 received from International Harvester Co. on the 4-ton truck be accepted, and the low quotation in amount of \$1,505.13 received from Bill Pastoor, Inc. on the 3/4 ton truck be accepted.

Davidson-Sheperd. That the low bids be accepted as recommended by the City Manager.

Yeas: Davidson, Green, Hook, Sheperd, Collins. - 5

Nays: 0.

141. Mr. R.P. Scripsema appeared at the meeting at this time to personally re-state his objections to assessments on the Plaster Creek Storm Drain. The matter was discussed with him, and the assessments and district explained.

142. City Manager reported receipt of bid from Fisher & Porter on a magnetic flow water meter for use in the water hook-up with Grand Rapids in amount of \$5,129.00.

Davidson-Green. That the bid of Fisher & Porter be accepted.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

143. Davidson-Sheperd. That the vouchers in amount of \$151,769.64 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

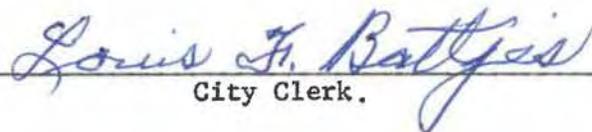
Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

144. Hook-Sheperd. That the Commission adjourn, subject to the call of the Mayor, until July 6, 1964.

Yeas: Davidson, Green, Hook, Sheperd, Collins - 5

Nays: 0.

  
City Clerk.

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

Special Meeting Held  
June 29, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Nelson, Sheperd, and Mayor Collins.  
Absent: Com. Hutchinson.

145.

BY COMMISSIONERS DAVIDSON-GREEN:

WHEREAS, the City of East Grand Rapids desires to abolish the Justice Court for the City of East Grand Rapids and to consolidate the powers, jurisdiction and duties of said Justice Court into a Municipal Court for the City of East Grand Rapids;

BE IT RESOLVED, that in accordance with Michigan Compiled Laws of 1948, as amended, Sections 117.21 and 117.28, the City Commission of the City of East Grand Rapids proposes that Chapter VI of the Charter of the City of East Grand Rapids be amended to read as follows:

"CHAPTER VI. MUNICIPAL COURT.

"Section 1. The Justice Court for the City of East Grand Rapids is abolished as of midnight December 31, 1964, and a Municipal Court for the City of East Grand Rapids is established as of midnight December 31, 1964, pursuant to the provisions of Section 117.28 of Michigan Compiled Laws of 1948, as amended, and the powers, jurisdictions and duties provided therein and in the Michigan Uniform Municipal Court Act.

"Section 2. Said Municipal Court shall be presided over by one Municipal Judge who shall have the qualifications required by said Section 117.28 and whose salary shall be established from time to time by the City Commission at an amount not less than \$1,000 nor more than \$10,000 per year and who shall give bonds to the City of East Grand Rapids in the amount of \$5,000 and to the County of Kent in the amount of \$1,000 or in such greater amounts as may be required by ordinance or statute.

"Section 3. The City Commission may by ordinance provide for a clerk and one or more deputy clerks for such Court, to be paid such salary, give such bond, and perform such duties as shall by ordinance be prescribed.

"Section 4. The City Commission may by ordinance make such further provisions for the establishment and operation of such Court as are not inconsistent with the provisions of the Constitution or laws of the State of Michigan."

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 the Charter of the City of East Grand Rapids be amended to provide for abolishing the office of the Justice of the Peace for East Grand Rapids and for establishing in its place a Municipal Court which would operate in accordance

with the procedures set forth in the Michigan Home Rule Act and the Michigan Uniform Municipal Court Act?

Yes:     :     :  
          :     :  
          :     :  
No       :     :  
          :     :

FURTHER RESOLVED that the City Clerk cause the proposed Charter amendment, together with Chapter VI of the Charter as it presently reads, to be published in the Grand Rapids Press before it is submitted to the electors.

Yeas: Davidson, Green, Hook, Nelson, Sheperd, Collins - 6  
Nays: 0.

146. Davidson-Sheperd. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Davidson, Green, Hook, Nelson, Sheperd, Collins - 6  
Nays: 0.

Louis J. Battjes  
City Clerk.

UNOFFICIAL Reference Only

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

Regular Meeting Held  
July 6, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and  
Mayor Collins.

Absent: 0.

147. Minutes of the meetings of June 22nd and June 29th, 1964, approved  
as mailed.

148. City Clerk reported affidavits of publication of notice to bidders,  
notice to taxpayers and notice of vacation of a portion of Richards Dr. and  
Andover Rd. on file in his office.

149. Recommendation from the City Manager that the following water  
sprinkling regulations be adopted:

1. Lawn sprinkling water use loads in excess of 20 gallons per minute  
to any single area in common ownership or through any single water  
service will be permitted during only two days of successive seven-  
day periods.
2. Lawn sprinkling procedures which result in substantial run-off  
from the area sprinkled or which cause the public street to be  
sprinkled in any substantial manner are prohibited.
3. Continued voluntary compliance with a limitation of sprinkling  
to 2 days per week and to no sprinkling between the hours of  
10:00 a.m. and 5:00 p.m. is requested.

Sheperd-Hutchinson. That the foregoing regulations recommended by  
the City Manager be and the same are hereby adopted by this Commission.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

150. Davidson-Green. That the following proposed ordinance be placed  
on final reading and adopted by this Commission:

"AN ORDINANCE  
TO AMEND THE CODE OF THE CITY OF EAST GRAND RAPIDS  
BY AMENDING SECTIONS 3.91 AND 3.95 OF CHAPTER XXVIII  
AND BY ADDING NEW SECTIONS 3.96 AND 3.113 OF CHAPTER  
XXVIII OF SAID CODE.

The City of East Grand Rapids ordains as follows:

Section 1. Section 3.91 of Chapter XXVIII of the Code of the  
City of East Grand Rapids is amended to read as follows:

'3.91. Motorboats; required equipment. All motorboats when  
in operation shall be provided with one Coast Guard approved life  
preserver vest, ring buoy or buoyant cushion for each person on board.

' All motorboats of closed or semi-closed construction shall be  
provided with Coast Guard approved B-1 type fire extinguishers, power  
operated whistles or horns, as provided in Michigan Public Act 245 of  
1959 as amended.

'When in operation between sunset and sunrise, motorboats  
powered by less than 11 horse power shall be equipped with one white  
light, either lantern or flashlight, ready at hand, to warn other  
craft of position and prevent collisions. Motorboats of less than  
26 feet in length and powered by 11 or more horse power shall be  
equipped with one white light aft, visible two miles, a combination  
light forward, red to port and green to starboard, visible one mile.  
Motorboats greater than 26 feet in length shall be equipped with such  
lights as required by said Act 245 of 1959 as amended.'

Section 2. Section 3.95 of Chapter XXVIII of the Code of the City of East Grand Rapids is amended to read as follows:

'3.95. Traffic Rules. When vessels are being operated in such a manner so as to make collision imminent or likely, the following rules shall apply:

- (a) When 2 vessels are approaching each other head-on, or nearly so, the operator of each shall cause his vessel to pass on the port side of the other.
- (b) When overtaking a vessel proceeding in the same direction, the operator of the overtaking vessel, unless it is not feasible to do so, shall pass on the port side of the vessel ahead.
- (c) When 2 vessels are approaching each other at right angles or obliquely so as to involve risk of collision, other than when 1 vessel is overtaking another, the operator of the vessel which has the other on his own port side shall hold his course and speed, and the operator of the vessel which has the other on his own starboard side shall give way to the other by directing his course to starboard so as to cross the stern of the other vessel or, if necessary to do so, shall slacken his speed, stop or reverse.
- (d) When a motorboat and a vessel under sail are proceeding in such a manner so as to involve risk of collision, the operator of the motorboat shall give way to the vessel under sail.
- (e) When a motorboat and a vessel not propelled by sail or mechanical means are proceeding in such manner as to involve risk of collision, the operator of the motorboat shall give way to said other vessel.
- (f) When, by any of the rules herein provided, the operator of a vessel is required to give way to the other, the operator of the other vessel shall maintain his direction and speed.
- (g) Nothing herein shall operate to relieve the operator of a vessel otherwise privileged by the provisions hereof from the duty to operate with due regard for the safety of all persons using the waters within this city.'

Section 3. The Code of the City of East Grand Rapids is amended by adding a new Section 3.96 as follows:

'3.96. Direction of course; distance from hazards. Persons operating vessels shall operate in a counter clockwise fashion insofar as it is reasonably possible. Such persons shall maintain a distance of 100 feet from any dock, raft, buoy or occupied bathing area or vessel moor or at anchor except when proceeding at a speed of five miles per hour or less and except when engaged in picking up or dropping off water skiers, so long as such operation is otherwise conducted with due regard to the safety of persons and property and in accordance with the laws of this City and State.'

Section 4. The Code of the City of East Grand Rapids is amended by adding thereto a new Section 3.113 as follows:

'3.113. Pulling water skier; number of persons in boat. No person shall operate a boat on the waterways of this City having in tow a person on water skis or similar contrivance unless there is in such boat, in addition to the operator, at least one competent person in a position to observe the progress of the person being towed. The provisions of this section shall not apply to motorboats being used by duly constituted ski schools in the giving of instructions or to motorboats used in sanctioned ski tournaments, competitions, expositions or trials therefor, or to motorboats equipped with not less than a 170° wide rear angle view mirror affixed in such a manner as will permit the operator to observe the progress of the person being towed.'

Section 5. This ordinance shall take effect on July 16, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

151. Report from the City Manager and City Engineer regarding bids received on the Briarwood Sewer Lift, recommending rejection of the bids.

Nelson-Davidson. That bids received on Briarwood Sewer Lift be rejected.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

152. Nelson-Hutchinson: That proposed ordinances entitled as follows be placed on first reading: "An Ordinance to Amend Section 8 of an Ordinance Authorizing the Acquisition and Construction of Additions, Extensions and Improvements to the Water Supply System of the City of East Grand Rapids; to Provide for the Issuance and Sale of Revenue Bonds to Pay the Cost of Said Additions, Extensions and Improvements Pursuant to the Provisions of Act 94, Public Acts of Michigan, 1933, as Amended; to Provide for the Fixing, Collection, Segregation and Disposition of the Revenues of said Water Supply System and Payment of said Bonds Out of the Revenues Thereof; and Creating a Statutory Lien on Said Revenues" and "An Ordinance to Amend the Code of the City of East Grand Rapids by Amending Section 2.83 of Chapter 19 of Title II of said Code"; and further, that the new rates for water consumption to be adopted by these ordinances shall be applied on a pro rata basis as soon as Lake Michigan water is available, but new meter service charges shall not be pro rated.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

153. City Manager presented request of Jordan Sheperd for permission to use the property at 660 Croswell Ave., which property is in the transitional zone, for offices.

Davidson-Nelson. That the City Commission, acting as Board of Zoning Appeals, approve the use of the property at 660 Croswell Ave. for office purposes.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Collins - 6  
(Com. Sheperd not voting)  
Nays: 0.

154. Monthly reports of the Police Chief, Fire Chief, and Assessor-Building Inspector were read.

Received and filed.

155. Nelson-Davidson. That the vouchers in amount of \$275,764.39 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: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

156. Com. Nelson brought up the matter of boats at the John Rose marina, and the matter was discussed at length.

Referred to the Committee-of-the-whole.

157. Davidson-Green. That the Commission adjourn, subject to the call of the Mayor, until July 20, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

*Louis J. Battjes*  
City Clerk.

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

Regular Meeting Held  
July 20, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Sheperd, and  
Mayor Collins.

Absent: Com Nelson.

158. Minutes of the previous meeting approved as mailed.

159. Davidson-Hutchinson. That the City Manager be  
authorized to advertise for bids on auto insurance.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

160. The "Fisk Lake Gardens Subdivision No. 1" Plat was  
submitted for final approval.

Green=Hook. That this Plat be approved and the City Clerk  
authorized to sign same.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

161. Request of City Manager for authorization to award  
contract to Dykhouse Brothers in amount of \$18,966.00 for extras  
necessary to make physical hookups.

HUTchinson-Sheperd. City Manager authorized to contract  
with Dykhouse Brothers for extras in the amount specified.

Yeas: Davidson, Hook, Green, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

162. City Manager reported approval by the Municipal  
Finance Commission of the \$270,000 Water Supply System Revenue  
Bond issue, sale to be August 5, 1964.

~~Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6~~  
~~Nays: 0.~~

163. Davidson=Hutchinson. That the City Manager be  
directed to draw up recommendations on regulations governing  
operations on Reeds Lake.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

164. Communication from Thomas G. Ford, presenting his  
resignation as Supervisor as of August 8, 1964.

Sheperd-Hutchinson. That this resignation be reluctantly  
accepted and a letter of commendation be sent Mr. Ford.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

165. Davidson-Sheperd. That the vouchers in amount of  
\$251,861.61 approved by the Ways & Means Committee be allowed  
and the Controller authorized to draw an order on the Treasurer  
for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6  
Nays: 0.

166. The Mayor brought up the matter of complaints received relative to the noisy use of certain private swimming pools very late at night. The matter was discussed by various members of the Commission. The

167. Sheperd-Hutchinson. That the Commission adjourn, subject to the call of the Mayor, until August 3, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins -6  
Nays: 0.

Louis J. Battjes  
CITY CLERK.

UNOFFICIAL  
Reference Only

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

Regular Meeting Held  
August 3, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Collins (Com. Hutchinson arrived later)  
Absent: Coms. Nelson, Shepard.

168. Minutes of the previous meeting approved as mailed.

169. City Clerk reported affidavits of publication of Notice of Sale of \$270,000 Water Supply System Revenue Bonds, Series II, notice to bidders, notice re: sprinkling regulations, registration notices, amendment to ordinance code of East Grand Rapids on file in his office.

170.  
BY COMMISSIONERS DAVIDSON-GREEN:

WHEREAS, Special Assessment Rolls, more particularly hereinafter described, for the construction of street improvements in the City of East Grand Rapids have been prepared, reviewed and confirmed by the City Commission;

AND WHEREAS, said special assessment rolls have been divided into ten (10) equal annual installments;

AND WHEREAS, the City Commission deems it necessary to borrow the sum of One Hundred Forty-four Thousand (\$144,000.00) Dollars in anticipation of the collection of a like amount of the nine (9) future due installments of special assessments on said special assessment rolls.

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 One Hundred Forty-Four Thousand (\$144,000.00) Dollars, in anticipation of the collection of a like amount of the nine (9) deferred installments of special assessments on the special assessment rolls pertaining to the special assessment districts hereinafter listed, said issue of bonds to be divided among the several special assessment districts as follows:

Woodcliff Park Asphalt Paving District No. 1	-	\$109,200.00
Lake Grove Avenue Asphalt Paving District No. 3	-	3,500.00
Conlon Avenue Asphalt Paving District No. 3	-	12,900.00
Richards Drive Asphalt Paving District No. 2	-	15,400.00
Boston Street Asphalt Paving District No. 3	-	3,000.00

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 become due. Said bonds shall consist of one hundred forty-four (144) bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 to 144, both inclusive, dated October 1, 1964, and payable serially as follows:

\$ 9,000.00 October 1, 1965;  
15,000.00 October 1st of each of the years 1966 to 1970, inclusive;  
20,000.00 October 1st of each of the years 1971 to 1973, inclusive;

Said bonds shall bear interest at a rate or rates not exceeding four and one-half per cent (4-1/2%) per annum, payable on October 1, 1965, and semi-annually thereafter on the first day of April and October 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.

Bonds maturing in the years 1971 to 1973, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse numerical order, on any interest payment date on or after October 1, 1969, at par and accrued interest.

Notice of redemption shall be given to the holders of bonds to be redeemed by publication of such notice not less than thirty (30) days prior to the date fixed for redemption, at least once in a newspaper or publication circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds. No further interest payable on bonds called for redemption shall accrue after the date fixed for redemption, whether presented for redemption or not, provided the City has money available for such redemption with the paying agent.

3. Said bonds shall be signed in the name of the City by the Mayor and 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; 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 thereof in accordance with the bid therefor, when accepted.

4. There shall be established and maintained a separate fund for each of said special assessment districts into which shall be placed the respective district's proportion of 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 improvement in the proper district. The moneys in said several funds may be kept in one bank account, but no money shall be drawn therefrom for the benefit of any district unless there is a sufficient balance therefor in the fund of such district.

5. There shall be established and maintained a fund to be designated "1964 Special Assessment Street Improvement Bond 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 all collections of principal and interest and penalties 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 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  
1964 SPECIAL ASSESSMENT STREET IMPROVEMENT BOND

No. \_\_\_\_\_ \$1,000.00

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

ONE THOUSAND DOLLARS

lawful money of the United States of America on the first day of October, A.D. 19\_\_\_\_, with interest thereon from the date hereof until paid at the rate of \_\_\_\_\_ per cent (\_\_\_\_%) per annum, payable on October 1, 1965, and semi-annually thereafter on the first day of April and October of each year, upon presentation and surrender of the proper interest coupons hereto annexed, as they severally become due. Both principal of and interest on this bond are hereby made payable at \_\_\_\_\_, and for the prompt payment of this bond, both

principal and interest, the full faith, credit and resources of the City of East Grand Rapids are hereby irrevocably pledged.

This bond is one of a series of one hundred forty-four (144) bonds of even date and like tenor, except as to rate of interest and date of maturity, aggregating the principal sum of \$144,000.00, issued in anticipation of the collection of special assessments for the purpose of defraying the cost of constructing street improvements in Special Assessment Districts, more particularly hereinafter described in said City, and is issued in accordance with the City Charter and a resolution of the City Commission of the City of East Grand Rapids duly adopted on August 3, 1964.

The right is reserved of redeeming bonds maturing in the years 1971 to 1973, inclusive, at the option of the City, in inverse numerical order, on any interest payment date on or after October 1, 1969, at par and accrued interest.

Notice of redemption shall be given to the holders of bonds to be redeemed by publication of such notice not less than thirty (30) days prior to the date fixed for redemption, at least once in a newspaper or publication circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds. No further interest payable on bonds called for redemption shall accrue after the date fixed for redemption, whether presented for redemption or not, provided the City has money available for such redemption with the paying agent.

This bond is payable from the proceeds of collection of special assessments on the lands in special assessment districts described below, or in case of insufficiency of the special assessment funds, from the general funds of said City: Provided, however, that the liability of each special assessment district is limited to payment of an amount together with interest thereon as follows:

Woodcliff Park Asphalt Paving District No. 1	-	\$ 109,200.00
Lake Grove Avenue Asphalt Paving District No. 3	-	3,500.00
Conlon Avenue Asphalt Paving District No. 3	-	12,900.00
Richards Drive Asphalt Paving District No. 2	-	15,400.00
Boston St. Asphalt Paving District No. 3	-	3,000.00

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 exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of said City of East Grand Rapids, including this bond, does not exceed any constitutional, charter or statutory 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 its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be signed by the facsimile signatures of said Mayor and City Clerk, all as of the first day of October, A.D. 1964.

CITY OF EAST GRAND RAPIDS

By \_\_\_\_\_  
Mayor

(S E A L)

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 bearer hereof the sum of

\_\_\_\_\_ Dollars, in lawful money of the

United States of America at \_\_\_\_\_,  
 \_\_\_\_\_,  
 being the semi-annual interest due that date on its 1964 Special Assessment  
 Street Improvement Bond, dated October 1, 1964, 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 The Grand Rapids Press, Grand Rapids, Michigan, a legal 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

\$144,000.00

CITY OF EAST GRAND RAPIDS, COUNTY OF KENT, MICHIGAN

1964 SPECIAL ASSESSMENT STREET IMPROVEMENT BONDS

Sealed bids for the purchase of the above bonds will be received by the undersigned at his office in the City Hall in the City of East Grand Rapids, State of Michigan, until 5:15 o'clock p.m., Eastern Standard Time, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 1964, at which time and place said bids will be publicly opened and read.

Said bonds will be coupon bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 to 144, both inclusive, dated October 1, 1964, and will mature serially as follows:

\$ 9,000.00 October 1, 1965;  
 \$15,000.00 October 1st of each of the years 1966 to 1970,  
 inclusive;  
 \$20,000.00 October 1st of each of the years 1971 to 1973,  
 inclusive.

Interest on said bonds will be payable on October 1, 1965, and semi-annually thereafter on April 1st and October 1st of each year.

Said bonds will bear interest from their date at a rate or rates not exceeding four and one-half per cent (4½%) per annum, expressed in multiples of 1/8 of 1%. The interest rate for each maturity shall be at one rate only and 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.

Bonds maturing in the years 1971 to 1973, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse numerical order, on any interest payment date on or after October 1, 1969, at par and accrued interest.

Thirty days' notice of the call of any bonds for redemption shall be given by publication in a paper circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds. Bonds so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the paying agent to redeem said bonds.

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.

Said bonds are issued in anticipation of the collection of a like amount of the nine (9) future due installments of special assessments on the following special assessments rolls: Woodcliff Park Asphalt Paving District No. 1, Lake Grove Avenue Asphalt Paving District No. 3, Conlon Avenue Asphalt Paving District No. 3, Richards Drive Asphalt Paving District No. 2, Boston Street Asphalt Paving District No. 3. The liability of each of the Special Assessment Districts shall be limited in the manner provided in the bonding resolution. In addition, 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 \$2,880.00, drawn upon an incorporated bank or trust company, payable to the order of the City 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 & 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 pay the cost of printing the bonds. Bonds will be delivered at such place as may be agreed upon with the purchaser.

The right is reserved to reject any and all bids.

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

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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 they are hereby rescinded.

Yeas: Davidson, Green, Hook, Collins - 4.  
Nays: 0.

.. 171. Commissioner Hutchinson arrived at this time.

172. City Manager made a verbal report on progress of the water connection construction preparatory to hook-up with Grand Rapids.

.... 173. Green-Davidson. That the following proposed ordinance be placed on final reading and adopted by this Commission:

AN ORDINANCE

TO AMEND SECTION 8 OF AN ORDINANCE AUTHORIZING THE ACQUISITION AND CONSTRUCTION OF ADDITIONS, EXTENSIONS AND IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF EAST GRAND RAPIDS; TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BONDS TO PAY THE COST OF SAID ADDITIONS, EXTENSIONS AND IMPROVEMENTS PURSUANT TO THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED; TO PROVIDE FOR THE FIXING, COLLECTION, SEGREGATION AND DISPOSITION OF THE REVENUES OF SAID WATER SUPPLY SYSTEM AND PAYMENT OF SAID BONDS OUT OF THE REVENUES THEREOF; AND CREATING A STATUTORY LIEN ON SAID REVENUES.

The City of East Grand Rapids Ordains:

Section 1. Section 8 of the Ordinance Authorizing the Acquisition and Construction of Additions, Extensions and Improvements to the Water Supply System of the City of East Grand Rapids; to Provide for the Issuance and Sale of Revenue Bonds to Pay the Cost of Said Additions, Extensions and Improvements Pursuant to the Provisions of Act 94, Public Acts of Michigan, 1933, as Amended; to Provide for the Fixing, Collection, Segregation and Disposition of the Revenues of said Water Supply System and Payment of Said Bonds Out of the Revenues Thereof; and Creating a Statutory Lien on said Revenues, is hereby amended to read as follows:

Section 8. The initial rates to be charged for water service furnished by the System shall be those presently in effect in the City. Said rates and the procedures for enforcement of the collection thereof shall be as follows:

The charges for water service shall be measured by water consumption in each premises as shown by the City water meter. The following charges for water shall be made against each premises connected to the System:

Consumption Rates

Inside City Limits	42¢ per 1000 gallons
Outside City Limits	70¢ per 1000 gallons

Minimum Bills:

Inside City Limits	\$4.20 per quarter or fraction thereof
Outside City Limits	\$7.00 per quarter or fraction thereof

Quarterly Meter Service Charge

1/2" - 3/4" Meter	- \$ 3.50	2" Meter	- \$ 16.00
1" Meter	- \$ 5.50	3" Meter	- \$ 35.00
1-1/4" Meter	- \$ 8.00	4" Meter	- \$100.00
1-1/2" Meter	- \$10.00		

Hydrant Rental - \$50.00 per hydrant per year.

Special Rates

For miscellaneous services for which a special rate shall be established, such rates shall be fixed by the City Commission.

Billing

Billing for water charges shall be made quarterly and shall be due and payable fifteen (15) days after date of such bill. For all water bills not paid when due a penalty of 3¢ per 1000 gallons (75¢ minimum penalty) shall be added, for those premises within the City Limits, and a penalty of 6¢ per 1000 gallons (\$1.50 minimum penalty) shall be added for those premises outside the City Limits.

Section 2. This Ordinance to take effect September 1, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Collins - 5  
Nays: 0.

174. Green-Davidson. That the following proposed ordinance be placed on final reading and adopted by this Commission:

AN ORDINANCE  
TO AMEND SECTION 2.83 OF CHAPTER 19 OF TITLE II OF  
THE CODE OF THE CITY OF EAST GRAND RAPIDS.

The City of East Grand Rapids Ordains:

Section 1. Section 2.83 of Chapter 19 of Title II of the Code of the City of East Grand Rapids is amended to read as follows:

Section 2.83. Water Rates. The rates to be charged for water service shall be as follows:

Consumption Rates

Inside City Limits	42¢ per 1000 gallons
Outside City Limits	70¢ per 1000 gallons

Minimum bill for Inside City Limits is \$4.20 per quarter or fraction thereof.  
Minimum bill for Outside City Limits is \$7.00 per quarter or fraction thereof.

Quarterly Meter Service Charges

1/2" - 3/4" Meter	- \$ 3.50	2" Meter	- \$ 16.00
1" Meter	- \$ 5.50	3" Meter	- \$ 35.00
1-1/4" Meter	- \$ 8.00	4" Meter	- \$100.00
1-1/2" Meter	- \$10.00		

Hydrant Rental - \$50.00 per hydrant per year.

Special Rates

For miscellaneous services for which a special rate shall be established, such rates shall be fixed by the City Commission. Such rates may be revised by resolution of the City Commission from time to time and when so changed, shall be published at least once in a newspaper of general circulation within the City.

Section 2. This Ordinance to take effect September 1, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Collins - 5  
Nays: 0.

175. Recommendation from the City Manager that the quotation from Grandville Farm Equipment on tractor-back hoe in amount of \$4,057.00 be accepted.

Davidson-Hook. Recommendation of City Manager concurred in, and the purchase of tractor-backhoe from Grandville Farm Equipment in amount of \$4,057.00 be authorized.

Yeas: Davidson, Green, Hook, Hutchinson, Collins - 5.  
Nays: 0.

176. Report from City Manager on tabulation of bids received for Group Life insurance for City employees, recommending that the bid of Great West Life Assurance Company be accepted.

Hutchinson-Hook. Recommendation of the City Manager concurred in, and bid of Great West Life Assurance Company be accepted.

Yeas: Davidson, Green, Hook, Hutchinson - 4.  
(Mayor Collins not voting)  
Nays: 0.

177. Communication from the City Manager, submitting re-designed plan for reconstruction of the San Lu Rae-Pinecrest-Lake Drive intersection, recommending that contract be awarded H.A. Vander Veen in amount of \$5,901.30, said work to be completed before opening of school on September 8th.

Hutchinson-Green. City Manager authorized to proceed with this improvement as recommended, contract for same to be awarded to H.A. Vander Veen in amount of \$5,901.30.

Yeas: Davidson, Green, Hook, Hutchinson, Collins - 5  
Nays: 0.

8/3/1964

178. Request of City Manager for authorization to advertise for bids on resurfacing Hall St. from Breton Rd. to 134 feet west of Gladstone Dr.

Davidson-Hutchinson. Manager so authorized to advertise for bids.

Yeas: Davidson, Green, Hook, Hutchinson, Collins - 5

Nays: 0.

179. Verbal report from City Manager on progress in preparation of a marina ordinance.

180. Monthly reports of the Fire Chief, Police Chief, and Assessor-Building Inspector were read.

Received and filed.

181. Davidson-Hutchinson. That the vouchers in amount of \$318,754.35 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Collins - 5

Nays: 0.

182. Mayor Collins stated that following the regular meeting August 5th for sale of the \$270,000 Water Supply System Revenue Bonds, Series II, the Commission meeting dates will be as follows: August 24, September 14 and September 28.

183. Davidson-Hook. That the Commission adjourn until Wednesday, August 5, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Collins - 5

Nays: 0.

  
City Clerk.

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

Regular Meeting Held  
August 5, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Nelson, and Mayor Collins.  
Absent: Coms. Hutchinson, Sheperd.

184. This being the time and place set for opening bids for the \$270,000.00 Water Supply System Revenue Bonds, Series II, four bids were received, opened and tabulated.

185.  
BY COMMISSIONERS NELSON-DAVIDSON:

WHEREAS, August 5, 1964 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 \$270,000.00 Water Supply System Revenue Bonds, Series II, of the City of East Grand Rapids, County of Kent, Michigan;

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

AND WHEREAS, the following bids have been received:

<u>Bidder</u>	<u>Maturity</u>	<u>Interest Rate</u>	<u>Premium</u>
Old Kent Bank & Trust Co.	5/1/1965 thru 1973	4%	\$ 66.00
	5/1/1974 thru 1981	3-1/4%	
	5/1/1982 thru 1983	3%	
Braun, Bosworth & Co.	5/1/1965 thru 1971	3-3/4%	\$ 32.40
	5/1/1972 thru 1979	3-1/2%	
	5/1/1980 thru 1983	3-1/4%	
Kenower, MacArthur & Co. & Paine, Webber, Jackson & Curtis	5/1/1965 thru 1976	3-3/4%	\$ 93.96
	5/1/1977 thru 1980	3-1/4%	
	5/1/1981 thru 1983	3.30	
First of Michigan Corp.	5/1/1965 thru 1976	3-1/4%	\$ 110.97
	5/1/1977 thru 1978	3.40	
	5/1/1979 thru 1983	3-1/2%	

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

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Old Kent Bank & Trust Company, as above stated, be and the same is hereby accepted.
2. Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Yeas: Davidson, Green, Hook, Nelson, Collins - 5  
Nays: 0.

186. Mayor Collins, on behalf of the City, thanked those who submitted bids on the above issue.

187. Green-Nelson. That the Commission adjourn, subject to the call of the Mayor, until August 24, 1964.

Yeas: Davidson, Green, Hook, Nelson, Collins - 5  
Nays: 0.

*Louis J. Battjes*  
City Clerk

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

Regular Meeting Held  
August 24, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Hook, Nelson, Sheperd, and Mayor Collins.

Absent: Coms. Green, Hutchinson.

188. Minutes of the meetings of August 3rd and August 5th, 1964, approved as mailed.

189. City Clerk reported affidavits of publication of notice to bidders on file in his office.

190. Mr. Staats of the Automobile Club of Michigan and Mr. Redmond of the local branch made presentation of the 4th year Pedestrian Safety Citation Award to Police Chief Coleman, who accepted same on behalf of his Department and the City.

191. Request of City Manager for authorization to issue purchase order to Durrant Nurseries in amount of \$3,653.00 to complete landscaping.

Nelson-Davidson. City Manager authorized to issue purchase order in this amount to Durrant Nurseries.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5

Nays: 0.

192. Request from Gilbert Witt for building permit for construction of dwelling on Fernwood Dr. at the end of Elmwood Rd. City Manager recommended that no permit be issued until such time as approved street access to the property is provided.

Sheperd-Hook. Recommendation of the City Manager concurred in.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5

Nays: 0.

193. Report of City Manager on bids received for the resurfacing of Hall St. from Breton Rd. to the West City Limits, recommending that the low bid of Grand Rapids Asphalt Paving Co. be accepted, contingent upon acceptance by the City of Grand Rapids.

Nelson-Davidson. That the bid of Grand Rapids Asphalt Paving Co. for resurfacing of Hall St. be accepted, subject to acceptance by the City of Grand Rapids.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5

Nays: 0.

194. Verbal report of the City Manager on the Reeds Lake-Fisk Lake carp removal program, stating total cost to be \$5,818.00, recommending that the City authorize this work to be done early in October, cost to the City to be \$5,159.00.

Davidson-Nelson. That the City Manager be authorized to contract with the Michigan Department of Conservation for this work at cost above stated.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5

Nays: 0.

195. Request from Texaco, Inc. for permit authorizing replacement of sign at their gasoline station on Wealthy St.

Nelson-Sheperd. That this request be tabled until the next meeting.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5

Nays: 0.

196. Report of City Clerk on bids received on automobile fleet insurance.

Nelson-Davidson. That automobile fleet insurance for the current year be awarded to Abbott, Lilly, Brink & McCarrick, Inc. (Auto Owners Insurance Co.).

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0.

197. Request of Dr. Clifford T. Nelson for zoning variance to permit use of basement at 469 Greenwood Ave. for a low usage antique shop.

Referred to the Planning Commission, and noticed out for hearing at meeting to be held September 14th.

198. Request of Michigan Municipal League that an official delegate be appointed to attend the annual meeting in Lansing September 16th to 18th, 1964.

Davidson-Sheperd. That Mayor Collins be designated as official delegate and City Manager Tholen as alternate.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0.

199. Nelson-Davidson. That the vouchers in amount of \$402,839.41 approved by the Ways & Means Committee be allowed and the Controller authorized to issue an order on the Treasurer for their respective amounts.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0.

200. City Manager reported progress on water hook-up project.

201. J.B. Albert was presented and requested that additional screening be provided at the water storage tank site on Norfolk Rd.

202. The following Proclamation was issued by Mayor Collins:

"Whereas it is of the utmost importance to their future well-being and success that all students complete their education to train and equip themselves for successful careers in the increasingly complex business world and to enable them to act as constructive citizens in solving the many problems facing our society at all levels; and

Whereas, it is of equal importance to the well-being and growth of each local community and of the nation that each of its citizens be adequately educated and trained to meet the needs of an expanding business community and to meet the demands of our ever more complex society;

Now, Therefore, as a part of the effort to encourage all students to complete their education, I do proclaim the week beginning August 23, 1964, to be "STAY-IN-SCHOOL-WEEK".

203. Nelson-Davidson. That the Commission adjourn, subject to the call of the Mayor, until September 14, 1964.

Yeas: Davidson, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0.

*Louis J. Battjes*  
CITY CLERK.

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

Regular Meeting Held  
September 14, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd and Mayor Collins.

Absent: 0.

204. Minutes of the previous meeting approved as mailed.

205. City Clerk reported affidavits of publication of notice to bidders, amendment to Water Ordinance and Primary Election notices on file in his office.

206. This being the time and place set for hearing on the request of Dr. Clifford Nelson for zoning variance at 469 Greenwood Ave., Dr. Nelson was present and discussed his plans.

Communications approving the project were received from Jerold Tebeau, Dr. John Burleson and Mr. and Mrs. Angus DeKruif. Fred M. Searl also approved.

Communication was read from the Planning Commission, recommending to the City Commission that this request be approved subject to three conditions: 1) The variance be granted to Dr. Nelson as an individual with revocation provided upon release of the operation of the antique shop from the personal control of Dr. Nelson; 2) that parking requirements in the Zoning Ordinance for commercial district be complied with; and 3) no sign other than the one attached to the wall of the building be permitted.

Sheperd-Hutchinson. That the City Commission, acting as Board of Zoning Appeals, approve the request for zoning variance of Dr. Clifford Nelson, subject to the restrictions and conditions stated in the Planning Commission recommendation.

Yeas: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6

Nays: Nelson - 1.

207. Communication from the Planning Commission requesting a joint meeting with the City Commission to discuss organization of the Planning Commission.

Meeting date set for September 21st at 7:30 p.m.

208. Nelson-Sheperd. That the request of Texaco, Inc. for replacement of a sign at the gasoline station on Wealthy St. be taken from the table at this time.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7

Nays: 0.

209. Nelson-Sheperd. That the sign replacement as illustrated in the sketch accompanying the request be approved.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7

Nays: 0.

210. Communication from the East Grand Rapids Schools regarding the tax rate received.

Received and filed.

211.

BY COMMISSIONERS DAVIDSON-HOOK:

WHEREAS, the City Commission did on June 29, 1964, adopt a resolution relative to the amendment of the City Charter and whereas such resolution and proposed charter amendment were submitted to the Governor and to the Attorney General of the State of Michigan, and whereas said Governor and Attorney General have requested that said proposed charter amendment be amended to eliminate the words "ordinance or" from the last line of Section 2 of the proposed charter amendment;



FURTHER RESOLVED that the City Clerk cause the proposed Charter amendment, together with Chapter VI of the Charter as it presently reads, to be published in the Grand Rapids Press before it is submitted to the electors.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

212. City Clerk reported receipt of resolution from the City of Grand Rapids signifying their participation in the cost of resurfacing Hall St. from Breton Rd. to our West City Limits.

213. Monthly reports of the Police Chief, Fire Chief and Assessor-Building Inspector were read.

Received and filed.

214. City Manager reported regarding progress of the water hookup, new rates to be effective for water used from October 1st.

215. Nelson-Davidson. That the vouchers in amount of \$154,644.94 approved by the Ways & Means Committee, be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

216. Com. Sheperd suggested that piling in Reeds Lake be cut below the present water level and the lake be cleaned up while the water level is at its low point.

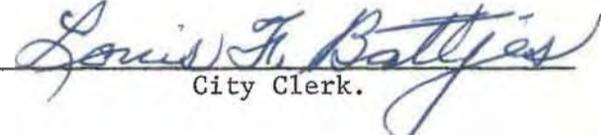
217. Com. Hook brought up the matter of timing on the traffic lights at Plymouth Rd. and Lake Drive.

Referred to Traffic Commission.

218. Four members of the Junior League were present at the meeting.

219. Davidson-Hook. That the Commission adjourn, subject to the call of the Mayor, until September 28, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

  
City Clerk.

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

Regular Meeting Held  
September 28, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and Mayor Collins.

Absent: 0.

220. Minutes of the previous meeting approved as mailed.

221. City Clerk reported affidavit of publication of notice to bidders on file in his office.

222. Recommendation by City Engineer McMann that the City of East Grand Rapids participate in the 16" water main installation in Breton Road from Elliott St. to the East Grand Rapids south city limits, the East Grand Rapids share of the cost not to exceed \$3,700.00.

Davidson-Green. That the recommendation of the City Engineer be concurred in.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

223. Mr. Fred Schaefer, 270 Lakeside Dr., was present and requested stricter traffic control on Lakeside Dr. between Robinson Rd. and Greenwood Ave., particularly with regard to speeding.

The matter was discussed with Chief Coleman and at Com. Sheperd's suggestion, was referred to the Traffic Commission.

224. Communication from the Planning Commission, recommending adoption of the proposed Planning Commission Ordinance included with their report.

Com. Hutchinson stated he was concerned that the ordinance did not specify City Commission control regarding adoption of Master Plans or plat approval. Chairman Knapp and other members of the Planning Commission were present and discussed the matter.

Nelson-Green. That this matter be referred to the City Attorney for report on the points raised by Com. Hutchinson.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

225. Nelson-Davidson. That the vouchers in amount of \$375,196.06 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

226. Com. Nelson brought up the matter of the City's attention to needed street repair at the driveway approach at 2031 Wealthy St.

City Engineer McMann stated he had been contacted about the matter and it would be given immediate attention.

227. Com. Nelson inquired if some concrete slabbing could not be constructed at the Barnard St. boat launching site to facilitate launchings.

Referred to the City Manager and City Engineer for recommendations.

227A. Com. Nelson inquired why all property owners had not constructed sidewalks on the pedestrian walkway in the vacated portions of El Dorado Dr. City Engineer McMann stated it had been delayed pending property owners getting together on other construction work in the area.

228 .

BY COMMISSIONERS NELSON-HOOK:

RESOLVED, that the construction of sidewalks on the pedestrian walkway in

Vacated El Dorado Dr. from a line between the Southeast corner Lot 22, Hendricks' Subdivision and a point on the North line Lot 5, Block 5, Raymond Park Addition, which is 7.19 feet westerly of the Northeast corner said Lot 5; to a line between the Southwest corner Lot 22, Hendricks' Subdivision to a point on the North line Lot 7, Block 5, Raymond Park Addition, which is 48.63 feet Westerly of the Northeast corner said Lot 7;

also,

Vacated El Dorado Drive from the west line of San Jose Dr. to a line between the Southwest corner Lot 61, Hendricks' Subdivision and a point on the North line of Lot 14, Block 3, Raymond Park, at a point 22.58 feet westerly of Northeast corner said Lot 14.,

is a necessary public improvement, and that the cost and expense of such improvement shall be paid by special assessment levied upon the lands and premises, excepting public highways and alleys, benefiting from said improvement, according to benefits derived. And be it further

RESOLVED, that a special assessment district for said improvement is hereby established consisting of the lots, parts of lots and parcels of land abutting on either side of the above described portions of vacated El Dorado Dr.

RESOLVED, that the Director of Public Service prepare an estimate of the cost thereof, together with specifications 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: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

229.

BY COMMISSIONERS NELSON-HOOK:

WHEREAS, the City Commission has declared the construction of sidewalks on the pedestrian walkway in

Vacated El Dorado Dr. from a line between the southeast corner Lot 22, Hendricks' Subdivision and a point on the north line Lot 5, Block 5, Raymond Park Addition, which is 7.19 feet westerly of the northeast corner said Lot 5; to a line between the southwest corner Lot 22, Hendricks' Subdivision, to a point on the north line Lot 7, Block 5, Raymond Park Addition, which is 48.63 feet westerly of the northeast corner said Lot 5;

also,

Vacated El Dorado Drive from the west line of San Jose Dr. to a line between the southwest corner Lot 61, Hendricks' Subdivision, and a point on the north line of Lot 14, Block 3, Raymond Park Addition, at a point 22.58 feet westerly of the northeast corner said Lot 14,

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 \$ 1,053.00; 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, October 19, 1964 at 5:15 p.m. be the fixed time and the Commission Room in East Grand Rapids, 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

9/28/1964

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, plats 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.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

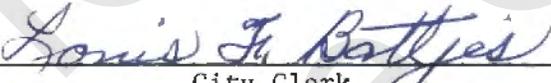
230. Com. Sheperd suggested that a traffic survey study be made by the Traffic Commission and that professional advise be obtained and considered.

231. Com. Green suggested a periodic inspection of swimming pools, particularly regarding fencing.

232. Mayor Collins commented that this was an historic date in East Grand Rapids, the date of water hookup with the City of Grand Rapids, consummating years of effort on the part of East Grand Rapids officials.

233. Davidson-Hutchinson. That the Commission adjourn, subject to the call of the Mayor, until October 5, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

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

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

Regular Meeting Held  
October 5, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and Mayor Collins.  
Absent: 0.

234. Minutes of the preceding meeting approved as mailed.

235. City Clerk reported affidavit of publication of registration notice on file in his office.

236. Recommendation from the City Manager that the low bid of D.A.Kloote Contractors, Inc. in amount of \$11,500 for construction of the Briarwood Sewer Lift Station be accepted.

Davidson-Green. Recommendation of City Manager concurred in and contract awarded to D.A.Kloote Contractors, Inc.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

237. Report from City Engineer, estimating cost of a 26' boat launching ramp at the end of Barnard St. using City labor at \$1,592.00.  
The matter was thoroughly discussed by the Commission members.

Green-Hook. That the City Manager be directed to construct a boat ramp at not to exceed \$1,000.00.

Yeas: Davidson, Green, Hook - 3  
Nays: Hutchinson, Nelson, Sheperd, Collins.

238. Ramp construction matter referred to the Manager and Engineer for report.

239. Report from City Manager regarding sidewalks at various locations on vacated El Dorado Dr.

City Manager authorized to advertise for bids.

240. Communication from Michigan Municipal Employees' Retirement System requesting names of delegates to attend the annual meeting in Lansing on October 20, 1964.

Hutchinson-Nelson. That Louis F. Battjes be authorized to attend as officer delegate and Walter Breuer, Jr. as employee delegate, Mary Jane Wigner as alternate.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

241. City Clerk reported receipt from the Governor's office of approval of the proposed Charter amendment.

242. City Clerk reported approval from the Municipal Finance Commission of the \$144,000 Special Improvement Special Assessment Bond Issue, sale to be held October 19, 1964.

243. Hutchinson-Sheperd. That the proposed revised ordinance establishing a Planning Commission and entitled "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 40 of said Code", be placed on first reading.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

244. Monthly reports of Police Chief, Fire Chief and Assessor-Building Inspector were read.

Received and filed - each member of the Commission to receive a duplicate copy in the future.

245. Mayor Collins at this time turned the gavel over to Commissioner Nelson and was excused from the meeting.

246. City Manager reported on seal coating bids, recommending that the low bid of Bekman Company for seal coat on the following streets be accepted:

Argentina Dr. from Breton Rd. to Plymouth Rd.  
 San Lucia Dr. from Argentina Dr. to San Lu Rae Dr.  
 Edgemere Dr. from Wealthy St. to Lake Pointe Dr.  
 Belvedere Dr. from Edgemere Dr. to Lake Pointe Dr.  
 Beechwood Dr. from Breton Rd. to Ravenswood Plat line

Hutchinson-Davidson. Recommendation of the City Manager concurred in and contract for asphalt seal coat on the above streets be awarded to Bekman Company at the bid price submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd - 6  
 Nays: 0.

247. Report of City Manager on bids received for asphalt overlay on San Juan Dr. from Argentina Dr. to El Dorado Dr., recommending that the low bid of Rieth-Riley Construction Co. in amount of \$824.10 be accepted.

Hutchinson=Davidson. Recommendation of City Manager concurred in and contract for asphalt overlay on San Juan Dr. from Argentina to El Dorado be awarded to Rieth-Riley Construction Co.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd - 6  
 Nays: 0.

248. City Manager reported on the matter of signal light timing at the Lake Drive-Plymouth-Sherman intersection.  
 The traffic situation on Plymouth Rd. was discussed.

249. City Manager reported regarding bids for construction of the new water storage reservoir and suggested a special meeting be held.

Davidson-Sheperd. That a special meeting be held at 8:00 p.m. on October 12, 1964 - the next regular meeting to be October 19th.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd - 6  
 Nays: 0.

250. Nelson-Hutchinson. That the vouchers in amount of \$31,425.99 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd - 6  
 Nays: 0.

251. Com. Nelson suggested a double yellow line on Lakeside Dr. from Robinson to Greenwood.

252. The recent treatment of Fisk and Reeds Lakes for carp elimination was discussed.

253. Green-Hook. That the Commission adjourn, subject to the call of the Mayor, until October 12, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd - 6  
 Nays: 0.

*Louis J. Battjes*  
 City Clerk.

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

Special Meeting Held  
October 12, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and  
Mayor Collins.

Absent: 0.

254. Hutchinson-Green. That the low bid of Owen-Ames-Kimball Company for construction of the new water storage reservoir be accepted and contract awarded according to the terms submitted.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

255. Nelson-Hutchinson. That this matter be deferred until the Consulting Engineers have time to estimate cost of utilization of the lower cost Ross Court site.

Yeas: Nelson - 1.  
Nays: Davidson, Green, Hook, Hutchinson, Sheperd, Collins - 6

256. It was suggested that the City Manager and Consulting Engineers consult with the contractor regarding revision of contract similar to Plan B.

257. Davidson-Sheperd. That the Commission adjourn, subject to the call of the Mayor, until October 19, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

  
City Clerk.

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

Regular Meeting Held  
October 19, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, and  
Mayor Collins.

Absent: 0.

258. Minutes of the meetings of October 5 and October 12, 1964, approved  
as mailed.

259. City Clerk reported affidavit of publication of notice of sale of  
\$144,000 special assessment bond issue on file in his office.

260. This being the time and place set for opening bids on \$144,000.00  
special assessment street improvement bonds, two bids were received, opened  
and read.

261.

BY COMMISSIONERS DAVIDSON-GREEN:

WHEREAS, October 19, 1964, 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 \$144,000.00  
1964 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>
Old Kent Bank & Trust Co.	10/1/1965-1969	3 %	9.20
	10/1/1970	2-7/8%	
	10/1/1971-1973	3%	
Kenower, MacArthur & Co. & Paine, Webber, Jackson & Curtis	10/1/1965-1968	3-1/2%	None
	10/1/1969-1972	2-7/8%	
	10/1/1973	3%	

AND WHEREAS, the bid of OLD KENT BANK & TRUST COMPANY has been  
determined to produce the lowest interest cost to the City;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Old Kent Bank & Trust Company as above stated, be and  
the same is hereby accepted.
2. Checks of the unsuccessful bidders be returned to each bidder's  
representative or by registered mail.
3. All resolutions and parts of resolutions insofar as they conflict  
with the provisions of this resolution be and the same hereby are rescinded.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

262. This being the time and place set for hearing on the proposed  
improvement consisting of sidewalk in vacated El Dorado Dr. between Pinecrest  
Ave. and Floral Dr. and between San Jose Dr. and San Juan Dr., present to dis-  
cuss the matter were Mr. Bennett, Mr. Rice, Mr. Douse, Mr. Ballard and Mr. Gaertner.

263. Sheperd-Hutchinson. That the sidewalk in the easement in vacated  
El Dorado Dr. between San Jose Dr. and San Juan Dr. be installed now, and the  
portion between Pinecrest and Floral Dr. be postponed until next spring.

Yeas: Hook, Green, Hutchinson, Sheperd, Collins - 5  
Nays: Davidson, Nelson - 2.

264. Hutchinson-Sheperd. That Resolutions 1 and 2 adopted September  
28, 1964 be amended to exclude the portion of vacated El Dorado Dr. between  
Pinecrest Ave. and Floral Dr.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

265.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

WHEREAS, the City Commission did on September 28, 1964 declare the improvement consisting of concrete sidewalk in

Vacated El Dorado Drive from the west line of San Jose Dr. to a line between the Southwest corner Lot 61, Hendricks Subdivision and a point on the North line of Lot 14, Block 3, Raymond Park, at a point 22.58 feet westerly of Northeast corner said Lot 14,

to be a necessary public improvement, and designated a special assessment district to be assessed for the entire cost of said improvement; and caused estimates, plats and diagrams of the work and of the locality to be improved and of the district to be assessed to be made and filed in the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on October 19, 1964 and due consideration given to objections presented, now therefore, be it

RESOLVED, that the aforesaid improvement be made and that the specifications plats and diagrams on file with the City Clerk be approved and adopted, and that all lots, parts of lots and parcels of land benefiting thereby as shown by the plat and diagram on file in the City Clerk's office shall constitute and be a special assessment district to be known as "Vacated El Dorado Dr. Concrete Sidewalk District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimates, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 1,141.67 ; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises within said special assessment district according to foot frontage and benefits derived from said improvement by each of the lots, parts of lots and parcels of land; and that the amount so assessed against each lot or parcel of land be paid in full, with interest on all amounts unpaid after 20 days from date of confirmation of said assessment roll, at the rate of six per cent (6%) per annum.

RESOLVED, that the Board of Assessors be and are hereby directed to make such assessment forthwith upon all real estate within the district aforesaid according to foot frontage and benefits derived, and as provided in the City Charter, and when said assessment roll is completed they shall report the same to this Commission.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

266.

BY COMMISSIONERS HUTCHINSON-SHEPERD:

RESOLVED, that the assessment roll covering the improvement consisting of concrete sidewalk in

Vacated El Dorado Dr. from the west line of San Jose Dr. to a line between the Southwest corner Lot 61, Hendricks' Subdivision, and a point on the north line of Lot 14, Block 3, Raymond Park Addition, at a point 22.58 feet westerly of the northeast corner said Lot 14,

be filed in the office of the City Clerk and marked "Vacated El Dorado Dr. Concrete Sidewalk District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, November 9, 1964 at 5:15 p.m. be fixed as the time and the Commission Room of East Grand Rapids, Michigan, be the place the said Commission and Board of Assessors will meet to hear any objections thereto and appeals therefrom; and it is

ORDERED, that the City Clerk give proper notice by publication in the Grand Rapids Press of the filing of said assessment roll in his office and of the time and place the Commission and Board of Assessors will meet to review the assessment and to hear objections thereto and appeals therefrom; and further, that notice of hearing on this special assessment roll be mailed each property owner in the special assessment district as shown by the last assessment roll of the City.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7

267. Hutchinson-Davidson. That the low bid of Harry Vander Veen for construction of sidewalk on vacated El Dorado Dr. between San Jose Dr. and San Juan Dr. be accepted and contract awarded provided the contractor agrees to the same unit prices submitted for the two portions of walk previously ordered; otherwise, the City Manager is directed to re-advertise for bids.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

268. Report of City Manager on bids received from tree planting contractors, recommending acceptance of the low bid submitted by Davey Tree Expert Company.

Sheperd-Davidson. That the bid of Davey Tree Expert Co. be accepted for the 1964 tree planting program.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

269. Report of City Manager regarding cost of further landscaping at the water tower site, stating Durrant Nurseries have submitted a bid of \$2,520 providing trees formerly planted around the Police Station are used.

Nelson-Hutchinson. That the City Manager be authorized to proceed with landscaping the water tower site as above suggested.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

270. Hutchinson-Sheperd. That the following proposed ordinance be placed on final reading and adopted by this Commission:

"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 40 OF SAID CODE.

THE CITY OF EAST GRAND RAPIDS ORDAINS:

- 5.200 Planning Commission established. A City Planning Commission is hereby created pursuant to the provisions of Act 285 of the Public Acts of the State of Michigan for 1931, as amended, and shall be accorded all powers, duties, and functions established by said Act 285 and by Act 222 of the Public Acts of the State of Michigan for 1943, as amended, including but not limited to the powers, duties and functions herein provided.
- 5.201 Organization. The Commission shall consist of nine (9) members who shall, insofar as possible, represent different professions or occupations, appointed by the Mayor subject to the approval of a majority vote of the members elect of the City Commission. The term of each member shall be three (3) years, except that three members of the first Commission shall serve for terms of one (1) year, three for terms of two (2) years, and three for terms of three (3) years. Members of the Planning Commission shall serve without compensation and hold no other municipal office except that one member may also be a member of the City Zoning Board of Appeals. The terms of office shall commence on May 1st and terminate on April 30th. The Mayor and City Manager or other administrative official designated by the City Manager may attend meetings of the Planning Commission but shall have no vote. The Planning Commission shall, during the first meeting in the month of May of each year, elect from its members a Chairman, a Vice-Chairman, and a Secretary, and shall from time to time adopt rules of procedure which shall become effective upon ratification by the City Commission. The Planning Commission shall hold at least one regular meeting in each month and shall keep a record of its resolutions, transactions, findings and determinations, which record shall be a public record.
- 5.202 Contracts for Special Services. The Planning Commission may contract with city planners, engineers, architects, and other consultants for such services as it may require. The expenditures of the Planning Commission shall be within the amounts appropriated for the purpose by the City Commission, which shall provide the funds, equipment and accommodations necessary for the work of the Planning Commission.

- 5.203 Master Plan; Content. It shall be the function and duty of the Planning Commission to make and adopt a Master Plan for the physical development of the City of East Grand Rapids, including any areas outside of its boundaries which bear relation to planning within the City of East Grand Rapids. Such plan, with the accompanying maps, plats, charts, and descriptive matter, shall show the recommendations of the Planning Commission for the development and maintenance of said territory. The plan shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted, and harmonious development of the City and its environs which will, in accordance with present and future needs, best promote health, safety, morals, order, convenience, prosperity, and general welfare, as well as efficiency and economy in the process of development; including, among other things, adequate provision for traffic; the promotion of safety from fire and other dangers, adequate provision for light and air, the promotion of the healthful and convenient distribution of population, the promotion of good civic design and arrangement, wise and efficient expenditure of public funds, and the adequate provision of public utilities and other public requirements. The Planning Commission may adopt the plan as a whole by a single resolution, or may by successive resolutions adopt successive parts of the plan, said parts corresponding with major geographical sections of the City or with functional subdivisions of the subject matter of the plan, and may adopt any amendment or extension thereof or addition thereto.
- 5.204 Same: Reference to City Commission. Before holding a public hearing on the proposed plan or any part thereof or any amendment, extension or addition thereto, the Planning Commission shall certify the same to the City Commission for its review and advice back to the Planning Commission. The Planning Commission shall, following such certification, take no further action with regard to said plan or any public hearing thereon until a period of 30 days shall have expired from the date the same was certified to the City Commission. The City Commission within 30 days from the receipt of the same from the Planning Commission shall forward to the Planning Commission its recommendations and advice, which shall be advisory only on the Planning Commission. In the event that the City Commission forwards no such recommendations or advice within such 30-day period, it shall be presumed that the City Commission is in accord with the said plan, amendment, extension or addition thereto.
- 5.205 Same: Hearing. Before the adoption of the plan or any part thereof, or any amendment, extension, or addition thereto, the Planning Commission shall hold at least one public hearing thereon; notice of the time and place of which shall be given not less than fifteen (15) days prior to such hearing, by one publication in a newspaper of general circulation in the City and by registered United States mail to each public utility company operating within the division of the City affected.
- 5.206 Same: Adoption. The adoption of the plan or of any part or amendment or extension or addition shall be by resolution of the Planning Commission carried by the affirmative votes of not less than six (6) members of the Planning Commission. An attested copy of the plan or part thereof shall be certified to the City Commission and to the Kent County Register of Deeds.
- 5.207 Public Works; authorization. Whenever the Planning Commission shall have adopted the Master Plan no street, park, or other public way, ground, or open space, or public building or structure, shall be authorized by the City Commission until the location, character and extent thereof shall have been submitted to and approved by the Planning Commission; Provided, that in case of disapproval the Planning Commission shall communicate its reasons to the City Commission, which shall have the power to overrule such disapproval by a recorded vote of not less than two-thirds (2/3) of its entire membership; Provided further, that if the public way, ground, space, building, structure or utility, be one the authorization or financing of which does not fall within the province of the City Commission, then the submission to the Planning Commission shall be by the Board, Commission, or body having such jurisdiction and the Planning Commission's disapproval may be overruled by a vote of not less than two-thirds (2/3) of the membership of said Board, Commission or body.

- 5.208 Control of Building within Public Ways. In accordance with Act 222 of the Public Acts of the State of Michigan of 1943, the Planning Commission shall have the power to make, or cause to be made, and thereafter to amend, and to certify to the City Commission detailed and precised plats showing proposed future outside lines of one or more new, extended or widened streets, avenues, places or other public ways, or of one or more parks, playgrounds, or other public grounds or extensions thereof shown on such adopted Master Plan. The City Commission may by ordinance adopt any such precised plat, or amendment thereto, certified to it by the Planning Commission provided that prior notice be given as required by statute. No permit shall be issued for, and no building or structure or part thereof shall be erected on any land located within the proposed future outside lines of any new, extended or widened street, avenue, place, or other public way, or of any park, playground or other public grounds or extension thereof shown on any such certified and adopted plat.
- 5.209 Same: Appeal Procedure. The Zoning Board of Appeals shall have the power on appeal filed with it by the owner of such land to authorize the granting of a permit for the erection of a building, or structure, or part thereof, within the lines of any such mapped street, park, playground, or other public ground in any case in which such Board finds upon the evidence and arguments presented to it on such appeal (a) that the entire property of the appellant located in whole, or in part, within the lines of such mapped street, park, playground, or other public ground cannot yield a reasonable return to the owner unless such permit be granted, and (b) that, balancing the interest of the municipality in preserving the integrity of the adopted map, and the interest of the owner of the property in the use and benefits of his property, the granting of such permit is required by considerations of justice and equity. Before taking any such action, the Board of Zoning Appeals shall hold a public hearing thereon, at least 10 days' notice of the time and place of which shall be given to the appellant by mail at the address specified by the appellant in his appeal petition. In the event that the Board of Zoning Appeals decides to authorize a building permit it shall have the power to specify the exact location, ground area, height and other details and conditions of size, character and construction, and also the duration of the building, structure, or part thereof to be permitted.
- 5.210 Capital Improvement Plans. The Planning Commission shall, from time to time, recommend to the appropriate public officials programs for public structures and improvements and for the financing thereof. It shall be part of its duties to consult and advise with public officials and agencies, public utility companies, civic, educational, professional and other organizations, and with citizens, with relation to the protecting or carrying out of the plan.
- 5.211 Zoning. The Planning Commission shall advise the City Commission on matters relating to the administration of the Zoning Ordinance.
- 5.212 Subdivision Regulations. The Planning Commission shall adopt regulations governing the subdivision of land within the City of East Grand Rapids. Such regulations may provide for proper arrangement of streets in relation to other streets and to the Master Plan, for adequate and convenient open spaces for traffic, utilities, access of firefighting apparatus, recreation, light and air, and for avoidance of congestion of population. Such regulations may further provide the extent to which streets and other ways shall be graded and improved and to which water and sewer and other utility mains, piping, or other facilities shall be installed as a condition precedent to the approval of the plat. All such regulations shall be published as provided by law for the publication of ordinances, and before adoption a public hearing shall be held thereon. A copy thereof shall be certified by the Planning Commission to the Kent County Register of Deeds.
- 5.213 Plat Approval. Whenever the Planning Commission shall have adopted that portion of a Master Plan relating to the major street system and shall have filed a certified copy of such plan in the office of the Kent County Register of Deeds, and whenever the Planning Commission shall have adopted subdivision regulations as herein provided, then no plat of a subdivision of land within the City of East Grand Rapids shall be filed or recorded until it shall have been approved by the Planning Commission and the City Commission. The Planning Commission shall approve, modify, or disapprove of a plat within sixty (60) days after the submission thereof to it; otherwise such plat shall be deemed to have been approved; Provided, however, that the applicant for plat approval may waive this requirement and consent to an extension of such period; Provided also that a public hearing be held on each proposed plat and

notice thereof be given as provided by statute.

5.214 General. In general, the Planning Commission shall have such powers as may be necessary to enable it to fulfill its functions, promote City planning, and carry out the purposes of this ordinance.

5.215 This Ordinance to take effect October 30, 1964."

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7

Nays: 0.

271.

BY COMMISSIONERS SHEPERD-NELSON:

WHEREAS, the City Commission did on October 19, 1964, adopt an ordinance establishing a Planning Commission under the authority and provisions of Act 285 of the Public Acts of the State of Michigan of 1931, as amended;

BE IT RESOLVED that in accordance with Section 5 of Chapter VIII of the Charter of the City of East Grand Rapids there be published in The Almanac the following notice:

"NOTICE OF ORDINANCE  
ESTABLISHING PLANNING COMMISSION

"The City Commission of the City of East Grand Rapids did on October 19, 1964, adopt an ordinance establishing a Planning Commission, pursuant to Act 285 of the Public Acts of the State of Michigan of 1931, as amended. The purpose of this ordinance is to establish the organization and specify the authorities and functions of the Planning Commission, including but not limited to the adoption of a master plan for the City of East Grand Rapids and including other authority provided by said Act 285, as amended, and also as provided by Act 222 of the Public Acts of the State of Michigan of 1943, as amended.

"Printed copies of the full text of the ordinance are available for inspection by, and distribution to, the public, at the office of the East Grand Rapids City Clerk.

"Published by order of the City Commission made the 19th day of October, 1964.

Louis F. Battjes  
City Clerk"

BE IT FURTHER RESOLVED that the City Clerk shall promptly make printed copies of said ordinance available for distribution to the public, as set forth in the foregoing notice.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7

Nays: 0.

272. Communication from the Mayor of the City of Jackson, inviting Commission members to attend opening and dedication of their new Shoppers' Mall.

Received and filed.

273. Nelson-Davidson. That the vouchers in amount of \$145,435.41 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7

Nays: 0.

274. Com. Sheperd discussed posted speed limits on major streets.

Referred to the Traffic Commission.

275. Com. Hutchinson brought up the matter of sidewalks across the low spot on Beechwood Dr.

7.

10/19/1964

276.

The City Manager reported regarding the boat ramp.

Nelson-Davidson. That the City of East Grand Rapids construct a reinforced concrete launching ramp in Barnard St., 15 feet in width, from 145 feet east of Lakeside Drive to existing drop-off, a distance of approximately 112 feet.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

277. Mayor Collins recommended the appointment of Harold E. Davidson as Supervisor to fill the vacancy created by the resignation of Thomas Ford.

Nelson-Green. Recommendation of the Mayor approved.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0. (Com. Davidson not voting)

278. Hook-Davidson. That the Commission adjourn, subject to the call of the Mayor, until November 9, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

  
City Clerk.

UNOFFICIAL  
Reference

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

Regular Meeting Held  
November 9, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Green, Hook, Hutchinson, Nelson, Sheperd, and Mayor Collins.  
Absent: Com. Davidson.

279. Minutes of the previous meeting approved as mailed.

280. City Clerk reported affidavits of publication of notice of special assessment street improvement bond sale and ordinance establishing the Planning Commission on file in his office.

281. Mr. Paul Greeley presented a petition signed by residents on Woodcliff Dr. between Lake Drive and the City Limits, requesting action by the City Commission to curb speeding on their street.

Mayor Collins assured him a study of the situation would be made and results reported to them.

282. This being the time and place set for hearing on the assessment roll for construction of concrete sidewalk in pedestrian walkway on vacated El Dorado Dr. between San Jose Dr. and San Juan Dr., Mr. Gaertner was present and questioned the Engineer regarding the construction and consequent assessments.

Communication from William Bennett was read, thanking the Commission for their consideration shown property owners involved in this project.

283.

BY COMMISSIONERS NELSON-GREEN:

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 expense of construction of sidewalk on the pedestrian walkway in

Vacated El Dorado Dr. from the west line of San Jose Dr. to a line between the southwest corner Lot 61, Hendricks' Subdivision, and a point on the north line of Lot 14, Block 3, Raymond Park Addition, at a point 22.58 feet westerly of the northeast corner said Lot 14,

and no objections being presented, now therefore, be it

RESOLVED, that the said special assessment roll in amount of \$ 1,141.67; be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the City Clerk be and he is hereby directed to deliver a certified copy of said roll to the City Treasurer and to attach his warrant commanding the Treasurer to collect from each of the persons assessed in said roll the amount set opposite his or her name therein, with interest on all sums not paid within 20 days after date of confirmation of said assessment roll at the rate of six per cent (6%) per annum, and deposit all sums so collected to the credit of the "Vacated El Dorado Dr. Concrete Sidewalk District No. 1" Fund as soon as collected, and that said Treasurer make return of said roll and of said warrant and of his doings thereon to the City Clerk within thirty days (30) after date of confirmation of said roll; and be it further

RESOLVED, that when and as said assessment roll has been returned to the City Clerk showing all assessments paid in full, or when and as moneys equal to the total assessments have been deposited with the City Treasurer with authority to use the same in paying the estimated cost of said improvement, that said public improvement be made and the work be done by the City of East Grand Rapids under the direction of the Public Service Director, in accordance with the detailed estimates, plans and specifications heretofore filed and approved by the City Commission, and that the entire cost thereof be paid out of the Vacated El Dorado Dr. Concrete Sidewalk District No. 1 Fund.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

284. This being the time and place set for hearing on the variance request of Mrs. Dolores Powers, 1141 Idema Dr. for permission to sell for building purposes the vacant lot adjoining her home (Lot 27, Mary M. Bonnell's Subdivision). Her neighbor, Mr. Boorman, was present and objected.

This request was tabled, pending report of the City Attorney.

285. This being the time and place set for hearing on the variance request of Dr. J.D. Plekker for permission to construct a connecting breezeway between the house and detached garage at 1348 Lenox Rd. Dr. Plekker was present and discussed the matter.

Nelson-Hutchinson. That this request be tabled until the next meeting.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

286. Request from the East Grand Rapids Team Fathers for permission to erect a lighted sign at Lake Drive and Breton Road.

Hutchinson-Nelson. That this request be tabled until the next meeting, pending further investigation of the matter and that the residents in the adjacent area be notified and given an opportunity to express their views.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, - 5... -  
Nays: Collins - 1.

287. Request of City Manager for authority to dispose of the Mary Avenue elevated water storage tank, stating the Globe Industrial Contractors of Henderson, Kentucky had offered to remove the tank at no expense nor income to the City.

Sheperd-Green. That the City Manager be authorized to dispose of the Mary Avenue elevated water storage tank at no cost nor income to the City.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

288.  
BY COMMISSIONERS HUTCHINSON-HOOK.

That the following proposed Water Revenue Bond Ordinance be placed on first and final reading, and adopted by this Commission:

ORDINANCE NO. 1964-A

AN ORDINANCE AUTHORIZING THE ACQUISITION, CONSTRUCTION AND COMPLETION OF CERTAIN ADDITIONS AND IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF EAST GRAND RAPIDS; AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF REVENUE BONDS OF EQUAL STANDING WITH THE REVENUE BONDS NOW OUTSTANDING FOR THE PURPOSE OF PAYING PART OF THE COST THEREOF UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED, AND AN ORDINANCE OF THE CITY OF EAST GRAND RAPIDS ADOPTED MARCH 16, 1959.

WHEREAS, the City of East Grand Rapids, by Ordinance adopted March 16, 1959, has heretofore issued Water Supply System Revenue Bonds, in the aggregate principal amount of Four Hundred Sixty-five Thousand (\$465,000.00) Dollars, which bonds are dated as of May 1, 1959, and mature serially on May 1st of each year to the year 1979, the aggregate principal amount of said bonds outstanding after May 1, 1964, being Three Hundred Seventy-five Thousand (\$375,000.00) Dollars;

AND WHEREAS, the City of East Grand Rapids, by Ordinance adopted February 17, 1964, has heretofore issued Water Supply System Revenue Bonds, Series II, in the aggregate principal amount of Two Hundred Seventy Thousand (\$270,000.00) Dollars, which bonds are dated May 1, 1964 and mature serially on May 1st of each year to the year 1983, the entire issue presently being outstanding;

AND WHEREAS, it is the determination of the City Commission of the City of East Grand Rapids that additions and improvements to the Water Supply System of the City are necessary for the public health and welfare of the City, which additions and improvements are generally described as facilities to connect the Water System of the City of East Grand Rapids to the Water System of the City of Grand Rapids and a terminal storage facility, together with necessary appurtenances and attachments, the cost of said additions and improvements to be defrayed in part from the proceeds of sale of said Water Supply System Revenue Bonds, Series II, dated May 1, 1964;

AND WHEREAS, the revised total cost of acquiring and constructing said additions and improvements, including contingencies, legal and financing expenses as determined by Moore and Bruggink, consulting engineers of Grand Rapids, Michigan, is Five Hundred Seventy-five Thousand (\$575,000.00) Dollars, and it is now necessary to borrow the additional sum of One Hundred Thousand (\$100,000.00) Dollars to complete the acquisition and construction of said additions and improvements because of the receipt of construction bids in excess of the consulting engineer's estimates;

AND WHEREAS, the conditions and requirements set forth in Section 19(b) of the Ordinance adopted March 16, 1959, for the issuance of such additional bonds have been established by the financial records and audits of the Water Supply System for the preceding two (2) operating years of the said System and the engineers certificate;

AND WHEREAS, all things necessary to the authorization and issuance of said bonds under the Constitution and laws of the State of Michigan and Ordinance of the City adopted March 16, 1959, have been done, and the City Commission is now empowered and desires to authorize the issuance of said bonds to defray a part of the cost of said additions and improvements;

THE CITY OF EAST GRAND RAPIDS ORDAINS:

Section 1. Whenever used in this Ordinance or in the bonds to be issued hereunder, except when otherwise indicated by the context:

- (a) The term "City" shall be construed to mean the City of East Grand Rapids;
- (b) The term "Project" shall be construed to mean the additions and improvements to the Water Supply System to be made pursuant to this Ordinance;
- (c) The terms "acquired" or "acquire" shall be construed to include acquisition by purchase, construction, or by any other method;
- (d) The term "System" shall be construed to mean the complete Water Supply System of the City of East Grand Rapids as defined in the Ordinance of the City adopted March 16, 1959;
- (e) The terms "revenues" and "net revenues" shall be construed as defined in Section 3 of Act 94, Public Acts of Michigan, 1933, as amended;
- (f) The term "Commission" shall be construed to mean the City Commission of the City of East Grand Rapids, the legislative and governing body of said city;
- (g) The term "1959 Ordinance" shall be construed to mean the Ordinance adopted by the Commission, under the terms of which the outstanding Water Supply System Revenue Bonds, dated as of May 1, 1959, were issued;
- (h) The term "1964 Ordinance" shall be construed to mean the Ordinance adopted by the Commission, under the terms of which the outstanding Water Supply System Revenue Bonds, dated as of May 1, 1964, were issued;
- (i) The term "outstanding bonds" shall be construed to mean the outstanding Water Supply System Revenue Bonds of the City dated May 1, 1959 and Water Supply System Revenue Bonds, Series II, dated May 1, 1964, as more particularly described in the preamble hereto.

Section 2. It is hereby determined and declared to be necessary for the public health and welfare of the City to complete the Project as generally described in the preamble hereto.

Section 3. The estimated cost of acquiring, constructing and completing the Project, including contingencies, engineering, legal and financial expenses, which estimate has been prepared by Moore and Bruggink, consulting engineers, and is in the amount of Five Hundred Seventy-Five Thousand (\$575,000.00) Dollars, is hereby approved and the Commission does hereby estimate the period of usefulness of said Project to be at least forty (40) years.

Section 4. To pay part of the cost of acquiring the Project and to pay engineering, financial, legal and other expenses and contingencies incidental thereto, it is hereby determined that there be borrowed upon the credit of the income and revenues of the System, the additional sum of One Hundred Thousand (\$100,000.00) Dollars, and that revenue bonds be issued therefor, under the provisions of Act 94, Public Acts of Michigan, 1933, as amended, said bonds having equal standing and priority and being equally secured with the outstanding bonds. The balance of the cost of the Project shall be paid from funds available therefor and to become available therefor and from the proceeds of sale of the Water Supply System Revenue Bonds, Series II, of the City, dated May 1, 1964.

Except as changed by the provisions of this Ordinance, all provisions of the 1959 Ordinance and the 1964 Ordinance shall apply to the bonds issued pursuant to this Ordinance, the same as though each of said provisions were repeated in this Ordinance in detail, the purpose of this Ordinance being to authorize the issuance of additional revenue bonds to finance part of the cost of the acquiring, constructing and completing the additions and improvements to the System, additional bonds of equal standing with the outstanding bonds for such purpose being authorized by the provisions of Section 19(b) of the 1959 Ordinance, upon the conditions therein stated, which conditions have been fully met.

Section 5. Said additional issue of bonds shall be designated WATER SUPPLY SYSTEM REVENUE BONDS, SERIES III, and shall be not general obligations of the City, but revenue bonds, payable out of the net revenues of the System, and shall consist of either one hundred (100) bonds of the denomination of \$1,000.00 each, or twenty (20) bonds of the denomination of \$5,000.00 each, at the option of the purchaser, dated as of January 1, 1965, numbered in direct order of maturity from 1 to 100, inclusive, or 1 to 20, inclusive, depending on the denomination, and payable serially as follows:

\$5,000.00 May 1st of each year from 1966 to 1982, inclusive;  
 \$15,000.00 May 1st, 1983.

Said bonds shall bear interest at a rate or rates to be determined on public sale thereof, but in any event not exceeding five per cent (5%) per annum, payable on November 1, 1965, and semi-annually thereafter on the first day of May and November of each year, both principal and interest to be payable in lawful money of the United States of America at OLD KENT BANK AND TRUST COMPANY, Grand Rapids, Michigan, and at such co-paying agent qualified by law to act as such, as shall be designated by the purchaser of the bonds.

Bonds maturing in the years 1966 to 1975, inclusive, shall not be subject to redemption prior to maturity.

Bonds maturing in the years 1976 to 1983, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse numerical order, on any interest payment date on or after May 1, 1975, at 104% of par if redeemed on or prior to May 1, 1977; 103% of par if redeemed thereafter, but on or prior to May 1, 1979; 102% of par if redeemed thereafter, but on or prior to May 1, 1981; 101% of par if redeemed thereafter, but prior to maturity, plus in each case interest accrued to the date of redemption.

Notice of redemption shall be given thirty days in advance of the redemption date by publication in a financial paper published in the State of Michigan, and in case of registered bonds, thirty days notice shall be given by mail to the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the paying agent to redeem said bonds.

Said bonds may be registered as to principal only in the manner and with the effect set forth on the face thereof, as hereinafter provided.

Said bonds shall be signed by the Mayor and countersigned by the City Clerk and shall have the interest coupons attached bearing the facsimile signatures of said Mayor and City Clerk, and said officials, by the execution of said bonds, shall adopt as and for their own proper signatures their respective facsimile signatures on said coupons.

) Section 6. The Reserve Account in the Bond and Interest Redemption Fund, as established by Section 12, Subsection (B) of the 1959 Ordinance, shall be increased by an additional Five Thousand (\$5,000.00) Dollars, so that said Bond Reserve Account shall total Sixty Thousand (\$60,000.00) Dollars. To provide said additional funds for the Reserve Account, to supplement the present Reserve Account established pursuant to the provisions of Section 12, Subsection (B) of the 1959 Ordinance and pursuant to Section 6 of the 1964 Ordinance, there shall be deposited into said Account, after provision has been made for the Operation and Maintenance Fund and the Bond and Interest Redemption Fund, the sum of Five Thousand (\$5,000.00) Dollars during the operating year commencing May 1, 1968, so that said additional Reserve Account moneys shall be available in said account at the close of the operating year commencing May 1, 1968. All of the provisions relative to use of said Reserve Account, its maintenance and other details relative thereto shall remain as specifically set forth in the 1959 Ordinance and the 1964 Ordinance.

Section 7. The proceeds of sale of said bonds shall be allocated and used as follows: First, any premium or accrued interest shall be deposited into the Bond and Interest Redemption Fund established by the 1959 Ordinance, and Second, the balance of the proceeds of sale shall be deposited in the 1964 Water Supply System Construction Fund established by Section 7 of the 1964 Ordinance. Any unexpended balance of the proceeds of sale remaining may, in the discretion of the Commission and to the extent of fifteen per cent (15%) of the amount of the bonds herein authorized be used for further improvements and extensions to the System: Provided, That, at the time of such expenditure, such use be approved by the Municipal Finance Commission. Any remaining balance after such expenditure, or in the event no such expenditure is made, the entire unexpended balance shall be paid into the Bond and Interest Redemption Fund and used for the redemption of callable bonds. The proceeds of sale of said bonds may be invested in whole or in part in the manner provided in Section 24 of Act 94, Public Acts of Michigan, 1933, as amended.

Section 8. The bonds and coupons shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTY OF KENT  
CITY OF EAST GRAND RAPIDS  
WATER SUPPLY SYSTEM REVENUE BOND  
SERIES III

No. \_\_\_\_\_ (\$1,000.00  
(\$5,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF EAST GRAND RAPIDS, County of Kent, State of Michigan, for value received, hereby promises to pay to the bearer hereof, or if registered, to the registered holder, but only out of the revenues of the Water Supply System of the City of East Grand Rapids, including all appurtenances, extensions and improvements thereto, the sum of

\_\_\_\_\_ THOUSAND DOLLARS

on the first day of May, A. D. 19\_\_\_\_, with interest thereon from the date hereof until paid at the rate of \_\_\_\_\_ per cent (\_\_\_\_%) per annum, payable on November 1, 1965, and semi-annually thereafter on the first day of May and November of each year, upon presentation and surrender of the proper interest coupons hereto annexed as they severally become due. Both principal and interest on this bond are payable in lawful money of the United States of America at OLD KENT BANK AND TRUST COMPANY, Grand Rapids,

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Michigan, or at the option of the holder at \_\_\_\_\_, and for the prompt payment thereof, the gross revenues of said Water Supply System, including all appurtenances, extensions and improvements thereto, after provision has been made for reasonable and necessary expenses of operation, administration and maintenances, are hereby irrevocably pledged, and a statutory first lien on said revenues is hereby recognized and created.

This bond is one of a series of \_\_\_\_\_ ( ) bonds of even date and like tenor, except as to rate of interest and date of maturity, aggregating the principal sum of \$100,000.00, numbered consecutively in direct order of maturity from 1 upwards, issued pursuant to Ordinance of the City adopted March 16, 1959 and Ordinance No. \_\_\_\_\_ duly adopted by the City Commission on \_\_\_\_\_, 1964, and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan, 1933, as amended, for the purpose of defraying part of the cost of acquiring, constructing and completing additions and improvements to the Water Supply System of the City.

For a complete statement of the revenues from which and the conditions under which this bond is payable, a statement of the conditions under which additional bonds of equal standing may hereafter be issued, and the general covenants and provisions pursuant to which this bond is issued, reference is made to the above-described Ordinances. The bonds of this issue are of equal standing and are equally secured with outstanding Water Supply System Revenue Bonds, dated May 1, 1959 and outstanding Water Supply System Revenue Bonds, Series II, dated May 1, 1964, of the City.

Bonds of this issue maturing in the years 1966 to 1975, inclusive, are not subject to prior redemption.

The right is reserved of redeeming bonds maturing in the years 1976 to 1983, inclusive, at the option of the City, in inverse numerical order, on any interest payment date on or after May 1, 1975, at 104% of par if redeemed on or prior to May 1, 1977; 103% of par if redeemed thereafter, but on or prior to May 1, 1979; 102% of par if redeemed thereafter, but on or prior to May 1, 1981; 101% of par if redeemed thereafter, but prior to maturity, plus in each case interest accrued to the date of redemption.

Notice of redemption shall be given thirty days in advance of the redemption date by publication in a financial paper published in the State of Michigan, and in case of registered bonds thirty days notice shall be given by mail to the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the paying agent to redeem said bonds.

This bond is a self-liquidating bond and is not a general obligation of the City of East Grand Rapids, and does not constitute an indebtedness of the City of East Grand Rapids within any constitutional or statutory limitation, but is payable, both as to principal and interest, solely from the revenues of said Water Supply System of the City. The principal and interest on this bond are secured by the statutory lien hereinbefore mentioned.

The City of East Grand Rapids has covenanted and agreed, and does hereby covenant and agree, to maintain at all times while any of said bonds are outstanding, such rates for service furnished by said Water Supply System as shall be sufficient to provide for the payment of expenses of administration and operation and such expenses for maintenance of said System as may be necessary to preserve the same in good repair and working order, to provide for the payment of interest upon and the principal of all bonds payable therefrom as and when the same become due and payable and for the creation of a reserve therefor, and to provide for such other expenditures and funds for said System as are required by said Ordinance.

This bond and the interest thereon are exempt from any and all taxation whatsoever by the State of Michigan or by any taxing authority within the said State.

This bond may be registered as to principal only on the books of the City Treasurer in the name of the holder, and such registration noted on the back hereof by the City Treasurer, after which no transfer shall be valid unless made on the books and noted hereon in like manner, but transferability by delivery may be restored by registration to bearer. Such registration shall not affect the negotiability of the interest coupons.

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 which this is one have been done and performed in regular and due time and form as required by law.

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 of the City to be hereunto affixed, and has caused the annexed interest coupons to be signed by the facsimile signatures of its Mayor and City Clerk, all as of the first day of January, A. D. 1965.

CITY OF EAST GRAND RAPIDS

( S E A L )

By \_\_\_\_\_  
Mayor

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 of \_\_\_\_\_ Dollars, in the manner and out of the revenues described in said bond, at OLD KENT BANK AND TRUST COMPANY, Grand Rapids, Michigan, or at the option of the holder at \_\_\_\_\_, being the interest due that date on its Water Supply System Revenue Bond, Series III, dated January 1, 1965, No. \_\_\_\_\_.

This coupon is not a general obligation of the City of East Grand Rapids, but is payable from certain revenues as set forth in the bond to which it pertains.

\_\_\_\_\_  
Mayor

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

REGISTRATION  
NOTHING TO BE WRITTEN HEREON  
EXCEPT BY CITY TREASURER

Date of Registration	Name of Registered Owner	Registrar
:	:	:
:	:	:
:	:	:
:	:	:
:	:	:

Section 9. The City Clerk is hereby authorized and directed to make application to the Municipal Finance Commission on behalf of the City for permission to issue said bonds and for approval of the form of notice of sale of said bonds, in accordance with the provisions of Act 202, Public Acts of Michigan, 1943, as amended, and Act 94, Public Acts of Michigan, 1933, as amended.

Section 10. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 11. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 12. This Ordinance shall be recorded in the minutes of the meeting of the City Commission at which it was adopted, immediately after its passage, which record shall be authenticated by the signatures of the Mayor and City Clerk of said City, and shall be published once in the Grand Rapids Press, a newspaper of general circulation within said City, within one (1) week after its adoption.

Section 13. This Ordinance shall become effective immediately upon its adoption.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

289.

BY COMMISSIONERS NELSON-SHEPERD:

WHEREAS, by Ordinance adopted on November 9th, 1964, the City Commission of the City of East Grand Rapids has authorized the issuance and sale of \$100,000.00 Water Supply System Revenue Bonds, Series III, dated January 1, 1965;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk cause notice of sale of said bonds to be published in the Michigan Investor of Detroit, Michigan, as soon as the form of such notice is approved by the Municipal Finance Commission setting the date of sale for the first regular or special meeting of the City Commission occurring more than fourteen (14) days after such publication.
2. Said notice of sale be in substantially the following form, subject to any changes therein that may be required by the Municipal Finance Commission:

OFFICIAL NOTICE OF SALE

\$ 100,000.00

CITY OF EAST GRAND RAPIDS  
COUNTY OF KENT, MICHIGAN

WATER SUPPLY SYSTEM REVENUE BONDS  
SERIES III

Sealed bids for the purchase of the above bonds will be received by the undersigned at the City Hall, East Grand Rapids, Michigan, until 5:15 p!clock p.m., Eastern Standard Time, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 1964, at which time and place said bids will be publicly opened and read.

Said bonds will be dated January 1, 1965, will be coupon bonds of the denomination of either \$1,000.00 each or \$5,000.00 each, at the option of the purchaser, registrable as to principal only, numbered in direct order of maturity from 1 upwards depending on the denomination, and will mature serially as follows:

\$ 5,000.00 May 1st of each year from 1966 to 1982, inclusive;  
\$15,000.00 May 1, 1983.

Said bonds shall bear interest from their date at a rate or rates not exceeding five per cent (5%) per annum, expressed in multiples of 1/20 of 1%. Said interest will be payable on November 1, 1965, and semi-annually thereafter on May 1st and November 1st of each year, both principal and interest to be payable at Old Kent Bank and Trust Company, Grand Rapids, Michigan, and at such co-paying agent qualified by law to act as such as shall be designated by the purchaser. The interest rate on any one bond shall be at one rate only and all bonds maturing in any one year must carry

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the same interest rate and each coupon period shall be represented by one interest coupon. Accrued interest to date of delivery of such bonds must be paid by the purchaser at the time of delivery.

Bonds maturing in the years 1966 to 1975, inclusive, shall not be subject to redemption prior to maturity.

Bonds maturing in the years 1976 to 1983, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse numerical order, on any interest payment date on or after May 1, 1975, at 104% of par if redeemed on or prior to May 1, 1977; 103% of par if redeemed thereafter, but on or prior to May 1, 1979; 102% of par if redeemed thereafter, but on or prior to May 1, 1981; 101% of par if redeemed thereafter, but prior to maturity, plus in each case interest accrued to the date of redemption.

Notice of redemption shall be given thirty days in advance of the redemption date by publication in a financial paper published in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds, and in case of registered bonds thirty days notice shall be given by mail to the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the paying agent to redeem said bonds.

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 or at a price less than 100% of their par value will be considered.

The bonds are to be issued under Act 94, Public Acts of Michigan, 1933, as amended, and pursuant to authorization contained in Ordinance adopted by the City Commission on March 16, 1959, and an Ordinance duly adopted by the City Commission on \_\_\_\_\_, 1964, for the purpose of paying part of the cost of acquiring, constructing and completing additions and improvements to the Water Supply System of the City.

Said bonds are not a general obligation of the City of East Grand Rapids, but are payable solely from the revenues of the Water Supply System of the City, and are a first lien on all such revenues, subject only to payment of expenses of operation and maintenance. The bonds are of equal standing with outstanding Water Supply System Revenue Bonds, dated May 1, 1959, and outstanding Water Supply System Revenue Bonds, Series II, dated May 1, 1964 of the City.

Bonds of equal standing with the bonds of this issue may be issued for the purpose of acquiring and constructing additions and improvements to the Water Supply System but only on the conditions expressed in said Ordinance adopted March 16, 1959.

A certified or cashier's check in the amount of \$2,000.00, drawn upon an incorporated bank or trust company, payable to the order of the City 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 shall be allowed on the good faith checks and checks of the 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, Ganfield, Paddock & Stone, attorneys of Detroit, Michigan, approving the legality of the bonds, which opinion will be printed on each bond. The cost of such opinion will be paid by the City. The cost of printing the bonds shall

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be paid by the City. There will also be furnished the usual closing documents dated as of the date of delivery of and payment for the bonds, including a certificate that there is no litigation pending affecting the validity of the bonds. Bonds will be delivered at Detroit, Michigan.

The right is reserved to reject any or all bids.

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

APPROVED:  
STATE OF MICHIGAN  
MUNICIPAL FINANCE COMMISSION

\_\_\_\_\_  
Clerk, City of East Grand Rapids

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: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

290. Communication from the Leo Peters family, thanking the Commission for the new water now being supplied.

Received and filed.

291. Monthly reports of the Police Chief, Fire Chief and Assessor-Building Inspector previously mailed to Commission members received and filed.

292. City Manager presented request of Robert C.C. Heaney for permission to divide Lots 9 and 10, San Lu Rae Addition in accordance with Act #73 of the Public Acts of the State of Michigan, 1959. Plans and sketches of the work proposed were also submitted.

Green-Hutchinson. That the plans as presently submitted by Mr. Heaney be not approved, and his request denied.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

293. Nelson-Sheperd. That the vouchers in amount of \$198,991.45 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

294. Com. Nelson discussed parking at Jersey Junction and suggested Groswell Ave. be made a one-way street.

Referred to the Traffic Commission for study.

295. Com. Sheperd brought up the matter of tin cans, rubbish, etc. being dumped at the east end of Reeds Lake.

296. Com. Green suggested a walkway along Reeds Lake Blvd. on the north side of the lake; also commented on the slowing down of traffic on Lakeside Dr. since the yellow lines were drawn.

297. Sheperd-Nelson. That the Commission adjourn, subject to the call of the Mayor, until November 23, 1964.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

*Louis J. Batjes*  
\_\_\_\_\_  
City Clerk.

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

Regular Meeting Held  
November 23, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Nelson, Sheperd, and Mayor Collins.  
(Com. Hutchinson arrived later)

Absent: 0.

298. Minutes of the previous meeting approved as mailed.

299. City Clerk reported affidavits of publication of registration notice, election notices, notice of Charter amendment, notice of special improvement, notice to bidders and Water Revenue Bond Ordinance on file in his office.

300. Request of Dr. J.D. Plekker for variance to permit construction of connecting breezeway between the house and garage at 1348 Lenox Rd. was taken from the table at this time.

Hook-Davidson. That the City Commission, acting as Board of Zoning Appeals, grant permission to construct breezeway as requested.

Yeas: Davidson, Hook, Green, Collins - 4  
Nays: Nelson, Sheperd - 2. (Not carried)

301. Verbal report of City Manager regarding contacts with residents in vicinity of the proposed location of the school sign sponsored by the "Team Boosters". Objection was presented by Mr. MacWhirter, and the matter was further discussed by Commission members - Com. Hook suggesting 4x6" letters and exterior lighting.

Nelson-Hook. That the sign as described in the "Team Boosters" sketch be permitted with the stipulation that the sign be no higher than 12 feet from the ground.

Yeas: Davidson, Green, Hook, Nelson, Sheperd, Collins - 6  
Nays: 0.

302. Commissioner Hutchinson arrived at this time.

303. This being the time and place set for hearing on the request of Frank Barnes, 948 Belleclair Ave. for rear yard variance to permit construction of a two-stall garage. No objections were filed by neighboring property owners.

Davidson-Nelson. That the request of Mr. Barnes be denied.

Yeas: Davidson, Green, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: Hook - 1.

304. Request of Robert C.G. Heaney for reconsideration of the denial of his request to divide Lots 9 and 10, San Lu Rae Addition.

City Manager read letter he sent Mr. Heaney setting forth certain conditions, and also read Mr. Heaney's reply. Mr. Swain was also present and discussed the situation. Considerable discussion followed Mr. Heaney's request.

Referred back to Mr. Heaney and his engineers to submit new plans.

305. Davidson-Hook. That the report of the Board of Canvassers on the Charter amendment voted on November 3rd be received and made a part of the minutes of this meeting:

BOARD OF CANVASSERS' STATEMENT OF VOTES CAST IN THE  
GENERAL ELECTION HELD IN THE CITY OF EAST GRAND RAPIDS,  
MICHIGAN, ON TUESDAY, THE 3D DAY OF NOVEMBER, 1964.

The following is a true statement of the whole number of votes given and cast at the General Election held in the City of East Grand Rapids, Michigan, and in the several precincts and wards of said City, on Tuesday, the 3d day of November, A.D. 1964, for the purpose of voting on the following Proposal:



308. City Manager reported the Conservation Department were planning to run a test in Reeds Lake next week by stocking a few fish, preliminary to further stocking if the test is successful.

309. Nelson-Davidson. That the vouchers in amount of \$38,797.52 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

310. Com. Hutchinson stated he was opposed to the sign proposed by "Team Boosters" being erected.

311. Com. Hook discussed the traffic line on the south side of Lake Drive.

312. Mayor Collins reported he had been approached regarding a clothesline art exhibit in Lakeside Park on June 18, 1965.

City Attorney suggested the sponsors should submit plans of their set-up to the City Manager for approval.

313. Nelson-Sheperd. That the Commission adjourn, subject to the call of the Mayor, until December 7, 1964.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

  
City Clerk.

UNOFFICIAL  
Reference

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

Regular Meeting Held  
December 7, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Green, Hook, Hutchinson, Nelson, Sheperd, and Mayor Collins.  
Absent: Com. Davidson.

314. Nelson-Sheperd. That the action of the City Commission in Item 301 of the Commission proceedings of November 23, 1964 be amended to read: "that the Team Boosters sign be allowed providing that it meets all requirements of the Sign Ordinance other than the maximum height, in which respect variance is granted to allow 12 feet from the ground to the top of the sign.

Yeas: Green, Hook, Nelson, Sheperd, Collins - 5  
Nays: 0. (Com. Hutchinson not voting).

315. Sgt. Weaver, representing the State Safety Commission, presented the annual Traffic Inventory, briefly describing the various aspects of the Report, and commending the East Grand Rapids officers who reported the information.

The Mayor thanked the Sergeant and complimented Chief Coleman and Lieut. Rhoades on their efficient reporting.

316. This being the time and place set for hearing on the sideyard variance request filed by Neil Hoek on behalf of Dr. John Foxworthy in connection with proposed construction of dwelling on Lot 1, Paulo Addition (Indian Trail), Dr. and Mrs. Foxworthy were present and discussed the matter.

Green-Hutchinson. That the variance as requested be granted.  
(No vote)

Hutchinson-Sheperd. That this request be tabled until the next meeting.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

317. This being the time and place set for hearing on the request of John F. and Barbara Gilmore for variance to permit use of the north end of the Lakeshore Plaza shopping center site for parking purposes, and to be permitted access to the northwesterly end of their property from Lakeside Dr.

Communication from the Planning Commission was read, recommending approval of the variance request, and that the proposed plan of construction be approved subject to the comments of the Planning Consultant, and that the variance be not finally granted until the developer has submitted his comments in writing relative to the Planner's recommendations. Chairman Knapp also discussed the matter in person.

Mr. Jack Bowie, attorney representing the Gilmores, presented letter in reply to the Planning Consultant's suggestions.

Hutchinson-Sheperd. That the variance as requested be granted subject to and conditioned upon compliance with those items which it is understood the developer has agreed to comply with, namely, Items 1, 4, 5, 6 and 7 of Mr. Jones' letter dated December 2, 1964; and conditioned on the further requirement that the traffic pattern and access be acceptable to the City Manager at such time as those plans are submitted.

Yeas: Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 6  
Nays: 0.

318. Com. Sheperd was excused at this time.

319. City Attorney Richardson presented a draft of the proposed Municipal Court Ordinance, with the suggestion that the Commission study it for possible changes.

320. Nelson-Hutchinson. That the proposed Ordinance entitled "An Ordinance to Establish a Municipal Court in the City of East Grand Rapids, Michigan, to Prescribe the Powers, Duties, and Functions of the Court, and to Incorporate the Provisions of this Ordinance in the Code of the City of East Grand Rapids as Title XI-MUNICIPAL COURT", be placed on first reading.

Yeas: Green, Hook, Hutchinson, Nelson, Collins - 5  
Nays: 0.

321. Hutchinson=Nelson. That \$2,500.00 as compensation be inserted in Paragraph 11.9 of the proposed Municipal Court Ordinance.

Yeas: Green, Hook, Hutchinson, Nelson, Collins - 5  
Nays: 0.

322. Monthly reports of the Police Chief, Fire Chief, and Assessor-Building Inspector ~~be~~ mailed to Commission members, received and filed.

323. City Manager reported regarding liability insurance, recommending continuance with the present carrier, Michigan Mutual Liability Co., their premium bid being 10% less than submitted three years ago. He also discussed the matter of coverage for the Municipal Judge, who does not wish to be personally liable under warrants issued for arrest.

Hutchinson-Nelson. That the City Manager be authorized to renew policy with the Michigan Mutual Liability Co., effective December 19, 1964, subject to the premium statement submitted; and that he secure further information relative to coverage for the Municipal Judge.

Yeas: Green, Hook, Hutchinson, Nelson, Collins - 5  
Nays: 0.

324. City Manager reported on bids received on new automobiles, requesting that he be permitted to issue purchase orders to Imperial Motors for 5 - 1965 Plymouth cars; and further recommending that the Police Department be permitted to retain one of the trade-in cars as an additional car in their Department.

Nelson-Hutchinson. That the City Manager be authorized to issue purchase orders in amount of \$6500 to Imperial Motors, low bidder, for 5 - 1965 Plymouth cars; and further, that the recommendation of the City Manager that one of the trade-in cars be retained by the Police Department be approved.

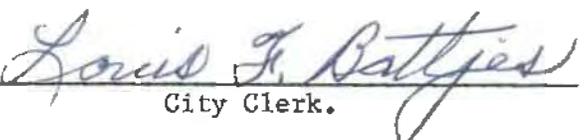
Yeas: Green, Hook, Hutchinson, Nelson, Collins - 5  
Nays: 0.

325. Nelson-Hutchinson. That the vouchers in amount of \$216,311.06 approved by the Ways & Means Committee be allowed, and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Green, Hook, Hutchinson, Nelson, Collins - 5  
Nays: 0.

326. Green-Hook. That the Commission adjourn, subject to the call of the Mayor, until December 21, 1964.

Yeas: Green, Hook, Hutchinson, Nelson, Collins - 5  
Nays: 0.

  
City Clerk.

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

Regular Meeting Held  
December 21, 1964

The meeting was called to order by Mayor Collins.

Present: Coms. Davidson, Green, Hook, Hutchinson, Nelson, and Mayor Collins.  
Absent: 0. (Com. Sheperd arrived later).

327. Minutes of the previous meeting approved as mailed.

328. City Manager reported on bids received for replacement of Water Department truck, recommending that the low bid of International Harvester Co. in amount of \$1,259.00 be accepted.

Nelson-Hook. Recommendation of City Manager concurred in.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Collins - 6  
Nays: 0.

329. Com. Sheperd arrived at this time.

330. Recommendation from the City Manager regarding salary of the Municipal Court Clerk.

Davidson-Hutchinson. That the salary of Mary Jane Wigner be increased to to \$4,920.00, effective January 1, 1965, the increase to be charged to Court Clerk.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

331.

BY COMMISSIONERS HUTCHINSON-GREEN:

RESOLVED, that the proposed ordinance relative to creation of a Municipal Court for the City of East Grand Rapids as placed on first reading December 7, 1964, be amended to conform with the suggestions of the City Attorney and Justice of the Peace for the City of East Grand Rapids as follows:

That Sections 11.2, 11.3, 11.4, 11.5, 11.6, 11.8, 11.9, 11.11(1), 11.11(2), 11.11(5), 11.12(1), 11.12(4), 11.12(5), 11.13, 11.16, 11.17, 11.18, 11.19(4), 11.22, and 11.23 be revised and that a new Section 11.19(5) be added, all to read as set forth in the revision of the proposed ordinance presented to the Commission at this meeting.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7.  
Nays: 0.

332. Hutchinson-Green. That the following proposed ordinance be placed on final reading and adopted by this Commission:

AN ORDINANCE  
TO ESTABLISH A MUNICIPAL COURT IN THE CITY OF EAST  
GRAND RAPIDS, MICHIGAN, TO PRESCRIBE THE POWERS, DUTIES  
AND FUNCTIONS OF THE COURT, AND TO INCORPORATE THE PRO-  
VISIONS OF THIS ORDINANCE IN THE CODE OF THE CITY OF EAST  
GRAND RAPIDS AS TITLE XI-MUNICIPAL COURT.

The City of East Grand Rapids ordains:

TITLE XI - MUNICIPAL COURT

11.1 Municipal Court Created. Effective January 1, 1965, there is established a Municipal Court in and for the City of East Grand Rapids which shall be known as "The Municipal Court of the City of East Grand Rapids." All processes, writs and other papers and documents shall be entitled in the said Court.

- 11.2 Uniform Municipal Court Act: Adoption by Reference. The provisions of Act 5 of the Public Acts of 1956 of the State of Michigan, as amended, and as hereafter amended, are hereby adopted for the Municipal Court of the City of East Grand Rapids. Said Act, including amendments hereafter enacted, is referred to in this ordinance as the Uniform Municipal Court Act.
- 11.3 Jurisdiction: Civil. The Court shall have and exercise within the City and County of Kent the same jurisdiction, powers and duties as are provided by the Uniform Municipal Court Act and which are or may be conferred upon or required of Justices of the Peace in cities and townships by statute. The Court shall have concurrent jurisdiction in all civil actions where the debt or damages claimed do not exceed the sum of \$1,000 and in all actions of replevin wherein the value of the property involved does not exceed the sum of \$1,000.
- 11.4 Jurisdiction: Criminal. The Court shall have and exercise the same jurisdiction as to criminal matters as was heretofore had and exercised by the Justice of the Peace of the City of East Grand Rapids and as provided by said Uniform Municipal Court Act and such other statutes of the State of Michigan as pertain to municipal courts. The court shall, pursuant thereto, have concurrent jurisdiction with Justices of the Peace in Kent County as to all crimes, offenses and misdemeanors alleged to have been committed within Kent County, whether within or without the City.
- 11.5 Jurisdiction: Charter and Ordinances. The Court shall have authority to hear, try and determine all suits and prosecutions for the recovery and enforcement of fines, penalties and forfeitures imposed by the Charter and Ordinances of the City of East Grand Rapids, to punish offenders for the violation of said Charter and Ordinance provisions as therein prescribed and directed.
- 11.6 Municipal Judges: Qualifications. The Court shall be presided over by a Municipal Judge, who shall be a resident of the City of East Grand Rapids and a regularly licensed attorney and counsellor at law licensed to practice in the State of Michigan. No Municipal Judge or any partner or associate of such Judge shall practice law in said Court.
- 11.7 Municipal Judges: Bond. The Municipal Judge shall give bonds to the City of East Grand Rapids in the amount of \$5,000 and to the County of Kent in the amount of \$1,000, with sufficient sureties to be approved by the City Commission, conditioned upon the faithful performance of the duties of Municipal Judge and for payment to the City and to the County of all moneys collected or received by such Judge, which by the provisions of the general laws of the State he shall be required to pay into the treasury of said City or County, and the cost of said bond shall be paid by the City.
- 11.8 Municipal Judges: Election, Term. The Justice of the Peace of the City of East Grand Rapids holding office on December 31, 1964, shall continue as Municipal Judge of said Court for the period ending at noon on the first Monday in May, 1967. In the City election in 1967 and each six years thereafter, the Judge shall be nominated and elected in the manner provided by the Charter of the City of East Grand Rapids in which the Mayor<sup>of</sup> the City of East Grand Rapids is nominated and elected, and the term of office shall be for six years commencing at noon on the first Monday of May following such election.
- 11.9 Municipal Judges: Compensation. The compensation for the Municipal Judge shall be at the rate of \$2,500 per annum, subject to change by resolution of the City Commission, and shall be payable periodically at such time as other officers and employees of the City are paid. The compensation provided for such Judge shall be in lieu of all fees, costs and charges, both in civil and criminal cases, to which the Judge might be entitled but for the provisions of this Ordinance except fees for the performance of marriage ceremonies and for administering oaths in matters not connected with suits and proceedings in said Court.

- 11.10 Municipal Judges: Vacancy in Office. Whenever a vacancy in the office of Municipal Judge shall occur by death, resignation, removal from office or from any other cause, the vacancy shall be filled in the manner provided by the general law of the State of Michigan.
- 11.11 Municipal Judges: Duties and Powers - General. The Municipal Judge of the City of East Grand Rapids shall have the following duties and powers:
- (1) General. The Judge shall not be required to devote full time to the duties of the office and shall be allowed to carry on his personal legal practice, but he shall devote such time to the duties of his office as are reasonably necessary to carry out the duties of the office.
  - (2) Rules. The Municipal Judge shall have the right to and shall from time to time adopt rules governing the form of all summons, writs and other process issued by the Municipal Court, the time and manner of filing and serving pleadings and the forms thereof, the dismissal and adjournment of causes, the entry and setting aside of default and default judgments, the extension of time for pleading, and all other matters not inconsistent with the provisions of the Uniform Municipal Court Act or of other applicable law. The Municipal Judge may by rule provide that the Clerk of the Court or any of his deputies may sign dockets and executions and may approve any bond required in any civil action. All rules and changes therein adopted by the Municipal Judge shall become effective when filed with the City Commission.
  - (3) Motions, Bonds, Defaults. The Municipal Judge shall hear and determine all motions, approve all bonds required by law to be approved by a Justice of the Peace, enter and set aside defaults and default judgments upon such terms and conditions as he may deem just, and, in general, dispose of any interlocutory and miscellaneous matter arising in any suit. The Judge may by rule require that all motions made in the Court shall be in writing. All written motions shall be filed with the Clerk of the Court, who shall set a date for hearing thereon in accordance with the rules of practice of the Court. The moving party shall cause to be served upon the opposite parties or their attorneys copies of such motions and notices of hearing thereon within the time and in the manner fixed by the rules of practice of such Court.
  - (4) Bail. Where the Municipal Judge has issued a warrant for a criminal offense not cognizable by a Justice of the Peace, the person charged with the offense may be brought before the Municipal Judge, who may fix the amount of bail or let the person to bail, or both, and set a date for the examination provided by law before the Judge who signed the warrant, and if the person charged shall waive examination, he may fix the amount of bail or let him to bail, or both, and bind him to appear before the Circuit Court or any court having jurisdiction of the cause for trial, provided the offense is one for which a Justice of the Peace has power to let to bail. Where the warrant is for an offense against the laws of the State or against the Charter or Ordinance of the City of East Grand Rapids cognizable by a Justice of the Peace and the person charged has been arraigned and the amount of bail has been set, a recognizance for the appearance of the person charged to answer for such offense may be taken and entered by any clerk or deputy clerk of the Court.
  - (5) Violations Bureau. The Judge shall have power and authority to establish by rule a Violations Bureau within the Court for the handling of such violations of traffic ordinances and regulations of the City, or parts thereof, as may be prescribed by the Municipal Judge with the approval of the City Commission. Such Violations Bureau shall be established and shall operate under Act 85 of the Public Acts of Michigan of 1953, as amended, and as hereafter amended and under the rules promulgated by the Municipal Judge.
  - (6) Conciliation Division. The Municipal Judge may by rule provide for a Conciliation Division under Section 30 of the Uniform Municipal Court Act, as to claims not exceeding \$100.
  - (7) In addition to the duties and powers of the Municipal Judge provided for herein, the Municipal Judge shall have the powers and be subject to the duties set forth in general statutes relating to Justices of the Peace and as set forth in the Uniform Municipal Court Act and in Section 28 of Act 279 of 1909, as amended and as hereafter amended.

11.12 Municipal Judges: Jury Trial. The Municipal Judge shall have the following additional duties and powers applicable to causes tried before a jury:

(1) Selection of Jury. Juries in both civil and criminal causes shall be selected in accordance with Act 179 of 1951 and said Act as hereafter amended. Where there is no jury in attendance, the Judge may, in his discretion, order a jury impaneled in accordance with the method provided to secure a jury in justice court trials.

(2) Instructing Jury. It shall be the duty of the Judge to preside at all jury trials and to instruct the jury in all cases before the Court as to the law applicable to the case, which instructions shall be received by the jury as the law of the case. Written requests to charge may be presented to the Judge.

(3) Power to Direct Verdicts. The Judge shall have the same power to direct a verdict as possessed by Circuit Judges.

(4) Power to Set Aside Verdicts. The Judge shall have the same power to set aside a verdict or judgment and grant a new trial as possessed by Circuit Judges.

(5) Judgment Notwithstanding Verdict. The Judge has power to reserve his decision on a motion for directed verdict, and after the jury verdict is in to render a judgment notwithstanding the verdict. If a jury disagrees, the Judge may on motion and notice to the opposite party, within seven days after the discharge of the jury, enter a judgment if he shall decide that as a matter of law a verdict should have been directed.

11.13 Substitute Municipal Judge. The provisions of Section 6 of the Uniform Municipal Court Act, relative to the acting of substitute municipal judges in the absence, disability or disqualification of the Municipal Judge, or in case the Municipal Judge shall be unable to hear and determine cases pending in said Court without unreasonable delay, are expressly adopted. The compensation to be paid any substitute Municipal Judge shall be the rate of \$50.00 per day, or \$25.00 per one-half days' service, which service shall be upon the request of the Municipal Judge or, in case of his absence, disqualification or disability, upon the request of the City Manager, and such payment shall be made periodically at such times as payment is made of wages to other officers and employees of said City.

11.14 Court Clerk. A Clerk of said Court is hereby provided for and shall have the powers and duties authorized by Section 28 of Act 279 of 1909, as amended. The following provisions shall apply to the office of the Clerk of the Court:

(1) Appointment. The City Manager shall, with the advice and consent of the City Commission, appoint a Clerk of the Court who shall perform such duties in connection with the operation of the Court as requested by the Municipal Judge and as in this ordinance set forth.

(2) Compensation. The compensation to be paid said Clerk shall be fixed by the City Manager with the consent of the City Commission and shall be paid periodically at such time as other officers and employees of the City.

(3) Bond. The Clerk shall, before entering upon the duties of office, give a bond to the City in the penal amount of \$5,000, with sufficient sureties to be approved by the City Controller, conditioned upon the faithful performance of the duties of the office and for the payment to the City and to the County of all moneys collected and received by such Clerk which by the provisions of the general laws of the State and of this ordinance he shall be required to pay into the treasury of said City or County, and the cost of said bond shall be paid by the City.

(4) Docket, Oaths, Processes, Fees. The Clerk shall maintain a docket of the Court proceedings in compliance of the general laws of the State of Michigan and shall be responsible for the maintaining and keeping of all of the Court files and records. The Clerk shall by virtue of his office be

empowered to administer oaths to persons making affidavits for writs in civil causes and to issue all processes in the name of the Judge. The Clerk shall be required to collect all fees in civil causes and all costs and fines in criminal causes and all moneys paid into Court for security for costs, bail or otherwise. The Clerk shall be required to enter a record of all receipts in books kept for that purpose and to pay over the same to the authorities of the City or County or other persons entitled to the same, as directed by the Municipal Judge or by law.

(5) Audit. The City Commission shall cause the books of the Clerk to be audited at least once each year to see that the same are correctly kept and that all moneys received have been properly accounted for.

11.15 Constable. The City Manager shall appoint a police officer of the City as Constable. Such Constable shall have like powers and authority in matters of civil and criminal nature and in relation to the service of process, civil and criminal, as are conferred by law on constables in townships. The Constable shall have the power also to serve all process issued for breaches of ordinances of the City. The bond of the Constable shall be that required of Constables in townships. The statutory fees received by such Constable shall be paid into the City treasury.

11.16 Municipal Court: Place of Holding Court. The location of the office of the Municipal Judge and of the place of conducting court shall be designated by resolution of the City Commission and may be changed or moved at any time by resolution of the City Commission. In addition, the Municipal Judge may hold court at other locations when in his discretion he deems it necessary or desirable to do so and upon proper notice to the parties. The location of the office of Clerk shall be as designated by the City Manager.

11.17 Municipal Court: Hours. The office of the Clerk of the Court shall be open for all purposes six days a week, Monday through Saturday, excepting legal holidays. Court shall be held at such times as the Judge shall direct by rule or otherwise.

11.18 Municipal Court: Records. The files and records of the Municipal Court shall be kept by the Clerk of the Court and shall be retained and disposed of in accordance with the provisions of Act 66 of 1949, as amended.

11.19 Municipal Court: Fees. The following provisions shall apply to fees in municipal courts:

(1) Fees collected in civil causes shall be turned over to the City Treasurer on the first and 15th of each month.

(2) Fees in criminal cases shall be charged and presented to and audited by the Board of Supervisors in the same manner and amount as provided by law in the cases of Justice of the Peace, and, upon allowance by the Board of Supervisors, shall be paid monthly by the County to the Treasurer of the City for the use and benefit of the City. All costs and fines in State criminal cases shall be turned over to the County Treasurer. All costs and fines in City Ordinance or Charter cases shall be turned over to the City Treasurer.

(3) A fixed fee of \$5.00 shall be charged in all civil cases in lieu of the fees chargeable by Justices of the Peace in such civil cases.

(4) Jurors' fees, witness fees, constable fees and mileage, shall be charged as provided by statute.

(5) Attorneys' fees on trials of contested cases may be taxed in accordance with Section 24 of the Uniform Municipal Court Act.

11.20 Process. Civil process issued out of the Municipal Court may be served in any part of the County of Kent. All processes returnable before a Justice of the Peace shall be returnable before the Municipal Judge.

- 11.21 Conduct of Trial. Individual litigants may conduct a trial of their own causes in the Municipal Court, but it shall be unlawful for anyone except an attorney to conduct the trial of others in any such court.
- 11.22 Appeals. Appeals in both civil and criminal cases may be taken to the Circuit Court in the same manner and time as is provided by law for appeals from Justice Courts.
- 11.23 Pending Litigation, Records. The Municipal Court shall have jurisdiction over all actions and proceedings pending in the East Grand Rapids Justice of the Peace Court and shall have full jurisdiction to proceed with such actions or proceedings in the same manner as if they had been brought before the Municipal Court originally. All files, records and dockets kept in the East Grand Rapids Justice Court and appertaining to said office shall be filed and kept in the office of the Clerk of the Municipal Court and shall for all purposes constitute records of the Municipal Court. Process, execution and documents necessary in connection with proceedings on litigation previously pending in East Grand Rapids Justice of the Peace Court shall be in the name of the Municipal Court.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

333. Hutchinson-Green. That pursuant to Chapter VIII, Section 5, of the Charter of the City of East Grand Rapids therebe published within ten days a digest, summary, or statement of the ordinance establishing a Municipal Court for the City of East Grand Rapids to read as follows:

"Take Notice that on Monday, December 21, 1964, the City of East Grand Rapids adopted an ordinance establishing a Municipal Court in the City of East Grand Rapids and creating the office of the Municipal Judge, effective January 1, 1965. The purpose of the ordinance is to replace the Court of the Justice of the Peace of the City of East Grand Rapids and the office of the Justice of the Peace with a Municipal Court for the City of East Grand Rapids and a Municipal Judge who will operate under the provisions of the Uniform Municipal Court Act which is Act 5 of the Public Acts of 1956 of the State of Michigan, as amended, and as hereafter amended. Printed copies of the full text of the ordinance are available for inspection by, and distribution to, the public, at the office of the City Clerk".

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

334. Hutchinson-Green. That pursuant to Section 11.16 of the Ordinance entitled "XI-Municipal Court" the City Commission Chambers in the City Hall is designated as the place of conducting court in and for the Municipal Court for the City of East Grand Rapids.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

335. Hutchinson-Green. That the recommendation of the City Manager that Mary Jane Wigner be appointed Clerk of the Municipal Court for the City of East Grand Rapids is approved and that the City Manager be authorized to make such appointment effective January 1, 1965.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

336. Request of Neil Hoek on behalf of Dr. John Foxworthy for sideyard variance on Lot 1, Paulo Addition (Indian Trail) was taken from the table at this time, and discussed by the Commission.

Green-Hutchinson. That the City Commission, acting as Board of Zoning Appeals, grant the variance as requested.

Yeas: Collins. - 1  
Nays: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd - 6

337. Communication from Albert Homes, Inc. requesting the improvement of Vesta Lane from Berwyck Rd. to south end of street.

Referred to City Manager.

338. Report of the East Grand Rapids Traffic Commission as mailed to Commission members, received and filed.

339. Nelson-Davidson. That the vouchers in amount of \$208,432.26 approved by the Ways & Means Committee be allowed and the Controller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

340. The matter of Calvin College busses using Woodcliff Drive was discussed by the City Commission, with the suggestion that other routing be devised.

341. Com. Hutchinson suggested that a meeting of the City Commission and the Planning Commission be arranged to discuss zoning variances.

342. Nelson-Sheperd. That the Commission adjourn, subject to the call of the Mayor, until January 4, 1965.

Yeas: Davidson, Green, Hook, Hutchinson, Nelson, Sheperd, Collins - 7  
Nays: 0.

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