

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

Regular Meeting Held

January 5, 1959.

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The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0/

325. Minutes approved as mailed and corrected.

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

327. This being the time and place set for hearing on the proposed installation of a water main in Paul St. from Breton Rd. to Kenesaw Dr., no objections were presented.

328. Ellis-Jennings. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

329. This being the time and place set for hearing on the proposed construction of a sanitary sewer in Paul St. from Breton Rd. to Kenesaw Dr., no objections were presented.

330. Ellis-Jennings. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

331. Collins-Jennings. That the ordinance entitled "An Ordinance to Amend Section 4 of an Ordinance to Regulate the Installation of Gas Burners for Heating Equipment in the City of East Grand Rapids" be placed on first and second reading.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

332. The plat of Albert Realtors' Cornell Addition was presented for final approval.

Germain-Nelson. That this plat be approved and the Clerk authorized to sign same.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

333. City Manager submitted operating statement for seven months' period ended November 30, 1958.

334. City Manager read monthly reports of the Police Chief, Fire Chief and Health Officer.

Received and filed.

335. Jennings-Nelson. That the vouchers in amount of \$52,337.38 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

336.

BY COMMISSIONERS COLLINS-MATHESON:

WHEREAS, Patrolman John W. Keating has found it necessary, because of an unfortunate illness, to retire from active duty with the East Grand Rapids Police Department effective December 31, 1958; and

WHEREAS, this retirement closes a very fine career as a police officer with the City of East Grand Rapids which commenced on August 5, 1932 and continued uninterrupted for more than 26 years; and

WHEREAS, this long and excellent record of service established Patrolman Keating as the third ranking officer in the Department in terms of seniority;

NOW THEREFORE, BE IT RESOLVED that the City Commission of the City of East Grand Rapids, in regular session assembled this 5th day of January, 1959, express to Patrolman Keating its deepest and most sincere gratitude and appreciation for the very fine service which he has performed for the people of the City of East Grand Rapids; and

BE IT FURTHER RESOLVED, that the City Commission extend its very best wishes for an enjoyable period of retirement based upon the completion of a job well done.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

337. The matter of supervision of the ice skating rinks at the schools was discussed by the City Commission.

338. Germain-Nelson. That the City Manager meet with the Citizens Utilities Committee and together arrive at their recommendations as to the necessary water storage requirements to meet our immediate demands; and having determined the necessary requirements, to also recommend the method of financing to be used; and that this report be presented at the first regular Commission meeting in February.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

339. Commissioner Matheson brought up the matter of reappraising the City of East Grand Rapids.

340. Jennings-Collins. That the firm of J.M. Cleminshaw Co. be awarded the appraisal contract - the contract to be presented at the next meeting.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

341. Commissioner Matheson brought up the matter of an integrated Police and Fire Department - the City Manager being requested to bring in a report to the Police & Fire Committee.

342. Collins-Nelson. That the following ordinance be placed on final reading and adopted by the City Commission:

"AN ORDINANCE

TO ESTABLISH THE LIBRARY COMMISSION OF THE CITY OF EAST GRAND RAPIDS; TO PROVIDE FOR THE EXPENDITURE OF FUNDS APPROPRIATED TO COVER CERTAIN EXPENSES IN MAINTAINING A BRANCH OF THE KENT COUNTY LIBRARY; AND TO GOVERN RELATIONS BETWEEN THE LIBRARY COMMISSION AND THE COUNTY OF KENT.

THE PEOPLE OF THE CITY OF EAST GRAND RAPIDS ORDAIN:

SECTION 1. There is established hereby the Library Commission of the City of East Grand Rapids, which shall be a body subordinate to the City

Commission and with the powers and duties herein conferred and created.

SECTION 2. The Library Commission shall be composed of seven members, all of whom shall be residents of the City of East Grand Rapids. Members shall be appointed by the Mayor with the approval of the City Commission, and, except for the fiscal year 1958, shall serve for a term of one year, commencing with the first meeting of the City Commission after May first in each year. Immediately following the effective date of this ordinance, the Mayor shall appoint seven members to the Library Commission to serve for the remainder of fiscal 1958.

SECTION 3. Within seven days after appointment in each year, the members of the Library Commission shall meet and elect a chairman, vice-chairman, secretary and treasurer. Names of the officers shall be submitted forthwith to the City Clerk. The chairman shall preside at meetings of the Commission, and in his absence, his duties shall be assumed by the vice-chairman. The secretary shall keep accurate minutes of the proceedings at each meeting. The treasurer shall issue all disbursement orders to the City Comptroller in accordance with Section 5 hereof.

SECTION 4. The Library Commission shall meet at regular intervals, not less than four times each year. The branch librarian designated by the Kent County librarian to serve in the City of East Grand Rapids shall be invited to each regular meeting.

SECTION 5. The appropriation made by the City Commission in each year for library purposes shall be used to meet the following needs: rent, heat, light, janitor service and miscellaneous building expenses for the premises occupied by the library; furniture and equipment and workshop expenses of the librarian. Materials shall be requisitioned in accordance with standard City practices. Funds for the above purpose shall be disbursed in the same manner as general funds of the City by the city comptroller upon order of the treasurer of the Library Commission; provided, that no single obligation shall be incurred in excess of \$250.00 without prior approval of the City Commission.

SECTION 6. Not later than March first in each year the Library Commission shall file with the City Clerk a budget request for the following year, itemizing in detail the purposes for which the funds requested will be used. Such request shall be considered together with all other proposed budget items as required by the City Charter.

SECTION 7. At the close of each fiscal year the Library Commission shall furnish the City Commission with an annual report of the activities of the Library Commission together with an itemized statement of the disbursements made during said fiscal year.

SECTION 8. The Library Commission shall serve in an advisory capacity on the administration of branch library policies and shall co-ordinate activities of the general public in connection with library services and shall interpret these activities to the branch librarian.

SECTION 9. In the event of a vacancy in the post of branch librarian, the Library Commission shall recommend the names of one or more persons to the Kent County Librarian to fill such vacancy.

SECTION 10. A public emergency is hereby declared to exist and this ordinance shall take immediate effect, on account of the necessity for the immediate preservation of the public health, peace and safety. "

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

343. Mayor Richardson recommended the appointment of the following members to the Library Commission: Dale Gasch; John Otte, Jr; Marion Branston; Jane Idema; Lawrence Smith; Alwyn M. Booher and Commissioner Willis Nelson.

Jennings-Ellis. That these appointments recommended by the Mayor be approved.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

344. Germain-Collins. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis F. Battjes*  
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CITY CLERK.

UNOFFICIAL  
Reference Only

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

Regular Meeting Held  
January 19, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Matheson, Nelson and Mayor  
Richardson.

Absent: Com. Jennings.

345. Minutes of the previous meeting approved as mailed.

346. City Clerk reported affidavits of publication of notices to bidders and registration notice and ordinance establishing Library Commission on file in his office.

347. This being the time and place set for opening bids on the installation of a water main in Paul St. from Breton Rd. to Kenesaw Dr., six bids were received, opened and read.

Germain-Matheson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

348.  
BY COMMISSIONERS GERMAIN-MATHESON:

WHEREAS, the City Commission did on the 15th of December, 1958 declare the installation of a water main in

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary services, 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 January 5, 1959 and due consideration given 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 "Paul Street Water Main District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 4,635.00; 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 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 sums 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: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

349.

BY COMMISSIONERS GERMAIN-MATHESON:

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

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary services, be filed in the office of the City Clerk and marked "Paul St. Water Main District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, February 2, 1959 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 Herald of the filing of said assessment rolls 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.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

350. This being the time and place set for opening bids on the construction of a sanitary sewer in Paul St. from Breton Rd. to Kenesaw Dr., six bids were received, opened and read.

Germain-Matheson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

351.

BY COMMISSIONERS GERMAIN-MATHESON:

WHEREAS, the City Commission did on the 15th of December, 1958 declare the construction of a sanitary sewer in

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary laterals, 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 January 5, 1959 and due consideration given 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 "Paul St. 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 \$ 3,330.00; 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 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: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays:

352.

BY COMMISSIONERS GERMAIN-MATHESON:

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

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary laterals, be filed in the office of the City Clerk and marked "Paul Street Sanitary Sewer District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, February 2, 1959 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 Herald of the filing of said assessment rolls 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.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

353. Communication from Lawrence Voss, stating he is opposed to construction of sanitary sewer and water main in Paul St.

Received and filed.

354. City Clerk submitted contract with J.M. Cleminshaw Co. for reappraisal of property in East Grand Rapids.

Ellis-Germain. That the Mayor and City Clerk be authorized to sign this contract.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

355. Ellis-Nelson. That the following ordinance be placed on third and final reading and be adopted by this Commission:

AN ORDINANCE

TO AMEND SECTION 4 OF AN ORDINANCE ENTITLED:  
"AN ORDINANCE TO REGULATE THE INSTALLATION OF  
GAS BURNERS FOR HEATING EQUIPMENT IN THE CITY  
OF EAST GRAND RAPIDS", APPROVED JANUARY 23, A.D.  
1956.

THE CITY OF EAST GRAND RAPIDS ORDAINS:

SECTION 1. Section 4 of an ordinance entitled; "An Ordinance to Regulate the Installation of Gas Burners for Heating Equipment in the City of East Grand Rapids", and approved January 23, A.D. 1956, is hereby amended to read as follows:

1/19/59

"Section 4. No vents from any gas burning heating plant or appliance, shall be connected except to a standard masonry chimney with a tile flue liner, or a prefabricated gas vent approved by the Underwriters Laboratories. When more than one gas burning unit is connected to one chimney or approved vent, the total area of the chimney flue or approved vent shall be at least ten per cent greater than the total area of the combined vents of the units, connected to the chimney flue or approved vent. No vents from small heating units or space heaters shall pass through combustible partitions, ceilings or roofs, unless protected with a ventilated thimble which shall be four (4) inches greater in diameter than the vent pipe. No ventilated thimbles shall pass through roofs unless they are of leak proof construction. No vents shall pass through exterior combustible walls. All prefabricated vents shall be approved by the Building Inspector and the Fire Chief before installation."

SECTION 2. A public emergency is hereby declared to exist. This ordinance shall take effect immediately on account of the necessity for the immediate preservation of the public health, peace and safety.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

356. Communication from the Board of Assessors, requesting that the City Commission take action to obtain compliance with the state plat law.

Referred to City Attorney.

357. Germain-Nelson. That the Commission adjourn and reconvene as Board of Appeals.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

358. City Manager presented request of Alexander Grant for sideyard variance of 1.8' to construct a two-stall attached garage at 2828 Oakwood Dr., the variance having been approved by the adjacent property owner on the west and verbally approved by the chairman of the Planning Commission.

Ellis-Nelson. That this variation be approved.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

359. Germain-Ellis. That the Board of Appeals adjourn and reconvene as City Commission.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

360. City Manager reported that Mr. Samuelson and Mrs. Yared had requested a meeting with the City Commission.

City Manager was requested to obtain specific information as to the matters they wished to discuss.

361. City Manager reported regarding invoices from Hamilton, Weeber & Ward, consulting engineers.

362. Matheson-Germain. That the vouchers in amount of \$438,910.99 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

363. Nelson-Ellis. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

*Louis J. Battjes*  
CITY CLERK.

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

Regular Meeting Held  
February 2, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

364. Minutes of the previous meeting approved as mailed.

365. City Clerk reported affidavits of publication of notice of special assessment, registration notice and notice of amendment to heating ordinance on file in his office.

366. This being the time and place set for hearing on the assessment roll for sanitary sewer in Paul St. from Breton Rd. to Kenesaw Dr., Mrs. Lawrence Voss inquired about the assessment.

367. Bids on the above improvement in Paul St. were taken from the table at this time.

Germain-Ellis. That the bid of McClurken & Zeeff being the lowest and best bid submitted, this bid be accepted and contract awarded according to terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

368.

BY COMMISSIONERS GERMAIN-ELLIS:

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 sanitary sewer in

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary laterals, and due consideration given to objections presented, therefore be it

RESOLVED, that the said special assessment roll be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the said 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 Paul St. 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 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 Paul St. Sanitary Sewer District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

369. This being the time and place set for hearing on the assessment roll for installation of a water main in Paul St. from Breton Rd. to Kenesaw Dr., no objections were presented.

370. Bids on the above improvement in Paul St. were taken from the table at this time.

Germain-Ellis. That the bid of McClurken & Zeeff being the lowest and best bid submitted, this bid be accepted and contract awarded according to terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

371.

BY COMMISSIONERS GERMAIN-ELLIS:

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

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary services, and no objections being presented to said roll, therefore be it

RESOLVED, that the said special assessment roll 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 Paul St. 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 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 Paul St. Water Main District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

372. Communication from the Citizens' Utilities Committee, recommending that the City Commission take the necessary steps to immediately proceed with certain water system improvements therein set forth.

Nelson-Germain. That the City Commission concur in this report and that the City Engineer be authorized to proceed with plans for these improvements and the City Clerk be authorized to advertise for bids on the water tank.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

373. Jennings-Nelson. That the firm of Miller, Canfield, Paddock & Stone be retained as legal consultants in connection with these water system improvements.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

374. Germain-Matheson. That a public meeting be held as soon as construction cost and bonding costs are determined regarding these water system improvements in order to acquaint the public with the facts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

375. Communication from the City Manager regarding purchase of new automobiles.

Nelson-Ellis. That the City Manager be authorized to purchase one 1959 Plymouth sedan in accordance with the bid of Highland Plymouth Co., trading in the 1953 Chevrolet sedan; and that henceforth any City employees using their own cars on city business be allowed mileage at 9¢ per mile.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: Matheson - 1.

376. Petition of Albert Associates for the improvement of Berwyck Rd. from York Dr. to Conlon Dr. with paving, curb, gutter, sidewalks and storm drain.

Referred to City Manager.

377. Petition of Albert Associates for the construction of sanitary sewers and water mains, including the necessary laterals and services, in Oxford Road, Asbury Road and Whitfield Road from Brighton Dr. to Englewood Dr., and for sanitary sewer and laterals in Exeter Rd. from Brighton Dr. to Englewood Dr.

378. Ellis-Germain. That the City Manager obtain agreement from Albert Associates to the effect that upon confirmation of assessment rolls on the above petitioned improvements, Albert Associates will present petition for full street improvements in these streets.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

379.

BY COMMISSIONERS ELLIS-GERMAIN:

RESOLVED, that the construction of a sanitary sewer in

OXFORD ROAD, ASBURY ROAD, WHITFIELD ROAD and EXETER ROAD from Brighton Dr. to Englewood Dr.,

including the necessary laterals, 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 following lots, parts of lots and parcels of land: Lots 208, 209, 210, 211, 214, 215, 216, 217, 218, 220, 221, 222, 223, 248, 249, 250, 251, 252, 255, 256, 257, 258, 259, 262, 263, 264, 265, 266, 269, 270, 271, 272, 273, 277, 278, 279, 280, 281, 282 and 283, Paris Park #1.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

380.

BY COMMISSIONERS ELLIS-GERMAIN:

WHEREAS, the City Commission has declared the construction of a sanitary sewer in

OXFORD ROAD, ASBURY ROAD, WHITFIELD ROAD and EXETER ROAD from Brighton Dr. to Englewood Dr.,

including the necessary laterals, 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 \$ 13,880.00 ; 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, February 16, 1959 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 Herald 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

381.

BY COMMISSIONERS ELLIS-GERMAIN:

RESOLVED, that the construction of a water main in

OXFORD ROAD, ASBURY ROAD and WHITFIELD ROAD from Brighton Dr. to Englewood Dr.,

including the necessary services, 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 following lots, parts of lots and parcels of land: Lots 220, 221, 222, 223, 248, 249, 250, 251, 252, 255, 256, 257, 258, 259, 262, 263, 264, 265, 266, 269, 270, 271, 272, 273, 277, 278, 279, 280, 281, 282 and 283, Paris Park #1.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

382.

BY COMMISSIONERS ELLIS-GERMAIN:

WHEREAS, the City Commission has declared the construction of a water main in

OXFORD ROAD, ASBURY ROAD and WHITFIELD ROAD from Brighton Dr. to Englewood Dr.,

including the necessary services, 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 \$ 13,229.60; 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, February 16, 1959 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 Herald 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

383. City Manager read monthly reports of the Police Chief, Fire Chief and Health Officer.

Received and filed.

384. Report of the Traffic Commission regarding new Traffic Ordinance.

Referred to City Attorney.

385. City Manager requested authority to advertise for bids on Dutch Elm disease spraying.

Germain-Nelson. That the City Manager be authorized to advertise for bids.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

386. Jennings-Ellis. That the vouchers in amount of \$456,926.79 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

387. City Clerk brought in an invitation to attend the Lansing Centennial Open House at their City Hall.

City Clerk was instructed to reply that no one from here would be able to attend.

388. Com. Matheson brought up the matter of plowing sidewalks. The City Manager explained that due to the unusually large snowfall the sidewalks plows are quite ineffective.

389. Collins-Jennings. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis F. Battjes*  
CITY CLERK.

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

Regular Meeting Held  
February 16, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Jennings, Matheson, Nelson, Mayor Richardson.  
(Com. Germain arrived later during the meeting)

Absent: 0.

390. Minutes of the previous meeting approved as mailed.

391. City Clerk reported affidavits of publication of election notice, notices of special improvement on file in his office.

392. This being the time and place set for hearing on the construction of sanitary sewer in Oxford Rd., Asbury Rd., Whitfield Rd. and Exeter Rd. from Brighton Dr. to Englewood Dr., no objections were presented.

393. Ellis-Jennings, That the City Manager be authorized to advertise for bids on this improvement as soon as agreement signed by Albert Associates, to petition for the balance of improvements on these streets is on file.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

394. This being the time and place set for hearing on the installation of water main in Oxford Rd., Asbury Rd. and Whitfield Rd. from Brighton Dr. to Englewood Dr., no objections were presented.

395. Ellis-Jennings. That the City Manager be authorized to advertise for bids on this improvement as soon as agreement signed by Albert Associates to petition for the balance of improvements on these streets is on file.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

396. Commissioner Germain arrived at this time.

397. Communication from City Manager regarding construction of new trunk sanitary sewers in Lovett Ave., San Jose Dr., San Lu Rae Dr. and San Lucia Dr.

Referred to Citizens' Utilities Committee.

398. Communication from City Manager stating he had received copy of binder clause indemnifying Blodgett Hospital against fire service charges up to \$5,000 which might be incurred under terms of proposed fire protection agreement between East Grand Rapids and Grand Rapids, and recommending that the Mayor and Clerk be authorized to sign the standard Grand Rapids fire protection agreement.

Jennings-Ellis. That the Mayor and Clerk be authorized to sign the fire protection agreement with Grand Rapids.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

399. Matheson-Jennings. That the City Commission adjourn and reconvene as Board of Appeals.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

400. Communication from the Planning Commission, recommending granting of variance to Mr. J. Brock Albert and Mrs. Jane Stinson at 2543 and 2551 Boston St., respectively, to permit construction of carports on the east and west sides of their houses, respectively - the variance requested being from 7.5' to 5'.

Commissioner Nelson stated he did not favor such a variance and Commissioner Jennings agreed with him.

Ellis-Germain. That this variance request be tabled.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

401. Communication from Peter Agnello requesting permission to operate a beauty parlor in his home at 573 Greenwood Avenue, with Mrs. Agnello acting as the sole operator. Mr. Agnello was present and explained his situation in more detail.

Commissioner Germain suggested that Mr. Agnello obtain consent of all residents in the block.

Collins-Jennings. That this request be denied.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 5  
Nays: Germain, - Ellis - 2

402. Collins-Nelson. That the Board of Appeals adjourn and reconvene as City Commission.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

403. The City Clerk brought up the matter of purchasing a bookkeeping machine at this time, stating that it will be necessary to purchase certain forms in the very near future and suggesting that if purchase of a bookkeeping machine was authorized at this time, the new forms could be purchased for use on the machine. He also stated that the City Manager and he have studied set-ups on two types of machines and after further study will make a definite recommendation.

Jennings-Nelson. That the City Manager and Clerk be authorized to place a provisional order for a bookkeeping machine, a definite report to be made at the next meeting.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

404. Jennings-Nelson. That the vouchers in amount of \$22,822.08 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

405. Matheson-Ellis. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis F. Battye*  
CITY CLERK.

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

Regular Meeting Held  
March 2, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Germain, Jennings, Matheson, Nelson and Mayor  
Richardson. Com. Ellis arrived later.

Absent: 0.

406. Minutes of the previous meeting approved after correction of  
vote on Item #401.

407. City Clerk reported affidavit of publication of primary election  
notice, registration notice and notice to taxpayers on file in his office.

408. Germain-Collins. That the City Commission adjourn and reconvene  
as Board of Appeals.

409. Germain-Nelson. That the communication from the Planning Com-  
mission regarding the granting of variance to Mr. J. Brock Albert and Mrs. Jane  
Stinson at 2543 and 2551 Boston St. respectively, to permit construction of  
carports, be taken from the table at this time.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

Mr. J. Brock Albert was present and explained the situation. Com.  
Germain and Com. Nelson suggested that on the basis of Zoning ordinance re-  
quirements, this request be denied.

410. Germain-Nelson. That this request for variance be denied.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

411. Matheson-Germain. That the Board of Appeals adjourn and re-  
convene as City Commission.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

412. Mr. I. W. Samuelson and Mrs. Demetri Yared were present and  
again posed questions pertaining to the recently installed Boston St. Storm  
Drain and the Rosalind Rd. and Boston St. Sanitary Sewer. These matters  
were discussed with them by members of the City Commission, the City Manager  
and City Engineer, after which they were thanked for appearing before the  
Commission.

413. Com. Ellis arrived during the above discussion.

414. Mr. Samuel Albert was present and brought up the matter of  
sanitary sewers and water mains previously petitioned for in Oxford Rd.,  
Asbury Rd., Whitfield Rd. and Exeter Rd. from Brighton Dr. to Englewood Dr.,  
and also the matter of sanitary sewer and water main previously contracted  
for in Brighton Dr. The City Commission re-stated that they required  
assurance from Albert's that the balance of full improvements in these  
streets would be petitioned for before proceeding further with the sewer  
and water improvements. After some discussion, Mr. Albert agreed to file  
a letter stating intent to petition for full improvements in these streets  
while Albert's were still the actual owners of at least 51% of the property  
assessed.

415. Communication from the City Manager regarding bids received on Dutch Elm disease spraying.

Germain-Jennings. That the Grand Rapids Tree Co. be awarded contract for spraying City trees provided they can conform to specifications; otherwise, the second lowest bidder be awarded the contract.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

416. Report of the City Manager and City Clerk on their findings regarding accounting machines, and recommending that the purchase of a Model 31 Accounting Machine with typewriter attachment from the National Cash Register Co. for \$7,775.00 be authorized.

Jennings-Ellis. That the recommendation of the City Manager and City Clerk be concurred in, and purchase of said Accounting Machine be authorized.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

417. Communication from the City Manager stating that a substantial quantity of water is being lost through a leak or leaks in our water system, and recommending that the Pitometer Associates of New York be awarded a contract to make a water leak detection survey at \$2800.00.

Matheson-Ellis. That the Mayor and Clerk be authorized to sign a contract with Pitometer Associates for water leak detection survey at \$2800.00.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

418. Request of City Assessors that the 1959 City Assessment Roll be turned over to the Board of Review.

Matheson-Germain. That this request be concurred in and said Assessment Roll be turned over to the Board of Review.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

419. Communication from the Regional Development Committee regarding the proposed new Kent County Airport, and requesting that the East Grand Rapids representatives on the Board of Supervisors hold in abeyance any expenditure on the Cascade Township site.

Referred to the Committee-of-the-Whole.

420. Communication from the Sidewalk Committee regarding construction and repair of sidewalks, and recommending amendments to the present Sidewalk Ordinance.

Germain-Nelson. Referred to City Attorney to draw up the necessary amendments to the Sidewalk Ordinance.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

421. City Manager read the monthly reports of the Police Chief and Fire Chief.

Received and filed.

422. City Manager reported that a regional League meeting will be held at Holland, Michigan on April 16, 1959.

423. City Manager reported verbally regarding his meeting with the Grand Rapids Engineer at which they discussed our proposed water system improvements.

424. Jennings-Nelson. That the vouchers in amount of \$26,163.68 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

425. Ellis-Nelson. 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 SIXTEENTH DAY OF  
FEBRUARY, 1959.

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 precincts and wards of said City on Monday, the sixteenth day of February, A.D. 1959:

OFFICE OF MAYOR  
(One to be elected)

The whole number of votes given for the said office of Mayor was nine hundred seventy (970); and they were given for the following person, viz: Robert W. Richardson, nine hundred seventy (970).

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 two hundred twenty-four (224); and they were given for the following person, viz: H. Holmes Ellis, two hundred twenty-four (224).

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 three hundred three (303); and they were given for the following person, viz: Marvin L. Germain, three hundred three (303).

OFFICE OF COMMISSIONER  
THIRD WARD  
(One to be elected)

The whole number of votes given for the said office of Commissioner to the Third Ward was four hundred twenty-seven (427); and they were given for the following person, viz: John Jay Collins, four hundred twenty-seven (427).

OFFICE OF TREASURER  
(One to be elected)

The whole number of votes given for the said office of Treasurer was nine hundred thirty-four (934); and they were given for the following person, viz: Peter Quint, nine hundred thirty-four (934).

OFFICE OF JUSTICE OF THE PEACE  
(One to be elected)

The whole number of votes given for the said office of Justice of the Peace was nine hundred sixty-nine (969); and they were given for the following person, viz: Edward D. Wells, nine hundred sixty-nine (969).

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 in the several precincts and wards thereof, on Monday, the sixteenth day of February, A.D. 1959.

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 Robert W. Richardson received a majority of all the votes cast at said primary election for candidates for the office of Mayor; and we do hereby determine that the said Robert W. Richardson is elected to the office of Mayor for the term ending May 1, 1961.

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 H. Holmes Ellis 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 H. Holmes Ellis is elected to the office of Commissioner to the First Ward for the term ending May 1, 1961.

We do hereby further certify, in pursuance of the provisions of said Charter of said City and the laws of the State of Michigan in such case made and provided, that Marvin L. Germain 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 Marvin L. Germain is elected to the office of Commissioner to the Second Ward for the term ending May 1, 1961.

We do hereby further certify, in pursuance of the provisions of said Charter of said City and the laws of the State of Michigan in such case made and provided, that John Jay Collins 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 John Jay Collins is elected to the office of Commissioner to the Third Ward for the term ending May 1, 1961.

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 Peter Quint received a majority of all the votes cast at said primary election for candidates for the office of Treasurer, and we do hereby determine that the said Peter Quint is elected to the office of Treasurer for the term ending May 1, 1960.

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 Edward D. Wells received a majority of all the votes cast at said primary election for candidates for the office of Justice of the Peace, and we do hereby determine that the said Edward D. Wells is elected to the office of Justice of the Peace for the term ending July 1, 1963.

Louis F. Battjes  
 Donald Ford  
 Stephen A. Bryant  
 BOARD OF CANVASSERS FOR THE CITY  
 OF EAST GRAND RAPIDS, MICHIGAN.

STATE OF MICHIGAN) ss.  
COUNTY OF KENT )

On this 19th day of February, A.D. 1959, personally appeared before me, a Notary Public in and for said County of Kent, the above named Louis F. Battjes, Donald Ford and Stephan A. Bryant, who constitute the Board of Canvassers for the City of East Grand Rapids in said County, and made oath that the foregoing statement of votes cast at the primary election held in said City on Monday, the sixteenth day of February, 1959 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 their certificates therein, and I herewith attest the same as being such true and correct statement.

H. Louis Rhoades

My Commission expires June 28, 1959 - Notary Public, Kent County, Mich.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

426. Collins-Nelson. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis F. Battjes*  
CITY CLERK.

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

Regular Meeting Held  
March 16, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

427. Minutes of the previous meeting approved as mailed.

428. City Clerk reported affidavits of publication of advertisement  
for bids and registration notice on file in his office.

429. This being the time and place set for opening bids on the  
elevated water storage tank, four bids were received, opened and read.

Collins-Matheson. That these bids be referred to the Consulting  
Engineer for report.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

Commissioner Germain expressed his appreciation to the representa-  
tives of some of the companies who attended the meeting.

430. Communication from the Metropolitan Architectural League regard-  
ing metropolitan planning.

Received and filed.

431. Communication from David R. Calhoun, chairman of Mayors'  
Exchange Committee, stating that East Grand Rapids was paired with Otisville.

Received and filed.

432. Communication from the City Manager requesting authority to  
advertise for garbage collection bids.

Jennings-Germain. That the City Manager be authorized to advertise  
for garbage collection bids.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

433. Petition of Albert Associates for improvement of Elmwood Dr.  
from Pinecrest Ave. to Eastlawn Rd. with grading, graveling, necessary catch  
basins and sidewalks. Mr. Sam Albert was present and spoke in favor of a  
gravel street in this instance.

Referred to the Committee-of-the-Whole.

434. Communication from the City of Grand Rapids together with  
resolution adopted by the Grand Rapids City Commission regarding consolida-  
tion.

Received and filed.

435. Communication from Albert Associates, signifying notice of  
intent to petition for the balance of full improvements in Oxford Rd.,  
Asbury Rd., Whitfield Rd. and Exeter Rd. from Brighton Dr. to Englewood Dr.

Received and filed.

436. Mr. Stratton Brown of Miller, Canfield, Paddock & Stone, reviewed the ordinance regarding revenue bond issue and the steps necessary to issue either revenue bonds or general obligation bonds for water system improvements. The various methods of financing was discussed by the City Commission.

437. Germain-Nelson. That the following proposed ordinance be placed on first, second and final reading and adopted by the City Commission:

"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. It is hereby determined to be necessary for the public health and welfare of the City of East Grand Rapids to acquire and construct additions, extensions and improvements to the Water Supply System of the City consisting of (a) a 1,250,000 gallon elevated water storage tank at the north-west corner of Norfolk Road and Woodlawn Avenue, (b) raising the existing Mary Avenue water storage tank to same full water surface elevation as new tank, (c) 3225 feet of 20-inch and 30-inch water mains from tank site at Norfolk Road and Woodlawn Avenue to intersection of Albert Drive and Conlon Avenue, consisting of 20-inch main in Norfolk Road from tank site to Conlon Avenue and 30-inch main in Conlon Avenue from Norfolk Road to Albert Drive, and (d) installing new pumping equipment complete with auxiliary drive and automatic controls to provide adequate capacity at increased pressure.

SECTION 2. The plans, specifications and estimates of cost of such additions, extensions and improvements prepared by Hamilton, Weeber & Ward, consulting engineers of Grand Rapids, Michigan, are hereby approved, and the total cost thereof, including engineering, legal, financing and incidental expense, is estimated to be Four Hundred Sixty-five Thousand (\$465,000.00) Dollars, and the period of usefulness of said additions, extensions and improvements is estimated to be not less than forty (40) years.

SECTION 3. To pay the cost of acquiring and constructing said additions, extensions and improvements, including payment of engineering, legal, financing and incidental expenses, it is hereby determined that the City of East Grand Rapids shall borrow the sum of Four Hundred Sixty-five Thousand (\$465,000.00) Dollars, and that revenue bonds of the City be issued therefor, under the provisions of Act 94, Public Acts of Michigan, 1933, as amended, which said bonds are sometimes referred to in this Ordinance as 'the bonds'.

Wherever the words 'the System' or 'System' are used in this Ordinance, they shall be construed to mean the complete Water Supply System of the City of East Grand Rapids, including, but not by way of limitation, (a) all existing water mains, and all works, instrumentalities and properties used or useful in the obtaining of a water supply or the distribution or treatment of water; (b) the additions, extensions and improvements to be constructed under the provisions of this Ordinance, and (c) all additions, extensions and improvements thereto acquired or constructed in the future.

Wherever the word 'project' is used in this Ordinance, it shall be understood to mean the additions, extensions and improvements to the System to be acquired and constructed under the provisions of this Ordinance.

Wherever the words 'revenues' and 'net revenues' are used in this ordinance, they shall be understood to have the meanings as defined in Section 3, Act 94, Public Acts of Michigan, 1933, as amended.

SECTION 4. Said bonds shall be designated WATER SUPPLY SYSTEM REVENUE BONDS and shall be, not general obligations of the City of East Grand Rapids, but revenue bonds, payable out of the net revenues of the System, and shall consist of 465 bonds of the denomination of \$1,000.00 each, dated as of May 1, 1959, numbered consecutively in direct order of maturity from 1 to 465, both inclusive, and maturing as follows:

\$15,000.00 May 1st of each of the years 1960 and 1961;  
 \$20,000.00 May 1st of each of the years 1962 to 1967, both inclusive;  
 \$25,000.00 May 1st of each of the years 1968 to 1976, both inclusive;  
 \$30,000.00 May 1st of each of the years 1977 to 1979, both inclusive.

Said bonds shall bear interest at a rate or rates not exceeding five per cent (5%) per annum, payable on November 1, 1959 and semi-annually thereafter on May 1st and November 1st of each year, both principal and interest to be payable in lawful money of the United States of America at a bank or trust company to be designated by the original purchaser of the bonds.

Bonds maturing subsequent to May 1, 1963 may be called for redemption, at the option of the City, as a whole, on any interest payment date on or after May 1, 1963.

Unless called as a whole, in accordance with the above authorization, bonds numbered 1 to 200, both inclusive, maturing in the years 1960 to 1969, both inclusive, shall not be subject to redemption prior to maturity.

Bonds numbered 201 to 465, both inclusive, maturing in the years 1970 to 1979, both inclusive, will 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, 1969.

Bonds called for redemption in accordance with the foregoing provisions whether as a whole or in part are redeemable at par and accrued interest to the date fixed for redemption plus a premium as follows:

\$50.00 on each bond called for redemption on or prior to May 1, 1968;  
 \$45.00 on each bond called for redemption after May 1, 1968, but on or prior to May 1, 1970;  
 \$40.00 on each bond called for redemption after May 1, 1970, but on or prior to May 1, 1972;  
 \$30.00 on each bond called for redemption after May 1, 1972, but on or prior to May 1, 1974;  
 \$20.00 on each bond called for redemption after May 1, 1974, but on or prior to May 1, 1976;  
 \$10.00 on each bond called for redemption after May 1, 1976, but prior to maturity.

Thirty (30) 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 and in case of registered bonds, thirty (30) 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 on the books kept by the City Treasurer 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 corporate seal of the City impressed thereon and shall have interest coupons attached bearing the facsimile signatures of the Mayor and City Clerk.

SECTION 5. Said bonds and the attached coupons shall not be a general obligation or indebtedness of the City of East Grand Rapids, but shall be payable solely from the net revenues derived from the operation of the System; and to secure such payment there is hereby created a statutory first lien upon the whole of the net revenues of said System, to continue until the payment in full of the principal and interest on said bonds.

SECTION 6. The holder or holders of said bonds or coupons representing in the aggregate not less than twenty (20%) per cent of the entire issue then outstanding may, either at law or in equity, by suit, action, mandamus or other proceedings, protect and enforce the statutory first lien upon the revenues of said System and may by suit, action, mandamus or other proceedings, enforce and compel performance of all duties of the officers of the City of East Grand Rapids, including the fixing of sufficient rates, the collection of revenues, the proper segregation of the revenues of the System and the proper application thereof: Provided, however, that the statutory lien upon said revenues shall not be construed to compel the sale of the System or any part thereof.

If there be any default in the payment of the principal of or interest upon any of said bonds, any court having jurisdiction in any proper action may appoint a receiver to administer and operate said System on behalf of the City, and under the direction of said court, and by and with the approval of said court to perform all of the duties of the officials of said City, more particularly set forth herein and in Act 94, Public Acts of Michigan, 1933, as amended.

The holder or holders of any such bonds or any coupons therefrom shall have all other rights and remedies given by said Act 94, Public Acts of Michigan, 1933, as amended, for the collection and enforcement of said bonds and the security therefor.

SECTION 7. The construction, alteration, repair and management of the System shall be under the supervision and control of the City Manager, subject to general control of the City Commission. The City Manager, subject to approval of the City Commission, may make such rules, orders and regulations as it deems advisable and necessary to assure the efficient management and operation of the System.

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	40¢ per 1000 gallons
Outside City Limits	60¢ per 1000 gallons
Minimum bill for inside City limits is \$4.00 per quarter or fraction thereof.	
Minimum bill for outside City limits is \$6.00 per quarter or fraction thereof.	

#### Quarterly Meter Service Charges

3/4"	meter	-	\$1.75		2"	meter	-	\$ 8.00
1"	meter	-	\$2.75		3"	meter	-	\$ 17.50
1-1/4"	meter	-	\$4.00		4"	meter	-	\$ 50.00
1-1/2"	meter	-	\$5.00					

#### 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.

#### Enforcement

The charges for water services which are under the provisions of Section 21, Act 94, Public Acts of Michigan, 1933, as amended, are made a lien on all premises served thereby, unless notice is given that a tenant is responsible, are hereby recognized to constitute such lien and whenever any such charge against any piece of property shall be delinquent for six (6) months, the City official or officials in charge of the collection thereof shall certify annually, on April 1st of each year, to the tax-assessing officer of the City, the fact of such delinquency, whereupon such charge shall be by him entered upon the next tax roll as a charge against such premises and shall be collected and the lien thereof enforced in the same manner as general City taxes against such premises are collected and the lien thereof enforced: Provided, however, where notice is given that a tenant is responsible for such charges and services as provided by Section 21, no further service shall be rendered such premises until a cash deposit of not less than Fifteen (\$15.00) Dollars shall have been made as security for payment of such charges and service.

In addition to other remedies provided, the City shall have the right to shut off and discontinue the supply of water to any premises for the non-payment of water rates when due. If such charges are not paid within thirty (30) days after the due date thereof, then water services to such premises shall be discontinued. Water services so discontinued shall not be restored until all sums then due and owing shall be paid, plus a turn-on charge of One (\$1.00) Dollar.

SECTION 9. No free service shall be furnished by said System to any person, firm or corporation, public or private, or to any public agency or instrumentality.

SECTION 10. The initial rates hereby fixed are estimated to be sufficient to provide for the payment of the expenses of administration and operation and such expenses for maintenance of the said System as are necessary to preserve the same in good repair and working order, to provide for the payment of the interest upon and the principal of all the bonds as and when the same become due and payable, and the creation of the reserve therefor required by this Ordinance, and to provide for such other expenditures and funds for said System as this Ordinance may require. Such rates shall be fixed and revised from time to time as may be necessary to produce these amounts, and it is hereby covenanted and agreed at all times to fix and maintain such rates for services furnished by the System as shall be sufficient to provide for the foregoing.

SECTION 11. The System shall be operated on the basis of an operating year beginning May 1st and ending April 30th.

SECTION 12. Beginning on May 1, 1959, the revenues of the System shall be set aside, as collected, and deposited in a separate depository account in Old Kent Bank & Trust Company, Grand Rapids, Michigan, a bank duly qualified to do business in Michigan, in an account to be designated WATER SUPPLY SYSTEM RECEIVING FUND (hereinafter, for brevity, referred to as the 'Receiving Fund'), and said revenues so deposited are pledged for the purpose of the following funds and shall be transferred from the Receiving Fund periodically in the manner and at the times hereinafter specified.

(A) OPERATION AND MAINTENANCE FUND:

Out of the revenues in the Receiving Fund there shall be first set aside, each quarterly period, into a separate depository account designated OPERATION AND MAINTENANCE FUND, a sum sufficient to provide for the payment of the next quarter's current expenses of administration and operation of the System and such current expenses for maintenance thereof as may be necessary to preserve the same in good repair and working order.

The City Commission, prior to the commencement of each operating year, shall adopt a budget covering the foregoing expenses for each year, and such total expenses shall not exceed the total amount specified in said budget, except by a vote of five-sevenths (5/7) of the members of the City Commission. There shall also be included in said budget all expenditures to be made from the Replacement Fund and the Improvement Fund.

(B) BOND AND INTEREST REDEMPTION FUND:

There shall next be established and maintained a separate depository account designated BOND AND INTEREST REDEMPTION FUND, the moneys on deposit therein from time to time to be used solely for the purpose of paying the principal of and interest upon the bonds hereby authorized. The moneys in the Bond and Interest Redemption Fund (including the Bond Reserve Account hereinafter established) shall be kept on deposit with the bank or trust company where the principal and interest on the bonds herein authorized are currently payable.

Out of the revenues remaining in the Receiving Fund after provision has been made for expenses of operation and maintenance of the System there shall next be set aside, each quarterly period, in the Bond and Interest Redemption Fund, a sum proportionately sufficient to provide for the payment of the principal of and interest upon all outstanding bonds payable from the revenues of the System, as and when the same become due and payable. Commencing May 1, 1959, the amount so set aside for interest each quarterly period during the first six (6) months of each operating year shall be not less than one-half (1/2) of the total amount of interest maturing on the following

November 1st, and the amount set aside for interest each quarterly period during the last six (6) months of each operating year shall be not less than one-half (1/2) of the total amount of interest maturing on the following May 1st. Commencing May 1, 1959, the amount so set aside for principal each quarterly period during each operating year shall be not less than one-fourth (1/4) of the principal maturing on the following May 1st. If there shall be any deficiency in the amount previously required to be set aside, then the amount of such deficiency shall be added to the current requirements.

There is hereby established in the Bond and Interest Redemption Fund a separate account to be known as the Bond Reserve Account, into which account there shall be deposited, after providing for all requirements of the Operation and Maintenance Fund and current requirements of the Bond and Interest Redemption Fund, in equal quarterly installments, and beginning with the quarterly period commencing May 1, 1959, the sum of Ten Thousand (\$10,000.00) Dollars during each of the operating years commencing May 1, 1959, May 1, 1960, May 1, 1961, and Five Thousand (\$5,000.00) Dollars during the operating year commencing May 1, 1962 so that by the close of said operating year commencing May 1, 1962 said Bond Reserve Account will total Thirty-five Thousand (\$35,000.00) Dollars. Moneys in said Bond Reserve Account shall be used solely for the payment of principal and interest on said bonds, if necessary.

If, at any time, it shall be necessary to use moneys in the Bond Reserve Account for such payment, then the moneys so used shall be replaced from the net revenues first received thereafter which are not required by this Ordinance to be used for operation and maintenance or for current principal and interest requirements: Provided, however, that such Bond Reserve Account shall not be regarded as moneys otherwise appropriated or pledged for the purpose of determining the sufficiency of funds available for redemption of callable bonds.

No further payments need be made into the Bond and Interest Redemption Fund after enough of the bonds have been retired so that the amount then held in said fund (including the Bond Reserve Account) is equal to the entire amount of principal and interest which will be payable at the time of maturity of all the bonds then remaining outstanding.

(C) REPLACEMENT FUND:

There shall next be established and maintained a separate depository account designated REPLACEMENT FUND, which shall be used solely for the purpose of making major repairs and replacements to the System, if needed. There shall be deposited into said fund, after providing for all requirements of the Operation and Maintenance Fund and the Bond and Interest Redemption Fund (including the Bond Reserve Account), the sum of Two Thousand Five Hundred (\$2,500.00) Dollars, in quarterly installments, during each of the operating years commencing May 1, 1959, May 1, 1960, May 1, 1961 and May 1, 1962, so that the sum in said Replacement Fund shall total Ten Thousand (\$10,000.00) Dollars by the close of the operating year beginning May 1, 1962. If, at any time, it shall be necessary to use moneys in said fund for such purpose, the moneys so used shall be replaced from the net revenues in the Receiving Fund which are not required by this Ordinance to be used for the Operation and Maintenance Fund or the Bond and Interest Redemption Fund (including the Bond Reserve Account).

D) IMPROVEMENT FUND:

There shall next be established and maintained a separate depository account designated IMPROVEMENT FUND, the moneys on hand therein from time to time to be used for the purpose of acquiring additions, extensions and improvements to the System. There shall be deposited in said fund at the end of each quarterly period after providing for all requirements of the Operation and Maintenance Fund, the Bond and Interest Redemption Fund (including the Bond Reserve Account), and the Replacement Fund such moneys as the City Commission shall deem to be necessary for making additions, extensions and improvements to the System.

(E) SURPLUS FUND:

Any revenues remaining in the Receiving Fund at the end of any operating year after meeting all requirements of the Operation and Maintenance Fund, the Bond and Interest Redemption Fund (including the Bond Reserve Account), the Replacement Fund and the Improvement Fund, shall be deemed to be surplus and may, at the discretion of the City Commission, be transferred to the Bond and Interest Redemption Fund for the purpose of calling bonds for redemption or transferred into the Improvement Fund: Provided, however, that if at the end

of any operating year the City shall be in default in making the transfers to the several funds established by this Section, such default shall be rectified by transfers from the Surplus Fund before moneys in the Surplus Fund are used for any other purpose, said transfers to be made in the order that said funds are listed in this Section.

SECTION 13. From funds of the System on hand as of May 1, 1959, there shall be transferred first to the Operation and Maintenance Fund established by this Ordinance a sum sufficient to meet Operation and Maintenance expenses of the System for the quarterly period commencing May 1, 1959. The balance of the funds of the System on hand on May 1, 1959, and not appropriated for other purposes, shall be transferred to the Receiving Fund established by this Ordinance and shall be subject to the provisions of this Ordinance relative to the use thereof.

SECTION 14. In the event the moneys in the Receiving Fund are insufficient to provide for the current requirements of the Operation and Maintenance Fund or the Bond and Interest Redemption Fund, any moneys and/or securities in other funds of the System shall be transferred, First - to the Operation and Maintenance Fund, and Second - to the Bond and Interest Redemption Fund to the extent of any deficit therein.

SECTION 15. Moneys in the Bond and Interest Redemption Fund over and above those being accumulated for the payment of principal and interest next maturing, moneys derived from the proceeds of sale of the bonds, and moneys in any other fund except the Receiving Fund and the Operation and Maintenance Fund, may be invested in obligations of the United States of America. In the event such investments are made, the securities representing the same shall be kept on deposit with the bank or trust company having on deposit the fund or funds from which such purchase was made. Income received from such investments shall be credited to the fund from which said investments were made.

SECTION 16. Said bonds shall be sold and the proceeds applied in accordance with the provisions of Act 94, Public Acts of Michigan, 1933, as amended.

SECTION 17. The proceeds of the sale of the bonds herein authorized to be issued shall be deposited in the Old Kent Bank & Trust Company, Grand Rapids, Michigan, a bank insured by the Federal Deposit Insurance Corporation, in a separate depository account. There shall first be transferred from the proceeds of sale of the bonds to the Bond and Interest Redemption Fund the amount of premium and accrued interest paid if any. The balance of such proceeds shall be applied solely in payment of the cost of the project hereinbefore described and any engineering, legal and other expenses incident thereto and to the financing thereof. Payments for construction, either on account or otherwise, shall not be made unless the registered engineer in charge of such work shall file with the City Commission a signed statement to the effect that the work has been completed in accordance with the plans and specifications therefor, that it was done pursuant to and in accordance with the contract therefor, and that such work is entirely satisfactory.

Any unexpended balance of the proceeds of sale remaining after completion of the project herein authorized may, in the discretion of the City Commission, and to the extent of Sixty-nine Thousand Seven Hundred Fifty (\$69,750.00) Dollars, be used for further additions, extensions and improvements 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 shall be paid into the Bond and Interest Redemption Fund and shall be used for the redemption of callable bonds, or prior to the first call date only, purchasing bonds on the open market at not more than the fair market value thereof, and at a price, in any event not exceeding the first call price.

SECTION 18. The City of East Grand Rapids covenants and agrees with the successive holders of the bonds and coupons that so long as any of the bonds remain outstanding and unpaid as to either principal or interest

(a) The City of East Grand Rapids will faithfully and punctually perform all duties with reference to the System required by the Constitution and laws of the State of Michigan, including the making and collecting of sufficient rates for water services rendered by the System, and the segregation and application of the revenues of the System in the manner provided in this Ordinance.

(b) The City will maintain and keep proper books of record and account, separate from all other records and accounts, in which shall be made full and correct entries of all transactions relating to the System. Not later than three (3) months after the close of each operating year the City Commission will cause to be prepared on forms furnished by the Municipal Finance Commission, if such forms be available, a statement in reasonable detail, sworn to by its chief accounting officer, showing the assets and liabilities of the System at the beginning and close of said last preceding operating year, the cash income and disbursements during said operating year and such other information as may be necessary to enable any taxpayer of the City, user of the service furnished, or any holder or owner of the bonds, or anyone acting in their behalf, to be fully informed as to all matters pertaining to the financial operation of the System during such year. A certified copy of such statement shall be filed with the Municipal Finance Commission and such statement and books of record and account shall, at all reasonable times, be open to inspection by any taxpayer of the City, user of the service, or holder or holders of any bonds, or anyone acting in their behalf.

The City Commission will also cause an annual audit of such books of record and account for the preceding operating year to be made by a recognized independent certified public accountant within ninety (90) days from the close of such operating year. Said annual audit shall be in such reasonable detail as will present the full financial condition of the System to the holders of the bonds and shall include the auditor's comments on the manner in which the management of the System has complied with the provisions of this Ordinance relating to the setting aside of moneys in the several funds established by Section 12 of this Ordinance, the acquisition of insurance, and such other matters as an auditor might normally audit. A certified copy of such audit shall be sent by the auditor each year to the manager of the syndicate or account purchasing the bonds herein authorized and the manager of the syndicate or account purchasing any bonds which may be hereafter authorized.

(c) The City will maintain and carry, for the benefit of holders of the bonds, insurance on all physical properties of the System, of the kinds and in the amounts normally carried by public utility companies and municipalities engaged in the operation of water supply systems. All moneys received for losses under any such insurance policies shall be applied solely to the replacement and restoration of the property damaged or destroyed, and to the extent not so used, shall be used for the purpose of calling bonds.

(d) The City will not sell, lease or dispose of the System, or any substantial part thereof, until all of the bonds have been paid in full, both as to principal and interest. The City further will cause the operation of the System to be carried on as economically as possible, will cause to be made to the System all repairs and replacements necessary to keep the same in good repair and working order and will not do or suffer to be done any act which would affect the System in such a way as to impair or affect unfavorably the security of the bonds. The City covenants and agrees that it will not grant any franchise or other rights to any person, association or corporation to establish and operate a competing water facility within its corporate limits.

SECTION 19. The right is reserved, in accordance with the provisions of Act 94, Public Acts of Michigan, 1933, as amended, to issue additional bonds payable from the revenues of the System, which shall be of equal standing with the bonds herein authorized but only for the following purposes:

(a) To complete the public improvements in accordance with the plans and specifications therefor, and such bonds shall not be authorized unless the consulting engineers, or the successor engineers in charge of construction, shall execute a certificate evidencing the fact that additional funds are needed to complete the public improvements in accordance with the plans and specifications therefor. If such certificate shall be so executed and filed with the City Clerk, it shall be the duty of the City Commission to provide for and issue additional revenue bonds in the amount stated in said certificate to be necessary to complete the public improvements in accordance with the plans and specifications.

(b) For subsequent extensions and improvements to the System: Provided that no such additional bonds shall be issued unless the average annual net revenues for the last two (2) preceding completed operating years of the System, when supplemented by the net revenues estimated to accrue from the extensions and improvements to be acquired, and/or when supplemented by the net revenues estimated to accrue from an increase in rates to be put into effect at the time such additional bonds are authorized, shall be equal to at least one and one-half (1-1/2) times the average annual principal and interest requirements thereafter maturing on the bonds herein authorized, on any then previously issued bonds of

equal standing with the bonds herein authorized, and on such additional bonds then being issued. Prior to the issuance of any additional bonds pursuant to this paragraph, there shall be filed with the City Clerk a statement showing the average annual net revenues for the two (2) preceding completed operating years, the net revenues estimated to accrue from the proposed extensions and improvements, the net revenues estimated to accrue from said increase in rates, if any, and the average annual principal and interest requirements on all outstanding bonds payable from revenues of the System and the bonds proposed to be issued. Said statement shall be executed by a registered engineer appointed by the City and by an engineer designated by the Municipal Finance Commission (or such other State body having jurisdiction over the issuance of municipal bonds). Permission of the Municipal Finance Commission (or such other State body having jurisdiction over the issuance of municipal bonds) to issue such additional bonds shall constitute a conclusive presumption of the existence of conditions permitting the issuance thereof.

Except as herein authorized, no additional bonds having equal standing with the bonds of this issue shall be authorized or issued.

SECTION 20. Said 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

No.) \_\_\_\_\_

\$1,000.00

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, or if registered, to the registered holder hereof, but only out of the revenues of the Water Supply System of the City, including all additions, extensions and improvements thereto, the sum of

ONE 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, 1959, and semi-annually thereafter on the first day of May and November of each year, on presentation and surrender of the proper interest coupons hereto attached as they severally become due. Both principal and interest on this bond are hereby made payable in lawful money of the United States of America at

and for the prompt payment thereof, the gross revenues of said Water Supply System, after provision has been made for reasonable expenses of administration, operation and maintenance, are hereby irrevocably pledged and a statutory first lien thereon is hereby created.

This bond is one of a series of four hundred sixty-five (465) bonds of even date and like tenor except as to date of maturity \_\_\_\_\_, aggregating the principal sum of \$465,000.00, numbered consecutively in direct order of maturity from 1 to 465, both inclusive, issued pursuant to Ordinance adopted by the City Commission on March 16, 1959, and under authority of Act 94, Public Acts of Michigan, 1933, as amended, for the purpose of paying the cost of constructing additions, extensions and improvements to the Water Supply System of the City.

This bond is a self-liquidating revenue bond, and is not a general obligation of the City of East Grand Rapids or 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 the Water Supply System of the City. The principal and interest on this bond are secured by the statutory lien hereinbefore mentioned.

For a complete statement of the revenues from which, and the conditions under which, this bond is payable, and the conditions under which additional bonds of equal standing may hereafter be issued, reference is made to the above described Ordinance.

Bonds maturing subsequent to May 1, 1963, may be called for redemption, at the option of the City, as a whole, on any interest payment date on or after May 1, 1963.

Unless called as a whole, in accordance with the above authorization, bonds numbered 1 to 200, both inclusive, maturing in the years 1960 to 1969, both inclusive, shall not be subject to redemption prior to maturity.

The right is reserved of redeeming bonds numbered 201 to 465, both inclusive, maturing in the years 1970 to 1979, both inclusive, at the option of the City, in inverse numerical order, on any interest payment date on or after May 1, 1969.

Bonds called for redemption in accordance with the foregoing provisions whether as a whole or in part are redeemable at par and accrued interest to the date fixed for redemption plus a premium as follows:

\$50.00 on each bond called for redemption on or prior to May 1, 1968;  
 \$45.00 on each bond called for redemption after May 1, 1968, but on or prior to May 1, 1970;  
 \$40.00 on each bond called for redemption after May 1, 1970, but on or prior to May 1, 1972;  
 \$30.00 on each bond called for redemption after May 1, 1972, but on or prior to May 1, 1974;  
 \$20.00 on each bond called for redemption after May 1, 1974, but on or prior to May 1, 1976;  
 \$10.00 on each bond called for redemption after May 1, 1976, but prior to maturity.

Thirty (30) 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, and in case of registered bonds, thirty (30) 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.

This bond may be registered as to principal only on the books of the City Treasurer and such registration noted on the back hereof, 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.

The City of East Grand Rapids hereby covenants and agrees to fix and maintain at all times, while any of such bonds shall be outstanding, such rates for service furnished by said Water Supply System as shall be sufficient to provide for payment of the interest upon and the principal of all such bonds, as and when the same become due and payable, and to create a Bond and Interest Redemption Fund (including a Bond Reserve Account) therefor, to provide for the payment of expenses of administration and operation and such expenses for maintenance of said Water Supply System as are necessary to preserve the same in good repair and working order, 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 by the State of Michigan or by any taxing authority within said State.

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 countersigned by its City Clerk and the corporate seal of the City to be affixed hereto, and the coupons hereto attached to be signed by the facsimile signatures of the Mayor and City Clerk, as of the first day of May, A.D. 1959.

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 \_\_\_\_\_, being the semi-annual interest due that date on its Water Supply System Revenue Bond dated May 1, 1959, No. \_\_\_\_\_.

This coupon is not a general obligation of the City of East Grand Rapids, but is payable out of certain revenues as set forth in the bond to which it pertains.

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

REGISTRATION  
NOTHING TO BE WRITTEN HEREON EXCEPT BY THE  
CITY TREASURER

Date of Registration	Name of Registered Owner	Registrar
_____	_____	_____
_____	_____	_____

SECTION 21. The City Clerk is hereby authorized and directed to make application to the Municipal Finance Commission for authority to issue and sell 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 of Act 94, Public Acts of Michigan, 1933, as amended.

SECTION 22. 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 23. 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 24. This Ordinance shall be recorded in the minutes of the Meeting of the City Commission at which it was adopted, as soon as practicable after its passage, which record shall be authenticated by the signatures of the Mayor and City Clerk, and shall be published once in the Grand Rapids Herald, Grand Rapids, Michigan, a newspaper of general circulation in said City.

SECTION 25. A public emergency is hereby declared to exist and this Ordinance shall take immediate effect, on account of the necessity for the immediate preservation of the public health, peace and safety."

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

438.  
BY COMMISSIONERS MATHESON-ELLIS:

WHEREAS, the City of East Grand Rapids, County of Kent, Michigan, by an Ordinance duly adopted on March 16, 1959, authorized the issuance and sale of Four Hundred Sixty-five Thousand (\$465,000.00) Dollars Water Supply System Revenue Bonds;

NOW THEREFORE, BE IT RESOLVED, that the City Clerk make application to the Municipal Finance Commission for an order approving the issuance and sale of said bonds and the form of notice of sale;

RESOLVED, FURTHER, that the City Clerk shall cause notice of sale of said bonds to be published in the Michigan Investor of Detroit, Michigan, at least fourteen (14) full days before the date fixed for sale;

RESOLVED, FURTHER, that the notice of sale shall be in substantially the following form:

NOTICE OF SALE

\$465,000.00

CITY OF EAST GRAND RAPIDS, COUNTY OF KENT, MICHIGAN  
WATER SUPPLY SYSTEM REVENUE BONDS

Sealed bids for the purchase of Water Supply System Revenue Bonds of the par value of \$465,000.00 to be issued by the City of East Grand Rapids, County of Kent, Michigan, will be received by the undersigned at the City Hall in said City until 7:30 o'clock P.M., Eastern Standard Time, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 1959, at which time and place said bids will be publicly opened and read.

Said bonds will be dated May 1, 1959, will be coupon bonds of the denomination of \$1,000.00 each, will be numbered consecutively in direct order of their maturities from 1 to 465, both inclusive, will be registrable as to principal only, and will bear interest from their date at a rate or rates not exceeding five per cent (5%) per annum, expressed in multiples of 1/8 of 1%. Said interest will be payable on November 1, 1959, and semi-annually thereafter on May 1st and November 1st of each year. The interest rate for each coupon period on any one bond will be at one rate only. Both principal and interest will be payable at a bank or trust company to be designated by the purchaser of the bonds. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery.

The bonds will mature serially as follows:

\$15,000.00 May 1st of each of the years 1960 and 1961;  
\$20,000.00 May 1st of each year from 1962 to 1967, both inclusive;  
\$25,000.00 May 1st of each year from 1968 to 1976, both inclusive;  
\$30,000.00 May 1st of each year from 1977 to 1979, both inclusive;

Bonds maturing subsequent to May 1, 1963, may be called for redemption, at the option of the City, as a whole, on any interest payment date on or after May 1, 1963.

Unless called as a whole, in accordance with the above authorization, bonds numbered 1 to 200, both inclusive, maturing in the years 1960 to 1969, both inclusive, shall not be subject to redemption prior to maturity.

Bonds numbered 201 to 465, both inclusive, maturing in the years 1970 to 1979, both inclusive, will 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, 1969.

Bonds called for redemption in accordance with the foregoing provisions whether as a whole or in part are redeemable at par and accrued interest to the date fixed for redemption plus a premium as follows:

\$50.00 on each bond called for redemption on or prior to May 1, 1968;  
\$45.00 on each bond called for redemption after May 1, 1968, but on or prior to May 1, 1970;  
\$40.00 on each bond called for redemption after May 1, 1970, but on or prior to May 1, 1972;  
\$30.00 on each bond called for redemption after May 1, 1972, but on or prior to May 1, 1974;  
\$20.00 on each bond called for redemption after May 1, 1974, but on or prior to May 1, 1976;  
\$10.00 on each bond called for redemption after May 1, 1976, but prior to maturity.

Thirty (30) 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, and in case of registered bonds, thirty (30) 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.

The bonds are to be issued under Act 94, Public Acts of Michigan, 1933, as amended, and under an Ordinance of the City of East Grand Rapids, for the purpose of paying the cost of acquiring and constructing improvements to the Water Supply System of the City. The bonds will not be a general obligation of the City but will be payable solely from the net revenues of the Water Supply System of the City, and for the payment of the principal and interest on said bonds and on any additional bonds of equal standing issued pursuant to the terms of said Ordinance, a statutory first lien has been created on the net revenues of the System, including any additions, extensions, and improvements thereto.

Additional bonds of equal standing with the bonds of this issue may be issued, but only for the purposes and on the terms and conditions expressed in the authorizing Ordinance.

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 their par value will be considered.

A certified or cashier's check in the amount of \$9,300.00 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 and Stone, attorneys of Detroit, Michigan, approving the legality of the bonds, which opinion will be furnished without expense to the purchaser of the bonds prior to the delivery thereof. The City shall pay the cost of printing the bonds. Executed bonds will be delivered to the purchaser without expense. Bonds will be delivered at Detroit, Michigan.

The right is reserved to reject any or all bids.

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

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

439. City Attorney Bryant submitted an ordinance amending certain sections of the Sidewalk Ordinance.

Referred to the Committee of the Whole.

440. Petition from Albert Associates, requesting improvement of Brighton Dr. from Boston St. to Boston St. with grading, graveling, black-topping, curbs, gutters and sidewalks.

Referred to the Committee of the Whole.

441. Mayor Richardson made a verbal report on the Metropolitan Water Authority matter.

14.

442. Mayor Richardson reported regarding the meeting with Mayor Davis and the heads of the other surrounding political units, stating it had been arranged that two representatives from each unit be appointed to a study committee, and suggesting that he and Don O'Keefe be appointed to represent East Grand Rapids. Coms. Matheson and Nelson suggested a member of the School Board be appointed but it was pointed out the School Boards would undoubtedly have their own committees.

443. Jennings-Nelson. That the vouchers in amount of \$35,335.87 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

444. Commissioner Nelson reported as a member of the Board of Review regarding assessments on Burchard St.

445. Commissioner Matheson reported regarding the condition of Woodcliff Avenue.

446. Germain-Collins. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis F. Battjes*  
CITY CLERK

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

Regular Meeting Held  
April 6, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

447. Minutes of the previous meeting approved as mailed.

448. City Clerk reported affidavits of publication of Revenue Bond Ordinance, Notice of Election and notice to bidders on file in his office.

449. This being the time and place set for opening bids on the construction of a sanitary sewer in Oxford Rd., Asbury Rd., Whitfield Rd. and Exeter Rd. from Brighton Dr. to Englewood Dr., four bids were received, opened and read.

Germain-Nelson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

450.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission did on the 2nd of February, 1959, declare the construction of a sanitary sewer in

OXFORD ROAD, ASBURY ROAD, WHITFIELD ROAD and EXETER ROAD from Brighton Dr. to Englewood Dr.,

including the necessary laterals, 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 February 16, 1959, 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 "Oxford Road, Asbury Road, Whitfield Road and Exeter Road Sanitary Sewer District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 12,890.60 ; 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

451.

BY COMMISSIONERS GERMAIN-NELSON:

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

OXFORD ROAD, ASBURY ROAD, WHITFIELD ROAD and EXETER ROAD from Brighton Dr. to Englewood Dr.,

including the necessary laterals, be filed in the office of the City Clerk and marked "Oxford Road, Asbury Road, Whitfield Road and Exeter Road Sanitary Sewer District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, April 20, 1959 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

452. This being the time and place set for opening bids on the installation of a water main in Oxford Road, Asbury Road and Whitfield Road from Brighton Dr. to Englewood Dr., four bids were received, opened and read.

Germain-Nelson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

453.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission did on the 2nd of February, 1959, declare the installation of a water main in

OXFORD ROAD, ASBURY ROAD and WHITFIELD ROAD from Brighton Dr. to Englewood Dr.,

including the necessary services, 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 February 16, 1959, 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 "Oxford Road, Asbury Road and Whitfield Road Water Main District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 13,069.97; 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 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

454.

BY COMMISSIONERS GERMAIN-NELSON:

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

OXFORD ROAD, ASBURY ROAD and WHITFIELD ROAD from Brighton Dr. to Englewood Dr.,

including the necessary services, be filed in the office of the City Clerk and marked "Oxford Road, Asbury Road and Whitfield Road Water Main District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, April 20, 1959 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

455. Mr. M.R. Bissell appeared before the Commission regarding the necessity of his building a sidewalk from his driveway to Wealthy St., stating it would require the removing of three large trees and the construction of a retaining wall approximately 4½ feet high.

Germain-Matheson. Referred to the committee-of-the-whole, each member to visit the locality in question and familiarize themselves with the situation.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

456. City Manager Tholen made a verbal report on the matter of the proposed storm drain in Woodcliff Avenue from Hall Street 400 feet north, and presented a petition signed by owners of 65% of the frontage involved.

457.

BY COMMISSIONERS MATHESON-ELLIS:

RESOLVED, that the construction of a storm drain in

WOODCLIFF AVENUE from Hall St. 400 feet north

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

described as follows: Part of Lots 271 and 272 , Woodcliff Park and part of Lots 32,33 and 34, Mary M. Bonnell Sub., also Lots 35,36,37,38,39,40,41 and 42, Mary M. Bonnell Sub.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

458.

BY COMMISSIONERS MATHESON-ELLIS:

WHEREAS, the City Commission has declared the construction of a storm drain in

WOODCLIFF AVENUE from Hall St. 400 feet north

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 \$ 2,809.82 ; 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 20, 1959 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

459. Communication from the Grand Rapids Chamber of Commerce regarding formation of a "new city".

Received and filed.

460. Communication from Otto A. James, 2700 Maplewood Dr., protesting assessments on vacant lots.

Received and filed.

461. Communication from the Valley Cab Company (Harold Crowner) applying for taxi license in East Grand Rapids.

Referred to City Attorney.

462. Communication from the City Clerk requesting that the City Manager be authorized to transfer \$15,338.81 from General Fund Surplus to the Contingent Fund and to transfer \$21,140.95 from the Contingent Fund to the following funds:

Administrative Fund . . . . .	\$ 8,000.00	
General Fund . . . . .	6,440.95	
Police Fund . . . . .	400.00	
Street Fund . . . . .	4,100.00	
Sewage Disposal Fund . . . . .	<u>2,200.00</u>	\$ 21,140.95

Jennings-Ellis. That the City Manager be so authorized.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

463. The City Clerk presented the report of the Board of Review setting valuations for the 1959 City Assessment Roll.

Referred back to the City Assessor to call final meeting of the Board of Review.

464. Communication from the City Manager recommending that the Commission declare the construction of the Boston St. storm drain from its present terminus at Eastlawn Rd. and Boston St. north and west to the City limits, a public necessity and set hearing dates.

465.

BY COMMISSIONERS GERMAIN-COLLINS:

RESOLVED, that the construction of a storm drain commencing at

BOSTON STREET and EASTLAWN ROAD and running north and west to connect with the outlet into the City of Grand Rapids,

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 property located within the following described area:

Comm. at SW cor. Lot 283, Paris Park #1, th Ely to SE cor. sd lot, th Ely to SW cor. Lot 269, sd Plat; th Ely to SE cor. sd Lot, th Sly to SW cor. Lot 266, sd Plat; th Ely to SE cor. sd lot; th Ely to SW cor. Lot 255, sd Plat; th Ely to SE cor. sd lot; th NEly to SW cor. Lot 218, sd Plat; th SEly to SE cor. sd lot; Th NEly to SW cor. Lot 208, sd Plat; th Ely to SE cor. sd lot; th Nly along Ely line Lots 208,209,210,211 and 212, sd Plat, to NE cor. Lot 212; th NEly to the E. line Lot 199, sd Plat, at a pt. 92.6 ft. N of SE cor. sd Lot 199, th N. along the W. line Breton Rd. to the NW cor. Boston St. and Breton Rd., th NWly to a pt. 110.0 ft. N. of Boston St. and 120 ft. W. Breton Rd.; th Nly to the SE cor. lot 21, Albert Realtors' Boston St. Add; th Wly to SW cor. sd lot; th SW to NE cor. Lot 5, sd Plat; th Wly to NW cor. sd lot; th Nly along Ely line Lots 23,24 and 25, sd Plat, to NE cor. Lot 25; th Wly to NW cor. sd Lot 25; th NWly to a pt. on S. line Paris Park #2 at a pt. 60 ft. W of NW cor. of Lot 27, sd. Albert Realtors' Boston St. Add.; th Wly along the Sly line Paris Park #2 to the W. line sd Plat; th Nly along W. line sd Plat, to the Nly line Audobon Dr; th Wly to a pt. 132.5 ft. Wly of W. line Paris Park #2 and 159.95 ft. Nly of Sly line sd Plat prod. Wly; th SWly to a pt. 103.75 ft. Nly of Sly line sd Plat prod. Wly and 192.5 ft. Wly of Wly line sd Plat; th Wly parl. to the Sly line sd Plat to West City Limits; th Sly along W. City Limits to N. line Boston St.; th Ely 166.0 ft. along sd N. line; th S. 196.0 ft.; th E parl. with Boston St. 330.0 ft. to W. line Paris Park #1; th S. along sd W. line to beginning.

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 lands contained in said special assessment district.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

466.

BY COMMISSIONERS GERMAIN-COLLINS:

WHEREAS, the City Commission has declared the construction of a storm drain commencing at

BOSTON STREET and EASTLAWN RD. and running north and west to connect with the outlet into the City of Grand Rapids

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 \$ 21,217.67 ; 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 20, 1959 at 5:15 o'clock 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

467. Communication from the City Manager recommending that hearings be held for the improvement of Eastlawn Rd., Heather St. and Heather Ct. with grading, graveling, bituminous surface, curbs, gutters and sidewalks.

468.

BY COMMISSIONERS GERMAIN-NELSON:

RESOLVED, that the grading, graveling and 2" bituminous surface on EASTLAWN ROAD from Boston St. north to the south line of Paris Park No. 2 plat, and HEATHER STREET from Eastlawn Rd. to the south line of Lot 32, Albert Realtors' Boston St. Add. No.1, and HEATHER COURT from Heather St. to the south end of said Court,

including the necessary curbs, gutters and sidewalks, 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 said streets as above described.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

469.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission has declared the grading, graveling and 2" bituminous surface on

EASTLAWN ROAD from Boston St. north to the south line of Paris Park No. 2 plat, and  
 HEATHER STREET from Eastlawn Rd. to the south line of Lot 32, Albert Realtors' Boston St. Add. No. 1, and  
 HEATHER COURT from Heather St. to the south end of said Court,

including the necessary curbs, gutters and sidewalks, 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 \$ 26,711.63 ; 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 20, 1959 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
 Nays: 0.

470. City Manager presented four bids for garbage collection, which were opened and read.

Referred to the committee-of-the-whole.

471. Mr. Samuel Albert was present and brought up the matter of petition of Albert Associates, Ltd. for improvement of Elmwood Dr. from Pinecrest Ave. to Eastlawn Rd. with grading, graveling, catch basins and sidewalks.

Germain-Nelson. That this petition be denied.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
 Nays: 0.

472. Germain-Matheson. That the full improvement, consisting of grading, graveling, 2" bituminous surface together with curbs, gutters, sidewalks and drainage in accordance with policy resolution previously adopted by the City Commission, in Elmwood Dr. from Pinecrest Ave. to Breton Rd. be declared a public necessity.

473.

BY COMMISSIONERS GERMAIN-MATHESON:

RESOLVED, that the grading, graveling and 2" bituminous surface on

ELMWOOD DRIVE from Pinecrest Ave. to Breton Rd.,

including the necessary curbs, gutters, sidewalks and drainage, 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 Elmwood Dr. between Pinecrest Ave. and Breton Rd.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

474.

BY COMMISSIONERS GERMAIN-MATHESON:

WHEREAS, the City Commission has declared the grading, graveling and 2" bituminous surface on

ELMWOOD DRIVE from Pinecrest Ave. to Breton Rd.,

including the necessary curbs, gutters, sidewalks and drainage, 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 \$ 32,410.00 ; 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 20, 1959 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

475. City Manager Tholen made a verbal report on the proposed improvement of Brighton Dr. from Oxford Rd. and Boston St. to Exeter Rd. and Boston St.

476.

BY COMMISSIONERS NELSON-GERMAIN:

RESOLVED, that the grading, graveling and 2" bituminous surface on

BRIGHTON DRIVE from Oxford Rd. and Boston St. to Exeter Rd. and Boston St.,

including the necessary curbs, gutters, and sidewalks, 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 Brighton Dr. between Oxford Rd. and Boston St. and Exeter Rd. and Boston St.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

477.

BY COMMISSIONERS NELSON-GERMAIN:

WHEREAS, the City Commission has declared the grading, graveling and 2" bituminous surface on

BRIGHTON DRIVE from Oxford Rd. and Boston St. to Exeter Rd. and Boston St., including the necessary curbs, gutters and sidewalks, 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 \$ 38,560.59 ; 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 20, 1959 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

478. Commissioner Jennings at this time read his statement, proposing rescinding of the revenue bond ordinance and starting of negotiations to purchase water from Grand Rapids on a limited basis.

479. Mayor Richardson at this time read a statement covering his views, expressing his belief that the water storage tank was vitally needed.

480. Jennings-Collins. That East Grand Rapids immediately start negotiations with the City of Grand Rapids for the sale of water in the southeast section and for ultimate complete integration.

481. This matter was further discussed by the members of the City Commission.

482. Matheson-Germain. That the foregoing motion be amended.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: Nelson - 1.

483. Matheson-Germain. That East Grand Rapids immediately start negotiations with the City of Grand Rapids for the sale of water to East Grand Rapids.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: Nelson - 1.

484. The Consulting Engineer reported on the matter of bids on the water storage tank, stating Chicago Bridge & Iron Co. was low bidder and recommending that their bid be accepted. He also reported on the additional cost to raise the height of the tank.

485. Matheson-Nelson. That a tentative order be placed with the Chicago Bridge & Iron Co. to construct a water storage tank at 65-foot elevation for \$178,900.00, subject to the sale of the bonds.

486. Germain-Richardson. That the preceding motion (#485) be amended.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: Jennings - 1.

487. Germain-Richardson. That a tentative order be placed with the Chicago Bridge & Iron Co. to construct a water storage tank at the high water elevation (338 Grand Rapids datum) for \$180,400.00, subject to the sale of the bonds.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: Jennings - 1.

488. City Manager read monthly reports of the Police Chief, Fire Chief and Health Officer.

Received and filed.

489. Jennings-Germain. That the vouchers in amount of \$135,635.12 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

  
CITY CLERK.

UNOFFICIAL  
Reference Only

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

Regular Meeting Held  
April 20, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson and Mayor  
Richardson.

Absent: Com. Nelson.

490. Minutes of the previous meeting approved as mailed.

491. City Clerk reported affidavits of publication of notice of special assessment and notices of special improvement.

492. This being the time and place set for hearing on the assessment roll for sanitary sewer in Oxford Road, Asbury Road, Whitfield Road and Exeter Road from Brighton Dr. to Englewood Dr., no objections were presented.

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

Ellis-Matheson. That the bid of Roosien Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

494.

BY COMMISSIONERS ELLIS-MATHESON:

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 sanitary sewer in

OXFORD ROAD, ASBURY ROAD, WHITFIELD ROAD and EXETER ROAD from Brighton Dr. to Englewood Dr.,

including the necessary laterals, and no person appearing and objecting to said roll; therefore be it

RESOLVED, that the said special assessment roll 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 Oxford Rd., Asbury Rd., Whitfield Rd. and Exeter Rd. 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 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 Oxford Rd., Asbury Rd., Whitfield Rd. and Exeter Rd. Sanitary Sewer District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

495. This being the time and place set for hearing on the assessment roll for installation of water main in Oxford Rd., Asbury Rd. and Whitfield Rd. from Brighton Dr. to Englewood Dr., no objections were presented.

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

Ellis-Matheson. That the bid of Roosien Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

497.

BY COMMISSIONERS ELLIS-MATHESON:

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

OXFORD RD., ASBURY RD., and WHITFIELD RD. from Brighton Dr. to Englewood Dr.,

including the necessary services, and no person appearing and objecting to said roll, therefore be it

RESOLVED, that the said special assessment roll 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 Oxford Rd., Asbury Rd. and Whitfield Rd. 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 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 Oxford Rd., Asbury Rd. and Whitfield Rd. Water Main District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

498. This being the time and place set for hearing on the proposed construction of a storm drain in Woodcliff Ave. from Hall St. north 400 feet, the City Clerk reported receipt of petition opposing this improvement signed by Leland N. Hill and 5 other property owners.

Inquiries and objections to the construction as proposed were made by Mr. Hill, Mr. John Bosse, Mr. Paul Zimmerman, and Mr. John Stekete. Speaking in favor of the project were Mr. William Krugman and Mr. Bernard Birndorf.

499. Matheson-Germain. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

500. This being the time and place set for hearing on the proposed construction of a storm drain commencing at Boston St. and Eastlawn Rd. and running north and west to connect with the outlet into the City of Grand Rapids, objections were presented by Mrs. Willis Dixon and Mr. R.B. Emmons. Inquiries as to the district were made by Mrs. Yared, in behalf of St. Nicholas Church, and Mr. I.W. Samuelson. The matter of time payment plan was discussed by Mr. Lamse, Mr. Charles Gavan and Mr. Samuelson.

501. Matheson-Collins. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

502. This being the time and place set for hearing on the improvement of Eastlawn Rd., Heather St. and Heather Ct. with grading, graveling, bituminous surface, curbs, gutters and sidewalks, no objections were presented.

503. Germain-Ellis. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

504. This being the time and place set for hearing on the improvement of Elmwood Drive from Pinecrest Ave. to Breton Rd. with grading, graveling, bituminous surface, curbs, gutters and sidewalks, a communication from Albert Builders, Inc. was read, stating that if certain requirements were insisted on they would object to the improvement. Mr. Ted Brink was present, accompanied by his attorney, Laurence Smith, and Mr. John Meacham and they discussed various matters pertaining to the proposed improvement, including deferred payment plan. Com. Jennings spoke regarding the City's plans in this regard.

505. Collins-Germain. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

506. This being the time and place set for hearing on the proposed improvement of Brighton Dr. from Oxford-Boston to Exeter-Boston with grading, graveling, bituminous surface, curbs, gutters and sidewalks, no objections were presented.

Germain-Ellis. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

507. Communication from Mr. L.G. Stiles regarding dogs running at large and suggesting dog owners be advised of the ordinance pertaining to dogs.

Received and filed.

508. The City Clerk presented the final report of the Board of Review with valuations set as follows: Real Estate, \$23,500,300; Personal property, \$594,100; Total, \$24,094,450.

Ellis-Jennings. That the report of the Board of Review be accepted and the same be received and filed.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

509. Ellis-Matheson. That the City Clerk publish notice of public hearing on the proposed Zoning Ordinance. to be held June 1, 1959.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

\* 510. Jennings-Germain. That the City Clerk be authorized to advertise for bids on City printing, gasoline and bank depository for the coming year, bids to be presented at the May 18, 1959 meeting.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

511. Communication and recommendation from the City Manager regarding bids on garbage collection.

Germain-Jennings. That the bid of Allied Disposal Company being the lowest and best bid submitted that this bid be accepted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

512. Communication from City Manager reporting on sidewalks to be repaired and new ones not yet constructed.

Received and filed.

513. Communication from City Manager regarding extension of lease of Branch Library for three months.

Collins-Ellis. That the Mayor and Clerk be authorized to sign notification of three months' extension of said lease.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

514. Com. Matheson inquired if the Library Commission had filed any reports on patronage and use of the library.

515. The City Manager submitted contracts of Kent-Ottawa Water Authority, briefly discussing pertinent points.

Referred to the Committee-of-the-Whole.

516. Report of Budget Board regarding the proposed 1959-60 Budget.

Germain-Jennings. That this report be tabled until the special meeting to be held April 27, 1959 at 7:30 P.M.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

517. The City Manager reported verbally regarding the proposed plat of the Lamse property.

518. Communication from the East Grand Rapids Public Schools regarding results of special school election held April 13, 1959.

Received and filed.

519. Communication from the East Grand Rapids Traffic Commission reporting on proceedings at the meeting held April 14, 1959.

Received and filed.

520. Jennings-Ellis. That the vouchers in amount of \$26,042.71 approved by the Ways & Means Committee be allowed, and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

521. Germain-Collins. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 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  
April 27, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Richardson  
Absent: Com. Nelson - 1.

522. Minutes of previous meeting approved as mailed.

523. Mayor Richardson presented Mr. Charles P. Kelm, retiring Treasurer, with a watch, commending Mr. Kelm for the years of service he rendered to the City.

524. Communication from the Traffic Commission recommending extension of Breton Rd. from Lake Drive to Lakeside Dr.

Received and filed.

525. Communication from the Library Commission, reporting on patronage and number of books circulated.

Received and filed.

526. Communication from Old Kent Bank & Trust Co. regarding street improvement loans and method of financing these assessments for individual property owners.

Referred to the Finance Committee.

527. Jennings-Ellis. That Ernst & Ernst be awarded the audit of City books and records for the year ended April 30, 1959 at \$975.00.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

528. Communication from Dorothy V. Coates, 1765 Warwick Rd., regarding low water pressure at her home.

Referred to City Manager.

529. Jennings-Ellis. That the vouchers in amount of \$38,327.24 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

530. Jennings-Germain. That the City of East Grand Rapids notify the Kent-Ottawa Metropolitan Water Authority that they are interested in continuing negotiation with the Water Authority for purchase of water if the rate is developed within acceptable limits.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

531. Germain-Collins. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

  
CITY CLERK.

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

Special Meeting Held  
April 27, 1959

This meeting was called to order by Mayor Richardson for the purpose of considering the budget for the year 1959-60.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Mayor Richardson.  
Absent: Com. Nelson.

532. The report of the Budget Board was taken from the table at this time.

Com. Jennings, President of the Commission, discussed the procedure of the Budget Board and the various schedules in the budget and answered questions in connection with various items in said budget.

Jennings-Ellis. That the 1959-60 Budget, as amended, be recommended to the incoming Commission.

Yeas: Collins, Ellis, Germain, Jennings, Richardson - 5  
Nays: Matheson - 1.

533. Further comments on the Budget were made by Com. Matheson.

534. Ellis-Jennings. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

  
CITY CLERK.

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

Regular Meeting Held  
May 4, 1959.

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Germain, Jennings, Matheson, Nelson and Mayor Richardson.  
Absent: Com. Ellis.

1. Minutes of the previous meeting approved as mailed.

2. This being the time and place set for opening bids on the improvement of Eastlawn Rd., Heather St. and Heather Ct., three bids were received, opened and read.

Germain-Nelson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

3.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission did on the 6th of April, 1959 declare the grading, graveling and 2" bituminous surface on

EASTLAWN ROAD from Boston St. north to the south line of Paris Park No. 2 plat, and

HEATHER STREET from Eastlawn Rd. to the south line of Lot 32, Albert Realtors' Boston St. Add. No. 1, and

HEATHER COURT from Heather St. to the south end of said Court,

including the necessary curbs, gutters and sidewalks, 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 20, 1959 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 "Eastlawn Rd., Heather St. and Heather Ct. Grading, Graveling & Asphaltic Concrete Surface District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 26,711.63 ; 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 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: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

4.

BY COMMISSIONERS GERMAIN-NELSON:

RESOLVED, that the assessment roll covering the grading, graveling and 2" bituminous surface on

EASTLAWN ROAD from Boston St. north to the south line of Paris Park No. 2 Plat; and

HEATHER STREET from Eastlawn Rd. to the south line of Lot 32, Albert Realtors' Boston St. Add. No. 1, and

HEATHER COURT from Heather St. to the south end of said Court,

including the necessary curbs, gutters and sidewalks, be filed in the office of the City Clerk and marked "Eastlawn Rd., Heather St. and Heather Ct. Grading, Graveling & Asphaltic Concrete Surface District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, May 18, 1959 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 Rolls 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.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

5. Communication from the Planning Commission, recommending tentative approval of plat submitted by Albert Builders, Inc. of property on the east and west sides of Pinecrest Ave. between Elmwood Dr. and Heather St.

Germain-Collins. That the Lamse property portion of this plat be given tentative approval, but that the balance of the plat be referred back to the Planning Commission for immediate consideration.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

6. Communication from the Planning Commission, recommending the vacation of Durant Drive between the east line of Fisk Lake Gardens Plat and the south line of Lot 26 of said plat extended to the west line of Lot 58, provided the City obtains a quit-claim deed to a cul-de-sac at the north end of Edgemere Dr.

7.

BY COMMISSIONERS MATHESON-JENNINGS:

RESOLVED, by this Commission that it deems it advisable to vacate, abolish and discontinue that part of Edgemere Drive and Durant Drive lying in Fisk Lake Gardens Plat in the City of East Grand Rapids, Michigan, northerly and easterly of a line extending from the Southeast corner of Lot 26, said Plat, to a point on the East line of Edgemere Drive which is 35 feet Southerly from the Southwest corner of Lot 58, said Plat, provided the City is granted a quit-claim deed of the property included within the following description; to be used as a cul-de-sac:

Commencing on the West line of Lot 59, Fisk Lake Gardens Plat, at a point 35 feet Southerly from the Northwest corner said Lot; thence on a 74.1 foot radius curve to the right 62.1 feet to a point of reverse curvature; thence on a 50-foot radius curve to the left 195.6 feet to a point of compound curvature, such point being the Southeast corner of Lot 26, said Plat; thence Southeasterly to point of beginning, and

BE IT FURTHER RESOLVED, that this Commission meet on the 15th day of June, 1959 at 5:15 P.M. in the Commission Room of said City to hear and consider any and all objections and reasons why the above mentioned street 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 street described as aforesaid 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: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

8. Communication from George J. Beukema, 1215 Eastlawn Rd., requesting variance of distance required between house and garage from 10' to 8'.

Referred to the Planning Commission.

9. Communication from Harvey Vander Ark, Inc. requesting a 2' reduction in side yard requirement for dwelling to be constructed on the E. 48' of Lot 12, and the west 56 feet of Lot 13 and the adjacent vacated south 15' of Ford St., Block 2, Raymond Park Add.

Referred to the Planning Commission.

10. City Manager read monthly reports of the Police Chief, Fire Chief and Health Officer.

Received and filed.

11. Communication from Fire Chief regarding applications of Lyman B. Sperry and Charles C. Harrett in behalf of Grand Rapids Yacht Club for permission to fire pyrotechnical displays on the night of July 4th.

Collins-Jennings. That the Fire Chief be authorized to grant these permits.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

12. Petition of George Doolittle, Jr. and 14 others, requesting vacation of that portion of El Dorado Dr. from Pinecrest Ave. to San Jose Dr.

Referred to Planning Commission.

13. Jennings-Nelson. That the vouchers in amount of \$19,730.34 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

14.

BY COMMISSIONERS JENNINGS-GERMAIN:

RESOLVED, that the following amended budget be adopted as the annual budget of the City of East Grand Rapids for the year 1959-60:

Administrative Fund	\$ 80,897.20
General Fund	76,648.00
Contingent Fund	10,083.22
Engineering Fund	8,040.12
Police Fund	78,504.89
Fire Fund	78,764.24
Street Fund	93,137.33
Sewer Fund	20,225.00
Sewage Disposal & Meter Charge, etc.	24,000.00
	<hr/>
	\$470,300.00
Anticipated Revenues	80,000.00
	<hr/>
Amount to be raised by taxation	\$390,300.00
	<hr/>

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 \$390,300.00 and the tax rate per \$1,000.00 valuation is hereby determined to be \$16.20.

Yeas: Collins, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

15. Commissioner Jennings, Chairman of the Finance Committee, discussed the payment plan presented by Old Kent Bank & Trust Co. regarding special assessments.

16. Commissioner Nelson brought up the matter of four-way stop signs on Hall St. and Woodcliff Dr., and suggested the matter be taken up with the Traffic Commission.

17. Mayor Richardson submitted the following list of appointments for the ensuing year:

PRESIDENT OF THE COMMISSION - C. W. Jennings

WAYS & MEANS COMMITTEE

C. W. Jennings, Chairman  
Don P. Matheson  
Willis J. Nelson

UTILITIES COMMITTEE

Marvin L. Germain, Chairman  
C. W. Jennings  
H. Holmes Ellis

POLICE & FIRE COMMITTEE

John J. Collins, Chairman  
Marvin L. Germain  
H. Holmes Ellis

ORDINANCE COMMITTEE

Willis J. Nelson, Chairman  
Don P. Matheson  
C. W. Jennings

STREETS, SIDEWALKS, PARKS  
& TREES COMMITTEE

Don P. Matheson, Chairman  
Marvin L. Germain  
John J. Collins

RECREATION COMMITTEE

H. Holmes Ellis, Chairman  
John J. Collins  
Willis J. Nelson

BOARD OF REVIEW

Donald Ford  
J. Harper Moore  
John B. McMullen  
Don P. Matheson  
H. Holmes Ellis

SUPERVISORS

John J. Collins  
Donald Ford  
Thomas G. Ford  
Robert W. Richardson

TRAFFIC COMMISSION

Samuel S. Corl, Jr., Chairman  
Gerald R. Ford, Sr.  
Lewis M. Lockley  
Roger L. Warnshuis  
Robert V.V. Rice  
Edward D. Wells  
Wilson Whittier  
Harold Davidson  
Wayne Barkwell  
George Wm. Doolittle  
Carroll K. Streeter

BUDGET BOARD

Joseph F. Deeb, Chairman  
Edward J. Frey  
Howard B. Tuthill  
Charles M. Kindel  
T. Gordon O'Neill  
L. Ronald Noreen  
William J. Schuiling, Jr.

PLANNING COMMISSION

John D. Hibbard, Chairman  
Mrs. Mary M. Meade, Vice-Chairman  
Dr. Henry J. Vandenberg  
Warren L. Rindge  
Mrs. Nancy P. Mueller  
Stanton W. Todd  
Walter E. Decker  
Jordan Sheperd  
C. Fenton Raber (Bd. of Education)  
City Manager (Secretary)

CITIZENS' UTILITIES COMMITTEE

W. Harold Hannah, Chairman  
George H. Waring  
Max Pearse  
Don E. DeVries  
L. W. Weaver  
F. C. Warren



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

Regular Meeting Held  
May 18, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Jennings, Matheson, Nelson and Mayor  
Richardson.

Absent: Com. Germain.

21. Minutes of the previous meeting approved as mailed.

22. City Clerk reported affidavits of publication of notices of special improvement, special assessment, notices to bidders and notices of election on file in his office.

23. This being the time and place set for hearing on the assessment roll for the improvement of Eastlawn Rd., Heather St. and Heather Ct., bids on this improvement were taken from the table at this time.

Communication from the City Manager, recommending rejection of all bids on this improvement and recommending that all former action in connection with this improvement and the Boston St. storm drain running from Boston St. and Eastlawn Rd. north and west to connect with outlet in City of Grand Rapids *Be Rescinded.*

Ellis-Nelson. That all bids on the improvement of Eastlawn Rd., Heather St. and Heather Ct. be rejected, and that all former action on this improvement and on the Boston St. Storm Drain from Boston St. and Eastlawn Rd. running north and west to connect with outlet in the City of Grand Rapids be rescinded.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6

Nays: 0.

24.

BY COMMISSIONERS JENNINGS-NELSON:

RESOLVED, that the construction of a storm drain commencing at

BOSTON STREET and EASTLAWN ROAD and running north and west to connect with the outlet in the City of Grand Rapids

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 property located within the following described area:

130 ft.  
Comm. at a pt. on W line Lot 275, Paris Park #1/S. of S. line Boston St; th Wly parl to Boston St 326 ft; th Nly to N line Boston St; th Wly along N line Boston St 166+/- ft; th Nly along W City Limits 1000<sup>+</sup> FT; th Ely 136 ft to the W line of Heather Downs Plat; th Sly along sd W Plat line to NW cor. Lot 14, sd Plat; th Ely along said Lot 14 to the W line Pinecrest Ave; th SEly to the NW cor. Lot 25, sd Plat; th Ely to NE cor. sd lot; th Sly on E line Heather Downs Plat to the S line Paris Park #2; th Ely along sd S line to the NE cor. Lot 28, Albert Realtors' Boston St. Add. #1; th SEly to the NW cor. Lot 25, sd Plat; th Ely to NE cor sd Lot; th Sly to NW cor. Lot 5 of Albert Realtors' Boston St. Add; th Ely to NE cor. sd Lot on W line Rosalind Rd; th NEly to the Ely line Rosalind Rd at the SW cor Lot 21, sd plat; th Ely to the SE cor. sd Lot 21; th Sly on the E line of Albert Realtors' Boston St. Add prod. 130<sup>+</sup> ft; th SE to the NW cor. Boston St and Breton Rd; th SEly to SW cor Lot 498, Paris Park #3; th NEly to NE cor. sd Lot; th Sly to NW cor Lot 499, sd plat; th SEly to SE cor. Lot 499; th Ely to SW cor. Lot 552; th NEly to NE cor. sd Lot; th Sly along Wly line Lot 553 to mid point of Lot (N&S); th Ely on the N & S mid pt. of Lots 553, 554, 555 and 556 to Wly line Lot 557; th SEly to the SE cor. Lot 543; th SEly to a pt. on the E line York Dr. 46.4 ft Sly from NW cor. Lot 559; th NEly to NE cor sd Lot; th Sly on Ely line sd Lot to mid pt. ( N & S ) Lot 560; th Ely on the N & S mid pt. of Lots 560, 561, 562, 563, 564, 565, 566 and 567 to Wly line Lot 568; th SEly to SE cor. Lot 568; th SWly to NE cor. Lot 42, Hampshire Park; th SWly to NE cor. Lot 6, Hampshire Replat; th SEly to SE cor. Lot 7, Hampshire Replat; th Sly to NE cor. Lot 29,

Hampshire Replat; th Sly to SE cor. sd Lot; th Wly along S. line sd Lot to E. line Lot 45, Paris Road Uplands; th Sly to SE cor. sd Lot; th Wly to NE cor. Lot 48, sd Plat; th Sly along E. line sd Lot to N line Berwyck Rd; th SWly to NE cor. Lot 64, sd Plat; th Sly along Ely/line sd Lot to SE cor sd Lot; th Wly along Sly lines of Lots 64,63,62,61,60,59, 58 and 57 to SW cor. Lot 57, sd Plat; th NWly to NW cor. sd Lot; th SWly to SE cor. Lot 34; th NWly to SW cor sd Lot; th SWly to extreme Sly pt. Lot 27; th NW to SE cor. Lot 28; th Wly to SW cor. sd Lot; th NWly to SE cor. Lot 14; th SWly to SW cor. sd Lot; th Nly to SE cor. Lot 3, sd Plat; th Wly to SW cor. Lot 3; th NWly to SE cor. Lot 204, Paris Park #1; th Wly along S. lines Lots 204 and 208 to SW. cor Lot 208; th SWly to SE cor. Lot 218; th NWly to SW cor. sd Lot; th SWly to SW cor. Lot 220; th SW to SE cor. Lot 252; th Wly to SW cor. Lot 255; th NWly to SE cor. Lot 266; th Wly to SE cor. Lot 266; th Nly to SE cor. Lot 269; th Wly to SW cor. sd Lot; th Wly to SE cor. Lot 283 - all in Paris Park #1; th Wly to SW cor. Lot 283; th Nly along W line Paris Park #1 to beginning.

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 lands contained in said special assessment district.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

25

BY COMMISSIONERS JENNINGS-NELSON:

WHEREAS, the City Commission has declared the construction of a storm drain commencing at

BOSTON STREET and EASTLAWN ROAD and running north and west to connect with the outlet in the City of Grand Rapids

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 \$ 21,217.67 ; 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, June 1, 1959 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, 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: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

26. This being the time and place set for opening bids on the construction of a storm drain in Woodcliff Avenue from Hall Street 400 feet north, no bids were received.

Jennings-Collins. That the City Manager be authorized to readvertise for bids on this improvement.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

27. This being the time and place set for opening bids on the improvement of Elmwood Dr. from Pinecrest Ave. to Breton Rd., one bid was received, opened and read.

Jennings-Collins. That this bid be tabled until the next meeting.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

28. Communications from the Union Bank & Trust Co. and the Old Kent Bank & Trust Co. regarding bank depository for City funds.

29.

BY COMMISSIONERS MATHESON-ELLIS:

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 to be designated in such Resolution;

NOW THEREFORE, Be It Resolved, that said Treasurer, Peter Quint, is 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 following bank:

Old Kent Bank & Trust Company.

Yeas: Collins, Ellis, Matheson - 3

Nays: Jennings, Nelson, Richardson - 3.

30. Four bids for the furnishing of gasoline to the City were opened, and read.

Referred to the City Manager for report.

31. Bid of Grand Rapids Legal News for City printing was opened and read.

Referred to the City Manager for report.

32. Communication from the Metropolitan Architectural League, acquainting the City Commission with their purpose and objectives.

Received and filed.

33. City Clerk reported receipt of resolution from the City of Grand Rapids in reply to East Grand Rapids' request for supply of water from Grand Rapids.

Received and filed.

34. Communication from the City Manager regarding bids on water fittings.

Nelson-Jennings. That the City Manager be authorized to place an order for said fittings with Ellis & Ford Mfg. Co.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6!

Nays: 0.

35. Nelson-Collins. That the City Commission adjourn and reconvene as Board of Appeals.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6

Nays: 0.

36. Communication from the Planning Commission, recommending denial of request of Harvey Vander Ark, Inc. for a side yard variance of 2' at 2012 Coronado Dr.

Collins-Nelson. Recommendation of the Planning Commission concurred in.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

37. Communication from the Planning Commission, recommending that the request of Mr. George Beukema, 1215 Eastlawn Rd., for variation to construct a garage 8 feet from his residence be allowed.

Jennings-Nelson. Referred to City Manager to contact Mr. Beukema regarding obtaining an easement for the necessary additional space.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

38. Collins-Matheson. That the Board of Appeals adjourn and reconvene as City Commission.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

39. Communication from the Michigan Municipal League announcing the annual meeting will be held at Grand Hotel on Mackinac Island on September 10 through 12, 1959.

Received and filed.

40. Collins-Jennings. That the City Manager be authorized to advertise for bids for the resurfacing of Lake Drive from the West City Limits to the east line of Breton Rd.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

41. Jennings-Nelson. That the vouchers in amount of \$13,430.81 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

42. Nelson-Jennings. That the Citizens' Insurance Committee be sent a letter of thanks.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

43. Mayor Richardson reported that the Water Authority meeting would be held Tuesday evening, 7:30 P.M. at Pinery Shelter House.

44. Collins-Ellis. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

*Louis H. Battjes*  
CITY CLERK.

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

Regular Meeting Held  
June 1, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

45. Minutes of the previous meeting approved as mailed.

46. This was the time and place set for hearing on the proposed new Zoning Ordinance.

City Clerk read communication from the Consumers Power Co. suggesting certain changes in said proposed Zoning Ordinance.

City Attorney Bryant recommended that these suggestions be denied except for the first suggestion, which recommendation was concurred in by Mr. Honey, Planning Consultant.

No other objections were presented.

47. Jennings-Nelson. That the proposed ordinance entitled: "An Ordinance to Regulate and Restrict the Location of Grades and the Location of Buildings Designed for Specified Uses, to Regulate and Limit the Height and Bulk of Buildings, to Regulate and Determine the Area of Open Spaces Surrounding Buildings, to Regulate and Limit the Density of Population, and for said Purposes to Divide the City into Districts and Prescribe the Penalties for the Violation of its Provisions, " be placed on first reading.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

48. This being the time and place set for hearing on the proposed construction of storm drain commencing at Boston St. and Eastlawn Rd. and running north and west to connect with outlet in the City of Grand Rapids, the district to be assessed was reviewed by Mrs. Yared, Mr. Samuelson and several others. Inquiry was made by Mrs. Wm. Vis and Mr. Howard Kenoyer as to whether this cost had not been paid for in the prior Silver Creek storm drain assessment.

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

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

50. This being the time and place set for opening bids on the construction of a storm drain in Woodcliff Avenue from Hall St. to 400 feet north, three bids were received, opened and read.

Germain-Matheson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

51.

BY COMMISSIONERS GERMAIN-MATHESON+

WHEREAS, the City Commission did on the 6th of April, 1959, declare the construction of a storm drain in

WOODCLIFF AVENUE from Hall St. to 400 feet north

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 20, 1959 and objections presented were given 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 the "Woodcliff Avenue 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 \$ 2,820.63; 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 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

52.

BY COMMISSIONERS GERMAIN-MATHESON:

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

WOODCLIFF AVENUE from Hall St. to 400 feet north

be filed in the office of the City Clerk and marked "Woodcliff Avenue Storm Drain District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, June 15, 1959 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

53. This being the time and place set for opening bids on the resurfacing of Lake Drive from the West City Limits to the east line of Breton Rd., two bids were received, opened and read.

Matheson-Ellis. Referred to the City Manager.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

54. Communication from Albert Associates, Ltd. requesting that the bid of J. & W. Blouw be accepted for the improvement of Elmwood Dr. from Pinecrest Ave. to Breton Rd., and contract awarded accordingly.

55. The bid of J. & W. Blouw for the improvement of Elmwood Dr. from Pinecrest Ave. to Breton Rd. was taken from the table at this time, and then tabled until after the hearing on the assessment roll.

56.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission did on the 6th of April, 1959, declare the improvement consisting of grading, graveling and 2" bituminous surface on

ELMWOOD DRIVE from Pinecrest Avenue to Breton Rd.,

including the necessary curbs, gutters, sidewalks and drainage, 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 20, 1959, and due consideration being given 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 abutting upon either side of Elmwood Dr. between Pinecrest Ave. and Breton 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 "Elmwood Dr. Grading, Graveling & Asphaltic Concrete 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 \$ 40,329.12; 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 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 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

57.

BY COMMISSIONERS GERMAIN-NELSON:

RESOLVED, that the assessment roll covering the grading, graveling and 2" bituminous surface on

ELMWOOD DRIVE from Pinecrest Ave. to Breton Rd.,

including the necessary curbs, gutters, sidewalks and drainage, be filed in the office of the City Clerk and marked "Elmwood Dr. Grading, Graveling & Asphaltic Concrete Paving District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, June 15, 1959 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

58. Petition of Ralph F. Baldwin and three other residents on Mercer Dr., that they be permitted to connect to the East Grand Rapids water system. The City Manager at this time read an opinion of the City Attorney regarding sale of water outside our City limits.

Referred to the Committee-of-the-whole.

59. Communication from Mayor Egan of the City of Flint, inviting the Commission to visit their new municipal center.

Received and filed.

60. Communication from Mr. Rudolph Mosketti, manager of the East Grand Rapids branch of the Old Kent Bank & Trust Co., offering street improvement assessment loans to individuals at a rate of 4½%.

Com. Jennings commented on the proposal, and Com. Germain suggested that the other banks be contacted to see what they would offer.

Received and filed.

61. Communication from the City Manager regarding gasoline bids, and recommending that contract be awarded to Sinclair Refining Co.

Collins-Jennings. That this recommendation be concurred in and contract awarded to Sinclair Refining Co.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

62. Communication from the City Manager regarding bids for City printing, and recommending that contract be awarded to Grand Rapids Legal News.

Ellis-Jennings. That this recommendation be concurred in and contract awarded to Grand Rapids Legal News.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

63. Communication from City Manager regarding bids on Workmen's Compensation Insurance, and recommending that we continue with Employers Mutuals.

Nelson-Collins. That this recommendation be concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

64. Ellis-Collins. That the Commission adjourn and reconvene as Board of Appeals.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

65. Mr. Harvey Vander Ark was present and verbally requested a 2' variance in side yard requirement at 2012 Coronado Dr., stating he had the approval of the abutting property owners. Dr. Willis Dixon, owner of the property, also spoke requesting the variance.

Collins-Germain. That this variance be permitted, subject to the approval of the Planning Commission.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: Nelson - 1.

66. Collins-Ellis. That the Board of Appeals adjourn and reconvene as City Commission.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

67. City Manager requested approval of contract with the National Watermain Cleaning Co. of New York to clean our intake line.

Germain-Nelson. That this contract be awarded at \$2500.00.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

68. Communication from Laurence D. Smith in behalf of the East Grand Rapids Library Commission regarding re-location of the branch library.

Referred to the Committee-of-the-whole.

69. Petition of Samuel Albert, Royce G. Engel, Jr. and Sr. and Harvey Vander Ark for the improvement of Paul Street from Breton Rd. to Kenesaw Dr. with paving, curbs, gutters, sidewalk and storm drain.

70.

BY COMMISSIONERS GERMAIN-ELLIS:

RESOLVED, that the grading, graveling, and 2" bituminous surface on

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary curbs, gutters, sidewalks and drainage, 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, abutting upon this street, 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 Paul Street (either side) between Breton Rd. and Kenesaw Dr..

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

71.

BY COMMISSIONERS GERMAIN-ELLIS:

WHEREAS, the City Commission has declared the grading, graveling and 2" bituminous surface on

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary curbs, gutters, sidewalks and drainage, 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 \$ 13,460.00 ; 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, June 15, 1959 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

72. Petition signed by James Bronkema and 30 others (majority of property owners) for improvement of Wilshire Dr. from Hall St. east to Eastlawn Rd. with paving, curbs, gutters, sidewalks and drainage.

73.

BY COMMISSIONERS GERMAIN-NELSON:

RESOLVED, that the grading, graveling and 2" bituminous surface on

WILSHIRE DRIVE from Hall St. east to Eastlawn Rd.,

including the necessary curbs, gutters, sidewalks and drainage, 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 Wilshire Dr. between Hall St.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

74.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission has declared the grading, graveling and 2" bituminous surface on

WILSHIRE DRIVE from Hall St. east to Eastlawn Rd.,

including the necessary curbs, gutters, sidewalks and drainage, 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 \$ 44,613.00; 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, June 15, 1959 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

75. Communication from the City Manager, requesting authority to advertise for bids on all segments of the water system improvement project when and as plans are completed by our Consulting Engineer.

Germain-Ellis. That the City Manager be so authorized to advertise for bids.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: Jennings - 1.

76. Mr. Samuel Albert brought up the matter of sanitary sewer and water main in Hampshire Blvd. and Andover Rd., which request was tabled in December, 1958. The petition was taken from the table at this time.

77.

BY COMMISSIONERS GERMAIN-NELSON:

RESOLVED, that the construction of a sanitary sewer in

ANDOVER ROAD from Boston St. to Hampshire Blvd., and in  
HAMPSHIRE BOULEVARD from Andover Rd. to Conlon Ave.

including the necessary laterals, 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 described as follows: Lots 66 through 75, both inclusive, Hampshire Park, and Lots 8 through 28, both inclusive, Albert Realtors' Hampshire Replat.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

78.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission has declared the construction of a sanitary sewer in

ANDOVER ROAD from Boston St. to Hampshire Blvd., and in  
HAMPSHIRE BOULEVARD from Andover Rd. to Conlon Ave.,

including the necessary laterals, 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 \$ 8,925.00 ; 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, June 15, 1959 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

79.

BY COMMISSIONERS GERMAIN-NELSON:

RESOLVED, that the installation of a water main in

ANDOVER ROAD from Boston St. to Hampshire Blvd., and in  
HAMPSHIRE BOULEVARD from Andover Rd. to Conlon Ave.,

including the necessary services, 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 described as follows: Lots 66 through 75, both inclusive, Hampshire Park, and Lots 8 through 28, both inclusive, Albert Realtors' Hampshire Replat.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

80.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission has declared the installation of a water main in

ANDOVER ROAD from Boston St. to Hampshire Blvd., and in  
HAMPSHIRE BOULEVARD from Andover Rd. to Conlon Ave.,

including the necessary services, 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 \$ 9,450.00; 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, June 15, 1959 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

81. Communication from Police Chief Coleman, requesting authorization to attend the Michigan Chiefs of Police Conference at Muskegon from June 29 through July 1, at expense not to exceed \$60.00.

Collins-Jennings. That this request be granted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

82. Communication from the City Manager requesting authority to advertise for bids on construction of sanitary sewers and water mains in Pinecrest Ave. and Heather St. in the proposed Heather Downs Plat.

Jennings-Germain. That the City Manager be authorized to advertise for bids for these improvements.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

83. City Manager read monthly reports of the Police Chief, Fire Chief and Health Officer.

Received and filed.

84. Nelson-Ellis. That an ordinance entitled: "An Ordinance to Provide for the Construction and Regulation of Private Swimming Pools and Other Such Facilities in the City of East Grand Rapids, Michigan", be placed on first reading.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

85. Nelson-Matheson. That the tentative Heather Downs Plat submitted by Alberts be tentatively approved subject to the dedication of the east 12 feet of Lots 21 and 25 therein for street purposes.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

86. Jennings-Nelson. That the vouchers in amount of \$58,174.98 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

87. Commissioner Jennings discussed placing a traffic light at the Wealthy and Lovett intersection.

88. Commissioner Matheson moved that the Old Kent Bank & Trust Co. be designated as depository for City funds - motion not supported.

89.  
BY COMMISSIONERS GERMAIN-NELSON:

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 to be designated in such Resolution;

NOW THEREFORE, Be It Resolved, that said Treasurer, Peter Quint, is 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 following banks:

Old Kent Bank & Trust Company - All City funds except Special  
Construction and Sinking Funds  
Union Bank & Trust Company - Special Construction and Sinking Funds.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: Matheson - 1.

90. Germain-Collins. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Lawrence J. Beatty* CLERK

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

Regular Meeting Held  
June 15, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Mayor Richardson.  
Absent: Com. Nelson.

91. Minutes of the previous meeting approved as mailed.

92. City Clerk reported affidavits of publication of vacation notice, notice of hearing on Zoning Ordinance, notices to bidders, special improvement and special assessment on file in his office.

93. This being the time and place set for opening bids on the construction of a sanitary sewer in Pinecrest Ave. and Heather St. from Elmwood Dr. to Heather Ct., five bids were received, opened and read.

Collins-Jennings. The bid of Van Orden & Van Ess Co. being the lowest and best bid submitted, that this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

94. This being the time and place set for opening bids on the construction of a water main in Pinecrest Ave. and Heather St. from Elmwood Dr. to Heather Ct., five bids were received, opened and read.

Collins-Jennings. The bid of Van Orden & Van Ess Co. being the lowest and best bid submitted, that this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

95. This being the time and place set for opening bids on the construction of a storm drain commencing at Boston St. and Eastlawn Rd. and running north and west to connect with outlet in the City of Grand Rapids, six bids were received, opened and read.

Germain-Collins. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

96.

BY COMMISSIONERS GERMAIN-COLLINS:

WHEREAS, the City Commission did on the 18th of May, 1959 declare the construction of a storm drain commencing at Boston St. and Eastlawn Rd. and running north and west to connect with the outlet in the City of Grand Rapids, 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 June 1, 1959 and due consideration being given 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 "Boston Storm Drain District No. 2"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$17,653.65; 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: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6

Nays: 0.

97.

BY COMMISSIONERS GERMAIN-COLLINS:

RESOLVED, that the assessment roll covering the construction of a storm drain commencing at Boston St. and Eastlawn Rd., running north and west to connect with the outlet in the City of Grand Rapids, be filed in the office of the City Clerk and marked "Boston Storm Drain District No. 2 Special Assessment Roll"; and be it further.

RESOLVED, that Monday, July 6, 1959 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6

Nays: 0.

98. This being the time and place set for hearing on the assessment roll for the proposed improvement of Elmwood Dr. from Pinecrest Ave. to Breton Rd., no objections were presented.

99. The bid on the above improvement was taken from the table at this time.

Germain-Ellis. That in view of the owner of the majority of the property involved being willing to accept this bid, that the bid of J. and W. Blow Builders be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6

Nays: 0.

100.

BY COMMISSIONERS GERMAIN-ELLIS:

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 grading, graveling and 2" bituminous surface on

ELMWOOD DRIVE from Pinecrest Ave. to Breton Rd.,

including the necessary curbs, gutters, sidewalks and drainage, and no objections being presented, therefore be it

RESOLVED, that the said special assessment roll be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the said 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 Elmwood Drive Grading, Graveling & Asphaltic Concrete 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 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 improvements 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 Elmwood Dr. Grading, Graveling & Asphaltic Concrete Paving District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

101. This being the time and place set for hearing on the assessment roll for the proposed construction of a storm drain in Woodcliff Ave. from Hall St. 400 feet north, no objections were presented.

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

Matheson-Ellis. That the bid of H.A. Vander Veen being the lowest and best bid submitted for construction of Woodcliff Ave. storm drain, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

103.  
BY COMMISSIONERS MATHESON-ELLIS:

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 in

WOODCLIFF AVENUE from Hall St. to 400 feet north,

and no objections being presented to said roll, therefore be it

RESOLVED, that the said special assessment roll be and the same is hereby ratified and confirmed and the assessments shall be collected directly therefrom; that the said 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 Woodcliff Avenue Storm Drain 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 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 Woodcliff Avenue Storm Drain District No. 1 Fund

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

104. This being the time and place set for hearing on the improvement of Paul St. with grading, graveling, bituminous surface, etc., Mr. Frank Kuta was present and inquired about the unimproved strip of Kenesaw Dr. between Paul St. and El Dorado Dr.

105. Ellis-Germain. That the City Manager be authorized to advertise for bids on the improvement of Paul St. from Breton Rd. to Kenesaw Dr.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

106. This being the time and place set for hearing on the proposed improvement of Wilshire Dr from Hall St. east to Eastlawn Rd. with grading, graveling, bituminous surface, including the necessary curbs, gutters, sidewalks and drainage, Mr. James Mulvihill objected to the improvement. Also present were Mr. Don Warsaw, Mr. James Bronkema, Mr. Robert Bylenga, Mr. Malcolm Tomsu, Mr. Jelle Sterk, Mr. Elmer Wahby, and Mrs. Ray Stevens. Discussion was held regarding necessity for curbs and gutters, possibility of using seal coat instead of bituminous surface and the problem of traffic diversion. It was arranged the City Manager would contact the Planning Consultant and the Traffic Engineer and report to Mr. Bylenga before the next meeting.

107. Ellis-Jennings. That the City Manager be authorized to advertise for bids on the improvement of Wilshire Dr. from Hall St. east to Eastlawn Rd.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

108. This being the time and place set for hearing on the proposed construction of sanitary sewer in Andover Rd. from Boston St. to Hampshire Blvd. and in Hampshire Blvd. from Andover Rd. to Conlon Ave., no objections were presented.

109. Germain-Ellis. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

110. This being the time and place set for hearing on the installation of a water main in Andover Rd. from Boston St. to Hampshire Blvd. and in Hampshire Blvd. from Andover Rd. to Conlon Ave., no objections were presented.

111. Germain-Ellis. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

112. This being the time and place set for hearing on the proposed vacation of Durant Drive in Fisk Lake Gardens Plat, the City Clerk read communication from Mr. Samuel Ehrlich approving the vacation.

Matheson-Collins. That this matter be tabled until the next meeting.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

113. Communication from Mr. Roy Fetherston, Superintendent of Schools, regarding problem arising due to the present location of Hampshire Blvd.

Referred to the Planning Commission.

114. Jennings-Ellis. That the request of residents on Mercer Dr. for connection to the East Grand Rapids water system be denied, and the City Manager be instructed to so notify the petitioners.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

115. Communication from the City Manager regarding execution of lease for new library quarters to be constructed in the Ramona Shopping Center. The lease was discussed by Commissioners Collins and Matheson.

Germain-Collins. That the Mayor and City Clerk be authorized to execute this lease.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

116. Communication from the City Manager regarding resurfacing of Lake Drive from West City Limits to the east line of Breton Rd., recommending acceptance of the bid of Grand Rapids Asphalt Paving Co. in amount of \$25,081.06; and further recommending that the Grand Rapids Asphalt Paving Co. continue with additional work on Lake Drive to the terminus of the curb at Bellclaire Ave. and on Lakeside Dr. from Lake Drive north to Wealthy St., at the unit prices established in their bid, until the sum of \$35,000 is expended.

Jennings-Collins. That the bid of Grand Rapids Asphalt Paving Co. be accepted and contract awarded according to the terms submitted, and that the recommendation of the City Manager for additional work on Lake Drive and on Lakeside Dr. until the sum of \$35,000 is expended, be concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

117. Communication from the City Manager and Attorney Clifford C. Christenson regarding Articles of Incorporation of the Kent-Ottawa Metropolitan Water Authority.

118.  
BY COMMISSIONERS COLLINS-RICHARDSON:

WHEREAS, the cities of East Grand Rapids, Wyoming and Grandville, located in Kent County, Michigan, and the cities of Hudsonville and Zeeland, located in Ottawa County, Michigan, desire to incorporate an Authority under the provisions of Act 233 of the Public Acts of Michigan of 1955, as amended, for the purpose of acquiring, owning, improving, enlarging, extending and operating a water supply system, and for that purpose have caused to be prepared Articles of Incorporation for such an Authority known as the "Kent-Ottawa Metropolitan Water Authority" - a copy of which Articles has been submitted to this City and reviewed by it, and

WHEREAS, this City desires to adopt said Articles of Incorporation and become a constituent member of said Authority.

NOW THEREFORE, BE IT RESOLVED THAT:

1. This City does hereby adopt said Articles of Incorporation and authorizes and directs its Mayor and City Clerk, on or before June 24, 1959, to sign and endorse on such Articles the fact that they have been adopted by the Commission of this City and for that purpose to add thereto this City's seal.

2. This City hereby appoints Donald W. O'Keefe as its representative on the Board of Trustees, and Marvin L. Germain as its alternate representative on the Board of Trustees of said Kent-Ottawa Metropolitan Water Authority.

3. All prior resolutions and parts of resolutions or official action, insofar as they conflict with the provisions of this resolution, shall be, and they hereby are, rescinded.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

119. Ellis-Jennings: That the following proposed ordinance be placed on second reading and adopted by this Commission:

**AN ORDINANCE**  
 TO REGULATE AND RESTRICT THE LOCATION OF TRADES AND THE LOCATION OF BUILDINGS DESIGNED FOR SPECIFIED USES, TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS, TO REGULATE AND DETERMINE THE AREA OF OPEN SPACES SURROUNDING BUILDINGS, TO REGULATE AND LIMIT THE DENSITY OF POPULATION, AND FOR SAID PURPOSES TO DIVIDE THE CITY INTO DISTRICTS AND PRESCRIBE THE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS.

THE PEOPLE OF THE CITY OF EAST GRAND RAPIDS ORDAIN:

**ARTICLE I. TITLE AND PURPOSE**

**SHORT TITLE.** This ordinance shall be known as the "Zoning Ordinance" of the City of East Grand Rapids.

**PURPOSE.** In their interpretation and application the provisions of this ordinance shall be held to be minimum requirements adopted for the promotion of the public health, safety, morals and general welfare. Such provisions are intended to provide for adequate light, air and convenience of access to secure safety from fire and other dangers and to avoid undue concentration of population by regulating and limiting the height and bulk of buildings wherever erected, limiting and determining the size of yards, courts and other open spaces, regulating the density of population, and regulating and restricting the location of uses and buildings.

**SCOPE.** It is intended by this ordinance to repeal all existing provisions of any other zoning ordinances heretofore adopted by this City.

**ARTICLE 2. DEFINITIONS**

**ACCESSORY BUILDING:** A detached subordinate building, the use of which is appropriate, subordinate, and customarily incidental to that of use of the main building or premises.

**ACCESSORY USE:** A use naturally and normally incidental and subordinate to the main use of the premises.

**AUTO SERVICE STATION:** A place where gasoline, kerosene or any other motor fuel or lubricating oil or grease for operating motor vehicles is offered for sale to the public, including sale of motor vehicle accessories, greasing, oiling and light motor service on the premises.

**ROOMING HOUSE:** Shall mean a dwelling having one kitchen and used for the purpose of providing meals or lodging or both meals and lodging for pay or compensation of any kind, computed by day, week or month to persons other than members of the family occupying such dwelling.

**BUILDING:** Any structure having a roof supported by columns or walls for the housing or enclosure of persons, animals or chattels.

**BUILDING - HEIGHT OF:** The vertical dimension measured from the average elevation of the finished lot grade at the front of the building, to the highest point of ceiling of the top story in the case of a flat roof; to the deck line of a mansard roof; and to the average height between the plate and ridge of a gable, hip or gambrel roof.

**CARPORT:** Any structure or portion of a building or structure, other than an attached or detached garage, used for the shelter of self-propelled vehicles.

**COURT:** An open unoccupied space, other than a yard, on the same lot with a building and bounded on one or more sides by such building or buildings.

**DWELLING:** A building or portion thereof designed exclusively for residential occupancy.

(A) **One-Family:** A detached building designed exclusively for occupancy by one (1) family.

(b) **Two-Family:** A detached building designed exclusively for occupancy by two (2) families living independently of each other, but under one roof.

(c) Apartment: A building or portion thereof more than one (1) story in height; designed for occupancy by three (3) or more families living independently of each other, but under one roof.

(d) Terrace Apartment: One or more multiple-family dwelling, any or all of which are more than one (1) story in height and arranged around one or more sides of a court or place, from which said court or place any dwelling unit thereon has its principal means of access.

FRONTAGE: All the property on one (1) side of a street between intersecting or intercepting streets, or between a street and railroad right-of-way, waterway, end of dead-end street, or city boundary measured along the street line. An intercepting street shall determine only the boundary of the frontage on the side of the street which it intercepts.

GARAGE, PRIVATE: A detached accessory building or portion of main building for the parking or temporary storage of not more than three (3) automobiles, including not more than one (1) truck of a rated capacity not exceeding 1/2 ton.

GROSS FLOOR AREA: The area included within the surrounding walls of a building.

LOT: A parcel of land shown on a subdivision map or a record of survey map or a parcel described by metes and bounds, or a building site including an area for each main building as hereinafter required in each zone.

LOT LINE:

(a) Front: In the case of an interior lot, a line separating the lot from the street or place; and in the case of a corner lot, a line separating the narrowest street frontage of lot from the street.

(b) Rear: A lot line which is opposite and most distant from the front lot line and, in the case of an irregular-shaped lot, a line ten (10) feet in length within the lot, parallel to and at the maximum distance from the front lot line.

(c) Side: Any lot boundary line not a front lot line or a rear lot line.

(d) Width: The distance between the side lot lines measured at right angles to the lot depth at a point midway between the front and rear lot lines.

(e) Depth: The distance between the front and rear lot lines measured in the mean direction of the side lot lines.

(f) Area: The total area within the lot lines of a lot.

(g) Corner: A lot situated at the intersection of two (2) or more streets having an angle of intersection of not more than one hundred thirty-five (135) degrees.

(h) Interior: A lot other than a corner lot.

NONCONFORMING BUILDING: A building or structure or portion thereof that does not conform to the height and area regulations of the zone in which it is located either at the effective date of this ordinance or as a result of subsequent amendments which may be incorporated into this ordinance.

NONCONFORMING USE: Any use, whether of a building, other structure, lot or tract of land, which does not conform to the use regulations of this ordinance for the district in which such "nonconforming use" is located, either at the effective date of this ordinance or as a result of subsequent amendments which may be incorporated into this ordinance.

STRUCTURE: Anything constructed or erected which required location on the ground or attached to something having location on the ground, including signs and billboards.

STRUCTURE ALTERATIONS: Any change of the supporting members of a building or structure such as bearing walls, columns, beams or girders.

USE: The purpose for which land or a building is arranged, designed or intended, or for which either land or a building is or may be occupied or maintained.

YARD: An open space other than a court, on a lot, unoccupied and unobstructed from the ground upward, except as otherwise provided in this ordinance.

(a) Front: A yard extending across the full width of a lot, the depth of which is the distance between the front lot line (street right-of-way) and the main wall of the building.

(b) Rear: A yard extending across the full width of the lot between the most rear main building and the rear lot line. The depth of the required rear yard shall be measured from the nearest part of a main building at a ninety (90) degree angle from said building to the nearest point of the rear lot line.

(c) Side: A yard, between a main building and the side lot line, extending from the front yard to the rear yard. The width of the required side yard shall be measured from the nearest point of the side lot line toward the nearest part of the main building.

### ARTICLE 3. MAPPED DISTRICTS

**ZONE DISTRICTS:** For the purpose of this ordinance, the City of East Grand Rapids is hereby divided into 5 classes of Zone Districts known as:

- |                   |  |
|-------------------|--|
| 1. C-1 Commercial | - Neighborhood Shopping Districts            |
| 2. B-1 Residence  | - Terrace Apartment and Two-Family Districts |
| 3. A-3 Residence  | - One-Family Districts                       |
| 4. A-2 Residence  | - One-Family Districts                       |
| 5. A-1 Residence  | - One-Family Districts                       |

**MAP:** The boundaries of these districts are hereby established as shown on a Map entitled: "The Zoning Map of the City of East Grand Rapids, Michigan, 1959, Showing Districts and Use Regulations", which accompanies and is made a part of this ordinance. Except where referenced on said map to a street line or other designated line by dimensions shown on said map, the district boundary lines follow lot lines or the center lines of streets or alleys as they existed at the time of the adoption of this ordinance; but where a district line does not coincide with such lot lines or such street center lines or where it is not designated by dimensions, it shall be deemed to be 150 feet back from the nearest parallel street line.

**SCHEDULE:** The schedule of Uses, Height and Areas attached to this Map is hereby made a portion of this Zoning Ordinance.

**LOT DIVIDED BY ZONE LINE:** Where a district boundary line as established in this section or as shown on the Zoning Map divides a lot which was in single ownership and of record at the time of enactment of this ordinance, the use authorized thereon and the other district requirements applying to the least restricted portion of such lot under this ordinance shall be considered as extending to the entire lot, provided the more restricted portion of such lot is entirely within 25 feet of said dividing district boundary line. The use so extended shall be deemed to be conforming.

**AREAS NOT INCLUDED WITHIN A DISTRICT:** In any case where property has not been specifically included within a district, the same is hereby declared to be in the "A-1" District.

### ARTICLE 4. GENERAL PROVISIONS

**ZONING AFFECTS EVERY STRUCTURE AND USE.** Except as hereinafter specified, no building, structure or premises shall hereafter be used or occupied, and no building or part thereof or other structure shall be erected, raised, moved, placed, reconstructed, extended, enlarged, or altered, except in conformity with the regulations herein specified for the district in which it is located.

**MIXED OCCUPANCY.** Before issuing a building permit for any construction for any premises intended for a combination of dwelling and commercial occupancy, or which would result in an increased number of dwelling units within a building partly occupied by business usage, or which would result in an increased area devoted to business usage, within a building partly occupied as a dwelling, the Building Inspector shall refer the plans to the Fire Chief and the Health Officer and request their respective reports as to any hazards that exist or may be expected to exist and their recommendations as to desirable additional provisions or changes in the interest of safety shall be complied with before issuance of a permit; where mixed occupancy includes residential units the side and rear yard and area requirements of Residential Zones shall be met.

**REQUIRED AREA OR SPACE.** No lot or lots in common ownership and no yard, court, parking area or other space shall be so divided, altered or reduced to make said area or dimension less than the minimum required under this ordinance. If already less than the minimum required under this ordinance, said area or dimension shall not be further divided or reduced. Where the plot plan presented in the application for

for a permit includes more than one (1) recorded lot, the Building Inspector, or his deputy, shall execute an affidavit in which the facts with reference to the use of said platted lots, or parts of platted lots, shall be stated and shall cause the same to be recorded in the office of the Register of Deeds of Kent County, Michigan, the cost of recording to be borne by the applicant.

**TRAFFIC VISIBLY ACROSS CORNER LOTS.** No fence, structure or planting over 30 inches in height from top of curb at street level shall be maintained, planted or erected in any Residence Zone District on any corner lot within 20 feet of the corner property line so as to interfere with traffic visibility across the corner.

**EXISTING PLATTED LOTS.** Where any existing platted lot has an area of not less than 90 per cent of its zone district requirements and where such lot can provide the side yard requirements of its zone, a single-family use is permitted. An existing platted lot in single ownership of less than 90 per cent of its zone requirements may be utilized for single-family use and for such purpose the required side yards may be reduced by the same percentage the area of such lot measured within 100 feet from the front street line bears to its zone district requirements, provided that no side yard shall be less than five feet and that off-street parking requirements are met. Where four or more adjacent lots are owned by the same person or persons and where such lots individually contain less than 90 per cent of the zone district width and area requirements, such lots shall be utilized in combination to conform with the Zoning Ordinance. The use of two or three adjacent lots in the same ownership where there is no practical possibility of obtaining additional land shall be determined by the Board of Zoning Appeals on the basis of neighborhood character.

**HEIGHT AND AREA ZONING EXCEPTIONS.** The Height and Area requirements of all zones shall be subject to the following exceptions: Parapet walls not exceeding 4 feet in height, chimneys, fire towers, stacks, television antennae, tanks, water towers, radio towers, ornamental towers, monuments, necessary mechanical appurtenances, or additions to existing buildings which now exceed the height limitations of the zone district up to the height of the existing building.

**TRAILERS.** Trailers are not considered dwelling units or as accessory to a permitted use.

#### ARTICLE 5. NONCONFORMING USES

**CONTINUANCE OF NONCONFORMING USES.** The lawful use of land and/or a structure may be continued, exactly as such existed at the time of the enactment of this ordinance, although not conforming with provisions of this ordinance.

**EXTENSIONS, ENLARGEMENT, MOVING.** No nonconforming use of land and/or structure shall hereafter be extended, enlarged, or moved in whole or in part.

**CHANGE OF NONCONFORMING USE.** Any nonconforming use of land and/or structure shall not be changed to any other nonconforming use.

**RESTORATION AND REPAIRS.** Any nonconforming use of land and/or structure which is damaged more than 50% of its cash value, including both land and buildings, may not be repaired or rebuilt except for a purpose permitted within the district in which it stands. Such repairs and maintenance work as are required to keep nonconforming land and/or structure in a modern or sound condition may be made.

**NONCONFORMING USES DISCONTINUED.** No nonconforming use which has been discontinued for one year or more may be resumed.

**ELIMINATION OF NONCONFORMING USES.** In accordance with Act 207, P.A. 1921, as amended, the City may acquire private property by purchase, condemnation, or otherwise for removal of nonconforming uses and structures, provided that the property shall not be used for public housing.

#### ARTICLE 6. PARKING AND LOADING SPACES

**"A" RESIDENTIAL OFF-STREET PARKING DISTRICTS.** Provision shall be made for one usable off-street parking space for each family unit.

**"B" RESIDENTIAL OFF-STREET PARKING DISTRICTS.** Provision shall be made for two usable off-street parking spaces for each family unit.

**NON-RESIDENTIAL OFF-STREET PARKING.** Provision shall be made for two square feet of total parking area for each square foot of floor area for all new non-residential buildings or additions to such buildings in the "C" District.

**MIXED OCCUPANCIES AND USES NOT SPECIFIED.** In the case of mixed uses, the total requirements for off-street parking areas shall be the sum of the requirements of the various uses computed separately. Collective provision for off-street parking areas for 2 or more buildings or uses shall be permitted provided that the total of such off-street parking spaces shall not be less than the sum of the requirements for the various uses computed separately. Parking areas for churches, theatres or other uses in which the primary parking demand occurs out of normal street operation hours, may be jointly used where adequate arrangements are made to insure that the space is available for each function.

**SIZE AND ACCESS.** Each off-street parking space shall have an area of not less than 130 square feet exclusive of access drives or aisles and shall be a minimum of 9 feet in width. There shall be adequate provision for ingress and egress to all parking spaces.

**UNITS OF MEASUREMENT.** For the purpose of this Article, "Floor Area" shall mean the gross floor area of all floors of a building or an addition to an existing building, but shall not include basement floor area. The total parking area includes access drives within the actual parking area.

**LOCATION.** Off-street parking facilities shall be located as hereafter specified; where a distance is specified it shall be the distance measured from the nearest point of the parking facility to the nearest point of the building that such facility is required to serve.

(a) For all residential buildings and for all non-residential building in residential zones, required parking shall be provided on the same lot with the building.

(b) For commercial and all non-residential uses in the C-1 zone, required parking shall be provided within 300 feet.

**COMMUNITY PARKING.** The provisions of this Article may be met by participation in a municipal or community parking program designed to serve a larger area, provided plans for such community parking have been approved by the City Manager.

**PARKING AREAS IN COMMERCIAL ZONES.** Every parcel of land hereafter used as a public or private parking area in the "C-1" zone shall be developed and maintained in accordance with the following requirements:

(a) Off-street parking areas shall be effectively screened on any side which adjoins or faces premises situated in any residence zone district or institutional premises, by a solid, uniformly painted fence or wall not less than four or more than six feet in height maintained in good condition; provided, however, that where the adjacent owners agree in writing a screening of hedge or other natural landscaping may be substituted for the required fence or wall. No part of any parking area shall be closer than 10 feet to any school, hospital or other institutional building unless screened by an unpierced masonry wall.

(b) Any off-street parking area shall be surfaced with an asphalt or a similar durable and dustless surface, and shall be graded and drained to dispose of all surface water. Any lighting in connection with off-street parking shall be so arranged as to reflect the light away from all adjoining residence buildings, residence zones or streets.

(c) Each off-street parking area shall be subject to the approval of the City Manager to insure its adequacy, relation to traffic safety, and protection to the adjacent property.

**PARKING AREAS IN RESIDENCE ZONES.** The first 150 feet of residentially-zoned property adjacent to or across the street from a commercial or industrial zone may be used for a parking area. Plans for such a parking area shall be submitted to the Building Inspector showing location, size, shape, design, landscape, curb cuts and other features of the parking area. The following conditions shall apply to all parking area except those required for one and two-family dwellings:

(a) All parking areas shall be surfaced and drained as provided under "Parking areas in Commercial Zones".

(b) Such parking area shall conform to the front yard requirements of the residential zone in which it is located; provided that where an existing setback line has been established by existing residential buildings occupying 50 per cent or more of the frontage within the same block, such established setback shall apply.

Such parking areas shall have a minimum side yard of 10 feet on any side which adjoins any residence zone district. All required front and side yards shall be planted and landscaped with approved plant material. Such parking areas shall be enclosed by an approved fence or wall 5 feet in height sufficient to screen the parking lot from the adjoining residential area.

(c) All such parking areas shall be at least 50 feet in width.

(d) Such parking areas shall be used solely for the parking of passenger automobiles, and no commercial repair work or services of any kind shall be conducted on such parking lot. No sign, other than entrance, exit and condition of use signs, shall be maintained.

(e) Each entrance to and exit from such parking lot shall be directly from or adjacent to the commercial zone district. Exit and entrance shall be located from the official major street wherever practical and shall be at least 20 feet distant from any adjacent property located in any residence zone. The location and design of entrances, exits, surfacing, landscaping, marking and lighting shall be subject to the approval of the City Manager to insure adequate relation to traffic safety and protection of the adjacent residential area.

#### ARTICLE 7. C-1 COMMERCIAL DISTRICT

This Zone District is designed primarily to provide service to the adjacent residential area.

Permitted uses are as follows:

##### Food Group:

- (1) Grocery store
- (2) Meat Markets
- (3) Restaurants (excluding those having dancing and/or floor shows)
- (4) Bake Goods
- (5) Delicatessen
- (6) Soda Fountain and Candy Store

##### Service Group:

- (1) Barber
- (2) Beauty Parlor
- (3) Tailor
- (4) Dry Cleaner and Laundry (pick up)
- (5) Shoe Repair
- (6) Paint Supply
- (7) Business or Professional Offices
- (8) Bank
- (9) Television and Radio Repair
- (10) Photographer
- (11) Upholsterer (limited to no more than 2 persons)

##### Supply Group:

- (1) Drug Store
- (2) Hardware
- (3) Jeweler
- (4) Music
- (5) Auto Service Station
- (6) Auto Accessories
- (7) Book, Stationery or Gift Store
- (8) Clothing (new) and Dry Goods
- (9) Household Appliance Store
- (10) Furniture Store
- (11) Florist Shop
- (12) Notion and Five-and-Ten Store

REQUIRED CONDITIONS. The following conditions are required:

(a) All business, service or processing shall be conducted entirely within a completely enclosed building, with the exceptions of automotive service stations, off-street parking and off-street loading.

(b) All products on the premises, whether primary or incidental, shall be sold at retail.

(c) Not more than 2 persons shall be engaged in the fabrication, repair and other processing of goods, as distinguished from sales, in any establishments.

(d) Not more than 1 horsepower shall be employed in the operation of any machine for fabricating or processing goods, and not more than 3 horsepower in the operation of all such machines in any establishment.

(e) Off-street parking shall be provided in accordance with Article 6 of this ordinance.

(f) Residential uses in this zone shall meet all the requirements of the "A-3" Zone.

(g) Any exterior sign shall not exceed 100 square feet and shall be placed flat against the building and shall front on the principal street or streets. In no case shall a sign project above the roof line or the parapet wall around the roof. Signs for auto service stations may be located otherwise than on the building, subject to prior approval of the City Commission.

**HEIGHT AND AREA:** The following height and area regulations shall apply:

(a) Height: No building shall exceed a maximum of 2 stories or 28 feet in height, whichever is the lesser.

(b) Front Yard: There shall be a front yard of not less than 58 feet from the center of the street; provided that where an existing setback line of less than this required distance has been established by existing commercial buildings occupying 20% or more of the frontage within the same block such established setback shall apply.

(c) Side Yard: No side yard is required, except that where a side yard adjoins an "A" Residential Zone or a side street a 7-foot side yard is required unless an existing setback line of less than this required distance has been established by existing commercial buildings occupying 20% or more of the frontage within the same block, in which case the established setback shall apply.

(d) Rear Yard: There shall be a rear yard of at least 24 feet where property abuts any Residence Zone District, provided that where an alley separates the Business Zone from the Residential Zone the full alley width may be counted as part of the required yard.

#### ARTICLE 8.

##### GENERAL PROVISIONS RELATING TO ALL RESIDENTIAL DISTRICTS

**PRIMARY INTENDED USE.** All Residential Zone Districts are reserved for the various housing needs of the community; all other uses are prohibited.

**REQUIRED CONDITIONS.** The following uses are permitted in all residential zones subject to Board of Zoning Appeals approval and the following conditions:

(a) Churches, where located at least 20 feet from any other lot in any Residence District, subject to approval of location by the City Commission after referral to the City Planning Commission.

(b) Public, parochial and private schools where located at least 50 feet from any other lot in an "A" District and not less than 40 feet from any other lot in any Residence District, and subject to approval of location of any parochial or private school by the City Commission, after referral to the City Planning Commission.

(c) Public libraries, public museums and public art galleries where located at least 20 feet from any other lot in any Residence District, and subject to approval of location by the City Commission, after referral to the City Planning Commission.

(d) Public parks, playgrounds and community centers, provided that any buildings shall be located at least 20 feet from any other lot in any Residence District, and any such location shall first be approved by the City Commission, after referral to the City Planning Commission.

**HEIGHT AND AREA.** Height and Area regulations shall be as specified for each residential zone; provided, however, that the following general exceptions are made:

(a) If 25 per cent or more of all the frontage on one side of a street between two intersecting streets has been developed with residences, the front yard so established shall prevail, but nothing in this section shall be construed to permit any new house closer than 20 feet to the front street line, nor need require a front yard setback of more than 35 feet from the front street line.

(b) Where a corner lot in any "A" zone district adjoins in the rear a lot in any Residence Zone District, no part of the principal building including attached garages within 25 feet of the common lot line shall be nearer the side street than the established setback on the adjoining lot; provided that such principal building may be erected to the least side yard requirement of its zone district at any point beyond the front yard required on the adjoining lot.

**ACCESSORY USES.** Accessory uses are permitted when located on the same lot with the principal use. Specifically included as accessory uses are:

(a) Living quarters of persons employed on the premises, without kitchen facilities and not rented or otherwise used as a separate dwelling.

(b) No accessory building shall be erected in any required front yard. Accessory buildings shall not exceed 12 feet in height and shall be at least 10 feet from any dwelling situated on the same lot and at least 6 feet from any other building or accessory building on the lot. Accessory buildings are permitted 1 foot from the lot line in accordance with subsection (c) below.

(c) Accessory uses in Residence Districts shall be at least 60 feet from any street line, and 1 foot from any common lot line. Where accessory buildings are attached in any way to the main building they will conform to the height and area requirements of its zone district.

**CONVERSION OF DWELLINGS.** The conversion of any existing building into a dwelling, or the conversion of any existing dwelling so as to accommodate an increased number of dwelling units or families, shall be permitted only as specified in its zone district requirements irrespective of the area requirements for new buildings.

**REAR DWELLINGS.** No building in the rear of a main building on the same lot shall be used for residential purposes.

**TERRACE APARTMENTS, OR DWELLING GROUPS.** The erection of 2 or more residential buildings upon a plot in common ownership in the "B-1" zone district is permitted after approval of the Board of Zoning Appeals, provided such dwelling groups conform to all provisions of this section, even though the location of the buildings to be erected and the front, side and rear yard spaces do not conform in all respects to the requirements stipulated in other parts of this ordinance for a single building on a single lot; provided that the proposed dwelling group shall meet all the following conditions and requirements:

(a) The lot area requirements of the zone district must be met.

(b) Every dwelling in such dwelling group shall front either on a street or other permanent public open space, common yard or outer court at least 60 feet wide, and no building may be built in the front or rear yard space that would be required for a single building on a single lot.

(c) The distance between buildings or between any building and the nearest lot line, shall not be less than the height of the building, nor less than 20 feet in any case.

(d) No building length may exceed its width by more than 6 times.

(e) Every dwelling in such dwelling group shall be within 500 feet of a public street.

(f) Off-street parking facilities shall be provided as a part of such dwelling group at the ratio of one space for each family unit in accordance with the requirements of Article 6, and such parking facilities may be provided in the required side or rear yards.

**TRANSITION ZONING.** The first residentially-zoned lot having a side yard adjacent to the "C" District may be utilized in accordance with the next least restricted residential zone requirements. In addition, any single adjacent structure located or built upon the first 100 feet of such a residentially-zoned lot, or lots in common ownership, with a side yard adjoining the "C" District may be used for offices for groups of doctors, dentists, architects, engineers or attorneys; clinic with private dispensaries; and insurance, institutional, and real estate offices. In addition, such semi-commercial uses as determined by the Board of Zoning Appeals to be of similar character are permitted. All such uses must have prior approval of the Board of Zoning Appeals and in addition must meet the following conditions:

(a) Off-street parking in accordance with the requirements of Article 6 for non-residential buildings.

(b) Side yards must meet the zone district side yard requirements for the zone district in which such lot is located.

(c) Conformance with the character of the established neighborhood either as a conversion of an existing dwelling or in a new building designed with the appearance of a residential building.

(d) Sign requirements of the zone district in which it is located.

**PARKING.** Residential property adjacent to a "C" zone may be utilized for off-street parking in accordance with Article 6.

SIGNS. No sign shall be permitted in any "A" or "B" Zone District except:

(a) One temporary, unlighted, real estate sign advertising the sale or rental of the premises on which it is maintained, not exceeding a total of 8 square feet.

(b) One bulletin board for any church, school or other public or semi-public institution, not exceeding an area of 12 square feet.

#### ARTICLE 9. "B-1" APARTMENT DISTRICT

PRIMARY INTENDED USE. This Zone District is designed primarily for terrace apartments and one-and two-family residences, but such uses as convalescent homes, rooming and lodging houses for not more than 5 persons, and other non-residential uses permitted in the Residence Zone Districts, are also permitted.

REQUIRED CONDITIONS. The following conditions are required:

(a) Off-street parking shall be provided in accordance with Article 6, in the ratio of 2 spaces for each family unit, and permitted non-residential uses shall provide parking in the ratio of 1 square foot of total parking space for each square foot of usable floor area.

(b) Signs, lighted or unlighted, shall be permitted in this zone if not more than 8 square feet in size and shall be attached flat to the building and erected in such a manner that the source of light shall not be visible from the street or from adjoining premises, and shall only identify by name the building to which it is accessory or any lawful principal use thereof; provided that where a building sets back 25 feet or more beyond the property line, such signs are permitted any place between the building and a parallel line 25 feet from the proper line.

(c) Lots with an average width of less than 50 feet may not be utilized for more than single-family use.

(d) One-family residences and rooming houses must meet all "A-3" Height and Area requirements.

HEIGHT AND AREA. The following Height and Area regulations shall apply:

(a) Height: No building shall exceed a maximum of two (2) stories or 28 feet in height, whichever is the lesser.

(b) Front Yard: There shall be a front yard of not less than 60 feet from the center of the street.

(c) Side Yard: There shall be two side yards, each of which shall be at least 20 feet inwidth, provided that where a side yard adjoins a side street the front yard requirements shall be met.

(d) Rear Yard: There shall be a rear yard of at least 25 feet.

(e) Lot Area: All new buildings hereafter erected to house three (3) or more families shall have a lot area of at least 4000 square feet for each family unit.

CONVERSIONS. Conversions of existing buildings into an additional residential unit is not permitted on lots less than 40 feet wide or with an area of less than 5000 square feet regardless of the area provisions of this section.

#### ARTICLE 10. "A-3" RESIDENCE DISTRICT

PRIMARY INTENDED USE. This Zone District is designed primarily for one-family residences.

REQUIRED CONDITIONS. The following conditions are required:

(a) Parking shall be provided in the ratio of 1 space for each dwelling unit, and permitted non-residential uses shall provide parking in the ratio of 1 square foot of total parking space for each square foot of usable floor area.

HEIGHT AND AREA. The following Height and Area regulations shall apply:

(a) Height. No building shall exceed a maximum of 2-1/2 stories or 35 feet in height, whichever is the lesser.

(b) Front Yard: There shall be a front yard of not less than 58 feet from the center of the street, provided that no building need set back more than 30 feet from the street line.

(c) Side Yard: For one-family residences there shall be two (2) side yards totalling at least 13 feet, and no side yard shall be less than five (5) feet; provided that where a side yard adjoins a side street a minimum yard of 12 feet is required.

(d) Rear Yard: There shall be a rear yard of at least 25 feet.

(e) Lot Area: For each new single-family dwelling hereafter erected there shall be a lot area of at least 5000 square feet measured within 100 feet from the front street line.

**ARTICLE 11. "A-2" ONE-FAMILY RESIDENTIAL DISTRICT**

**PRIMARY INTENDED USE.** This Zone District is designed primarily for single-family residences.

**REQUIRED CONDITIONS.** The following condition is required:

(a) Parking shall be provided in the ratio of 1 space for each dwelling unit, and permitted non-residential uses shall provide parking in the ratio of 1 square foot of total parking space for each square foot of usable floor area.

**HEIGHT AND AREA.** The following Height and Area regulations shall apply:

(a) Height: No building shall exceed a maximum of 2-1/2 stories or 35 feet in height, whichever is the lesser.

(b) Front Yard: There shall be a front yard of not less than 50 feet from the center of the street, provided that no building need set back more than 30 feet from the street line.

(c) Side Yard: For one-family residences there shall be two (2) side yards totalling at least 18 feet, and no side yard shall be less than seven (7) feet; provided that where a side yard adjoins a side street a minimum yard of 20 feet is required. For all other buildings minimum side yards of 20 feet on each side are required.

(d) Rear Yard: There shall be a rear yard of at least 25 feet.

(e) Lot Area: There shall be a lot area of at least 7200 square feet for each new single-family dwelling hereafter erected. The required lot area must be measured within 100 feet from the front street line.

**ARTICLE 12. "A-1" ONE-FAMILY RESIDENCE DISTRICT**

**PRIMARY INTENDED USE.** This Zone District is designed for highly protected single-family residential use.

**REQUIRED CONDITIONS.** The following condition is required:

(a) Parking shall be provided in the ratio of 1 space for each dwelling unit, and permitted non-residential uses shall provide parking in the ratio of 1 square foot of total parking space for each square foot of usable floor area.

**HEIGHT AND AREA.** The following Height and Area regulations shall apply:

(a) Height: No building shall exceed a maximum of 2-1/2 stories or 35 feet in height, whichever is the lesser.

(b) Front Yard: There shall be a front yard of not less than 63 feet from the center of the street, provided that no building need set back more than 53 feet from the street line.

(c) Side Yard: For single-family dwellings there shall be two (2) side yards totalling at least 24 feet, and no side yard shall be less than ten (10) feet; provided that where a side lot line adjoins a side street a minimum yard of 24 feet is required. For all other buildings minimum side yards of 20 feet on each side are required.

(d) Rear Yard: There shall be a rear yard of at least 25 feet.

(e) Lot Area: There shall be a lot area of at least 12,000 square feet. The required lot area must be measured within 120 feet from the front street line.

**ARTICLE 13. ADMINISTRATION AND ENFORCEMENT**

**BUILDING PERMIT REQUIRED.** It shall be unlawful for any person to commence excavation for or construction of any building, structure or parking area, or to make structural changes in any existing building or structure, without first obtaining a building permit from the Building Inspector. No permit shall be issued for the construction, alteration or remodeling of any building or structure until an application has been submitted, in accordance with provisions of this ordinance showing that the construction proposed is in compliance with the provisions of this ordinance and with the Building Code. No plumbing, electrical or drainage permit shall be issued until the Building Inspector has determined that the plans and designated use indicate that the structure and premises, if construction as planned and proposed, will conform with the provisions of this ordinance.

**ADMINISTRATIVE OFFICIALS.** Except as otherwise provided in this ordinance, the Building Inspector shall administer and enforce this ordinance, including the receiving of applications, the inspection of premises and the issuing of building permits.

**PERMITS.** Every application for a building permit shall be made as required by the Building Code and shall designate the existing or intended use of the structure or premises or part thereof which it is proposed to alter, erect or extend, and the number of dwelling units, if any, to occupy it. The application shall be accompanied by two ink, blueprint or photostat copies of drawings, drawn to scale, showing the actual lines, angles and dimensions of the lot to be built upon or used and the exact size and location on the lot of all existing and proposed structures and uses, together with specifications. The application shall contain other information with respect to the lot and adjoining property as may be required by the Building Inspector. One copy of both plans and specifications shall be filed in and retained by the Office of the Building Inspector and the other shall be delivered to the applicant when the Building Inspector has approved the application and issued the permit. In cases of minor alterations, the Building Inspector may waive portions of the foregoing requirements obviously not necessary for determination of compliance with this Ordinance.

**OCCUPANCY.** It shall be unlawful to use or permit the use of any structure or premises hereafter altered, extended or erected, until the Building Inspector shall have made an inspection of the premises and shall have approved the same for occupancy.

**VIOLATIONS AND PENALTY.** Any building erected, altered, razed or converted, or any use carried on in violation of any provision of this Ordinance is hereby declared to be a nuisance per se. Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with any of the provisions of this Ordinance shall be punished for each offense upon conviction by a fine of not less than Twenty-five (\$25.00) Dollars or more than Two Hundred (\$200.00) Dollars, and costs of prosecution, or by imprisonment in the County Jail for a period not exceeding 90 days, or by both fine and imprisonment, in the discretion of the Court. Each day that a violation is permitted to exist shall constitute a separate offense.

#### ARTICLE 14. BOARD OF ZONING APPEALS

**MEMBERSHIP.** The City Commission shall act as a Board of Zoning Appeals upon all questions arising under this Zoning Ordinance. The Mayor shall be the Chairman of the Board of Zoning Appeals, and shall appoint a Vice-Chairman and such other offices as he may deem necessary. The City Clerk shall be the Secretary of the Board of Zoning Appeals. The concurring vote of 2/3 of the members of the Board shall be necessary to reverse any order, requirement, decision, or determination of any administrative official, or to decide in favor of the applicant upon which the Board is required to pass under this Ordinance or to effect any variation in this Ordinance.

**JURISDICTION.** The Board of Zoning Appeals, in conformity with the provisions of this Ordinance and of Act 207 of the Public Acts of 1921, as amended, may reverse or affirm, wholly or in part, or may modify the order, requirements, decision or determination appealed from, and shall make such order, requirement, decision or determination as in its opinion ought to be made in the premises, and to that end shall have all the powers to hear and decide all matters referred to it or upon which it is required to pass under this Ordinance.

**VARIANCES.** The Board, after public hearing, shall have the power to decide applications, filed as hereafter provided, for variances:

(a) Where it is alleged by the appellant that there is error or misinterpretation in any order, requirement, decision, grant or refusal made by the Building Inspector or other administrative office in the carrying out or enforcement of the provisions of this Ordinance.

(b) Where, by reason of the exceptional narrowness, shallowness or shape of a specific piece of property on the effective date of this Ordinance, or by reason of exceptional topographic conditions, or other extraordinary situation or condition of the land, building or structure, or of the use or development of property immediately adjoining the property in question, the literal enforcement of the requirements of this Ordinance would involve practical difficulties or would cause undue hardship; provided that the Board shall not grant a variance on a lot of less area than the requirements of its zone district, even though such lot existed at the time of passage of this Ordinance if the owner or members of his immediate family own adjacent land which could without undue hardship be included as part of the lot.

(c) Where there are practical difficulties or unnecessary hardship in the way of carrying out the strict letter of such Ordinance relating to the construction, structural changes in equipment, or alterations of building or structures or the use of land, building or structures so that the spirit of this Ordinance shall be observed, public safety secured, and substantial justice done.

**SPECIFIC EXCEPTIONS.** The Board of Zoning Appeals, after public hearing, shall have the power to grant the special exceptions heretofore authorized and in addition, may authorize the following:

(a) The vertical extension of a building existing at the time of enactment of this Ordinance to such height as the original drawings of said building indicated, provided such building was actually designed and constructed to carry the additional stories necessary for said height limit.

(b) Permit the enclosure of an existing open front porch where said enclosure is in character with the adjoining neighborhood.

**CONDITIONS OF APPROVAL.** In authorizing a variance or exception, the Board may, in addition to the specific conditions of approval called for in this Ordinance attach thereto such other conditions regarding the location, character, landscaping, or treatment reasonably necessary to the furtherance of the intent and spirit of this Ordinance and the protection of the public interest.

**PROCEDURE.** The following procedure shall be required:

(a) An appeal for variance from any ruling of the Building Inspector or other administrative officer administering any portion of this Ordinance may be taken by any person or any governmental department affected or aggrieved. Notice of such appeal shall be filed with the Building Inspector and shall specify the grounds of such appeal, and it shall be filed within 15 days after the order, requirements, decision or determination appealed from is made.

(b) An application for special exceptions authorized by this Ordinance may be taken by any person or governmental department affected.

(c) The Board of Zoning Appeals shall not consider any application or appeal without the payment by the applicant or appellant to the City Treasurer of a fee in the amount of Ten (\$10.00) Dollars. Such application or appeal shall be filed with the Building Inspector, who shall transmit the same, together with all plans, specifications and other papers pertaining to the application or appeal, to the Secretary of the Board.

(d) When an application or appeal has been filed in proper form and with the required data, the Secretary of the Board shall immediately place the said application or appeal upon the calendar for hearing and cause notices stating the time, place and object of the hearing to be served. Such notices shall be served personally or by mail at least 7 days prior to the day of such hearing, upon the applicant or the appellant, the Building Inspector and the owners of record of property within 300 feet of the premises in question, which notices, if by mail, shall be addressed to the respective property owners of record at the address given in the last assessment roll. Any party may appear at such hearings in person or by agent or by attorney.

(e) Upon the day for hearing any application or appeal, the Board may adjourn the hearing in order to permit the obtaining of additional information, or to cause such further notice as it deems proper to be served upon such other property owners as it decides may be interested in said application or appeal. In the case of an adjourned hearing, persons previously notified and persons already heard need not be notified of the time of resumption of said hearing unless the Board so decides.

**DECISIONS OF THE BOARD.** The Board shall decide all applications and appeals within 30 days after the final hearing thereon. A copy of the Board's decision shall be transmitted to the applicant or appellant, and to the Building Inspector. Such decision shall be binding upon the Building Inspector and observed by him, and he shall incorporate the terms and conditions of the same in the permit to the applicant or appellant whenever a permit is authorized by the Board. A decision of the Board shall not become final until the expiration of 5 days from the date such decision is made unless the Board shall find the immediate effect of such decision is necessary for the preservation of property or personal rights and shall so certify on the record.

## ARTICLE 15. CHANGES AND AMENDMENTS

AMENDMENTS. The City Commission may, from time to time, amend, supplement, or change by ordinance, the boundaries of districts or regulations herein established, in accordance with the State Law.

## ARTICLE 16. SEPARABILITY

SEPARABILITY. Should any section, clause or provisions of this Ordinance be declared by the Court to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

## ARTICLE 17. EFFECTIVE DATE

This Ordinance shall take effect June 25, 1959.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

120. Germain-Ellis. That the proposed Swimming Pool Ordinance be placed on second reading and adopted by this Commission:

AN ORDINANCE  
TO PROVIDE FOR THE CONSTRUCTION AND REGULATION OF PRIVATE  
SWIMMING POOLS AND OTHER SUCH FACILITIES IN THE CITY OF EAST  
GRAND RAPIDS.

THE CITY OF EAST GRAND RAPIDS ORDAINS:

SECTION 1. The words, terms or phrases listed below, for the purpose of this ordinance, shall be defined as follows:

Private Swimming Pools: Any pool designed, used and maintained for swimming purposes by an individual for use by his household and guests and located on a lot as an accessory use to a residence. Unless otherwise qualified the term "private swimming pool" shall be construed as including both artificial and partly artificial pools. The term "partly artificial pool" shall mean a pool formed from a natural body of water which has either so limited a flow or such an inadequate natural circulation that the quality of water must be maintained by artificial means. The term "artificial pool" shall mean a pool composed entirely of artificial construction.

Wading Pool: Any artificially constructed pool, not designed or used for swimming, with a maximum area of one hundred and twenty (120) square feet and a maximum water depth of twenty-four (24) inches.

SECTION 2. It shall be unlawful to construct or establish a Private Swimming Pool or Wading Pool as herein defined without having obtained a permit therefor in the manner herein after prescribed.

SECTION 3. Permits: Application for the construction and maintenance of a private swimming pool or wading pool shall be made to the Building Inspector by the owner of the property or by the contractor who will construct said swimming pool. The application shall be accompanied by duplicate sets of plans, specifications and plot plans of the property. The plot plan shall show the accurate location of the proposed swimming pool on the property, together with any proposed bath houses or cabanas. The plot plan shall also show the location, height and type of all existing fencing or walls on the boundary lines of the property, together with the type and height of such fencing or enclosure as may be required by Section 11 of this Ordinance to prevent, within reason, any person from gaining access beneath or through said fence when the pool is unguarded or unattended. A fee of Twenty (\$20) Dollars shall be paid to the City of East Grand Rapids for such private swimming pool permit, which permit fee shall be exclusive of the permit fee required for erection of any accessory structure to be used in connection with such swimming pool. A fee of Ten (\$10) Dollars shall be paid to the City for a wading pool as defined herein. No permit for a private swimming pool or wading pool shall be issued by the Building Inspector until the plans specifications and plot plan have been approved by the Health Officer and City Engineer of the City of East Grand Rapids, and such approval has been properly

certified on the plans. Such approval must be directly obtained from the Health Officer by the applicant.

**SECTION 4. Construction and Maintenance:** All material used in the construction of artificial private swimming pools and wading pools as herein defined shall be waterproof and easily cleaned. Construction and design of said pools shall be such that same may be maintained and operated as to be clean and sanitary at all times. The owners of every private swimming pool shall be responsible to maintain said pool in such condition as to prevent breaks in the pool chassis or water from pool overflowing into adjacent public or private property.

**SECTION 5. Water Supply:** There shall be no physical connection between a potable public or private water supply system and such private swimming pools at a point below the maximum waterline of the pool or of a recirculation or heating system of said pool.

**SECTION 6. Discharge System:** All private swimming pools now existing or hereafter constructed within the city of East Grand Rapids shall be provided with one drainage outlet not in excess of three (3) inches in diameter extending from said pool to either a brook, storm sewer or lawn-sprinkling system on the premises on which said private pool is located, said drainage to be first approved by the City Engineer and Health Officer after written application therefor. No private pool drain shall be connected into the City's sanitary sewer system. Approval shall not be given to discharge such water at the curb or upon the surface of any street.

**SECTION 7. Disinfection:** All private swimming pools shall be treated with chlorine or its compounds in sufficient quantity so that there will be present in the water at all times when the pool is in use, a residual or excess chlorine of not less than 0.20 parts per million of available free chlorine.

**SECTION 8. Bacteriological Standards:** Not more than 20% of the samples of water taken from any private swimming pool, when more than twenty samples have been examined, and not more than three samples, when less than twenty samples have been examined, shall contain more than two hundred (200) bacteria per cubic centimeter or shall show positive test (confirmed) for coliform in any of five, ten cubic centimeter portions of water at times when the pool is for use. For the purpose of this section, any number of samplings of water on a single day shall be considered as one sample. The Health Officer is hereby authorized to take samples to insure compliance with these requirements.

**SECTION 9. Accessory Buildings:** Locker rooms, bath houses, cabanas, shower rooms, toilets, runways and all other physical facilities or equipment incident to the operation of any private swimming pool shall be kept in a sanitary condition at all times.

**SECTION 10. Location:** No private swimming pool or wading pool shall be erected nearer than ten (10) feet to any lot line.

**SECTION 11. Fencing:** Every pool shall be completely enclosed with fencing with a height not less than 4 feet nor more than 6 feet, so constructed as to prevent, within reason, any person from gaining access beneath or through said fence, and which shall have similarly substantial gates or doors of the same height as the fence, with facilities for locking said gates or doors at all times when the pool is unguarded, unattended, or not in actual use.

**SECTION 12. Lighting:** No artificial lighting shall be maintained or operated in connection with private swimming pools in such a manner as to be a nuisance or an annoyance to neighboring properties.

**SECTION 13. Enforcement:** Every private swimming pool or wading pool as defined herein, constructed or to be constructed in the City of East Grand Rapids, shall at all times comply with the requirements of the Health Officer. Any nuisance or hazard to health which may exist or develop in or in consequence of or in connection with any such swimming pool, shall be abated and removed by the owner, lessee or occupant of the premises on which the pool is located within ten days of receipt of notice from the Building Inspector, City Engineer, or Health Officer.

SECTION 14. Penalty: Any person who violates this ordinance or any part thereof, shall, upon conviction, forfeit and pay a fine not to exceed One Hundred (\$100) Dollars, or be imprisoned for a term not exceeding ninety (90) days, or both, for each and every offense.

SECTION 15. If any section, sub-section, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 16. This ordinance shall take effect June 25, 1959.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6

Nays: 0.

121. Mrs. Edward Deane appeared before the Commission inquiring as to the effect the new Swimming Pool Ordinance would have on existing pools. The City Manager was instructed to submit a report on existing pools in the City.

122. The City Attorney reported regarding the Uniform Traffic Code of the State of Michigan and submitted a proposed ordinance which would adopt this State Code by reference.

Referred to the Committee-of-the-Whole.

123. The City Clerk reported that a car owned by a Mr. Vlasblom had been damaged by a flipping manhole cover and submitted repair invoice in amount of \$21.10.

Collins-Ellis. That this claim be paid.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6

Nays: 0.

124. Communication from the City Treasurer regarding special assessment taxes 90 days delinquent and delinquent water bills to be assessed on the 1959 City Tax Roll.

Jennings-Collins. That the Board of Assessors be instructed to reassess same on the 1959 City Tax Roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6

Nays: 0.

125. Jennings-Ellis. That the vouchers in amount of \$42,372.85 approved by the Ways & Means Committee be allowed, and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6

Nays: 0.

126. Commissioner Jennings inquired regarding progress in sidewalk repair and construction.

127. Germain-Ellis. That the Commission adjourn until June 29, 1959 subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6

Nays: 0.

*Louis H. Bettjes*  
CITY CLERK.

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

Held June 25, 1959

The meeting was called to order by Mayor Richardson.

Present: Com. Collins, Ellis, Germain, Matheson, Nelson, Mayor Richardson.  
Absent: Com. Jennings.

128. Application of West Lakeside Corporation of Fremont, Michigan, for permit to construct a new building in the Ramona Shopping Center to include space for an auto sales agency.

Ellis-Collins. That permit be granted, subject to the following conditions as to Performance Cars: (1) no outside parking for display or repair (2) only light maintenance permitted.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

129. Collins-Germain. That the Board of Appeals adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: 0.

*Louis H. Battjes*  
CITY CLERK.

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

Special Meeting Held  
June 29, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

130. This being the time and place set for opening bids on the construction of the foundation for the proposed water storage tank, seven bids were received, opened and read.

Collins-Germain. Referred to City Manager and Consulting Engineer for report.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

131.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the Cities of East Grand Rapids, Wyoming and Grandville, located in Kent County, Michigan, and the Cities of Hudsonville and Zeeland, located in Ottawa County, Michigan, have incorporated the Kent-Ottawa Metropolitan Water Authority under the provisions of Act No. 233 of the Public Acts of Michigan, 1955, as amended, for the purpose of acquiring, owning, improving, enlarging, extending and operating a water supply system; and

WHEREAS, a contract providing for the sale of water by the Authority to this City for a period of forty (40) years has been negotiated, a true copy of which is on file with the City Clerk and is available for public inspection, and this City desires to enter into said contract and to approve the same and authorize its execution on behalf of this City ;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This City hereby adopts and approves the said contract with the Kent-Ottawa Metropolitan Water Authority and authorizes and directs its Mayor and Clerk to execute the said contract on or after August 4, 1959, on behalf of this City and for that purpose to affix thereon this City's seal; provided, that if within 30 days following the publication of this resolution a petition signed by not less than 10% of the registered electors residing within the limits of this City shall have been filed with the City Clerk requesting a referendum upon the execution of said contract, then said contract shall not be executed as aforesaid until approved by a majority of the electors of this City qualified to vote and voting thereon at a general or special election.

2. The City Clerk is authorized and directed to publish a copy of this resolution in a newspaper of general circulation within this City on or before July 4, 1959.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Richardson - 6  
Nays: Jennings - 1.

132. Mayor Richardson read a statement prior to the vote on the above motion, presenting his opinion in this matter.

133. Commissioner Jennings gave the following reasons for voting against the above motion: (1) the contemplated Kent-Ottawa pipeline will be too small by the date it is built; (2) cost of water to East Grand Rapids will be excessive; (3) with the correction recently made to our intake and with overhead storage we can independently supply plenty of water to all sections of East Grand Rapids for many years - long enough, I am sure, to wait for the area leaders to get together on a practical basis to solve our common problem; (4) we could immediately cut our water rate instead of increasing a rate that is already much too high.

134. Former Mayor John A. Collins was present and spoke regarding this matter, reviewing some of the City's past experience regarding a new source of water supply.

6/29/1959

135. Jennings-Ellis. That the vouchers in amount of \$24,223.26 approved by the Ways & Means Committee be allowed, and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

136. Nelson-Jennings. That the Library lease be amended as to completion date, this date being extended from November 1, 1959 to December 30, 1959; and that the Mayor and City Clerk be authorized to execute this amendment rider to the lease agreement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

137. The City Manager brought up the matter of meetings during July, the meetings being scheduled as follows: July 6, 13 and 22nd.

138. Collins-Ellis. That the Commission adjourn, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

  
CITY CLERK.

UNOFFICIAL  
Reference

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

Regular Meeting Held  
July 6, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and Mayor Richardson.

Absent: 0.

139. Minutes of the previous meetings approved as mailed.

140. Mr. Richard Franklin and Mr. A.P. Nielson of the Automobile Club were present and presented Mayor Richardson with their pedestrian protection safety award. The Mayor commended Chief Coleman regarding the award.

141. City Clerk reported affidavits of publication of notices to bidders, notices of special improvement, notices of special assessment, Swimming Pool Ordinance, Zoning Ordinance, Water Works Report and registration notice on file in his office.

142. This being the time and place set for opening bids on the improvement of Paul St. from Breton Rd. to Kenesaw Dr., six bids were received, opened and read.

Ellis-Collins. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

143.

BY COMMISSIONERS ELLIS-COLLINS:

WHEREAS, the City Commission did on the 1st of June, 1959, declare the grading, graveling and 2" bituminous surface on

PAUL STREET FROM Breton Rd. to Kenesaw Dr.,

including the necessary curbs, gutters, sidewalks and drainage, 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 with the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on June 15, 1959 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 abutting on each side of Paul Street between Breton Rd. and Kenesaw 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 "Paul Street Grading, Graveling and Asphaltic Concrete Paving District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 12,207.40; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises designated within said special assessment district, 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 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

144.

BY COMMISSIONERS ELLIS-COLLINS:

RESOLVED, that the assessment roll covering the grading, graveling and 2" bituminous surface on

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary curbs, gutters, sidewalks and drainage, be filed in the office of the City Clerk and marked " Paul Street Grading, Graveling & Asphaltic Concrete Paving District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Wednesday, July 22, 1959 at 7:30 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

145. This being the time and place set for opening bids on the construction of a sanitary sewer in Andover Rd. and Hampshire Blvd.. five bids were received, opened and read.

Germain-Nelson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

146.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission did on the 1st of June, 1959, declare the construction of a sanitary sewer in

ANDOVER ROAD from Boston St. to Hampshire Blvd., and  
HAMPSHIRE BLVD. from Andover Rd. to Conlon Ave.,

including the necessary laterals, 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 June 15, 1959 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 " Andover Rd. and Hampshire Blvd. 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 \$ 9,150.00 ; 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 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

147.

BY COMMISSIONERS GERMAIN-NELSON:

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

ANDOVER ROAD from Boston St. to Hampshire Blvd., and  
HAMPSHIRE BOULEVARD from Andover Rd. to Conlon Ave.,

including the necessary laterals, be filed in the office of the City Clerk and marked "Andover Rd. and Hampshire Blvd. Sanitary Sewer District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Wednesday, July 22, 1959 at 7:30 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

148. This being the time and place set for opening bids on the installation of a water main in Andover Rd. and Hampshire Blvd., five bids were received, opened and read.

Germain-Nelson. That these bids be laid on the table until after the hearing on the special assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

149.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, the City Commission did on the 1st of June, 1959, declare the installation of a water main in

ANDOVER ROAD from Boston St. to Hampshire Blvd., and  
HAMPSHIRE BLVD. from Andover Rd. to Conlon Ave.,

including the necessary services, 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 June 15, 1959 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 "Andover Rd. and Hampshire Blvd. 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 \$ 10,675.00; 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 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

150.

BY COMMISSIONERS GERMAIN-NELSON:

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

ANDOVER ROAD from Boston St. to Hampshire Blvd., and  
HAMPSHIRE BOULEVARD from Andover Rd. to Conlon Ave.,

including the necessary services, be filed in the office of the City Clerk and marked "Andover Rd. and Hampshire Blvd. Water Main District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Wednesday, July 22, 1959 at 7:30 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

151. This being the time and place set for opening bids on the improvement of Brighton Drive from Oxford Rd. and Boston St. to Exeter Rd. and Boston St., six bids were received, opened and read.

Jennings-Matheson. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

152.

BY COMMISSIONERS JENNINGS-MATHESON:

WHEREAS, the City Commission did on the 6th of April, 1959 declare the grading, graveling and 2" bituminous surface on

BRIGHTON DRIVE from Oxford Rd. and Boston St. to Exeter Rd. and Boston St.,

including the necessary curbs, gutters, and sidewalks, 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 with the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on April 20, 1959 and no objections being presented, now therefore, be it

RESOLVED, that the aforesaid improvement be made and that the specification plats and diagrams on file with the City Clerk be approved and adopted, and th

all lots, parts of lots and parcels of land abutting on each side of Brighton Drive between Oxford Rd. and Boston St. and Exeter Rd. and Boston St., 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 "Brighton Drive Grading, Graveling & Asphaltic Concrete Paving District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 37,849.86; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises designated within said special assessment district, 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 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

153.

BY COMMISSIONERS JENNINGS-MATHESON:

RESOLVED, that the assessment roll covering the grading, graveling and 2" bituminous surface on

BRIGHTON DRIVE from Oxford Rd. and Boston St. to Exeter Rd. and Boston St.,

including the necessary curbs, gutters and sidewalks, be filed in the office of the City Clerk and marked "Brighton Drive Grading, Graveling & Asphaltic Concrete Paving District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Wednesday, July 22, 1959 at 7:30 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

154. This being the time and place set for opening bids on the improvement of Wilshire Drive from Hall St. east to Eastlawn Rd., six bids were received, opened and read.

Mr. Bylenga was present and reported regarding a meeting of the property owners concerned, and stated they prefer a buffer strip at Pinecrest. The City Manager reported that the Planning Consultant did not approve this setup and discussed Mr. Honey's recommendation. This matter was then discussed by various Commissioners and also by Mr. Mulvihill.

Collins-Jennings. That these bids be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Jennings, Matheson, Richardson - 5  
Nays: Germain, Nelson - 2.

155. Communication from Mr. and Mrs. Stanford H. Wolf was read, requesting that their names be removed from the petition for the improvement of Wilshire Dr.

Received and filed.

156.

BY COMMISSIONERS COLLINS-JENNINGS:

WHEREAS, the City Commission did on the 1st of June, 1959, declare the grading, graveling and 2" bituminous surface on

WILSHIRE DRIVE from Hall St. east to Eastlawn Rd.,

including the necessary curbs, gutters, sidewalks and drainage, 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 with the City Clerk's office for public examination; and

WHEREAS, a public hearing, after due notice, was held on June 15, 1959 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 abutting on each side of Wilshire Dr. between Hall St. and Eastlawn 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 "Wilshire Dr. Grading, Graveling & Asphaltic Concrete Paving District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 46,386.70; and that the entire expense of said improvement as herein estimated be assessed upon and against the lands and premises designated within said special assessment district, and that the amount so assessed against each lot or parcel or 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 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: Collins, Ellis, Jennings, Matheson, Richardson - 5

Nays: Germain, Nelson - 2.

157.

BY COMMISSIONERS COLLINS-JENNINGS:

RESOLVED, that the assessment roll covering the grading, graveling and 2" bituminous surface on

WILSHIRE DRIVE from Hall St. east to Eastlawn Rd.,

including the necessary curbs, gutters, sidewalks and drainage, be filed in the office of the City Clerk and marked "Wilshire Dr. Grading, Graveling & Asphaltic Concrete Paving District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Monday, August 3, 1959, 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 rolls 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.

Yeas: Collins, Ellis, Jennings, Matheson, Richardson - 5

Nays: Germain, Nelson - 2.

158. Petition signed by Don Warsaw and 18 other property owners, requesting that the curb and gutter requirement be excluded from the Wilshire Dr. improvement.

Matheson-Nelson. That this petition be denied and petitioners be advised of City Commission policy.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

159. This being the time and place set for hearing on the assessment roll for construction of storm drain commencing at Boston St. and Eastlawn Rd. and running north and west to connect with outlet at the Grand Rapids City Limits, Mr. Weisel was present but offered no objections to the roll.

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

Nelson-Ellis. That the bid of Carmody-Mauzy, Inc. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

161.

BY COMMISSIONERS NELSON-ELLIS:

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

Commencing at Boston St. and Eastlawn Rd. and running northerly and westerly to connect with outlet in the City of Grand Rapids,

and no objections being presented, therefore be it

RESOLVED, that the said special assessment roll 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 (6) per cent per annum, and deposit all sums so collected to the credit of the Boston Storm Drain 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 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, and 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 Boston Storm Drain District No. 2 Fund.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

162. The matter of the vacation of Durant Drive was taken from the table at this time.

163.

BY COMMISSIONERS JENNINGS-MATHESON:

WHEREAS, a majority of the owners of land and premises abutting on that part of Edgemere Drive and Durant Drive lying in Fisk Lake Gardens Subdivision in the City of East Grand Rapids, Michigan, northerly and easterly of a line extending from the Southeast corner of Lot 26, said Subdivision, to a point on the East line of Edgemere Drive which is 35 feet Southerly from the Southwest corner of Lot 58, said Subdivision, have presented their written request to the Planning Commission and City Commission of East Grand Rapids to vacate the above mentioned portion of Edgemere Drive and Durant Drive; and

WHEREAS, this Commission did, at a regular meeting of said Commission held in said City on the 4th day of May, 1959 declare by resolution that it deemed it advisable to vacate said portion of Edgemere Drive and Durant Drive as hereinabove described, and that it deemed that such vacating and closing of said portion of Edgemere Dr. and Durant Dr. was necessary for the public convenience and a necessary public improvement provided the City is granted a quit-claim deed of area at the north end of Edgemere Dr. to be used as a cul-de-sac, and designated Monday, June 15, 1959 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 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 streets hereinabove described, and said petitioner objecting to the area encompassed by the cul-de-sac, and said hearing being adjourned to the next regular meeting of said City Commission to be held July 6, 1959 - Now, Therefore

BE IT RESOLVED, by the Commission of the City of East Grand Rapids, Michigan, that it deems it advisable, and that it is advisable that said portion of streets described as that part of Edgemere Drive and Durant Drive lying in Fisk Lake Gardens Subdivision in the City of East Grand Rapids, Michigan, northerly and easterly of a line extending from the Southeast corner of Lot 26, said Subdivision, to a point on the East line of Edgemere Drive which is 35 feet Southerly from the Southwest corner of Lot 58, said Subdivision, be vacated, closed, discontinued and abolished, and that in the opinion of this Commission the vacating, closing, discontinuing and abolishing of that part of Edgemere Dr. and Durant Drive 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 certificates giving the name of the Plat or Addition affected by this resolution.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

164. Communication from Mr. Thomas Newhof regarding accident to his daughter, June 4th, at Gladstone and Alexander, caused when she struck a sewer rod and was thrown from her bicycle. Bill submitted amounted to \$21.48.

Jennings-Collins. Referred to the City Attorney for action - damages not to exceed \$21.48.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

165. The Plat of Heather Downs was presented for final approval, together with easements for sanitary sewer, water main and storm drain purposes.

Germain-Nelson. That this Plat be approved and the City Clerk authorized to sign same.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

166. City Manager read monthly reports of the Police Chief, Fire Chief and Health Officer.

Received and filed.

167. Communication from the Planning Commission, together with proposal from Mr. David Hunting, regarding proposed improvement of the property on the east side of Lakeside Dr. between the Yacht Club and Barnard St.

Mr. Hunting was present and addressed the Commission on this matter; also Mr. Uhl representing the Yacht Club.

Jennings-Collins. That the City Manager be authorized to contact Mr. See of the Grand Rapids Park Department regarding plans for landscaping of this property.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

168. Communication from the Planning Commission, recommending approval of the moving of two houses from 701 and 717 Rosewood Ave., respectively, to the east side of Rosewood Ave. at the end of Reed St., and one house from 708 Gladstone Ave. to the southwest corner of Lake Drive and Lakeside Dr., provided administrative regulations necessary are required.

Collins-Germain. Recommendation of the Planning Commission concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

169. Verbal report of City Manager regarding sidewalks.

170. Communication from Earl R. Weeber, Consulting Engineer, reporting on water storage tank foundation bids, recommending that the Strom Construction Co. bid be eliminated as per their request due to a serious error in computation; and recommending that the bid of Owen-Ames-Kimball Co. be accepted and contract awarded according to the terms submitted.

Commissioner Germain asked to be excused from voting on this matter.

171. Nelson-Ellis. That the request of Strom Construction Company to withdraw their bid, be granted.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0. (Com. Germain not voting).

172. Jennings-Nelson. That the bid of Owen-Ames-Kimball Co. for construction of water storage tank foundation be accepted and contract be awarded, subject to the sale of the bonds.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0. (Com. Germain not voting).

173. Jennings-Nelson. That the vouchers in amount of \$38,518.16 approved by the Ways & Means Committee be allowed, and the Comptroller be authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

174. Collins-Ellis. That the Commission adjourn until July 13, 1959 at 5:15 P.M., subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis J. Battjes*  
CITY CLERK

UNOFFICIAL  
Reference Only

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

Special Meeting Held  
July 13, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

175. This being the time and place set for opening bids on construction of trunk water mains (included in the 1959 water improvement project), four bids were received, opened and read.

Germain-Nelson. Referred to City Manager and Consulting Engineer for report.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

176. Verbal Report of City Manager regarding sidewalks which have not yet been repaired and regarding new sidewalks ordered in but not constructed.

177.  
BY COMMISSIONERS MATHESON-NELSON:

RESOLVED, that the construction of sidewalks on

SANTA BARBARA DRIVE (both sides) from San Lu Rae Dr. to El Dorado Dr.,

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 alleys and highways, 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 Santa Barbara Dr. from San Lu Rae Dr. to 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

178.  
BY COMMISSIONERS MATHESON-NELSON:

WHEREAS, the City Commission has declared the construction of sidewalks on

SANTA BARBARA DRIVE (both sides) from San Lu Rae Dr. to El Dorado Dr.

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 \$ 6347 plus grade 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, August 3, 1959 at 5:15 o'clock 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

179.

BY COMMISSIONERS MATHESON-NELSON:

RESOLVED, that the construction of sidewalks on

LAKESIDE DRIVE (east side) from Barnard St. to the City Hall property and from Lake Drive to Breton Rd.

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 alleys and highways, 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 the east side of Lakeside Drive from Barnard St. to the City Hall property and from Lake Drive to Breton Rd.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

179-A.

BY COMMISSIONERS MATHESON-NELSON:

WHEREAS, the City Commission has declared the construction of sidewalks on

LAKESIDE DRIVE (east side) from Barnard St. to the City Hall property and from Lake Drive to Breton Rd.

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 \$2017.00, plus grading and fill \_\_\_\_\_; 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, August 3, 1959 at 5:15 o'clock 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

180.

BY COMMISSIONERS MATHESON-NELSON:

RESOLVED, that the construction of sidewalks on

ROSS COURT (east side) from Lake Drive to south end of street and in front of 833 Ross Ct. (west side)

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 the east side of Ross Court from Lake Drive to the south end of street and on the west side of Ross Court in front of 833 Ross Ct.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

180-A.

BY COMMISSIONERS MATHESON-NELSON:

WHEREAS, the City Commission has declared the construction of sidewalks on

ROSS COURT (east side) from Lake Drive to south end of street and in front of 833 Ross Ct. (west side)

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 \$ 518.00 plus grading and fill \_\_\_\_\_; 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, August 3, 1959 at 5:15 o'clock 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

181.

BY COMMISSIONERS MATHESON-NELSON:

RESOLVED, that the construction of sidewalk on

OXFORD ROAD at the southeast corner of Englewood Dr.

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 alleys and highways, 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 Oxford Rd. at the southeast corner of Englewood 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

181-A:  
BY COMMISSIONERS MATHESON-NELSON:

WHEREAS, the City Commission has declared the construction of sidewalks on OXFORD ROAD at the southeast corner of Englewood Dr. 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 \$ 387.00 plus grading and fill; 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, August 3, 1959 at 5:15 o'clock 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

182. City Manager reported receipt of bids for two police cars, and recommended that the bid of Alberda-Shook Chevrolet of \$2,706.00 for both cars, be accepted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

183. Communication from East Grand Rapids Schools, requesting assurance of sanitary sewer and water service to proposed new school to be constructed in Paris Township approximately 500 feet south of the East Grand Rapids southern boundary cost of extending the sewer and water mains to be paid for by the School District. This matter was discussed at length by the Commission.

Germain-Nelson. Referred to the City Manager and Attorney for report at the committee-of-the-whole meeting.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson - 6  
Nays: Richardson - 1.

184. Mr. John Rose appeared before the Commission and discussed the matter of the boat launching permit requirement, and asked that the 50¢ fee be eliminated as it was hurting his business.

Commissioner Jennings explained the reason for the fee.

Referred to the Police & Fire Committee and Harbormaster.

4.

7/13/1959

185. Nelson-Ellis. That the City Manager confer with the Superintendent of Schools regarding effecting a liaison between the City and Schools on matters concerning both parties.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

186. Germain-Jennings. That the Commission adjourn until 7:30 P.M., July 22, 1959, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis H. Batty*  
CITY CLERK.

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

Regular Meeting Held  
July 22, 1959

The meeting was called to order by President Jennings in the absence of Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson - 6  
Absent: Mayor Richardson - 1.

188. City Clerk reported affidavit of publication of resolution regarding joining Kent-Ottawa Water Authority on file in his office.

189. This being the time and place set for opening bids on the sale of \$465,000.00 Water System Revenue Bonds, five bids were received, opened and tabulated.

190.  
BY COMMISSIONERS MATHESON-NELSON:

WHEREAS, July 22, 1959 at 7:30 o'clock P.M., Eastern Standard Time, has been set for the date of opening bids for the purchase of \$465,000.00 Water Supply System Revenue 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>
Braun, Bosworth & Co. )	1960 through 1970	4 %	\$ 167.40
McDonald-Moore & Co. )	1971 through 1979	3-7/8%	
Watling, Lerchen & Co.)			
Halsey, Stuart & Co., Inc.)	1960 through 1969	4 %	\$ 263.27
Walter J. Wade, Inc. )	1970 through 1972	3-3/4%	
	1973 through 1979	4 %	
John Nuveen & Co. )	1960 through 1963	5 %	\$ 8.19
Stranahan, Harris & Co.)	1964 through 1969	4-1/8%	
	1970 through 1971	4 %	
	1972 through 1979	4-1/8%	
First of Michigan Corp.)	1960 through 1963	5 %	\$ 1.11
Kenower, MacArthur & Co.)	1964 through 1966	4-1/4%	
	1967 through 1979	4-1/8%	
Pohl & Co., Inc. )	1960 through 1964	5 %	\$ 15.17
Seasongood & Mayer )	1965 through 1969	4-1/2%	
Walter, Woody & Heimerdinger)	1970 through 1974	4-5/8%	
Fox, Reusch & Co. )	1975 through 1979	4-1/2%	

AND WHEREAS, the bid of Braun, Bosworth & Co., McDonald-Moore & Co., Watling, Lerchen & Co. has been determined to produce the lowest interest cost to the City;

NOW THEREFORE, BE IT RESOLVED THAT:

(Braun, Bosworth & Co.  
(McDonald-Moore & Co.

1. The bid of (Watling, Lerchen & Co. as above stated, be and the same is hereby accepted.

2. The 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson. - 6

Nays: 0.

191. This being the time and place set for hearing on the assessment roll for Paul St. improvement from Breton Rd. to Kenesaw Dr., no objections were presented.

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

Ellis-Collins. That the bid of William J. Kloote being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

193.

BY COMMISSIONERS ELLIS-COLLINS:

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 grading, graveling and 2" bituminous surface on

PAUL STREET from Breton Rd. to Kenesaw Dr.,

including the necessary curbs, gutters, sidewalks and drainage, and no objections to said roll being presented, therefore be it

RESOLVED, that the said special assessment roll 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 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 Paul Street Grading, Graveling and Asphaltic Concrete 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 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 Paul St. Grading, Graveling & Asphaltic Concrete Paving District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

194. This being the time and place set for hearing on the assessment roll for Andover Rd. and Hampshire Blvd. sanitary sewer, no objections were presented.

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

Nelson-Germain. That the bid of Roosien Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

196.

BY COMMISSIONERS NELSON-GERMAIN:

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 sanitary sewer in

ANDOVER ROAD from Boston St. to Hampshire Blvd., and  
HAMPSHIRE BOULEVARD from Andover Rd. to Conlon Ave.,

including the necessary laterals, and no objections to said roll being presented, therefore be it

RESOLVED, that the said assessment roll 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 ANDOVER RD. and HAMPSHIRE BLVD. 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 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 Andover Rd. and Hampshire Blvd. Sanitary Sewer District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

197. This being the time and place set for hearing on the assessment roll for the installation of a water main in Andover Rd. and Hampshire Blvd., no objections were presented.

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

Germain-Nelson. That the bid of Roosien Bros. being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

199.

BY COMMISSIONERS GERMAIN-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 installing a water main in

ANDOVER ROAD from Boston St. to Hampshire Blvd., and  
HAMPSHIRE BLVD. from Andover Rd. to Conlon Ave.,

including the necessary services, and no objections to said roll being presented therefore be it

RESOLVED, that the said special assessment roll 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 Andover Rd. and Hampshire Blvd. 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 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 Andover Rd. and Hampshire Blvd. Water Main District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

200. This being the time and place set for hearing on the assessment roll for Brighton Dr. Grading, Graveling and 2" Bituminous Surface from Oxford Rd. and Boston St. to Exeter Rd. and Boston St., Mr. Edgar Firant was present and objected to the amount of his assessment. The matter was discussed and he was assured all possible concession had been allowed him.

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

Nelson-Germain. That the bid of J. & W. Blouw being the lowest and best bid submitted, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

202.

BY COMMISSIONERS NELSON-GERMAIN:

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 grading, graveling and 2" bituminous surface on

BRIGHTON DRIVE from Oxford Rd. and Boston St. to Exeter Rd. and Boston St.,

including the necessary curbs, gutters and sidewalks, and due consideration being given to objections presented, therefore be it

RESOLVED, that the said special assessment roll 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 Brighton Drive Grading, Graveling & Asphaltic Concrete 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 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 Brighton Drive Grading, Graveling & Asphaltic Concrete Paving District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson - 6  
Nays: 0.

203. Communication from East Grand Rapids Schools regarding results of the School Election held June 8, 1959.

Received and filed.

204. City Clerk requested authorization to raise the price of certified copies of birth and death certificates to \$1.00 each, in conformity with rate charged by the Kent County Clerk and Grand Rapids Health Department.

Nelson-Ellis. Request concurred in.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

205. Report of the City Manager and Consulting Engineer, recommending that the bid of Van Orden & Van Ess Co. for the installation of trunk water mains be accepted.

Germain-Nelson. That the bid of Van Orden & Van Ess Co. being the lowest and best bid submitted for the installation of trunk water mains, this bid be accepted and contract awarded according to the terms submitted.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

206. City Manager reported regarding existing swimming pools and recommended certain amendments to the Ordinance.

Nelson-Collins. Referred to the Attorney for report to the Ordinance Committee.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

207. City Manager reported regarding arrangements for a liaison between the City Commission and School Board.

Nelson-Matheson. That the City Manager be appointed as the City Commission representative.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

208. Germain-Nelson. That contingencies be removed on the contracts for the 1,250,000 gallon water storage tank and the foundation for same.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

209. Communication from former Mayor John A. Collins, commending the Commission on the brochure recently distributed to the citizens.

Received and filed.

210. Mr. Sandy Stuart was present and discussed the swimming pool ordinance.

211. Nelson-Ellis. That the vouchers in amount of \$28,898.79 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
Nays: 0.

212. Chairman Collins of the Police & Fire Committee recommended the dropping of the boat launching fee.

Collins-Germain: That the following amendment to the boat launching ordinance be adopted:

AN ORDINANCE  
 TO AMEND SECTION 3 OF AN ORDINANCE ENTITLED "AN ORDINANCE  
 TO PROVIDE FOR THE REGULATION AND CONTROL OF LAUNCHING OF  
 MOTORBOATS AND SAILBOATS UPON WATERWAYS FROM PROPERTY  
 LOCATED WITHIN THE CITY OF EAST GRAND RAPIDS, AND TO  
 PROVIDE PENALTIES FOR THE VIOLATION OF THE ORDINANCE".

THE PEOPLE OF THE CITY OF EAST GRAND RAPIDS DO ORDAIN:

SECTION 1. Section 3 of an ordinance entitled "An Ordinance to Provide for the Regulation and Control of Launching of Motorboats and Sailboats Upon Waterways from Property Located Within the City of East Grand Rapids, and to Provide Penalties for the Violation of the Ordinance", and adopted February 17, 1958, is hereby amended to read as follows:

Section 3. Launching Permit.

After March 1, 1958, before any motorboat or sailboat is launched upon a waterway from property located within the corporate limits of the City of East Grand Rapids, the person or persons so launching the same, or for whose use upon a waterway a motorboat or sailboat is so launched, shall obtain a launching permit prior to the launching of any such motorboat or sailboat, which launching permit shall be valid for a period of one (1) year from and after March 1, 1958, said license to be obtained from the Chief of Police, or his designated representative at the Police Department of the City of East Grand Rapids. No such launching permit shall be issued to any person until he has made application on a form to be furnished him by the Chief of Police, and taken a written examination administered by or under the supervision of the Chief of Police, consisting of a test of knowledge of the marine rules of the road applicable to inland waters.

This Ordinance is ordered to take immediate effect and is hereby declared to be necessary for the preservation of the public health, peace and safety.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
 Nays: 0.

213. Germain-Collins. That the Commission adjourn until August 3, 1959, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Matheson, Nelson, Jennings - 6  
 Nays: 0.

  
 CITY CLERK.

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

Regular Meeting Held  
August 3, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Nelson and Mayor  
Richardson.

Absent: Com. Matheson.

214. Minutes of the previous meetings approved as mailed.

215. Sgt. Edward McGarvey of the Michigan State Police, presented the National Safety Council Analysis Report of East Grand Rapids Traffic Safety activities.

Mayor Richardson suggested that Chief Coleman, chairman of the Safety Committee, review this report at a later date.

216. This being the time and place set for hearing on the assessment roll for the proposed improvement of Wilshire Dr., Mr. Warsaw was present and commented regarding curbs and gutters. Mr. McAfee inquired regarding traffic diversion.

City Manager Tholen read a letter regarding a diverter from the Grand Rapids Traffic Engineer and the Planning Consultant. Mayor Richardson discussed the matter of a diverter, suggesting that stop signs be tried out first. Commissioner Germain also discussed this improvement.

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

Germain-Nelson. That the bid of J. & W. Blouw Bldrs. being the lowest and best bid submitted, this bid be accepted and contract awarded according to terms submitted.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6

Nays: 0.

218.

BY COMMISSIONERS GERMAIN-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 grading, graveling and 2" bituminous surface on

WILSHIRE DRIVE from Hall St. east to Eastlawn Rd.,

including the necessary curbs, gutters, sidewalks and drainage, and due consideration being given to objections presented, therefore be it

RESOLVED, that the said special assessment roll 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 Wilshire Dr. Grading, Graveling & Asphaltic Concrete 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 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 Wilshire Dr. Grading, Graveling & Asphaltic Concrete Paving District No. 1 Fund.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6

Nays: 0.

219. This being the time and place set for hearing on the proposed construction of sidewalks on Santa Barbara Dr. (both sides) from San Lu Rae Dr. to El Dorado Dr., Judge John Vander Wal, Dr. Leon Bosch, Mr. Lester Stiles and Mr. Charles Kindel presented objections to these walks. Dr. Bosch suggested a compromise of a walk on the west side only.

Mayor Richardson, Commissioners Jennings, Collins and Nelson expressed the Commission's point of view.

Germain-Collins. That the City Manager be authorized to advertise for bids on this improvement and, insofar as possible, obtain cost for each parcel.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

220. This being the time and place set for hearing on the construction of sidewalks on Lakeside Dr. (east side) from Barnard St. to the City Hall property and from Lake Dr. north to Breton Rd., Mr. Murray asked if the Yacht Club could construct their own walk.

Jennings-Ellis. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

221. This being the time and place set for hearing on the construction of sidewalks on Ross Ct. (east side) from Lake Dr. to the south end of street and in front of 833 Ross Ct. (west side), no one appeared to object.

Collins-Jennings. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

222. This being the time and place set for hearing on the construction of sidewalks on Oxford Rd. at the southeast corner of Englewood Dr., no objections were presented.

Germain-Nelson. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

223. Notice from the Michigan Municipal League regarding annual meeting at Mackinaw Island September 10-12.

Ellis-Collins. That Mayor Richardson be delegated to attend, with City Manager Tholen as alternate, and that the proxy statement accompanying the notice be executed by Mayor Richardson.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

224. Verbal report from the Manager regarding payments for Boston Storm Drain No. 2 and the Elmwood Dr. improvement districts.

Ellis-Germain. That the City Manager be authorized to proceed with these improvements.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

225. Verbal report of City Manager regarding acceptance of a portion of sanitary sewer serving the Irving Bissell property, said sewer commencing at manhole approximately 260 feet west of the Rexford-Dr. and Reeds Lake Blvd. intersection, thence running southwesterly approximately 32 feet; thence south approximately 195 feet.

Collins-Jennings. Recommendation of the City Manager concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

226. Communication from J.H. Baxter regarding damage done to the property of A.W. Baxter and Roy Pratt due to a large section of tree in outlawn breaking off.

Jennings-Ellis. That the bill for this damage be paid.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

227. Petitions for referendum, containing the necessary number of signatures, relative to the contract between the City and the Kent-Ottawa Metropolitan Water Authority.

Received and filed.

228. Communication from the Michigan Municipal Employees' Retirement System regarding Plan B members.

Referred to the City Manager and Clerk for report.

229. Germain-Nelson. That the Mayor and Clerk be authorized to sign a 3-months' extension of the Library lease.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

230.

BY COMMISSIONERS NELSON-JENNINGS:

RESOLVED, that pursuant to investigation by the City Manager and City Engineer of areas within the City requiring the repair of sidewalks now existing, and the written report of the City Manager designating said locations, and notice to the owners of property responsible for said repairs, the City Manager, in accordance with the Charter and Ordinances of the City, is directed to take bids and contract for such repairs as have not been completed by owners of the abutting property prior to date hereof and to report back to the City Commission the cost of said repairs for individual assessment against said property after same are completed.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

231. City Manager read monthly reports of Police Chief, Fire Chief and Health Officer.

Received and filed.

232. City Manager reported on appraisal progress.

233. Jennings-Nelson. That the vouchers in amount of \$92,024.13 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

234. Germain-Ellis. That the Commission adjourn until August 17th, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Nelson, Richardson - 6  
Nays: 0.

*Louis J. Battjes* CITY CLERK

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

Regular Meeting Held  
August 17, 1959.

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Mayor  
Richardson. (Com. Nelson arrived while meeting was in progress).  
Absent: 0.

235. Minutes of the previous meeting approved as mailed.

236. City Clerk reported affidavits of publication of notice to taxpayers, registration notice, election notice, notices of special assessment, amendment to boat launching ordinance and notice of special improvement on file in his office.

237. This being the time and place set for opening bids for the construction of sidewalks on Santa Barbara Dr. (both sides) from San Lu Rae Dr. to El Dorado Dr., no bids were received.

The City Manager made a verbal report regarding this improvement.

Germain-Ellis. That the City Manager be authorized to readvertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

238. This being the time and place set for opening bids for the construction of sidewalks on Lakeside Dr. (east side) from Barnard St. to the City Hall property and from Lake Drive north to Breton Rd., no bids were received.

The City Manager reported verbally regarding this improvement.

Jennings-Germain. That the City Manager be authorized to readvertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Richardson - 6  
Nays: 0.

239. This being the time and place set for opening bids for the construction of sidewalks on Ross Ct. (east side) from Lake Drive to the south end of street and in front of 833 Ross Ct. (west side), no bids were received.

The City Manager reported that all sidewalks have been constructed on Ross Ct. by the property owners.

240. Commissioner Nelson arrived at this time.

241. This being the time and place set for opening bids for the construction of a sidewalk on Oxford Road at the southeast corner of Englewood Dr., one bid was received, opened and read.

Germain-Nellins. That this bid be laid on the table until after the hearing on the assessment roll.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

242.

BY COMMISSIONERS GERMAIN-COLLINS:

WHEREAS, the City Commission did on the 13th of July, 1959, declare the construction of a sidewalk on

OXFORD ROAD at the southeast corner of Englewood Dr.

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 August 3, 1959, 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 Oxford Rd. Sidewalk District No. 1"; and be it further

RESOLVED, that the expense of said improvement, including the cost of such estimate, plats, diagrams and assessments incident thereto be and the same is hereby estimated at the sum of \$ 447.12; 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

243.

BY COMMISSIONERS GERMAIN-COLLINS:

RESOLVED, that the assessment roll covering the construction of a sidewalk on

OXFORD ROAD at the southeast corner of Englewood Dr.

be filed in the office of the City Clerk and marked "Oxford Road Sidewalk District No. 1 Special Assessment Roll"; and be it further

RESOLVED, that Tuesday, September 8, 1959 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 rolls 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.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

244.

BY COMMISSIONERS GERMAIN-NELSON:

WHEREAS, by resolution duly adopted by the City Commission on June 29, 1959, the City Commission authorized the execution of a contract between the City of East Grand Rapids and the Kent-Ottawa Metropolitan Water Authority, a public body corporate created under the provisions of Act 233, Public Acts of Michigan, 1955, as amended, by the terms of which contract the Kent-Ottawa Metropolitan Water Authority would acquire and construct, operate and finance, a common source of water supply from Lake Michigan for the Cities of East Grand Rapids, Wyoming, Grandville, Hudsonville and Zeeland;



Registrations will be taken at the office of the City Clerk during regular working hours and on regular working days up to and including Tuesday, September 8, 1959.

THE LAST DAY FOR RECEIVING REGISTRATIONS will be Tuesday, the 8th day of September, 1959, on which day the said Clerk will be at his office between the hours of 8:00 o'clock a.m. and 8:00 o'clock p.m., Eastern Standard Time, for the purpose of receiving registration of electors qualified to vote.

Louis F. Battjes  
City Clerk.

6. The City Clerk shall cause notice of election to be published at least twice before the date of election in the Grand Rapids Press, a newspaper of general circulation in the City, the first publication to be not less than ten (10) full days prior to said election and shall cause such notice to be posted in not less than three public places in each election precinct in the City not less than ten (10) full days before the day of election.

7. The notice of election shall be in substantially the following form:

CITY OF EAST GRAND RAPIDS  
COUNTY OF KENT, MICHIGAN

TO THE QUALIFIED ELECTORS OF THE CITY OF EAST GRAND RAPIDS:

PLEASE TAKE NOTICE That at a Special Election to be held in the City of East Grand Rapids, County of Kent, Michigan, on the 5th day of October, 1959, from 7:00 o'clock a.m. to 8:00 o'clock p.m., Eastern Standard Time, the following proposition will be submitted to vote of the qualified electors of the City:

Shall the City of East Grand Rapids, County of Kent, Michigan, execute a contract with the Kent-Ottawa Metropolitan Water Authority pursuant to Act 233, Public Acts of Michigan, 1955, as amended, to provide for the acquisition, construction, operation and financing of a source of water supply from Lake Michigan?

All the qualified and registered electors of the City are qualified to vote at said election on the above proposition.

The place of election will be the regular voting place in each election precinct.

This Notice is given by authority of the City Commission of the City of East Grand Rapids, County of Kent, Michigan.

Louis F. Battjes  
City Clerk

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

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

245. The City Clerk reported that he is receiving bids for the City's automobile insurance and requested authorization to award this insurance to the lowest and best bid.

Nelson-Jennings. That this request be concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

246. Report and recommendation, together with resolution, of the New City Committee.

Referred to the Committee-of-the-whole.

247. Collins-Nelson. That the Commission adjourn and reconvene as Board of Appeals.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

248. Communication from Mr. Leo Winick, requesting permission to construct an attached garage at 2214 Elmwood Dr., said garage coming to within 3 feet of the side lot line. Also attached to his communication was a letter from his future neighbor, stating approval of this variation.

Mr. Winick was present and further discussed the matter, and presented letter of consent from another property owner adjacent to his home.

Germain-Nelson. Referred to the Planning Commission for report at the next Commission meeting if possible.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

249. Germain-Nelson. That the Board of Appeals adjourn and reconvene as City Commission.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

250. The City Manager reported verbally on the necessity for including a 24" concrete pipe water distribution main <sup>in Conlon Ave. from</sup> from Albert Dr. to Oakwood Dr. in the 1959 water system improvement project, and stating that Van Orden & Van Ess, contractors on this job, had submitted a bid of \$38,514.78, based on the same unit prices contained in their present contract, and it was his recommendation that this bid be accepted, payment to be made out of the amount allowed for contingencies.

Collins-Matheson. That the Manager's recommendation be concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

251. The City Manager reported verbally on the necessity of extras over the contract with Owen-Ames-Kimball Co. amounting to \$1510.00 for the construction of a concrete tank drain outlet and a rip rap channel.

Collins-Nelson. That the recommendation of the Manager be concurred in.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0. (Com. Germain not voting).

252. Former Mayor John A. Collins appeared before the Commission regarding the park at San Lu Rae Dr. and San Lucia Dr., asking if it could not be designated a playground.

Referred to the Planning Commission.

253. Jennings-Nelson. That the vouchers in amount of \$37,407.54 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

254. Com. Matheson reported that residents in the Santa Barbara-San Lu Rae area would like a street light.

Mayor Richardson stated that residents on Wilshire Dr. also wished street lights.

255. Other matters brought up were (1) the canopy over walk at the A.J.'s Restaurant - the City Manager stating this was not in violation of City ordinances (2) the repair of City walks at street intersections (3) the advisability of placing litter barrels, particularly at Buth's, and (4) the Police and Fire Department reports being made in person.

256. Collins-Germain. That the Commission adjourn until September 8th, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
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  
September 8, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Jennings, Matheson, Nelson, Mayor Richardson.  
(Com. Germain arrived after meeting was in session)

Absent: 0

257. Minutes of the previous meeting approved as mailed.

258. City Clerk reported affidavits of publication of notice of registration notices of special election August 4 and August 31, and notice to bidders on file in his office.

259. This being the time and place set for opening bids for construction of sidewalks on both sides of Santa Barbara Dr. from San Lu Rae Dr. to El Dorado Dr., no bids were received.

The City Manager reported all sidewalks have been contracted for by the property owners on this street.

260. This being the time and place set for opening bids for construction of sidewalk on the east side of Lakeside Dr. from Barnard St. to the City Hall property and from Lake Drive north to Breton Rd., no bids were received.

The City Manager reported verbally regarding this project.

261. This being the time and place set for hearing on the assessment roll for sidewalk on Oxford Rd. at the southeast corner of Englewood Dr., the bid of James Wheeler previously submitted was rejected, inasmuch as this work has already been completed by the property owner.

262. The City Manager reported receiving two bids for the grading and graveling, together with curbs, gutters and sidewalks, on Eastlawn Rd. from Boston St. to Heather St. and on Heather St. from Eastlawn Rd. to west line of Pinecrest Ave., including Heather and Stratford Cts. The two bids were opened and read,

Nelson-Ellis. That the low bid of Carmody-Mauzy, Inc. be accepted, subject to deposit of the full amount of the project by Albert Builders, Inc. and execution of agreement to construct asphaltic concrete surface next year.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

263. Commissioner Germain arrived at this time.

264. Mr. John A. Collins was present and discussed the matter of street maintenance and improvements over the years. This matter was also discussed by the City Commission members and the City Manager.

265. The City Manager reported receiving bids for asphalt seal coat on the following list of streets, and recommended that the low bid of Stanley Bekman be accepted:

Lakeside Dr. - from Burchard St. to Hall St.  
Princeton Blvd. - from Lake Dr. to north end of street  
Richards Dr. - from Lake Grove Ave. to Andover Rd.  
Boston St. - from Conlon Ave. to Andover Rd.  
Gladstone Ave. - from Lake Dr. to Franklin St.  
Rosewood Ave. - from Lake Dr. to Franklin St.  
Reed St. - from Gladstone Ave. to Rosewood Ave.  
Lake Grove Ave. - from Lake Dr. to El Dorado Dr.  
Bagley Ave. - from Wealthy St. to Lake Dr.  
Croswell Ave. - from Wealthy St. to Lake Dr.

Matheson-Germain. That contract be awarded to Stanley Bekman but that work be limited to the following streets, which are fully improved:

Gladstone Ave. from Lake Drive to Franklin St.  
 Rosewood Ave. from Lake Drive to Franklin St.  
 Bagley Ave. from Wealthy St. to Lake Dr.  
 Crosswell Ave. from Wealthy St. to Lake Dr.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
 Nays: 0.

266. Communication from the Planning Commission, recommending that the variance requested by Mr. Leo Winick at 2214 Elmwood Dr. for attached garage to be placed within 3 feet of the side lot line be approved and permit granted.

Jennings-Collins. That the recommendation of the Planning Commission be concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
 Nays: 0.

267. Communication from the City Manager, reporting on meeting held between himself and the City Attorney with Mr. Irving Bissell and his legal counsel, and stating that Mr. Bissell had agreed to plat his property as requested by the City.

Received and filed.

268. Communication from the City Manager regarding collection of special assessments on the Wilshire Dr. and Brighton Dr. improvement projects, and recommending that, due to the lateness of the season, start of work on these projects be authorized, inasmuch as sufficient funds will no doubt be available to make contract payments through the balance of this construction year.

Jennings-Ellis. Recommendation of the City Manager concurred in and he be authorized to proceed with the work.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
 Nays: 0.

269. Communication from Mr. Dale Gasch, reporting on Library activities for the months of June, July and August.

Received and filed.

270. Communication from the City Manager, recommending acceptance of the following improvements and authorization for final payment:

Boston Storm Drain #2	\$ 3,184.72
Oxford, Asbury, Whitfield & Exeter Sanitary Sewer	1,134.83
Oxford, Asbury & Whitfield Water Main	542.84
Brighton Dr. Sanitary Sewer	1,056.63
Brighton Dr. Water Main	435.02

Nelson-Jennings. That the recommendation of the City Manager be concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
 Nays: 0.

271. Communication from Albert Builders, Inc. regarding sidewalk on the north side of Boston St. from Eastlawn Rd. to Breton.

The City Manager reported verbally regarding the above, stating the walk had been ordered in.

3.

9/8/1959

272. The City Manager reported verbally regarding the improvement of Pinecrest Ave. from Elmwood Dr. to Heather St.

273.

BY COMMISSIONERS NELSON-GERMAIN:

RESOLVED, that the grading, graveling and 2" bituminous surface on  
PINECREST AVENUE from Elmwood Dr. to Heather St.

including the necessary curbs, gutters and sidewalks, 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, abutting upon 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 Pinecrest Avenue between Elmwood Dr. and Heather St.

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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

274.

BY COMMISSIONERS NELSON-GERMAIN:

WHEREAS, the City Commission has declared the grading, graveling and 2" bituminous surface on

PINECREST AVENUE from Elmwood Dr. to Heather St.,

including the necessary curbs, gutters and sidewalks, 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 \$ 19,642 80; 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, September 21, 1959 at 5:15 o'clock 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, 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: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

275. The City Manager requested authority to advertise for bids for 2 trucks.

Jennings-Collins. That the City Manager be authorized to so advertise, bids to be submitted at the October 5th meeting.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

276. City Manager read monthly reports of the Police Chief, Fire Chief.

Received and filed.

277. Mr. Baxter, representing the School Board, was present and asked for information regarding water rates and improvements.

278. Jennings-Ellis. That the vouchers in amount of \$245,604.34 approved by the Ways & Means Committee be allowed, and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

279. Commissioner Nelson suggested the Commission inform the public regarding the signing of contract with Kent-Ottawa Metropolitan Water Authority and regarding the special election October 5th.

Commissioner Nelson also discussed several pending ordinances.

280. Nelson-Jennings. That the proposed ordinance entitled "An Ordinance to Adopt by Reference the Uniform Traffic Code for Michigan Cities, Townships and Villages" be placed on first reading.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

281. Commissioner Germain suggested a traffic study be made of the corner of Boston St. and Breton Rd. regarding necessity for a traffic light.

City Manager to report at the next meeting.

282. Collins-Matheson. That the Commission adjourn until September 21st, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

  
CITY CLERK.

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

Regular Meeting Held  
September 21, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson, Mayor Richardson.  
Absent: 0.

283. Minutes of the previous meeting approved as mailed.

284. This being the time and place set for hearing on the improvement of Pinecrest Ave. from Elmwood Dr. to Heather St., no objections were presented.

Nelson-Ellis. That the City Manager be authorized to advertise for bids on this improvement.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

285. Communication from the Michigan Municipal Employees' Retirement System regarding annual meeting to be held in East Lansing October 14, 1959 and requesting names of delegates who will attend.

Germain-Matheson. That Louis F. Battjes be authorized to attend as official delegate and Berton Frens as employee delegate, David Sweet as alternate.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

286. Communication from the City Manager, recommending that the following streets be added to the list of streets approved for seal coat; Cambridge Dr. from Alexander Rd. to Franklin St., Rosewood Dr. from Alexander Rd. to Franklin St., Gladstone Dr. from Alexander Rd. to Franklin St. and the Cambridge Dr. and Alexander Rd. intersection.

Collins-Nelson. That the Manager's recommendation be concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

287. City Manager reported verbally regarding progress on the re-appraisal program.

288. Jennings-Nelson. That the vouchers in amount of \$60,020.46 approved by the Ways & Means Committee be allowed, and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

288. Nelson-Jennings. That the following ordinance be placed on second and final reading and adopted by this Commission, effective date October 1, 1959:

AN ORDINANCE  
TO ADOPT BY REFERENCE THE UNIFORM TRAFFIC CODE FOR  
MICHIGAN CITIES, TOWNSHIPS AND VILLAGES+

THE PEOPLE OF THE CITY OF EAST GRAND RAPIDS DO ORDAIN:

Sec. 1. CODE ADOPTED

The Uniform Traffic Code for cities, townships and villages promulgated by the Commissioner of State Police on February 14, 1958, and published in Supplement No. 13, Michigan Administrative Code, pp. 5 to 37, in accordance with Public Act 62 of 1956, State of Michigan, is hereby adopted by reference as in this Ordinance modified.

Sec. 2. REFERENCES IN CODE

References in the Uniform Traffic Code for Michigan Cities, Townships and Villages to "governmental unit" shall mean the City of East Grand Rapids.

Sec. 3. NOTICE TO BE PUBLISHED

The City Clerk shall publish this Ordinance in the manner required by law and shall at the same time publish a supplementary notice setting forth the purpose of the said Uniform Traffic Code and of the fact that complete copies of the Code are available at the office of the Clerk for inspection by and distribution to the public at all times.

Sec. 4. CONFLICTING ORDINANCES REPEALED

All other Ordinances inconsistent with the provisions of the Uniform Traffic Code are, to the extent of such inconsistency, hereby repealed.

Sec. 5. WHEN EFFECTIVE

The Uniform Traffic Code will be in effect in this governmental unit 10 days after the final passage of this adopting Ordinance.

Sec. 6. CHANGES IN CODE

The following sections and sub-sections of the Uniform Traffic Code for cities, townships and villages are hereby amended or deleted as set forth and additional sections and sub-sections are added as indicated. Subsequent section numbers used in this Ordinance shall refer to the like numbered sections of the Uniform Traffic Code.

Sec. 1.043. TRAFFIC DIVISION. After Sec. 1.043 add Sec. 1.0431 as follows:

Sec. 1.0431. Traffic Commission means the body created in Sec. 2.261.

Sec. 2.4. AUTHORITY OF POLICE TO INSPECT VEHICLE. - Amended to read:

Sec. 2.4. Any police officer shall be authorized to stop any motor vehicle and inspect the same, and if any defects in equipment are found, to arrest the driver in the manner provided in this Ordinance.

Sec. 2.26. NOTIFYING OWNER OF IMPOUNDED VEHICLE. Sec. 2.261 to be added after

Sec. 2.26 to read:

Sec. 2.261. Traffic Commission. There is hereby created a Traffic Commission to act in an advisory capacity in all matters relating to traffic and safety upon the highways and to investigate and make reports to the City Commission of their findings, together with recommendations concerning such matters. Said Commission shall be composed of the City Manager, the Superintendent of Police, one member of the City Commission who shall be appointed annually by the Mayor, and four resident taxpayers of East Grand Rapids who shall be appointed by the City Commission for terms of one year. The appointment of those members who are resident taxpayers shall be made as of the first Monday in May of each year. The Traffic Commission shall organize annually as soon after the first Monday in May as is practicable and shall select one of its members as chairman. The members of the Traffic Commission shall serve without compensation and may be removed in the same manner as other city officers.

Sec. 2.32~~m~~ 2.33, 2.34, 2.35 and 2.36. Delete these sections entirely, and add a substitute Sec. 2.32, to read:

Sec. 2.32. The traffic engineer is authorized to limit, restrict or prohibit the standing or parking of vehicles upon either or both sides of any roadway, street or alley or any portion thereof and when so regulated such limitation, restriction and/or prohibition shall be indicated by paint of distinguishing color and/or uniform character, and/or by signs or other devices, indicating the distance, place and space, and no person shall stand or park a vehicle in violation of such limitation, restriction and/or prohibition.

Sec. 2.53. TRAFFIC CONTROL ORDERS. Sec. 2.53 is amended to read:

Sec. 2.53. Any and all authority to act granted to the traffic engineer under this Ordinance is limited to, subject to, and conditioned upon his first securing in every instance approval of the Traffic Commission.

Sec. 4.3. LIMIT TO AUTHORITY. Delete Sec. 4.3 entirely.

Secs. 5.2, 5.3, 5.4, 5.5 and 5.6. Delete these sections entirely and add Secs. 5.2 and 5.3 to read:

Sec. 5.2. Duty to Report Accidents. The operator of any vehicle involved in an accident resulting in injury or death to any person or damage to any property shall:

- (a) Immediately stop such vehicle at the scene of such accident, and
- (b) Render to any person injured in such accident reasonable assistance, including the carrying of such person to a physician or surgeon for medical or surgical treatment if it is apparent that such treatment is necessary or is requested by the injured person, and
- (c) Give his name, address, the registration number of his vehicle, and the name and address of its owner, and exhibit his operator's or chauffer's license to any person injured and to the operator, or occupants of any other vehicle involved in such accident or to the owner of the property damaged, and
- (d) Make a written report of such accident to the officers in charge of any police accident investigation cruiser which may be at the scene of such accident or, within 24 hours after the time of such accident, to the Police Station or the Traffic Bureau; provided, however, that if the property damaged is a parked vehicle or other stationary property, and the owner or operator thereof is not present, the operator shall leave his name, address and the registration number of his vehicle written plainly on a piece of paper in, or securely attached to, such parked vehicle or property, and shall make the written report above required within 2 hours after the time of such accident.

Sec. 5.3. Presumption of Vehicle Operation. In any proceeding for violation of the provisions of Sec. 5.2, the registration plate displayed on any vehicle involved in any accident shall constitute in evidence a prima facie presumption that the owner of such vehicle was the person who operated such vehicle at the time and place where such accident occurred.

Sec. 5.69. Amended to read:

Sec. 5.69. License Plates. No person shall operate, use or pull a vehicle on any street of this governmental unit without having his vehicle equipped with a license plate or plates, fastened, placed, maintained and in proper condition as provided in the Michigan Vehicle Code, Act 300, Public Acts of 1949, as amended

Sec. 5.96. Add to read:

Sec. 5.96. FENDERS OR MUDGUARDS. No passenger motor vehicle shall be operated upon any street or roadway unless such motor vehicle is properly equipped with mud guards or fenders of not less than 8" in width.

Sec. 5.97. Add to read:

Sec. 5.97. EMBRACING PROHIBITED. No operator of a motor vehicle shall embrace, or be embraced by another person, while his vehicle is in motion.

Sec. 5.98. Add to read:

Sec. 5.98. UNATTENDED MOTOR VEHICLE. No motor vehicle shall be parked unattended unless the motor is stopped and the brakes are effectively set, and when parked on a grade such motor vehicle shall also be left in gear and the front wheel turned toward the near curb.

Sec. 5.99. Added to read:

Sec. 5.99. PROHIBITION ON HITCH-HIKING: No person shall stand on or near the roadway and solicit a ride from the operator of any vehicle other than public carriers.

Sec. 8.8. LIGHTS ON PARKED VEHICLES. Section amended to read:

Sec. 8.8. Vehicles Parked During Darkness. Vehicles which are parked during the hours of darkness shall have a red light on the left rear thereof which is visible for a distance of 200 feet, or a red reflector or reflex mirror on the left rear which shall be visible in the lights of a motor vehicle for a distance of 200 feet.

Sec. 8.10(b) Amended to read:

Sec. 8.10(b). In front of a public or private driveway; or, where the roadway is less than 25 feet in width, opposite or within 10 feet of the prolonged or extended edges of a public or private driveway.

Sec. 8.10(s). Added to read:

Sec. 8.10(s). No vehicle shall be parked longer than one hour between the hours of 1:30 a.m. and 6:00 a.m.

Sec. 8.10(t). Added to read:

Sec. 8.10(t). The operator of a vehicle which is parked, shall move the same at any time at the request of a police officer or at the request of the owner or occupant of the abutting property if the vehicle has been parked over 3 hours or if it is a commercial vehicle, after it has been parked over one hour.

Sec. 9.3. PENALTIES. Amended to read:

Sec. 9.3. Penalties. Any person convicted of violating any of the provisions of this Ordinance shall be punished by a fine of not more than One Hundred (\$100.00) Dollars or imprisonment in the County Jail of Kent County for a period of not more than 90 days, or both such fine and imprisonment and/or he shall be required to attend a school of instruction in the discretion of the Court; provided, however, that any pedestrian convicted of violating any of the provisions of this Ordinance shall be punished by a fine of not more than Ten (\$10.00) Dollars, or imprisonment in the County Jail of Kent County for a period of not more than ten (10) days and/or he shall be required to attend a school of instruction in the discretion of the Court.

Sec. 9.6. Added to read:

Sec. 9.6. PRESUMPTION OF OPERATION. In any proceeding for a violation of this Ordinance proof that the particular vehicle described in the complaint was being operated in violation of any provision of this Ordinance, together with proof that the defendant named in the complaint was at the time of such operation the registered owner of such vehicle shall constitute in evidence a presumption that the registered owner of such vehicle at the point where, and for the time during which, such violation occurred, was the operator of said vehicle.

Sec. 9.7. Added to read:

Sec. 9.7. INCORPORATION BY REFERENCE. All the provisions of Act 300 of the 1949 Public Acts of Michigan and as it may be amended from time to time hereafter, as well as the provisions of any other Act or Statute of the State of Michigan now in effect or which may be hereafter enacted, not inconsistent with the Ordinance, regulating vehicle traffic, or regulating the ownership, use or operation of a vehicle upon the streets, highways, alleys, roadways, frozen waters, or any public or semi-public place are hereby incorporated into and made a part of this Ordinance.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7

Nays: 0.

289. Commissioner Nelson brought up the matter of hydrant rentals, speeding on Argentina Dr. and other subjects for discussion at committee-of-the-whole meeting.

Commissioner Ellis also brought up a matter for discussion.

Commissioner Matheson suggested a stop sign be erected at El Dorado Dr and Lakeside Dr.

290. Germain-Collins. That the Commission adjourn until October 5, 1959, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7

Nays: 0.

*Louis F. Botjes*  
CITY CLERK.

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

Regular Meeting Held  
October 5, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

291. Minutes of the previous meeting approved as mailed.

292. City Clerk reported affidavits of publication of Notice of Special Election, Registration, Notice to Bidders, Notice of Special Assessment and Notice of Adopting Uniform Traffic Code on file in his office.

293. Communication from Mr. Harold W. Rockwell, requesting that East Grand Rapids annex that portion of Lot 71, Woodcliff Park, owned by him, which is located in Grand Rapids Township.

Referred to City Manager for report.

294. Petition of Royce G. Engel, Jr. and all other property owners on Paul Street to change the street name to Argentina Dr.

Tabled until the next meeting.

295. City Manager reported receiving four bids for two new truck chasses and three bids on two truck bodies for the Street Department, and recommended that the low bid in each case be accepted.

Collins-Nelson. Recommendation of Manager concurred in.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

296. City Manager reported appraisal of city-owned property in the Robinson Road Plat had been completed by Mr. Charles R. Fuller.

Referred to Committee-of-the-whole.

297. Communication from former Mayor John A. Collins, commending the City Commission on the meeting regarding the Water Authority held at the High School on September 30th.

Received and filed.

298. City Manager read monthly reports of the Police Chief, Fire Chief, Health Officer and Assessor.

Received and filed.

299. Jennings-Nelson. That the vouchers in amount of \$59,203.31 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

300. Commissioner Matheson commended Mayor Richardson on his article in the Grand Rapids Press on October 3rd.

301. Germain-Collins. That the Commission adjourn until October 19th, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis F. Balfour* CITY CLERK

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

Regular Meeting Held  
October 19, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

302. Minutes of the previous meeting approved as mailed.

303. Mr. John Mead, representative of the Citizens' Committee, appeared before the Commission regarding reduction in water rate.

Mayor Richardson advised him the matter was under study by the City Commission.

304. Germain-Nelson. That the City Commission adjourn, and reconvene as Board of Zoning Appeals.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

305. Request of J. Brock Albert of Albert Builders, Inc. requesting permission to construct two homes (2213 Boston St. and 2215 Boston St.) with lot sizes of 64' x 135' and 63.68' x 135' respectively.

Germain-Jennings. That this matter be referred to the Committee-of-the-whole for consideration.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

306. Request of J. Brock Albert of Albert Builders, Inc. for permission to construct home at the northwest corner of Heather St. and Eastlawn Rd. with a side yard of only 13' 4".

Jennings-Germain. That in view of the particular situation involved at this location, this variance be granted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

307. Germain-Ellis. That the Board of Zoning Appeals adjourn and reconvene as City Commission.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

308. Nelson-Jennings. That the following Report of the Board of Canvassers giving results of the October 5th Special Election be received and made a part of the minutes of this meeting:

BOARD OF CANVASSERS' STATEMENT OF VOTES  
CAST IN THE SPECIAL ELECTION HELD IN THE CITY OF EAST  
GRAND RAPIDS, MICHIGAN, ON MONDAY, OCTOBER 5, 1959.

\* \* \* \*

The following is a true statement of the whole number of votes given and cast at the Special Election held in the City of East Grand Rapids, Michigan, and in the several precincts and wards of said City, on Monday, the 5th day of October, A.D. 1959, for the purpose of voting on the following proposal:

## PROPOSAL

Shall the City of East Grand Rapids, County of Kent, Michigan, execute a contract with the Kent-Ottawa Metropolitan Water Authority pursuant to Act 233, Public Acts of Michigan, 1955, as amended, to provide for the acquisition, construction, operation and financing of a source of water supply from Lake Michigan?

The whole number of votes given for the adoption or rejection of the above proposal was two thousand four hundred eleven (2,411); of which number six hundred Sixty-nine (669) votes were cast in favor of the Proposal and one thousand seven hundred forty-two (1,742) were cast against the Proposal.

We, the undersigned Board of Canvassers of the City of East Grand Rapids, do hereby certify that the foregoing is a true and correct statement of the whole number of votes given and cast for and against said Proposal voted upon at the Special Election held in the City of East Grand Rapids, Michigan, and in the several wards and precincts thereof, on Monday, the 5th day of October, 1959.

We do hereby further certify in pursuance of the provisions of the Charter of the City of East Grand Rapids, adopted June 19, 1927, and the laws of the State of Michigan in such case made and provided, that the votes cast against the Proposal were in the majority, and we do hereby determine and declare said Proposal rejected.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed the seal of the City of East Grand Rapids, Michigan, at the City of East Grand Rapids, this 8th day of October, A.D. 1959.

(S E A L)

Louis F. Battjes  
Donald Ford  
Stephen A. Bryant  
BOARD OF CANVASSERS OF THE  
CITY OF EAST GRAND RAPIDS, MICHIGAN.

STATE OF MICHIGAN )  
                          ) ss.  
COUNTY OF KENT    )

On this 8th day of October, 1959, personally appeared before me, a Notary Public in and for said County of Kent, the above named Louis F. Battjes, Donald Ford and Stephen A. Bryant, who constitute the Board of Canvassers for the City of East Grand Rapids in said County, and made oath that the foregoing statement of votes cast at the Special Election held in said City on Monday, the 5th day of October, 1959, by them subscribed, and together with the foregoing certificates of said Board, is a true and correct statement of the votes cast at the Special Election held in said City on Monday, the 5th day of October, 1959, by them subscribed, and together with the foregoing certificates of said Board, is a true and correct statement of the votes cast at said Special Election and of their certificates therein, and I herewith attest the same as being such true and correct statement.

H. Louis Rhoades  
Notary Public, Kent County, Michigan

My Commission expires 6/24/63.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

309. City Manager reported verbally regarding the Water Authority meeting.

310. Watson-Germain. That the City of East Grand Rapids adopt the amendments to the Articles of Incorporation of the Kent-Ottawa Metropolitan Water Authority, which amendments limit the municipalities comprising the Authority to the cities of Wyoming, Grandville and Zeeland, and designates their voting strength; and that the Mayor and Clerk be authorized to sign same in behalf of the City of East Grand Rapids.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

311. Communication from the City Manager regarding changing the name of Paul St. to Santa Monica Dr.

Matheson-Ellis. That the name of Paul St. be changed to Santa Monica Dr.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

312. Report of the City Manager regarding annexation of that portion of Lot 71, Woodcliff Park lying in Grand Rapids Township, stating that he had contacted other property owners adjacent to the area who also had property lying in both governmental units.

That this matter be tabled and the City Manager inform the interested parties.

313. City Manager reported receipt of communication from Albert Builders, Inc. agreeing to pay the cost of asphalt surfacing on Eastlawn Rd., Heather St., Heather Ct. and Stratford when the work can be done next spring.

314. Jennings-Nelson. That the vouchers in amount of \$44,906.82 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

314. Commissioner Collins reported he had received complaints from drivers having difficulty getting across Lake Drive at Lakeside Dr. during the morning when children are going to Junior High School, and requested that the Police Chief, if possible, assign a patrolman to traffic duty at this point during the morning before school assembly.

315. Mayor Richardson made verbal report regarding the meeting of the Board of Supervisors Annexation Committee and their choice of effective date in case annexation takes place.

316. Germain-Collins. That the Commission adjourn until November 2nd, subject to the call of the Mayor.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

  
CITY CLERK.

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

Regular Meeting Held  
November 2, 1959

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

317. Minutes of the previous meeting approved as mailed.

318. Communication from Albert Builders, Inc. regarding the improvement  
of streets in the Heather Downs Plat.

Received and filed.

319. City Clerk reported receipt of copy of resolution passed by  
the Kent County Board of Supervisors regarding annexation.

Received and filed.

320. Verbal report of City Manager regarding request of Albert Builders  
for zoning variance at 2213 and 2215 Boston St.

Mr. J. Brock Albert was present and spoke in favor of the variance,  
stating they would not build two-stall garages on these lots.

Jennings-Germain. Referred to the Planning Commission.

Yeas: Collins, Ellis, Germain, Jennings, Richardson - 5

Nays: Matheson, Nelson - 2.

321. City Manager read monthly reports of the Fire Chief, Health Officer  
and Assessor. Chief Coleman read his report.

Received and filed.

322. Jennings-Nelson. That the vouchers in amount of \$149,720.46  
approved by the Ways & Means Committee be allowed and the Comptroller  
authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7

Nays: 0.

323. City Manager suggested that the Commission meet on November 23rd  
to open bids on pumps, etc. for the Water Improvement Project.

324. Mayor Richardson reported receiving communication from T. Gordon  
O'Neill, tendering his resignation from the Budget Board, inasmuch as he was  
moving out of East Grand Rapids.

325. Commissioner Nelson brought up the matter of making Briarwood Ave.  
a one-way street, between Wealthy and Lake Drive.

326. The matter of a delay in timing on the light for southbound traffic  
at Breton and Lake Drive was discussed.

327. Collins-Germain. That the Commission adjourn, subject to the  
call of the Mayor, until November 16, 1959.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7

Nays: 0.

*Louis F. Battjes*  
CITY CLERK.

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

Regular Meeting Held  
November 16, 1959

The meeting was called to order by Mayor Richardson.

Present. Coms. Collins, Ellis, Jennings, Matheson, Nelson and Mayor  
Richardson.

Absent: Com. Germain.

328. Minutes of the previous meeting approved as mailed.

329. City Clerk reported affidavits of publication of election notice  
and registration notice on file in his office.

330. Communication from the City Manager, presenting recommendation  
of the Planning Commission that the City acquire a pedestrian sidewalk  
right-of-way between Andover Rd. and Woodlawn Ave.

Jennings-Collins. That the City Manager be authorized to negotiate  
for acquisition of this right-of-way.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

331. Communication from the City Manager recommending a 30¢ water  
rate effective December 1, 1959.

Jennings-Nelson. That this recommendation be concurred in and the  
City Manager and City Attorney be authorized to prepare the necessary  
amendments.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

332. Communication from Central Seventh-Day Adventist Church for  
permission to operate a sound car playing Christmas music on East Grand  
Rapids streets while their solicitors contact residents, December 19th  
through the 24th, from 6 to 9 p.m.

Collins-Ellis. That this permission be granted.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

333. Jennings-Nelson. That the vouchers in amount of \$32,466.60  
approved by the Ways & Means Committee be allowed and the Comptroller  
authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

334. Nelson-Matheson. That the Commission adjourn, subject to  
the call of the Mayor, until November 23, 1959.

Yeas: Collins, Ellis, Jennings, Matheson, Nelson, Richardson - 6  
Nays: 0.

  
CITY CLERK.

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

Special Meeting Held  
November 23, 1959.

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

328. City Clerk reported affidavits of publication of notice to bidders on file in his office.

329. This being the time and place set for opening bids for pumping units, ten bids were received, opened and read.

Germain-Jennings. Referred to the Consulting Engineer for report at the next meeting.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

330. Nelson-Matheson. That the following proposed amendment to the Water Supply Ordinance be placed on first and final reading and adopted by this Commission:

AN ORDINANCE

AMENDING SECTION 8 OF AN ORDINANCE ENTITLED: "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. That portion of Section 8 specifically pertaining to consumption rates in an Ordinance entitled: "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", is hereby amended to read as follows:

Consumption Rates

Inside City Limits	30¢ per 1000 gallons
Outside City Limits	50¢ per 1000 gallons

Minimum bill for inside City limits is \$3.00 per quarter or fraction thereof  
Minimum bill for outside City limits is \$5.00 per quarter or fraction thereof.

SECTION 2. That the foregoing consumption rate schedule shall be in effect on water used on and after December 1, 1959.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

331.

BY COMMISSIONERS JENNINGS-GERMAIN:

RESOLVED, that the Schedule of Water Rates and Charges adopted as Section 44 of Rules and Regulations July 1, 1951 of Rules and Regulations adopted March 16, 1936 and amended October 1, 1955 and October 20, 1958, be amended as follows to take effect for water used on or after December 1, 1959:

## Water Rate:

Inside City Limits	30¢ per 1000 gallons
Outside City Limits	50¢ per 1000 gallons
Minimum bill, inside City Limits,	\$3.00 per quarter or fraction thereof
Minimum bill, outside City Limits,	\$5.00 per quarter or fraction thereof.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

332. Collins-Ellis. That the Commission adjourn, subject to the call of the Mayor, until December 7, 1959.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

*Louis J. Battjes*  
CITY CLERK.

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

Regular Meeting Held  
December 7, 1959.

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson and  
Mayor Richardson.

Absent: 0.

333. Minutes of the previous meeting approved as mailed.

334. City Clerk reported affidavits of publication of registration notice, election notices, notice to property owners and notice re: amendment to Water Ordinance on file in his office.

335. Report and recommendation of City Manager and Consulting Engineer on pumping unit bids, recommending awards as follows:

Unit #1 - Allis-Chalmers Mfg. Co.  
Units #2 and #3 - Allis-Chalmers Mfg. Co.  
Unit #4 - Worthington Corp.

The City Manager also reported regarding other equipment and installations necessary for this improvement.

336. Communication from City Manager, recommending that he be authorized to contract for construction of sidewalk in front of 2335 Boston St. City Manager also read communication from Dr. Willis Dixon, owner of the property.

Collins-Jennings. That the recommendation of the City Manager be concurred in.

Yeas: Collins, Ellis, Jennings, Matheson, Richardson - 5  
Nays: Germain, Nelson - 2.

337. City Manager read monthly reports of the Fire Chief and Health Officer.

The Police Chief and Assessor read their respective reports.

Received and filed.

338. Communication from George L. Stone, commending Police Chief Coleman for courteous attention and assistance he received beyond the strict line of duty.

Received and filed.

339. Communication from the West Lakeside Corporation regarding signs on the new stores in Ramona Shopping Center.

Referred to City Manager to report to the Committee-of-the-whole.

340. City Manager reported regarding skating rink schedules to cover Woodcliff, Lakeside and Breton Downs schools.

341. City Manager submitted estimate of Van Orden & Van Ess on work completed on the Conlon Ave. portion of the Water Supply Improvement Project of 1959.

Collins-Ellis. Estimate approved subject to approval of the Manager and Engineer.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

12/7/1959

342. Jennings-Nelson. That the vouchers in amount of \$214,928.46 approved by the Ways & Means Committee be allowed, and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

343. Germain-Ellis. That the Commission adjourn, subject to the call of the Mayor, until December 21, 1959.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 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  
December 21, 1959.

The meeting was called to order by Mayor Richardson.

Present: Coms. Collins, Ellis, Germain, Jennings, Matheson, Nelson,  
and Mayor Richardson.

Absent: 0.

344. Minutes of the previous meeting approved as mailed.

345. Communication from the State Liquor Control Commission regarding renewal of licenses to sell beer and/or wine, and for spirits for consumption on premises.

Received and filed.

346. Germain-Nelson. That the only signs permitted in the Ramona Shopping Center must be single face, interior illuminated, plexi-glas, or signs of a similar nature, installed on the roof with a maximum height of 18 inches, with length according to the length of the name.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

347. City Manager brought up the matter of commercial building permit for Buob Plumbing Co. on site south of the Bakery on Bagley Ave.

Ellis-Germain. That a permit be granted, subject to a required 2-foot set back from the front property line and to a plot plan and detailed building plan being submitted.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

348. Nelson-Collins. That the City Manager be authorized to purchase a chlorinator from Wallace & Tiernan.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

349. City Manager reported verbally regarding appraisal recently completed by J.M. Cleminshaw Co.

350. Jennings-Nelson. That the vouchers in amount of \$364,033.92 approved by the Ways & Means Committee be allowed and the Comptroller authorized to draw an order on the Treasurer for their respective amounts.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

351. Nelson-Matheson. That the City Attorney check on the amount of time required prior to placing a charter amendment on the ballot.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

352. Germain-Ellis. That the Commission adjourn, subject to the call of the Mayor, until January 4, 1960.

Yeas: Collins, Ellis, Germain, Jennings, Matheson, Nelson, Richardson - 7  
Nays: 0.

  
CITY CLERK.