

CITY OF MUSKEGON

CITY COMMISSION MEETING

JUNE 27, 2000

CITY COMMISSION CHAMBERS @ 5:30 P.M.

AGENDA

- ❑ CALL TO ORDER:
- ❑ PRAYER:
- ❑ PLEDGE OF ALLEGIANCE:
- ❑ ROLL CALL:
- ❑ HONORS AND AWARDS:
- ❑ PRESENTATIONS:
- ❑ CONSENT AGENDA:
 - a. Approval of Minutes. CITY CLERK
 - b. Communication Equipment Purchases. PUBLIC WORKS
 - c. Budgeted Replacement of Backhoe. PUBLIC WORKS
 - d. Sale of Non-Buildable Lot in Jackson Hill. PLANNING & ECONOMIC DEVELOPMENT
 - e. Construction Equipment Purchases. PLANNING & ECONOMIC DEVELOPMENT
 - f. Rezoning Request for Goodwill Industries Property on Vacated Delaware Ave. PLANNING & ECONOMIC DEVELOPMENT
 - g. Sale of a Non-Buildable Lot in Angell Neighborhood. PLANNING & ECONOMIC DEVELOPMENT
 - h. Fireworks Display - Muskegon country Club. CITY CLERK
 - i. Handicapped Ramp Bids. LEISURE SERVICES
- ❑ PUBLIC HEARINGS:
 - a. Request for the Establishment of an Industrial Development District for Consumers Energy. PLANNING & ECONOMIC DEVELOPMENT
 - b. Request for an Industrial Facilities Exemption Certificate for Consumers Energy. PLANNING & ECONOMIC DEVELOPMENT
- ❑ COMMUNICATIONS:
- ❑ CITY MANAGER'S REPORT:

❑ **UNFINISHED BUSINESS:**

❑ **NEW BUSINESS:**

- a. Day of Caring. LEISURE SERVICES
- b. Sale of Buildable Lot in Marquette. PLANNING & ECONOMIC DEVELOPMENT
- c. Amendment to City-Owned Property Acquisition. PLANNING & ECONOMIC DEVELOPMENT
- d. Sale of Four (4) Non-Buildable Lots Habitat for Humanity. PLANNING & ECONOMIC DEVELOPMENT

❑ **ANY OTHER BUSINESS:**

❑ **PUBLIC PARTICIPATION:**

❑ **CLOSED SESSION:**

- *Reminder: Individuals who would like to address the City Commission shall do the following:*
- Be recognized by the Chair.
- Step forward to the microphone.
- State name and address.
- Limit of 3 minutes to address the Commission.
- (Speaker representing a group may be allowed 10 minutes if previously registered with City Clerk.)

❑ **ADJOURNMENT:**

ADA POLICY: THE CITY OF MUSKEGON WILL PROVIDE NECESSARY AUXILIARY AIDS AND SERVICES TO INDIVIDUALS WHO WANT TO ATTEND THE MEETING UPON TWENTY FOUR HOUR NOTICE TO THE CITY OF MUSKEGON. PLEASE CONTACT GAIL A. KUNDINGER, CITY CLERK, 933 TERRACE STREET, MUSKEGON, MI 49440 OR BY CALLING (231) 724-6705 OR TDD: (231) 724-4172.

Date: 6/19/00
To: Honorable Mayor and City Commission
From: Randy Smith, Equipment Supervisor DPW
RE: Budgeted Replacement of Backhoe

SUMMARY OF REQUEST: Approval to purchase one Case 580 SL 4wd ext-hoe backhoe from Wolverine Tractor for \$35,550.00.

FINANCIAL IMPACT: \$35,550.00 from Equipment Fund.

BUDGET ACTION REQUIRED: None, \$50,000.00 is budgeted for this purchase.

STAFF RECOMMENDATION: Approve purchase of one Case 580 SL 4wd ext-hoe backhoe from Wolverine Tractor and Equipment.

Backhoe			
	<u>Bid</u>	<u>Model</u>	
Rush Equipment	\$ 64,195.00	John Deere 310SE 4wd ext-hoe	
	<u>\$ (23,000.00)</u>	Trade in (50247)	
	\$ 41,195.00		
Grandville Tractor & Equip.	\$ 65,775.00	New Holland 450T 4wd ext-hoe	
	<u>\$ (24,000.00)</u>	Trade in (50247)	
	\$ 41,775.00		
AIS Construction Equip.	\$ 64,135.00	JCB 214 III 4wd ext-hoe	
	<u>\$ (20,000.00)</u>	Trade in (50247)	
	\$ 44,135.00		
Michigan Cat	\$ 64,950.00	Cat 416c 4x4 ext-hoe	
	<u>\$ (24,000.00)</u>	trade in (50247)	
	\$ 40,950.00		
Wolverine Tractor and Equip.	\$ 59,550.00	Case 580 SL 4wd ext hoe	
	<u>\$ (24,000.00)</u>	Trade in (50247)	
	\$ 35,550.00		
Budgeted Amount	\$ 50,000.00		
This purchase is a budgeted replacement of an existing unit. We currently have four Case 580 backhoes in our fleet, but decide it was time to check out the other brands to see if we where still are getting the best machine for our money. After testing all of the above units we found none to be any better than are current units. Therefor with Wolverine Tractor being low bidder, I recommend that we purchase the new unit from them.			

Commission Meeting Date: June 27, 2000

Date: June 15, 2000

To: Honorable Mayor & City Commissioners

From: Planning & Economic Development *cbc*

RE: Sale of Non-Buildable Lot in Jackson Hill

SUMMARY OF REQUEST:

To approve the sale of the vacant non-buildable lot designated as map # 24-31-20-251-009 to Jackson Hill Baptist Church. The lot has 26 feet of frontage and is located between Wood and Charles Streets. The parcel is being offered to the church for \$100. The church has been maintaining the lot for the last five years and wishes to legally possess it at this time.

FINANCIAL IMPACT:

The sale of this lot will allow the property to be placed back on the City's tax rolls thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

To approve the attached resolution and to authorize both the Mayor and the Clerk to sign said resolution.

COMMITTEE RECOMMENDATION:

The sale is consistent with the Jackson Hill Marketing Strategy recommended by LRC and approved by City Commission.

Resolution No. 2000-63(d)

MUSKEGON CITY COMMISSION

RESOLUTION APPROVING THE SALE OF A NON-BUILDABLE LOT IN JACKSON HILL FOR \$100.

WHEREAS, Jackson Hill Baptist Church has maintained the non-buildable lot adjacent to their property for the last five years

WHEREAS, Jackson Hill Baptist Church has paid the \$100 for map # 24-31-20-251-009;

WHEREAS, the sale would relieve the City of further maintenance costs;

WHEREAS, the sale is consistent with City policy regarding the disposition of buildable lots; and the Jackson Hill Neighborhood Strategy;

NOW THEREFORE BE IT RESOLVED, that map # 24-31-20-251-009 be sold to the above-mentioned buyer.

(S 26 FT Lot 9 Blk 12)

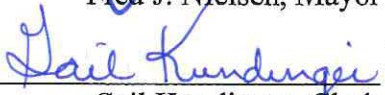
Adopted this 27th day of June, 2000

Ayes: Nielsen, Schweifler, Sieradzki, Spataro, Aslakson, Benedict

Nays: None

Absent Shepherd

By: 
Fred J. Nielsen, Mayor

Attest: 
Gail Kunderger, Clerk

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, Michigan at a regular meeting held on June 27, 2000.

By: 
Gail Kunderger, Clerk

QUIT-CLAIM DEED

2000-63(d)

KNOW ALL MEN BY THESE PRESENT: That the CITY OF MUSKEGON, a municipal corporation, whose address is 933 Terrace Street, Muskegon, MI 49440,

QUIT CLAIMS to **Jackson Hill Baptist Church**, of **560 Wood Street**, Muskegon, MI 49442

The following described premises situated in the City of Muskegon, County of Muskegon, State of Michigan, to wit:

S 26 Ft Lot 9 Blk 12

for the sum of One hundred (\$100) Dollars.

This deed is exempt from real estate transfer tax pursuant to the provisions of MCLA 207.505(h)(i) and MCLA 207.526 Sec. 6(h)(i).

Dated this 27th day of June 2000

Signed in the presence of:

Linda S. Potter
Linda S. Potter

JoAnn Krukowski
JOANN KRUKOWSKI

CITY OF MUSKEGON

By Fred J. Nielsen
Fred J. Nielsen, Its Mayor

and Gail A. Kunderger
Gail A. Kunderger, Its Clerk

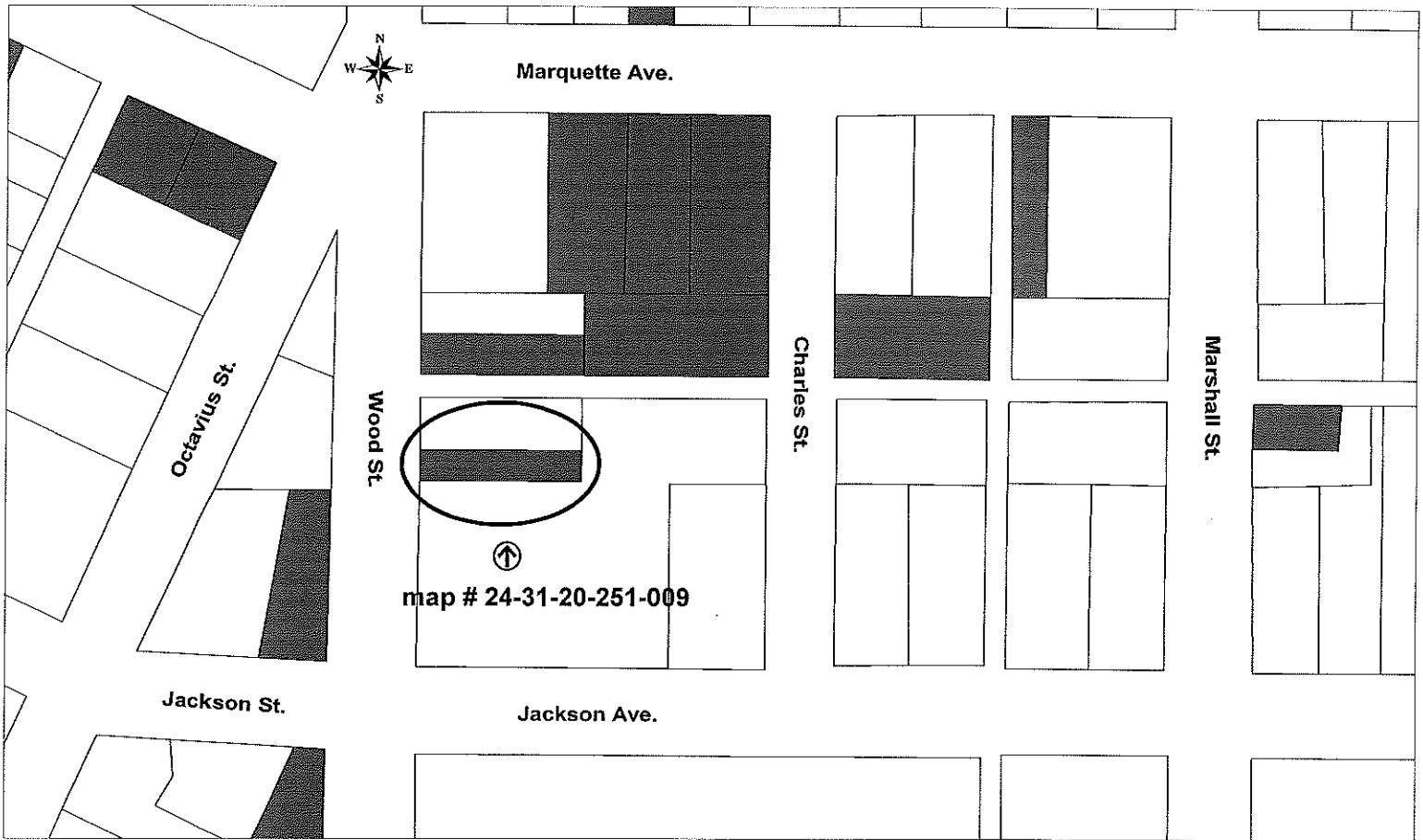
STATE OF MICHIGAN
COUNTY OF MUSKEGON

The foregoing instrument was acknowledged before me this 27th day of June 2000, by FRED J. NIELSEN and GAIL A. KUNDERGER, Mayor and Clerk, respectively, of the CITY OF MUSKEGON, a municipal corporation, on behalf of the City.

PREPARED BY:
G. Thomas Johnson
Parmenter O'Toole
P.O. Box 786
Muskegon, MI 49443-0786
Telephone: (231) 722-1621

Linda S. Potter
Linda S. Potter
Notary Public, Muskegon County, Michigan
My commission expires: 9-25-02

When Recorded Return to: Grantee
Send Subsequent Tax Bills to: Grantee



Commission Meeting Date: June 27, 2000

Date: June 14, 2000
To: Honorable Mayor and City Commissioners
From: Planning & Economic Development
RE: Rezoning request for Goodwill Industries property on vacated Delaware Ave.

SUMMARY OF REQUEST:

Request to rezone property located on vacated Delaware Ave. (between Ambrosia and Sophia Streets) from RM-1, Low Density Multiple-Family Residential to B-4, General Business.

FINANCIAL IMPACT:

None

BUDGET ACTION REQUIRED:

None

STAFF RECOMMENDATION:

Staff recommends approval of the request due to compliance with the future land use map and Master Land Use Plan.

COMMITTEE RECOMMENDATION:

The Planning Commission recommended approval of the request at their 5/24/00 special meeting. The vote was unanimous.

CITY OF MUSKEGON
MUSKEGON COUNTY, MICHIGAN

ORDINANCE NO. 2025

An ordinance to amend the zoning map of the City to provide for a zone change for certain property from RM-1 "Low Density Multiple-Family Residential," to B-4 "General Business"

THE CITY COMMISSION OF THE CITY OF MUSKEGON HEREBY ORDAINS:

The zoning map of the City of Muskegon is hereby amended to change the zoning of the following described property from RM-1 "Low Density Multiple-Family Residential", to B-4 "General Business":

LOTS 1, 12, 13, 14, SW 1/2 OF LOT 11, AND NE 1/2 OF LOT 11, ALL IN BLK 235 ALSO S 1/2 OF VACATED DELAWARE ADJ

ENTIRE BLK 233 EX COM AT THE NE COR SD BLK FOR POB TH WLY ALG NLY LINE SD BLK 163 FT TH SELY PAR WITH THE NELY LINE LOT 11 98.85 FT TH ELY 41.40 FT TO ELY LINE LOT 11 TH N 49 DEG E 99 FT TO ELY LINE BLK 233 TH NWLY 42.5 FT TO POB ALSO N 1/2 OF VACATED DELAWARE AVE

This ordinance adopted:

Ayes: Nielsen, Schweifler, Sieradzki, Spataro, Aslakson, Benedict

Nays: None

Adoption Date: June 27, 2000

Effective Date: July 15, 2000

First Reading: June 27, 2000

Second Reading: N/A

CITY OF MUSKEGON

By: Gail A. Kunderinger
Gail A. Kunderinger, City Clerk

CERTIFICATE

The undersigned, being the duly qualified clerk of the City of Muskegon, Muskegon County, Michigan, does hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the City Commission of the City of Muskegon, at a regular meeting of the City Commission on the 27th day of June, 2000, at which meeting a quorum was present and remained throughout, and that the original of said ordinance is on file in the records of the City of Muskegon. I further certify that the meeting was conducted and public notice was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan of 1976, as amended, and that minutes were kept and will be or have been made available as required thereby.

DATED: June 27, 2000.



Gail Kunding, CMC/AAE
Clerk, City of Muskegon

Publish: Notice of Adoption to be published once within ten (10) days of final adoption.

CITY OF MUSKEGON

NOTICE OF ADOPTION

Please take notice that on June 27, 2000, the City Commission of the City of Muskegon adopted an ordinance amending the zoning map to provide for the change of zoning of the following property from RM-1 "Low Density Multiple-Family Residential", to B-4 "General Business"

LOTS 1, 12, 13, 14, SW 1/2 OF LOT 11, AND NE 1/2 OF LOT 11, ALL IN BLK 235 ALSO S 1/2 OF VACATED DELAWARE ADJ

ENTIRE BLK 233 EX COM AT THE NE COR SD BLK FOR POB TH WLY ALG NLY LINE SD BLK 163 FT TH SELY PAR WITH THE NELY LINE LOT 11 98.85 FT TH ELY 41.40 FT TO ELY LINE LOT 11 TH N 49 DEG E 99 FT TO ELY LINE BLK 233 TH NWLY 42.5 FT TO POB ALSO N 1/2 OF VACATED DELAWARE AVE

Copies of the ordinance may be viewed and purchased at reasonable cost at the Office of the City Clerk in the City Hall, 933 Terrace Street, Muskegon, Michigan, during regular business hours.

This ordinance amendment is effective ten days from the date of this publication.

Published July 5, 2000

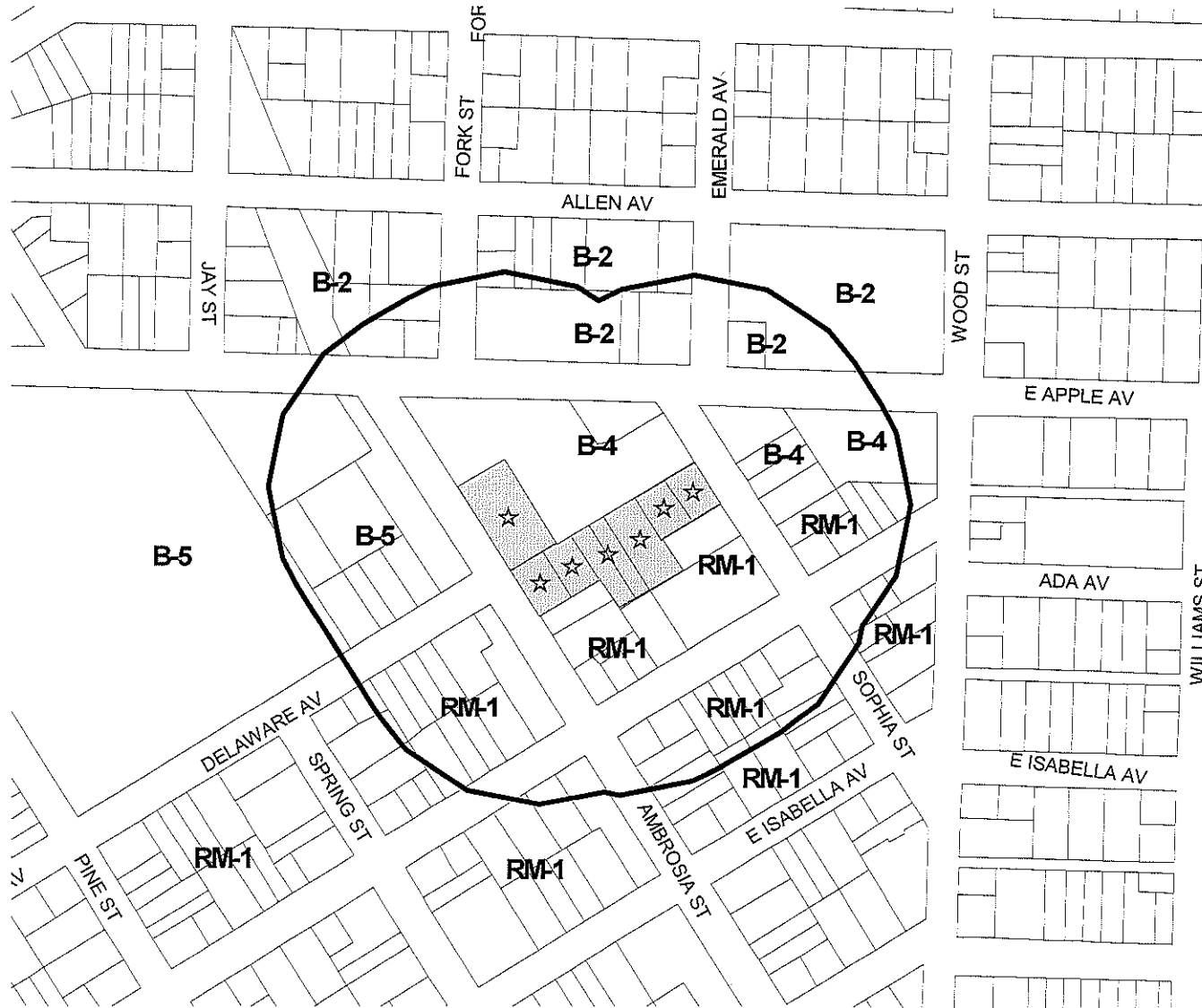
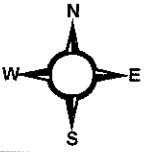
CITY OF MUSKEGON

By _____
Gail A. Kunding
Its Clerk

PUBLISH ONCE WITHIN TEN (10) DAYS OF FINAL PASSAGE.

Account No. 101-80400-5354

**City of Muskegon
Planning Commission
Case #2000-22**



☆ = Subject Property(ies)

○ = Notice Area

RM-1 = Low Density Multiple-Family Residential
B-2 = Convenience and Comparison Business
B-4 = General Business
B-5 = Governmental Services



500 0 500 1000 Feet

**Staff Report [EXCERPT]
CITY OF MUSKEGON
PLANNING COMMISSION
SPECIAL MEETING**

May 24, 2000

Hearing; Case 2000-22: Request to rezone property located on vacated Delaware Ave. (between Ambrosia and Sophia Streets) from RM-1, Low Density Multiple-Family Residential to B-4, General Business, by Goodwill Industries of West Michigan, Inc.

BACKGROUND

Applicant: Goodwill Industries of West Michigan, Inc.

Location of Subject Property: vacated Delaware Ave., btwn Ambrosia & Sophia Strts

Current Use: Offices/Parking lot

Current Zoning: RM-1, Low Density Multiple-Family Residential

Proposed Zoning: B-4, General Business

STAFF OBSERVATIONS

1. The subject property is currently nonconforming and contains a portion of the Goodwill Industries main campus, as well as a parking lot.
2. Delaware Ave. has been vacated, so the subject property is all contiguous to the main Goodwill Industries campus at 271 E. Apple Ave.
3. The Future Land Use Map shows the subject property, as well as the rest of the Goodwill Industries campus, as Downtown/Lakeshore Redevelopment Area. Since the majority of the Goodwill Industries campus is already zoned B-4, they are asking to rezone the rest of their property to be consistent. Staff did discuss rezoning the parking area to a less intensive commercial district, such as B-2, but they plan to use the area for expansion in the future and would prefer that all of their property be zoned consistently to avoid problems with future expansion plans. They currently engage in light industrial assembly on site, which may also be part of their future expansion.
4. The Goodwill Industries campus is well-designed and well-kept up, and as such helps to stabilize the Apple Ave. corridor, especially since it is located on the edge of the downtown area.
5. The Master Land Use Plan shows the Goodwill Industries campus on the border between two sub-areas, Sub-Area 4 and the core Downtown area. The Master Land Use Plan states for Sub-Area 4:
 - ♦ *Sub-Area 4 is predominately residential in use... The sub-area also includes a variety of medical facilities and commercial, industrial, and institutional development... It is the goal of the Master Plan to retain the residential orientation of Sub-Area 4, while also recognizing the importance of existing medical, office,*

commercial, and industrial development that is appropriately sited and designed. With the exception of Laketon Avenue, these latter uses are found along the perimeter of the sub-area.

6. The Master Plan recommends for this sub-area:
 - ◆ *Maintain the sub-area's residential focus.*
 - ◆ *Implement, through zoning, buffer requirements associated with the placement of non-residential uses contiguous to residential development.*
 - ◆ *Implement comprehensive streetscape programs along Apple Avenue, Getty Street, Laketon Avenue, and Peck Street.*
7. The Downtown/Lakeshore Redevelopment Plan shows the Goodwill Industries campus as being located in the Service Center. The Downtown/Lakeshore Redevelopment Plan states for the Service Center:
 - ◆ *Government facilities already have a distinct and positive influence on this area, and this should continue... Other office and professional uses should be encouraged. Several important law firms reside in this area and similar professional activities should continue to find a home. Sensitive retail and commercial development should be encouraged, especially along the major streets. Such uses provide a transition between the surrounding residential neighborhoods and the other developing GEMS... Note that the Service Center often acts as a gateway to the Downtown.*

ORDINANCE EXCERPTS

ARTICLE VII - RM-1 LOW DENSITY MULTIPLE-FAMILY RESIDENTIAL DISTRICTS

PREAMBLE

The RM-1 Low Density Multiple Family Residential Districts are designed to provide sites for multiple family dwelling structures, and related uses, which will generally serve as zones of transition between the nonresidential districts and the lower density One Family and Two Family Residential Districts, and MHP Mobile Home Park Districts.

SECTION 700: PRINCIPAL USES PERMITTED

In an RM-1 Low Density Multiple Family Residential District no building or land shall be used and no building shall be erected, structurally altered, or occupied except for one (1) or more of the following specified uses, unless otherwise provided for in this Ordinance:

1. All Principal Uses Permitted in the R One Family and RT Two Family Residential Districts with the lot area, yard, and floor area requirements for one (1) and two (2) family dwellings equal to at least the requirements of the immediately abutting residential district.
2. Multiple dwellings and row houses for any number of families.
3. Accredited fraternity and sorority houses when located not less than twenty (20) feet from any other lot in any residential district.
4. Tourist homes having not more than two (2) guest rooms provided the premises fronts on a street which is officially designated as a major thoroughfare or collector thoroughfare.

5. Rooming houses with a capacity of not more than three (3) roomers.
6. Churches and other facilities normally incidental hereto ...
7. Home occupations of a non-industrial nature may be permitted...
8. Congregate living facility for not more than six persons, provided that such facility shall be at least one thousand five hundred (1,500) feet from any other similar facility.
9. Adult foster care facility for not more than six persons.
10. Accessory buildings and accessory uses customarily incidental to the above Principal Permitted Uses.
11. Uses similar to the above Principal Permitted Uses.

SECTION 701: SPECIAL LAND USES PERMITTED

The following uses, and their accessory buildings and accessory uses, shall be permitted under the purview of Section 2332 after review and approval of the use (and a site plan, if required) by the Planning Commission, after Public Hearing, subject to the applicable conditions, and any other reasonable conditions imposed by the Planning Commission:

1. Offices and clinics of physicians, dentists, architects, engineers, attorneys, accountants, real estate appraisers, or other professional persons; real estate, insurance, credit service (other than loan) offices and similar businesses supplying services instead of products when determined by the Planning Commission upon application to it, to be consistent with the nature and condition of neighboring uses and structures.
2. Buildings to be used exclusively to house the offices of civic, religious or charitable organizations, the activities of which are conducted by mail, and which are not displaying or handling merchandise or rendering service on the premises.
3. Schools and colleges not involving the use of mechanical equipment except such as is customarily found in dwellings or professional offices provided that any such building shall be located not less than thirty (30) feet from any other lot in any residential district.
4. The office of a resident physician, dentist, architect, engineer, attorney, or similar professional person when located within his dwelling, provided that not more than one (1) person not a resident in said dwelling is employed in such offices.
5. Hospitals, sanitariums, and convalescent or nursing homes.
6. Previously existing or established commercial uses not already converted to a residential use may be authorized under Special Use Permit for the following [amended 12/99]:

ARTICLE XIII - B-4 GENERAL BUSINESS DISTRICTS

PREAMBLE

The B-4 General Business District is designed to provide for a wide variety of business activities including automotive services and goods, and is generally incompatible with the uses in the B-1, B-2, and B-3 Business Districts. Placement along presently developed major traffic arteries prevents the conflict of traffic and

pedestrian movement since the General Business District is characterized by a minimum of pedestrian flow. The B-4 General Business Districts have been located in areas designated on the adopted Land Use Plan.

SECTION 1300: PRINCIPAL USES PERMITTED

In the B-4 General Business District, no building or land shall be used and no building shall be erected, structurally altered, or occupied except for one (1) or more of the following specified uses, unless otherwise providing in this Ordinance:

1. Veterinarian clinics, without outdoor kennels.
2. Bus passenger stations.
3. Stores selling second hand merchandise.
4. Funeral homes.
5. Automobile car wash, when completely enclosed in a building.
6. Auto service stations for the sale of gasoline, oil, and accessories...
7. Self service laundry and dry cleaning establishments.
8. Amusement, entertainment, and recreational, including bowling alleys and skating rinks.
9. Storage of non-hazardous and non-toxic materials or goods provided such storage is within a building or is enclosed as not to be visible to the public from any abutting residential district or public street.
10. Theaters, when completely enclosed.
11. Banks, with or without drive-in facilities.
12. Restaurants and cocktails lounges.
13. Motels and hotels.
14. Residential uses as part of a building in this business zone shall be allowed upon issuance of a Certificate of Occupancy from the Department of Inspections, but provided that the minimum lot area requirements of the RM-3 District are met.
15. Assembly of small parts provided that there shall be no machining, painting, cutting, grinding, or welding of parts.
16. Principal Use as permitted in B-2 Districts.

SECTION 1301: SPECIAL LAND USES PERMITTED

The following uses, and their accessory buildings and accessory uses, shall be permitted under the purview of Section 2332 after review and approval of the use (and a site plan, if required) by the Planning Commission, after Public Hearing, subject to the applicable conditions, and any other reasonable conditions imposed by the Planning Commission. A site plan shall not be required when there is no change to buildings or existing facilities.

1. Sales space for the sale of new and used automobiles, house trailers, travel trailers, and recreational vehicles...
2. Flea markets and auctions.
3. Business in the character of a drive-in restaurant or open front store.....
4. Outdoor recreational space for amusement parks, miniature golf courses, and other outdoor recreation activities...
5. Outdoor theaters subject to the following conditions:
6. Private clubs, lodges, social and similar facilities.
7. Churches and other facilities normally incidental thereto subject to the following conditions:
8. Commercial Kennels.
9. Mini Storage (warehouse facilities)....

DELIBERATION

Criteria-based questions typically asked during a rezoning include:

1. **What**, if any, identifiable **conditions** related to the petition **have changed which justify** the petitioned **change in zoning**.
2. **What** are the **precedents and the possible effects** of precedent which **might result from the approval or denial** of the petition.
3. What is the **impact** of the amendment on the ability of the city to provide **adequate public services and facilities and/or programs** that might reasonably be required in the future if the petition is approved.
4. Does the petitioned zoning change adversely affect the environmental conditions or value of the surrounding property.
5. Does the petitioned zoning change generally **comply with the adopted Future Land Use Plan of the City**.
6. Are there any **significant negative environmental impacts** which would reasonably occur if the petitioned zoning change and resulting allowed structures were built such as:
 - a. **Surface water** drainage problems
 - b. **Waste water** disposal problems
 - c. Adverse effect on surface or subsurface **water quality**
 - d. The **loss of valuable natural resources** such as **forest, wetland, historic sites, or wildlife areas**.

Commission Meeting Date: June 27, 2000

Date: June 20, 2000
To: Honorable Mayor & City Commissioners
From: Planning & Economic Development
RE: Sale of a Non-Buildable Lot Angell Neighborhood

SUMMARY OF REQUEST:

To approve the sale of the vacant non-buildable lot designated as map # 24-31-20-459-015 to Ms. Louise Calvin of 430 Allen. The lot has 33 feet of frontage and is located between Wood and Williams Streets. The parcel is being offered to Ms. Calvin for \$100. The adjacent property is owned by the State. This sale is contingent upon Ms. Calvin having no outstanding debts owed to the City.

FINANCIAL IMPACT:

The sale of this lot will allow the property to be placed back on the City's tax rolls thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

To approve the attached resolution and to authorize both the Mayor and the Clerk to sign said resolution.

COMMITTEE RECOMMENDATION:

None.

Resolution No. 2000-63(g)

MUSKEGON CITY COMMISSION

RESOLUTION APPROVING THE SALE OF A NON-BUILDABLE LOT IN ANGELL NEIGHBORHOOD FOR \$100.

WHEREAS, Ms. Louise Calvin of 430 Allen has paid the \$100 for map # 24-31-20-459-015;

WHEREAS, the sale would relieve the City of further maintenance costs;

WHEREAS, the sale is consistent with City policy regarding the disposition of non-buildable lots;

NOW THEREFORE BE IT RESOLVED, that map # 24-31-20-459-015 be sold to the above-mentioned buyer.

(W ½ Lot 12 Blk 55)

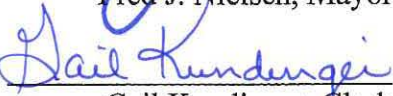
Adopted this 27th day of June, 2000

Ayes: Nielsen, Schweifler, Sieradzki, Spataro, Aslakson, Benedict

Nays: None

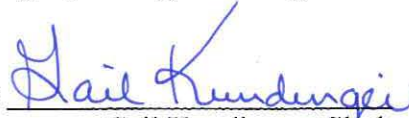
Absent Shepherd

By: 
Fred J. Nielsen, Mayor

Attest: 
Gail Kunderger, Clerk

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, Michigan at a regular meeting held on June 27, 2000.

By: 
Gail Kunderger, Clerk

QUIT-CLAIM DEED

2000-63(g)

KNOW ALL MEN BY THESE PRESENT: That the CITY OF MUSKEGON, a municipal corporation, whose address is 933 Terrace Street, Muskegon, MI 49440,

QUIT CLAIMS to **Louise Calvin**, of **430 Allen**, Muskegon, MI 49442

The following described premises situated in the City of Muskegon, County of Muskegon, State of Michigan, to wit:

W ½ Lot 12 Blk 55

for the sum of One hundred (\$100) Dollars.

This deed is exempt from real estate transfer tax pursuant to the provisions of MCLA 207.505(h)(i) and MCLA 207.526 Sec. 6(h)(i).

Dated this 27th day of June 2000

Signed in the presence of:

Linda S. Potter
Linda S. Potter

Jo Ann Krzkowski
Jo Ann Krzkowski

CITY OF MUSKEGON

By Fred J. Nielsen
Fred J. Nielsen, Its Mayor

and Gail A. Kunding
Gail A. Kunding, Its Clerk

STATE OF MICHIGAN
COUNTY OF MUSKEGON

The foregoing instrument was acknowledged before me this 27th day of June 2000, by FRED J. NIELSEN and GAIL A. KUNDINGER, Mayor and Clerk, respectively, of the CITY OF MUSKEGON, a municipal corporation, on behalf of the City.

PREPARED BY:
G. Thomas Johnson
Parmenter O'Toole
P.O. Box 786
Muskegon, MI 49443-0786
Telephone: (231) 722-1621

Linda S. Potter
Linda S. Potter
Notary Public, Muskegon County, Michigan
My commission expires: 9-25-02

When Recorded Return to: Grantee
Send Subsequent Tax Bills to: Grantee



Amity Ave.

Amity Ave.

William St.

Scott St.

430
Allen



map # 24-31-20-459-015

Allen Ave.

Date: June 27, 2000
To: Honorable Mayor and City Commissioners
From: Gail A. Kunding, City Clerk
RE: Fireworks Display – Muskegon Country Club

SUMMARY OF REQUEST: Muskegon Country Club is requesting approval of a fireworks display for July 4, 2000. Fire Marshall Grabinski has reviewed the request and recommends approval contingent on inspection of the fireworks and approval of the insurance.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval, subject to Fire Marshall Grabinski's inspection and approval of insurance.

APPLICATION
FOR FIREWORKS DISPLAY PERMIT
Act 36, P.A. 1976

DATE OF APPLICATION

1. TYPE OF DISPLAY



Public Display



Agricultural Pest Control

2. APPLICANT

NAME OF PERSON

ADDRESS

AGE: Must be 18 or over

Melrose Pyrotechnics, Inc.

P.O. Box 302, Kingsbury, IN 46345

IF A CORPORATION: Name of President

ADDRESS

Michael Cartolano

P.O. Box 302, Kingsbury, IN 46345

3. PYROTECHNIC OPERATOR

NAME OF PERSON

ADDRESS

AGE: Must be 18 or over

Paul Kiste

P.O. Box 123, Belding, MI 48809

35

EXPERIENCE:

NUMBER OF YEARS NUMBER OF DISPLAYS

WHERE

17 years

Michigan, Illinois, Indiana

NAMES OF ASSISTANTS:

NAME

ADDRESS

AGE:

Michael Falke

P.O. Box 123, Belding, MI 48809

27

NAME

ADDRESS

AGE:

Kevin Packard

P.O. Box 123, Belding, MI 48809

19

4. NON-RESIDENT APPLICANT

NAME

ADDRESS

Name of Michigan Attorney or Resident Agent

ADDRESS

TELEPHONE NUMBER

Paul A. Kiste

P.O. Box 123, Belding, MI 48809

(800) 771-7976

5. EXACT LOCATION

Muskegon Country Club

DATE

July 4, 2000

TIME

Dusk

6. NUMBER AND KINDS OF FIREWORKS TO BE DISPLAYED

Approximately 1,000 aerial display shells ranging in size from 1 $\frac{1}{4}$ inches to 8 inches in diameter.

MANNER & PLACE OF STORAGE PRIOR TO DISPLAY

No storage necessary, delivered on date of display.

Subject to Approval of Local Fire Authorities!

A. AMOUNT OF BOND OR INSURANCE

to be set by municipality

7. FINANCIAL RESPONSIBILITY

\$ 5,000,000.00

B. BONDING CORPORATION OR INSURANCE COMPANY: NAME

Britton-Gallagher & Associates

ADDRESS

6420 SOM Center Rd., Cleveland, OH 44139

RECEIVED

JUN 26 2000

City Clerks Office

ACORD**CERTIFICATE OF LIABILITY INSURANCE**DATE (MM/DD/YY)
04/18/00

PRODUCER

440-248-4711

Britton-Gallagher & Assoc.
6240 SOM Center Rd.
Cleveland, OH 44139-2985THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION
ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE
HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR
ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.**COMPANIES AFFORDING COVERAGE**COMPANY
A

Lexington Insurance Company

INSURED

Melrose Pyrotechnics, Inc.
P.O. Box 302
Kingsbury, IN 46345COMPANY
BCOMPANY
CCOMPANY
D**COVERAGES**THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD
INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS
CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS,
EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS MADE ☒ OCCUR ☐ OWNER'S & CONTRACTOR'S PROT	4013993	4/01/00	4/01/01	GENERAL AGGREGATE \$ 2000000 PRODUCTS - COMP/OP AGG \$ 2000000 PERSONAL & ADV INJURY \$ 1000000 EACH OCCURRENCE \$ 1000000 FIRE DAMAGE (Any one fire) \$ 50000 MED EXP (Any one person) \$
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ☐ NON-OWNED AUTOS				COMBINED SINGLE LIMIT \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
	GARAGE LIABILITY ☐ ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: \$ EACH ACCIDENT \$ AGGREGATE \$
A	EXCESS LIABILITY ☒ UMBRELLA FORM ☐ OTHER THAN UMBRELLA FORM	5640987	4/01/00	4/01/01	EACH OCCURRENCE \$ 4000000 AGGREGATE \$ 4000000
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY THE PROPRIETOR/ PARTNERS/EXECUTIVE OFFICERS ARE: ☐ INCL ☐ EXCL				WC STATU- TORY LIMITS OTH- ER EL EACH ACCIDENT \$ EL DISEASE - POLICY LIMIT \$ EL DISEASE - EA EMPLOYEE \$
	OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

DISPLAY DATE: July 4, 2000 **LOCATION:** Muskegon Country ClubMuskegon, Michigan **ADDITIONAL INSURED:** Muskegon Country Club; city of Muskegon, Michigan;
Mr. Greg Crawford**CERTIFICATE HOLDER**Muskegon Country Club
ATTN: Mr. Greg Crawford
2801 Lakeshore Drive
Muskegon, Michigan 49441**CANCELLATION**SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE
EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL
30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT,
BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY
OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

00130

**CITY OF
MUSKEGON
CLERK'S
OFFICE**

facsimile cover sheet

Keith Potter or
To: *Tim McCloskey* Fax: _____
From: *Linda* Date: *6-26-00*
Re: _____ Pages: *2*
CC: _____
☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

CITY CLERK'S OFFICE

OFFICE # (231) 724-6705

*Please check the
insurance for a pyrotechnics
display.*

FAX # (231) 724-4178

*Thanks,
Linda*

2000-63(h)

PERMIT

FOR FIREWORKS DISPLAY

Act 358, P.A. 1968

This permit is not transferable. Possession of this permit by the herein named person will authorize him to possess, transport and display fireworks in the amounts, for the purpose, and at the place listed below only.

TYPE OF DISPLAY: ☒ PUBLIC DISPLAY ☐ AGRICULTURAL PEST CONTROL

ISSUED TO: Melrose Pyrotechnics, Inc.

NAME Michael Cartolano

ADDRESS PO Box 302, Kingsbury, IN 46345 AGE

REPRESENTING

NAME OF ORGANIZATION, GROUP, FIRM OR CORPORATION

Muskegon Country Club

ADDRESS 2801 Lakeshore Drive, Muskegon, MI

NUMBER & TYPES OF FIREWORKS:

1,000 aerial display shells ranging in size from 1½ inches to 8 inches in diameter.

DISPLAY: Muskegon Country Club, 2801 Lakeshore Drive, Muskegon, MI

EXACT LOCATION

July 4, 2000

Dusk

CITY, VILLAGE, TOWNSHIP

DATE

TIME

BOND OR INSURANCE FILED: ☒ YES ☐ NO AMOUNT \$5,000,000.00

ISSUED BY:

Issued by action of the MUSKEGON CITY COMMISSION

(council, commission, board)

of the CITY

(city, village, township)

of MUSKEGON

(name of city, village, township)

on the 27th day of June, 2000


Fred J. Nielsen, Mayor

(signature & position of council, commission or board representative)

Date: June 27, 2000
To: Honorable Mayor and City Commissioners
From: Gail A. Kunding, City Clerk
RE: Approval of Minutes

SUMMARY OF REQUEST: To approve the minutes of the Goal Setting Worksession that was held on Tuesday, May 30, 2000; City Commission Worksession that was held Monday, June 12, 2000; and the Regular Commission Meeting that was held on Tuesday, June 13, 2000.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

CITY OF MUSKEGON

CITY COMMISSION MEETING

JUNE 27, 2000

CITY COMMISSION CHAMBERS @ 5:30 P.M.

MINUTES

The Regular Commission Meeting of the City of Muskegon was held at City Hall, 933 Terrace Street, Muskegon, Michigan at 5:30 p.m., Tuesday, June 27, 2000.

Mayor Nielsen opened the meeting with a prayer after which members of the City Commission and the members of the public joined in reciting the Pledge of Allegiance to the Flag.

ROLL CALL FOR THE REGULAR COMMISSION MEETING

Present: Mayor Fred J. Nielsen; Vice Mayor Scott Sieradzki; Commissioners John Aslakson, Jone Wortelboer Benedict, Robert Schweifler, Lawrence Spataro

Absent: Commissioner Clara Shepherd (excused)

PRESENTATION:

Gloria White-Gardner, President of the Urban League spoke about the computer lab that is located at Muskegon Community College. The lab is open for groups of 25 people or less to use.

2000-063 CONSENT AGENDA: Items listed under the Consent Agenda have been considered to be routine in nature and will be enacted in one motion. No separate discussion will be held on these items. If discussion of an item is required, it will be removed from the Consent Agenda and be considered separately.

c. Budgeted Replacement of Backhoe

PUBLIC WORKS

SUMMARY OF REQUEST: Approval to purchase one Case 580 SL 4wd ext-hoe backhoe from Wolverine Tractor for \$35,550.00.

FINANCIAL IMPACT: \$35,550.00 from Equipment Fund.

BUDGET ACTION REQUIRED: None, \$50,000.00 is budgeted for this purchase.

STAFF RECOMMENDATION: Approve purchase of one Case 580 SL 4wd ext-hoe backhoe from Wolverine Tractor and Equipment.

d. Sale of Non-Buildable Lot in Jackson Hill.

PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: To approve the sale of the vacant non-buildable lot designated as map #24-31-20-251-009 to Jackson Hill Baptist Church. The lot has 26 feet of frontage and is located between Wood and Charles Streets. The parcel is being offered to the church for \$100. The church has been maintaining the lot for the last five years and wishes to legally possess it at this time.

FINANCIAL IMPACT: The sale of this lot will allow the property to be placed back on the City's tax rolls thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: To approve the resolution and to authorize both the Mayor and the Clerk to sign said resolution. The sale is consistent with the Jackson Hill Marketing Strategy recommended by LRC and approved by City Commission.

f. Rezoning Request for Goodwill Industries property on vacated Delaware Ave.

PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: Request to rezone property located on vacated Delaware Ave. (between Ambrosia and Sophia Streets) from RM-1, Low Density Multiple-Family Residential to B-4, General Business.

FINANCIAL IMPACT: None

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Staff recommends approval of the request due to compliance with the future land use map and Master Land Use Plan. The Planning Commission recommended approval of the request at their 5/24/00 special meeting. The vote was unanimous.

g. Sale of a Non-Buildable Lot in Angell Neighborhood

PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: To approve the sale of the vacant non-buildable lot designated as map #24-31-20-459-015 to Ms. Louise Calvin of 430 Allen. The lot has 33 feet of frontage and is located between Wood and Williams Streets. The parcel is being offered to Ms. Calvin for \$100. The adjacent property is owned by the State. This sale is contingent upon Ms. Calvin having no outstanding debts owed to the City.

FINANCIAL IMPACT: The sale of this lot will allow the property to be placed back on the City's tax rolls thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: To approve the resolution and to authorize both the Mayor and the Clerk to sign said resolution.

h. Fireworks Display – Muskegon Country Club.

CITY CLERK

SUMMARY OF REQUEST: Muskegon Country Club is requesting approval of a fireworks display for July 4, 2000. Fire Marshall Grabinski has reviewed the request and recommends approval contingent on inspection of the fireworks and approval of the insurance. Risk Authority has approved the insurance.

FINANCIAL IMPACT: None

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Approval, subject to Fire Marshall Grabinski's inspection and approval of insurance.

Motion by Commissioner Aslakson, second by Commissioner Benedict to adopt the Consent Agenda with the exception of item (a), (b), (e) and (i).

ROLL VOTE: Ayes: Nielsen, Schweifler, Sieradzki, Spataro, Aslakson, Benedict

Nays: None

Absent: Shepherd

ADOPTED

2000-064 ITEMS REMOVED FROM CONSENT

a. Approval of Minutes

CITY CLERK

SUMMARY OF REQUEST: To approve the minutes of the Goal Setting Worksession that was held on Tuesday, May 30, 2000; City Commission Worksession that was held Monday, June 12, 2000; and the Regular Commission Meeting that was held on Tuesday, June 13, 2000.

FINANCIAL IMPACT: None

BUGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Approval of the minutes.

Motion by Commissioner Aslakson, second by Commissioner Benedict to adopt the minutes as presented.

ROLL VOTE: Ayes: Schweifler, Spataro, Aslakson, Benedict, Nielsen

Nays: Sieradzki

Absent: Shepherd

ADOPTED

b. Communication Equipment Purchases.

PUBLIC WORKS

SUMMARY OF REQUEST: Approval to purchase eighteen portable radios for Fire/Police at \$678.50 each and six for DPW at \$615.50 each (Motorola model HT750), twelve mobile radios for DPW at \$602.50 each (Motorola model CDM-1250), and six patrol car mobile radios for Police at \$3,032.69 each (Motorola model MCS-2000) from Tele-Rad Inc.

FINANCIAL IMPACT: Total cost is \$41,332.14 for all units, this money will come from the Equipment Fund.

BUDGET ACTION REQUIRED: None, \$46,800.00 budgeted for these purchases.

STAFF RECOMMENDATION: Approve purchase of above radio equipment from Tele-Rad Inc. for a total of \$41,332.14.

Motion by Commissioner Benedict, second by Vice Mayor Sieradzki to approve the purchase of communication equipment for Fire/Police and DPW.

ROLL VOTE: Ayes: Sieradzki, Spataro, Aslakson, Benedict, Nielsen, Schweifler

Nays: None

Absent: Shepherd

ADOPTED

e. Construction of four houses in Lakeside.

PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: To approve the construction of two additional houses on the parcel designated as map #24-30-34-429-006. Last month, the commission approved the sale of the land to Bill Ingalls, II for two houses that will front Miner. After careful consideration Mr. Ingalls decided to build two additional homes which will front Harrison. All four lots will have dimensions of 72 feet x 102 feet.

FINANCIAL IMPACT: Construction of the additional two homes fronting Harrison will generate additional tax revenue for the City.

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: To approve the resolution and to authorize both the Mayor and the Clerk to sign said resolution.

Motion by Commissioner Aslakson, second by Commissioner Schweifler to table this item until the July 11, 2000 Regular Commission Meeting.

ROLL VOTE: Ayes: Sieradzki, Spataro, Aslakson, Benedict, Nielsen, Schweifler
Nays: None
Absent: Shepherd

ADOPTED

i. Handicapped Ramp Bids.
LEISURE SERVICES

SUMMARY OF REQUEST: To purchase 230' of 5' x 10' portable decking to provide an accessible walkway on Pere Marquette Beach.

FINANCIAL IMPACT: \$10,040

BUDGET ACTION REQUIRED: None, paid for with grant from the Paul C. Johnson Foundation.

STAFF RECOMMENDATION: Approve. The Leisure Services Board recommends approval.

Motion by Commissioner Aslakson, second by Commissioner Benedict to purchase 230' of portable decking to provide an accessible walkway on Pere Marquette Beach.

ROLL VOTE: Ayes: Spataro, Aslakson, Benedict, Nielsen, Schweifler, Sieradzki
Nays: None
Absent: Shepherd

ADOPTED

2000-065 PUBLIC HEARINGS:

a. Request for the Establishment of an Industrial Development District for Consumers Energy.
PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: Pursuant to Public Act 198 of 1974, as amended, Consumers Energy, 151 N. Causeway, Muskegon, Michigan, has requested the establishment of an Industrial Development District for property located at 151 N. Causeway (B. C. Cobb Generating Plant), Muskegon, Michigan. The project will result in the creation of 2 new jobs and \$22 million in private investment.

FINANCIAL IMPACT: Certain additional income and property taxes will be collected.

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Approval of the resolution establishing the Industrial Development District for Consumers Energy.

The Public Hearing opened at 6:10 p.m. to hear and consider any comments made by the public. Cathy Brubaker-Clarke, City Planner gave an overview of the item. Vince Provanzano and Roger Morganstern from Consumers Energy were present to answer any questions. Gregory Laws, 1231 Fifth Street, inquired as to how the hiring would be handled, if they were going to hire from within or not.

Motion by Commissioner Aslakson, second by Commissioner Spataro to close the Public Hearing at 6:18 p.m. and to approve the resolution establishing the Industrial Development District for Consumers Energy.

ROLL VOTE: Ayes: Aslakson, Benedict, Nielsen, Schweifler, Sieradzki, Spataro

Nays: None

Absent: Shepherd

ADOPTED

b. Request for an Industrial Facilities Exemption Certificate for Consumers Energy.

PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: Pursuant to Public Act 198 of 1974, as amended, Consumers Energy, B. C. Cobb Plant, 151 North Causeway, Muskegon, Michigan, an electric generating plant, has requested the issuance of an Industrial Facilities Exemption Certificate. Total capital investment for this project is \$22 Million in personal property. The project will result in the creation of 2 employment opportunities while retaining 6 jobs. Consumers' current workforce is 119.

FINANCIAL IMPACT: The City will capture certain additional property and income taxes generated by the expansion.

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: Approval of the resolution granting an Industrial Facilities Exemption Certificate for a term of 6 years.

The Public Hearing opened at 6:19 p.m. to hear and consider any comments from the public. No comments were heard.

Motion by Commissioner Benedict, second by Commissioner Aslakson to close the Public Hearing at 6:20 p.m. and to issue an Industrial Facilities Exemption Certificate to Consumers Energy.

ROLL VOTE: Ayes: Benedict, Nielsen, Schweifler, Sieradzki, Spataro, Aslakson

Nays: None

Absent: Shepherd

ADOPTED

CITY MANAGER'S REPORT:

Bryan Mazade, City Manager, introduced Tony Kleibecker the new Chief of Police.

2000-066 NEW BUSINESS:

a. Day of Caring.
LEISURE SERVICES

SUMMARY OF REQUEST: To authorize the expenditure of about \$30,000 for fencing, paint, and other materials for the Day of Caring project at Marsh Field.

FINANCIAL IMPACT: \$30,000

BUDGET ACTION REQUIRED: None, it will come from savings within the Parks budget from irrigation and fertilization.

STAFF RECOMMENDATION: Approve

Motion by Commissioner Spataro, second by Commissioner Aslakson to authorize the expenditure of \$30,000 for fencing, paint, and other materials for the Day of Caring project at Marsh Field.

ROLL VOTE: Ayes: Nielsen, Schweifler, Sieradzki, Spataro, Aslakson

Nays: Benedict

Absent: Shepherd

ADOPTED

b. Sale of Buildable Lot in Marquette.
PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: To approve the sale of the vacant buildable lot (number 632) designated as map number 24-31-21-153-003 to Lighthouse Tabernacle Church. The lot is approximately 66 feet x 132 feet and is located between Mary and Getty Streets. The parcel is being offered to the church for \$3,900. The subject lot will be used to meet parking requirements as determined by the Planning Commission. The sale is contingent upon the alley being vacated.

FINANCIAL IMPACT: The sale of this lot will allow the property to be placed back on the City's tax rolls (but exempt from payment) thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: To approve the resolution and to authorize both the Mayor and the Clerk to sign said resolution. The Planning Commission recommended approval of this sale at their June 14 meeting.

Vice Mayor Sieradzki stepped out of the room at 7:30 p.m.

Motion by Commissioner Aslakson, second by Commissioner Benedict to approve the sale of the vacant buildable lot to Lighthouse Tabernacle Church contingent upon the alley being vacated.

ROLL VOTE: Ayes: Schweifler, Spataro, Aslakson, Benedict, Nielsen
Nays: None
Absent: Shepherd, Sieradzki

ADOPTED

c. Amendment to City-Owned Property Acquisition.
PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: To allow non-profit organizations to purchase two or more non-buildable lots for the purpose of "creating" buildable lots, in which to construct single family homes. Sales would be allowed whether or not the non-profit organization owned property adjacent to the subject parcel(s). These sales would be reviewed by the LRC on a case by case basis before final approval by City Commission.

FINANCIAL IMPACT: These types of sales will further the ability of staff to increase the number of properties returning to the city's tax rolls thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: To approve the resolution and to authorize both the Mayor and the Clerk to sign said resolution. Recommended by the LRC at their June 20 meeting.

Vice Mayor Sieradzki returned at 7:34 p.m.

Motion by Commissioner Spataro, second by Commissioner Benedict to refer this item back to the LRC for further consideration.

ROLL VOTE: Ayes: Spataro, Aslakson, Benedict, Nielsen, Schweifler
Nays: Sieradzki
Absent: Shepherd

ADOPTED

d. Sale of Four (4) Non-Buildable Lots Habitat for Humanity.
PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: To approve the sale of four non-buildable lots designated as map numbers 24-31-20-180-015; 016; 017; and 018, for the construction of two (2) single family homes for \$400 (four lots @ \$100/each). Each of the proposed homes will have 66 feet of frontage and will include the following amenities; brick; front porches; shutters; and decorative windows. As the lots are adjacent, noticeable differences in exterior design are a condition of sale. The sales of these lots are contingent on approval of the Jackson Hill Neighborhood Association.

FINANCIAL IMPACT: Approval of the sale allows the property to be placed on the City's tax rolls thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: To approve the resolution and to authorize both the Mayor and the Clerk to sign said resolution. Recommended by the LRC at their June 20 meeting.

Motion by Commissioner Schweifler, second by Commissioner Aslakson to refer this item back to staff for further consideration.

ROLL VOTE: Ayes: Spataro, Aslakson, Benedict, Nielsen, Schweifler

Nays: Sieradzki

Absent: Shepherd

ADOPTED

ANY OTHER BUSINESS:

Commissioner Benedict commented on how nice the Amoco property looks now that the fence is done.

Vice Mayor Sieradzki indicated that he has been contacted regarding the clean up after the sidewalks have been installed.

Commissioner Aslakson requested that the Commissioners have status reports regarding the Amoco property.

Mayor Nielsen said that the lots on Yuba have been cut, but that it was very uneven.

PUBLIC PARTICIPATION:

Helen Abbey, 760 Catherine inquired as to when the Lakeshore Trail will be completed.

Gregory Laws, 1231 Fifth St. asked when 5th and 6th Streets will be repaved. The City Manager replied.

Cheryl Ferris, 1721 Woodside Rd. asked why there is no camping out at Heritage Landing. She was informed that Heritage Landing is County property.

ADJOURNMENT:

The Regular Commission Meeting was adjourned at 8:18 p.m.

Respectfully submitted,



Gail A. Kunderinger, CMC/AEE
City Clerk

off

Date: 6/19/00
To: Honorable Mayor and City Commission
From: Randy Smith, Equipment Supervisor DPW
RE: Communication Equipment Purchases

SUMMARY OF REQUEST:

Approval to purchase Eighteen portable radios for Fire/Police at \$678.50 each and six for DPW at \$615.50 each (Motorola model HT750), twelve mobile radios for DPW at \$602.50 each (Motorola model CDM-1250), and six patrol car mobile radios for Police at \$3,032.69 each (Motorola model MCS-2000) from Tele-Rad Inc.

FINANCIAL IMPACT:

Total cost is \$41,332.14 for all units, this money will come from the Equipment Fund.

BUDGET ACTION REQUIRED:

None, \$46,800.00 budgeted for these purchases.

STAFF RECOMMENDATION:

Approve purchase of above radio equipment from Tele-Rad Inc. for a total of \$41,332.14.

Memorandum

To: Robert Kuhn

From: Randy Smith

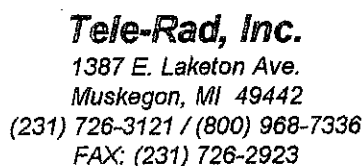
Date: 06/20/00

Re: Budgeted Radio Replacement

Bob, attached is a request for Commission approval of the budgeted radio replacements for 2000. Again I am requesting to purchase Motorola brand equipment, and due to their sales territories only one dealer can bid. I have compared the prices to past purchases of this equipment and there is a small increase on the portable units and a small decrease in the mobile units.

Oakland did not bid anything comparable, and the State Police have switched to all digital radios. Although other manufactures do build comparable radios, we made a decision to go with Motorola radio equipment in the past, and our goal is to maintain the same model radio in the fleet so that we do not have any compatibility problems with other existing equipment. There is also a safety concern with emergency situations, where having the same model in all cars will allow the officer to respond easier, do to familiarity with the radio.

The current units continue to give us excellent service life, do to their high quality and reliability. It is my recommendation that we continue to use this model to remain compatible with the rest of are units. Especially due to the fact that we will have to upgrade to digital frequencies soon and these units will be compatible with that technology when we are ready to switch.



Quotation Number: MUS-00-1

Polich H.R.

Job Description: PORTABLE RADIO (HT- 750)

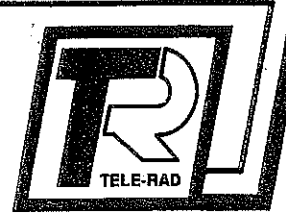
Equipment and Accessories Total	\$606.40
--	-----------------

<i>Labor Total</i>	
<i>Sub Total</i>	\$606.40
<i>Sales Tax</i>	EXEMPT
<i>Shipping & Handling</i>	\$9.10
<i>Quotation Grand Total</i>	\$615.50

$$+ 63 = 678.58$$

$$K_{10} = 12,213.00$$

Tele-Rad, Inc.
 1387 E. Laketon Ave.
 Muskegon, MI 49442
 (231) 726-3121 / (800) 968-7336
 FAX: (231) 726-2923



QUOTATION

Date: 6-2-00

Quotation Number: MUS-00-3

For: CITY OF MUSKEGON
 ATTN: DARRYL
 1376 KEATING AVE.
 MUSKEGON, MICHIGAN

*ADIS
DPW*

We are pleased to submit the following quotation:

Job Description: MOBILE RADIO (CDM- 1250)

EQUIPMENT AND ACCESSORIES:

QTY	MODEL	DESCRIPTION	PRICE	TOTAL
1	CDM-1250	64 CH, 4 5 WATT, VHF, MOBILE RADIO W/ DISPLAY	\$593.60	\$593.60
		INCLUDES:		
		MICROPHONE		
		LO-PRO BRACKET		
		POWER CABLE		
		BUTTON PACKAGE		
		TWO YEAR WARRANTY		
		OPTIONS: (NOT INCLUDED IN PRICE)		
		EXTENDED SERVICE PLAN (TOTAL OF 3 YEARS)	\$30.00	
		EXTENDED SERVICE PLAN (TOTAL OF 5 YEARS)	\$90.00	
		EXTERNAL SPEAKER	\$43.00	
		REMOTE MOUNT KIT	\$85.00	
		REMOTE CABLE (7 METER)	\$11.75	
Equipment and Accessories Total				\$593.60

LABOR:

UNIT	DESCRIPTION	CHARGES	TOTAL
	PROGRAMMING FOR THE RADIOS AVAILABLE		

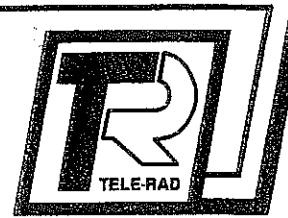
Prepared by: Keith Johnson
 Sales Representative

Accepted by: _____

Labor Total	
Sub Total	\$593.60
Sales Tax	EXEMPT
Shipping & Handling	\$8.90
Quotation Grand Total	\$602.50

812 \$7,230.00

Tele-Rad, Inc.
 1387 E. Laketon Ave.
 Muskegon, MI 49442
 (231) 726-3121 / (800) 968-7336
 FAX: (231) 726-2923



QUOTATION

Date: 6-2-00

Quotation Number: MUS-00-5

For: CITY OF MUSKEGON
 ATTN: DARRELL
 1350 E. KEATING AVE.
 MUSKEGON, MICHIGAN

We are pleased to submit the following quotation:

Job Description: MOBILE RADIO (MCS-2000)

EQUIPMENT AND ACCESSORIES:

QTY	MODEL	DESCRIPTION	PRICE	TOTAL
1	MCS-2000	160 CH ,110 WATT, VHF, MOBILE RADIO	\$2,987.87	\$2,987.87
		INCLUDES:		
		MICROPHONE		
		EXTERNAL SPEAKER		
		DIRECT ENTRY KEYPAD / SWITCH BOX		
		LCD DISPLAY / IGNITION SENSE CABLE		
		VHF 1/4 WAVE ANTENNA		
		OPTIONS: (NOT INCLUDED IN PRICE)		
		CAR RADIO MUTE CABLE	\$15.00	
		DUAL HEAD KIT	\$975.00	
		13 WATT EXTERNAL SPEAKER	\$65.00	
		VISOR MICROPHONE	\$50.00	
		FOOT SWITCH FOR MICROPHONE	\$56.00	
		EXTERNAL SWITCH UNIT (DIRECT MODE)	\$150.00	
Equipment and Accessories Total				\$2,987.87

LABOR:

UNIT	DESCRIPTION	CHARGES	TOTAL
	PROGRAMMING FOR THE RADIOS AVAILABLE		

Prepared by: Keith Johnson
 Sales Representative

Accepted by: _____

Labor Total	
Sub Total	\$2,987.87
Sales Tax	EXEMPT
Shipping & Handling	\$44.82
Quotation Grand Total	\$3,032.69

X6 - 18,196.14

PARROT
CARS

Commission Meeting Date: June 27, 2000

*Postponed
to 7-11-00
Meeting*

Date: June 15, 2000
To: Honorable Mayor & City Commissioners
From: Planning & Economic Development
RE: Construction of 4 houses in Lakeside

SUMMARY OF REQUEST:

To approve the construction of two additional houses on the parcel designated as map # 24-30-34-429-006. Last month, the Commission approved the sale of the land to Bill Ingalls II for two houses that will front Miner. After careful consideration Mr. Ingalls decided to build two additional homes which will front Harrison. All four lots will have dimensions of 72 feet X 102 feet.

FINANCIAL IMPACT:

Construction of the additional two homes fronting Harrison will generate additional tax revenue for the City.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

To approve the attached resolution and to authorize both the Mayor and the Clerk to sign said resolution.

COMMITTEE RECOMMENDATION:

None.

Date: June 26, 2000
To: Honorable Mayor and City Commissioners
From: Ric Scott 
RE: Handicapped Ramp Bids

SUMMARY OF REQUEST:

To purchase 230' of 5' x 10' portable decking to provide an accessible walkway on Pere Marquette beach

FINANCIAL IMPACT:

\$10,040

BUDGET ACTION REQUIRED:

None, paid for with grant from the Paul C. Johnson Foundation

STAFF RECOMMENDATION:

Approve

COMMITTEE RECOMMENDATION:

The Leisure Services Board Recommends approval

Affirmative Action
231/724-6703
FAX/722-1214

Assessor
231/724-6708
FAX/726-5181

Cemetery
231/724-6783
FAX/726-5617

Civil Service
231/724-6716
FAX/724-4405

Clerk
231/724-6705
FAX/724-4178

Comm. & Neigh.
Services
231/724-6717
FAX/726-2501

Engineering
231/724-6707
FAX/727-6904

Finance
231/724-6713
FAX/724-6768

Fire Dept.
231/724-6792
FAX/724-6985

Income Tax
231/724-6770
FAX/724-6768

Info. Systems
231/724-6744
FAX/722-4301

Leisure Service
231/724-6704
FAX/724-1196

Manager's Office
231/724-6724
FAX/722-1214

Mayor's Office
231/724-6701
FAX/722-1214

Neigh. & Const.
Services
231/724-6715
FAX/726-2501

Planning/Zoning
231/724-6702
FAX/724-6790

Police Dept.
231/724-6750
FAX/722-5140

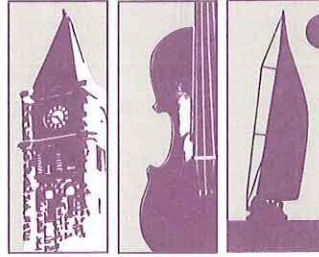
Public Works
231/724-4100
FAX/722-4188

Treasurer
231/724-6720
FAX/724-6768

Water Billing Dept.
231/724-6718
FAX/724-6768

Water Filtration
231/724-4106
FAX/755-5290

MUSKEGON



West Michigan's Shoreline City

Date: June 26, 2000

To: Honorable Mayor and City Commissioners

From: Ric Scott 

Re: Handicapped Ramp Bids

The Leisure Services Board had directed staff to apply for funding through the Community Foundation for a portable handicapped accessible ramp for Pere Marquette Park. This was based on a request from the Disability Awareness Council for better access to the beach.

The Paul C. Johnson Foundation has funded this project for \$10,000.

In order to get the ramp up as soon as possible I have received two bids for providing portable. One company provided the ramps for Muskegon State Park and the other provided the ramping at an Ottawa County park. Basically these are floating dock decks that have been modified to work on the beach.

The bids were as follows:

Great Lakes Barn and Fence	20 5' x 10'	\$8,600
----------------------------	-------------	---------

Michigan Lake Products	20 5' x 10'	\$12,735
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I am recommending that we purchase 230' of decking from Great Lakes Barn and Fence for a total delivered price of \$10,040.

Thank you for your consideration.

Commission Meeting Date: June 27, 2000

Date: June 20, 2000
To: Honorable Mayor and City Commissioners
From: Planning & Economic Development *CBC*
RE: Public Hearing - Request for the Establishment of an
Industrial Development District - Consumers Energy

SUMMARY OF REQUEST:

Pursuant to Public Act 198 of 1974, as amended, Consumers Energy, 151 N. Causeway, Muskegon, Michigan, has requested the establishment of an Industrial Development District for property located at 151 N. Causeway (B.C. Cobb Generating Plant), Muskegon, Michigan. The project will result in the creation of 2 new jobs and \$22 million in private investment.

FINANCIAL IMPACT:

Certain additional income and property taxes will be collected.

BUDGET ACTION REQUIRED:

None

STAFF RECOMMENDATION:

Approval of the attached resolution establishing the Industrial Development District for Consumers Energy.

COMMITTEE RECOMMENDATION:

None

Resolution No. 2000-65(a)

MUSKEGON CITY COMMISSION

**RESOLUTION APPROVING REQUEST
FOR ESTABLISHMENT OF INDUSTRIAL DEVELOPMENT DISTRICT
CONSUMERS ENERGY**

WHEREAS, pursuant to Act No. 198 of the Public Acts of 1974, as amended, the City of Muskegon has the authority to establish an "Industrial Development District" within the City of Muskegon; and

WHEREAS, Consumers Energy, 151 N. Causeway, Muskegon, Michigan, has requested the City of Muskegon to establish an Industrial Development District on property located at 151 N. Causeway, Muskegon, Muskegon hereinafter described; and

WHEREAS, Consumers Energy will locate production facilities within the Industrial Development District; and

WHEREAS, construction, acquisition, alterations, or installation of a proposed facility has not commenced at the time of filing the request to establish this district; and

WHEREAS, written notice has been given by mail to all owners of real property located within the proposed district, and to the public by newspaper advertisement in the Muskegon Chronicle and public posting of the hearing on the establishment of the proposed district; and

WHEREAS, a public hearing on the establishment of an Industrial Development District was held on June 27, 2000, at the regular City Commission meeting at the Muskegon City Hall at which time all of the owners of real property within the proposed district, all residents and taxpayers of the City of Muskegon, and the affected taxing jurisdictions were afforded an opportunity to be heard thereon.

NOW THEREFORE BE IT RESOLVED THAT, the Muskegon City Commission deems it to be in the best interest of the City of Muskegon that the following described land situated in the City of Muskegon, Muskegon County, and the State of Michigan, to wit:

Part of Sections 17 and 18, T10N, R16W, more particularly described as follows:
Beginning at the intersections of the boundary line of the City of Muskegon and the Westerly line of the Pere Marquette Rail Road right-of-way; thence Northerly along said Rail Road right-of-way to the Southwesterly line of Trunk Line Highway US-31; thence Northwesterly along said Trunk Line Highway to the Southeasterly boundary line of the City of North Muskegon; thence Southwesterly along said boundary line to Muskegon Lake; thence Southerly along said Lake to the center of the North Channel of the Muskegon River, said line also being the North boundary line of the City of Muskegon; thence Easterly along said boundary line to the place of beginning.

Be and here established as an Industrial Development District pursuant to the provisions of Act 198 of the Public Acts of 1974 to be known as **Consumers Energy Development District No. 2000-65 (a)**

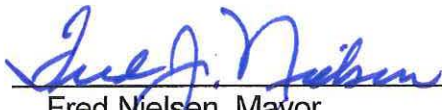
BE IT FURTHER RESOLVED that the Industrial Development District will be rescinded following the completion of capital acquisition and/or improvement activities.

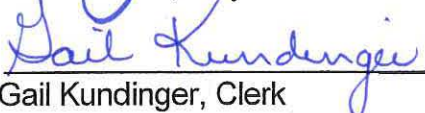
Resolution declared adopted.

Ayes: Aslakson, Benedict, Nielsen, Schweifler, Sieradzki, Spataro

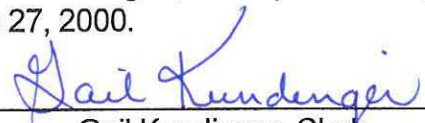
Nays: None

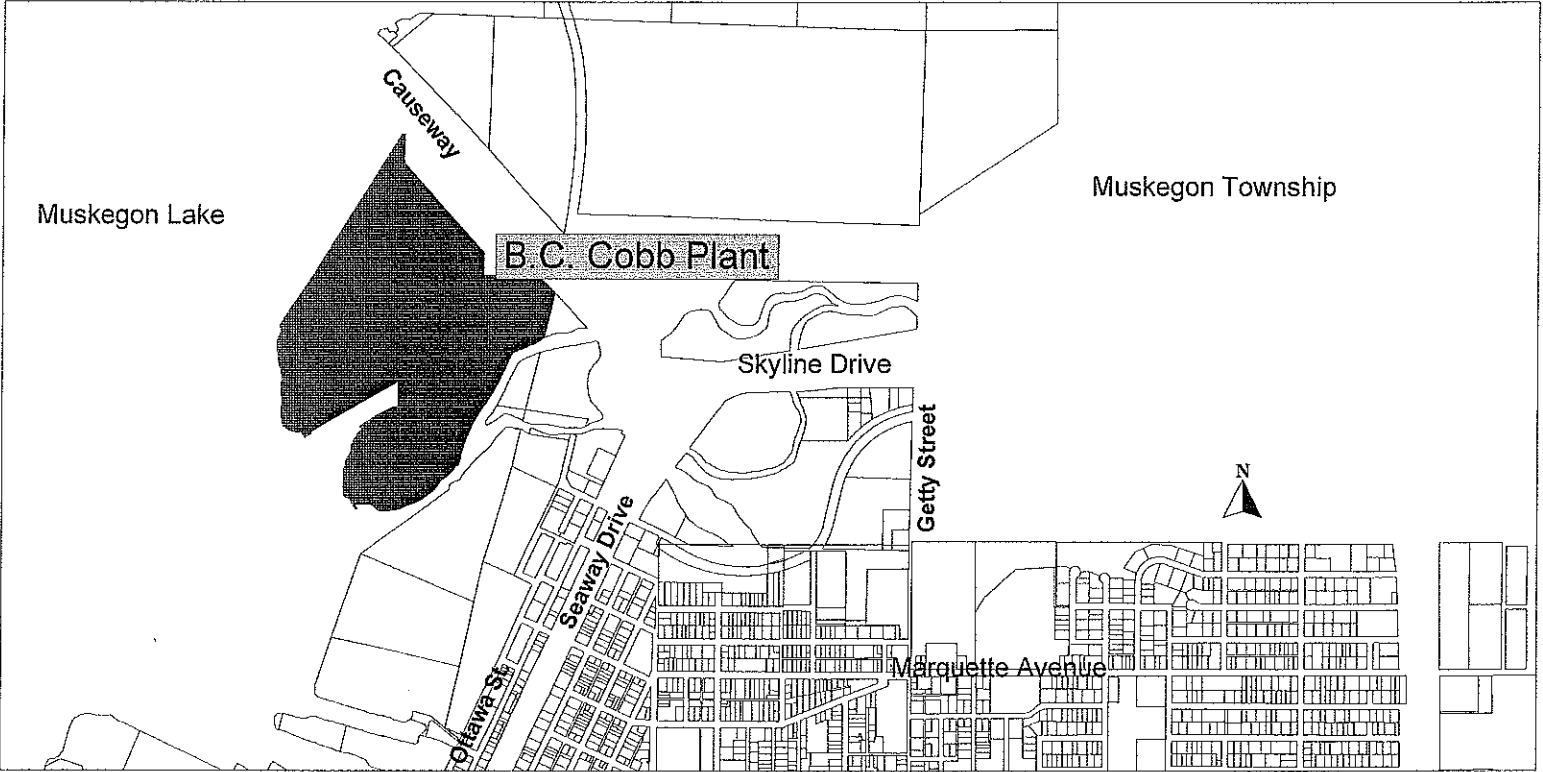
Absent: Shepherd

By: 
Fred Nielsen, Mayor

Attest: 
Gail Kunding, Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, Michigan, at a regular meeting held on June 27, 2000.


Gail Kunding, Clerk



Muskegon Lake

Muskegon Township

B.C. Cobb Plant

Skyline Drive

Getty Street

Seaway Drive

Marquette Avenue



Commission Meeting Date: June 27, 2000

Date: June 20, 2000
To: Honorable Mayor and City Commissioners
From: Planning & Economic Development *CBC*
**RE: Public Hearing - Request for an Industrial Facilities
Exemption Certificate - Consumers Energy**

SUMMARY OF REQUEST:

Pursuant to Public Act 198 of 1974, as amended, Consumers Energy, B.C. Cobb Plant, 151 North Causeway, Muskegon, Michigan, an electric generating plant, has requested the issuance of an Industrial Facilities Exemption Certificate. Total capital investment for this project is \$22 Million in personal property. The project will result in the creation of 2 employment opportunities while retaining 6 jobs. Consumers current workforce is 119.

FINANCIAL IMPACT:

The City will capture certain additional property and income taxes generated by the expansion.

BUDGET ACTION REQUIRED:

None

STAFF RECOMMENDATION:

Approval of the attached resolution granting an Industrial Facilities Exemption Certificate for a term of (6) years.

COMMITTEE RECOMMENDATION:

None

MUSKEGON CITY COMMISSION

**RESOLUTION APPROVING APPLICATION FOR ISSUANCE
OF INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
*CONSUMERS ENERGY***

WHEREAS, pursuant to P.A. 198 of 1974 as amended, after duly noticed public hearing held on June 27, 2000, this Commission by resolution established an Industrial Development District # 2000-65a as requested by Consumers Energy, B.C. Cobb Plant, 151 North Causeway, Muskegon, Michigan, 49445; and

WHEREAS, Consumers Energy has filed an application for the issuance of an Industrial Facilities Tax Exemption Certificate with respect to a new machinery and equipment to be installed within the Industrial Development District # 2000-65a; and

WHEREAS, before acting on said application the Muskegon City Commission held a public hearing on June 27, 2000 at the Muskegon City Hall in Muskegon, Michigan at 5:30 p.m. at which hearing the applicant, the assessor and representatives of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, installation of machinery and equipment had not begun earlier than six (6) months before June 2, 2000, the date of the acceptance of the application for the issuance of an Industrial Facilities Tax Exemption Certificate; and

WHEREAS, installation of machinery and equipment is calculated to and will have the reasonable likelihood to retain, create, or prevent the loss of employment in Muskegon, Michigan; and

WHEREAS, the aggregate SEV of real property exempt from ad valorem taxes within the City of Muskegon, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, BE IT RESOLVED by the Muskegon City Commission of the City of Muskegon, Michigan that:

- 1) The Muskegon City Commission finds and determines that the Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Act of 1974 as amended and Act No. 255 of the Public Acts of 1978 as amended shall not have the effect of substantially impeding the operation of the City of Muskegon or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Muskegon.
- 2) The application of Consumers Energy, for the issuance of an Industrial Facilities Tax Exemption Certificate with respect to installation of new machinery and equipment on the following described parcel of real property situated within the City of Muskegon Industrial Development District # 2000-65a to wit:

Part of Sections 17 and 18, T10N, R16W, more particularly described as follows: Beginning at the intersections of the boundary line of the City of Muskegon and the Westerly line of the Pere Marquette Rail Road right-of-way; thence Northerly along said Rail Road right-of-way to the Southwesterly line of Trunk Line Highway US-31; thence Northwesterly along said Trunk Line Highway to the Southeasterly boundary line of the City of North Muskegon; thence Southwesterly along said boundary line to Muskegon Lake; thence Southerly along said Lake to the center of the North Channel of the Muskegon River, said line also being the

North boundary line of the City of Muskegon; thence Easterly along said boundary line to the place of beginning.

- 3) The Industrial Facilities Tax Exemption Certificate is issued and shall be and remain in force and effect for a period of six (6) years on personal property.

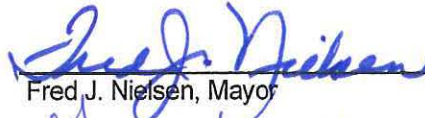
Adopted this 27th Day of June 2000

Ayes: Benedict, Nielsen, Schweifler, Sieradzki, Spataro, Aslakson

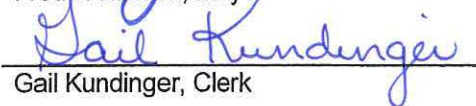
Nays: None

Absent: Shepherd

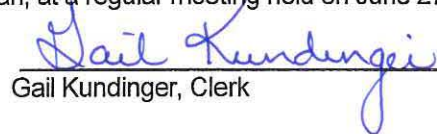
BY:


Fred J. Nielsen, Mayor

ATTEST:


Gail Kunding, Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the Muskegon City Commission, County of Muskegon, Michigan, at a regular meeting held on June 27, 2000.


Gail Kunding, Clerk



City of Muskegon Industrial Development District Summary Sheet

Company Summary:

Consumers Energy 151 N. Causeway, Muskegon, Michigan, is "repowering" two electric generators at the B.C. Cobb plant. The proposed "repowering" includes the installation of new equipment to burn natural gas instead of coal to generate electricity. The subject generators were retired in 1990 but will be ready to resume electric generation by June 2000. The subject generating units will have clean-operating natural gas burner systems that use some of today's best environmental emissions control technology. An additional, 6 employees will be added to operate and maintain the subject units. Estimated total investment for the project is \$22 million.

Employment Information:

Racial Characteristics:

White	102
Minority	17
Total	119

Gender Characteristics:

Male	103
Female	16
Total	119

Total No. of Anticipated New Jobs:

2

Investment Information:

Real Property:	\$0
Personal Property	\$22 Million
Total:	\$22 Million

Property Tax Information: (Annual)

Total New Taxes Generated	\$594,000
Value of Abatement	\$297,000
Total New Taxes Collected	\$297,000

Income Tax Information: (Annual)

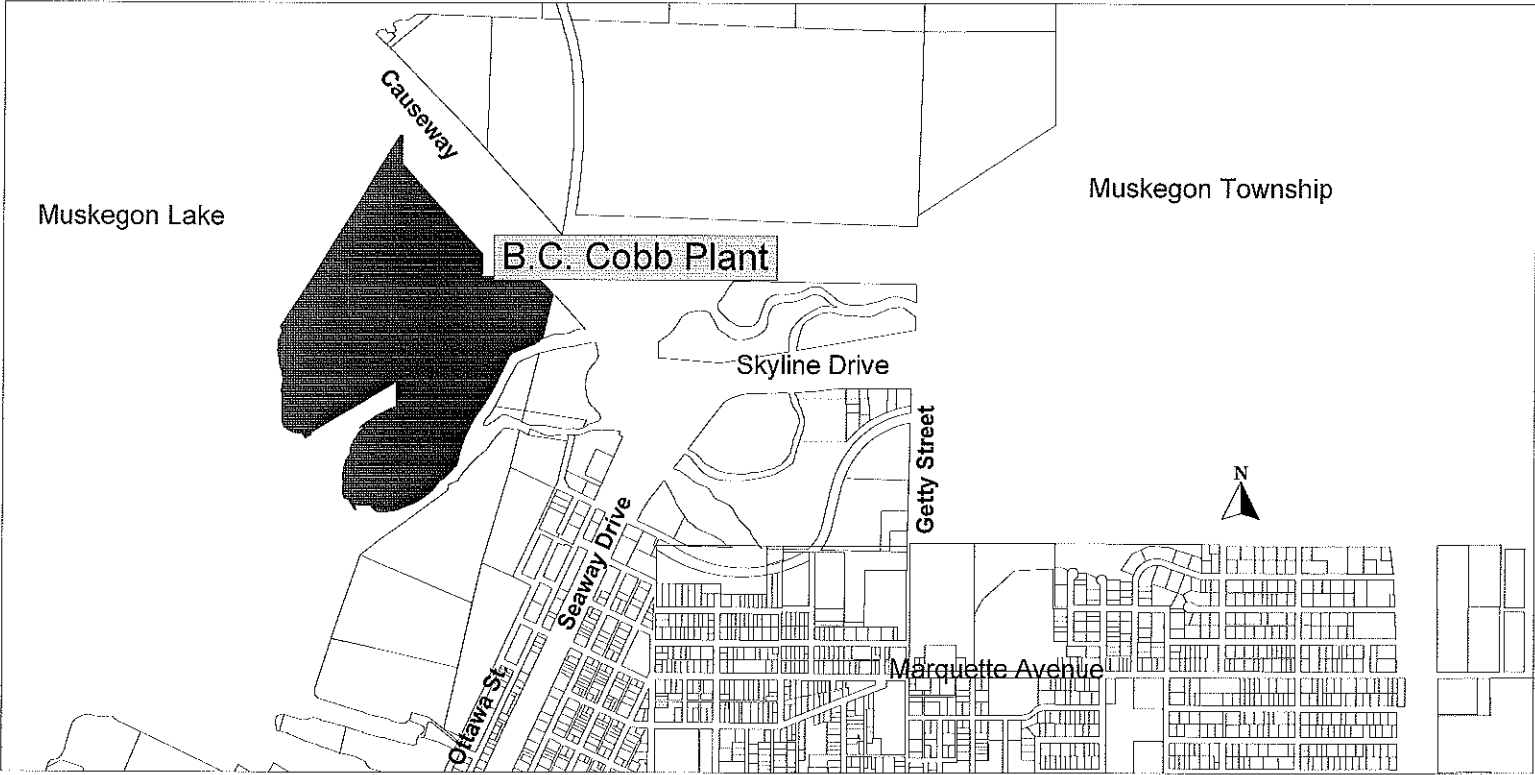
Total Additional Income Tax Generated: **\$1,124**

Company Requirements:

Adopted Affirmative Action Policy	Yes	No
Meeting w/ City Affirmative Action Director	Yes	No
Signed Tax Abatement Contract	Yes	No
Taxes Paid In Full	Yes	No
Appropriate Zoning	Yes	No

Matthew Dugener
Business Development

Ken James
Affirmative Action



CITY OF MUSKEGON

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that public hearings will be held concerning the *establishment of an Industrial Development District and the issuance of an Industrial Facilities Exemption Certificate* for property located at 151 N. Causeway, Muskegon, Michigan, as requested by Consumers Energy, 151 N. Causeway, Muskegon, Michigan, as provided for by Act 198 of the Michigan Public Acts of 1974, as amended. The hearing will be held by the City Commission of the City of Muskegon on **June 27, 2000**, at 5:30 p.m. at the Muskegon City Hall, 933 Terrace Street, Muskegon, Michigan. Owners of property and any residents or taxpayer of the City of Muskegon shall have the right to appear and be heard.

Gail Kunding, City Clerk

Publish: June ²⁷~~24~~, 2000

101-80699-5267

Date: June 20, 2000
To: Honorable Mayor and City Commissioners
From: Ric Scott 
RE: Day of Caring Project

SUMMARY OF REQUEST:

To authorize the expenditure of about \$30,000 for fencing, paint, and other materials for the Day of Caring project at Marsh Field

FINANCIAL IMPACT:

\$30,000

BUDGET ACTION REQUIRED:

None, it will come from saving within the Parks budget from irrigation and fertilization

STAFF RECOMMENDATION:

Approve

COMMITTEE RECOMMENDATION:

Affirmative Action
231/724-6703
FAX/722-1214

Assessor
231/724-6708
FAX/726-5181

Cemetery
231/724-6783
FAX/726-5617

Civil Service
231/724-6716
FAX/724-4405

Clerk
231/724-6705
FAX/724-4178

Comm. & Neigh.
Services
231/724-6717
FAX/726-2501

Engineering
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FAX/727-6904

Finance
231/724-6713
FAX/724-6768

Fire Dept.
231/724-6792
FAX/724-6985

Income Tax
231/724-6770
FAX/724-6768

Info. Systems
231/724-6744
FAX/722-4301

Leisure Service
231/724-6704
FAX/724-1196

Manager's Office
231/724-6724
FAX/722-1214

Mayor's Office
231/724-6701
FAX/722-1214

Neigh. & Const.
Services
231/724-6715
FAX/726-2501

Planning/Zoning
231/724-6702
FAX/724-6790

Police Dept.
231/724-6750
FAX/722-5140

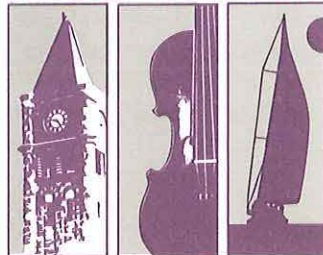
Public Works
231/724-4100
FAX/722-4188

Treasurer
231/724-6720
FAX/724-6768

Water Billing Dept.
231/724-6718
FAX/724-6768

Water Filtration
231/724-4106
FAX/755-5290

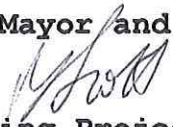
MUSKEGON



West Michigan's Shoreline City

Date: June 20, 2000

To: Honorable Mayor and City Commissioners

From: Ric Scott 

Re: Day of Caring Project

United Way has picked Marsh Field as their Day of Caring project this year. They will have about 500 volunteers in the park on August 11th to make many improvements to the park. Work to be done includes replacing the perimeter fence and repairing much of the rest of the fence in the park; replace the backstop fencing; build picnic tables; install playground equipment; remove and pave some trails within the park for neighborhood use; repair and replace bleacher seats; pave the existing parking lot; repair concrete walks and aisles in the grandstands; paint many areas including fencing; and rebuild the irrigation system.

The total estimated cost is about \$160,000 without any infield repairs. The paving will cost about \$100,000 and we expect that CDBG will pay for that with the money originally allocated to Smith-Ryerson. United way has raised over \$15,000 for the project. I expect that we will raise an additional \$15,000.

I am requesting that you authorize staff to spend approximately \$30,000 of Parks Department money to complete the project. Savings from a reduction in irrigation expenses and fertilizer will more than cover the cost of the unbudgeted expenses.

Thank you for your consideration.

said party of the second part shall not sell, assign or transfer this contract, nor its right, title or interest in and to the same to any person or persons except the City of Muskegon, City of Muskegon Heights or the Public Schools of either or both cities without the written consent thereto of the said party of the first part having been obtained, and endorse hereon.

It is also agreed by and between said parties hereto that the said party of the second part shall have possession of said premises on the 18th day of June 1919, and while it shall not be in default on its part in keeping and fulfilling the terms of this agreement, taking and holding possession thereunder; also that said party of the second part shall keep premises in as good condition as they are at the date hereof, and until said consideration money shall be fully paid as aforesaid; also that the party of the second part shall not, during the existence of this contract, remove from said land any buildings, improvements or fixtures which may now be, or which may hereafter be put thereon. The second party for itself, its successors, and assigns covenants and agrees to and with the second party, that the said premises shall forever be known and designated as Marsh Field, and that said premises shall only be used for public purposes like base-ball, foot-ball park and recreation grounds or other form of public amusement or for public educational, or municipal use.

The said party of the first part hereby covenants and agrees that upon the faithful performance by said party of the second part of the covenants and agreements herein contained on its part to be kept and performed, and upon the payment in full, by the said party of the second part of the principal, and interest at the time and in the manner hereinbefore specified, the said party of the first part shall and will without delay, at his own cost and expense execute and deliver to said party of the second part, a good and sufficient conveyance of all his right, title and interest in the buildings and fences on said above described premises acquired by said first party, by, through, and by virtue of a certain conveyance made on day of June 1919 by the Chamber of Commerce, of the City

United Way of Muskegon County
Day of Caring - 2000
Materials/Labor Cost Estimates
6/14/00

<u>Task No.</u>	<u>Task</u>	<u>Vendor</u>	<u>Est. Cost</u>	<u>Cost Type</u>	<u>Comments</u>
1	Repair/ Replace Perimeter Fence around Park	Reliable Gate	\$ 8,000	Materials	
2	Repair/Replace Fences around Ball Field	Reliable Gate	\$ 1,500	Materials	
3	Repair/Replace all Safety Fences in Bleacher Area	Reliable Gate	\$ 1,000	Materials	
	The above are estimates with some information from Reliable. I will now proceed to get firm quotes. The quote will assume that we will replace all of the Perimeter Fence Mesh. Per Phone call received today Reliable's actual quote is in the range of \$10,000. for the above				
4	Repair/Replace Fences in Bull Pen Area	Reliable Gate	\$ 1,000	Materials	
	Need to get vendor information for materials that Don Fellows would like used on the Bullpen Fences. Depending on the price for the Mesh material, the qabove estimate is probably high.				
5	Baseball Backstop - Remove old Screen and Replace:				
	Six (6) Foot High	Reliable Gate	\$ 1,150	Materials	
	Ten (10) Foot High \$1,500	Reliable Gate		Materials	
	Pulley System to Lift the Mesh Netting	Reliable Gate	\$ 1,000		
	Materials to Cover From choice above to top of Backstop	Engan-Tooley-Doyle & Assoc.	\$ 1,620	Materials	
	The feeling of the group was that the Six (6) Foot high Fence should be used. It will be necessary for a vendor to be identified for the Netting to be used to the top of the Backstop. Reliable could develop the Pulley System for lifting the Netting, but does not have a source for the Netting.				
6	Pave and/or Modify all existing Asphalt Trails	Bill Plough	\$ 8,800	Materials	
7	Install Playground Equipment	Miracle Rec Equip	\$ 15,000	Materials	
	Preparation for Playground Equipment		\$ 2,000		Need Bill of Mat'ls
	The cost estimate is a guess for preparation. We need to define exactly what materials will be required in addition to the Playgroud Equipment.				
8	Pave Existing Parking Lot	Ric Scot	\$ 90,000		
9	Install Warning Track in Front of Backstop		\$ 1,000		Need Bill of Mat'ls
	The cost estimate is a guess. We need to develop a Bill of Materials for this activity.				
10	Repair/Replace all Wood Bleacher Seats and Foot Rest	Keene Lumber	\$ 1,200		
	This is a firm quote for the Bleacher Materials from Keene Lumber. Bill Jarman indicated that he and one other from Keene would be on site on the Day of Caring to supervise the activity.				
11	Build Picnic Tables	Keene Lumber	\$ 600		
	Galvanized Picnic Table Frames (Including Hdwe,)	Pilot Rock	\$ 2,429		
	Keen Lumber has quoted \$660. For 15 Regular Tables and \$285. For 5 Handicap accessible Tables. This quote includes the Wood and Hardware, but does not include the Brackets called for on the prints. Pete Rolenhagen indicated that the Brackets have been replaced by Tubing. Bernadette should advise regarding these Tables. Per quote received today we can be 10 12'				

United Way of Muskegon County
Day of Caring - 2000
Materials/Labor Cost Estimates
6/14/00

<u>Task</u>			<u>Est.</u>	<u>Cost</u>	
<u>No.</u>	<u>Task</u>	<u>Vendor</u>	<u>Cost</u>	<u>Type</u>	<u>Comments</u>
	for on the prints. Pete Rollenhagen indicated that the Brackets have been replaced by Tubing. Bernadette should advise regarding these Tables. Per quote received today we can by 10 12' Table Frames for \$2,090. plus shipping costs of \$339.				
12	Repair all Concrete Walls and Aisles in Stands area				Need Bill of Mat'ls
	Bill Plough indicated that he thought the cost of materials to do these repairs would be minimal. He is to follow-up in getting this activity quoted.				
13	Paint the Following Areas	Port city Paint	\$ 2,000	Materials and Supplies	
	All Fence areas requiring Paint			Included	Est. may be high
	All Safety Fences in Stands Area			Included	
	Baseball Stands Understructure			Included	
	All Concrete Surfaces that were previously painted			Included	
	Roy Spencer has quoted enough Paint to Paint all of the Fences currently installed at Marsh Field. If we proceed to replace all of the Screen on the Perimeter Fence, that will reduce the amount of Paint we will need. Therefore this quote of \$2,000. will be reduce accordingly.				
14	Landscaping Materials:				Need Quotation
	Schrubs				
	Trees				
	Sod				
	Black Dirt 150 Yards @ \$11.50		\$ 1,725		
	Fill				
	Jon Colburn did not attend the meeting yesterday and therefore, I have no idea what the Landscaping materials might cost. Before the budget is finalized, it seems to me that this is a important item to consider. Per phone message left by Jon last night, he doesn't feel any money should be spent on Landscaping if the New Sprinkling System is not installed.				
15	Rebuild Baseball Infield				Need Quotation
	Leisle Ruth Luttrell indicated that a quote had been prepared for this activity, but had not been received by her at this time. She indicated that she would follow-up on getting this quote.				
16	Sprinkling System		\$ 24,875		
	Pete Rollenhagen presented a drawing at the meeting indicating three areas of the Park with Sprinkling System layouts for each area. They were identified as Section One Along Laketon Avenue (Not presently Sprinkled), Section Two along Jiroch and Holbrook (Not presently Sprinkled) and Section three the Ball Field (Presently Sprinkled). Materials cost for the Sections is as follows: Section One \$7,886. Section Two \$2,509, Section Three \$8,159 and The Pump Station \$6,321. The indication from the group attending the meeting was that Section One was most important and that Section Three along with the Pump Station was next in importance assuming that we could not do all three sections.				
	Total Budget for items quoted		\$ 164,899		

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Name

Address

City

State

Date

- 1 Sean Sanders ~~Munich~~ 13469 State Rd. Nunica MI 6-24-00
- 2 BILL SANDERS 13469 STATE RD Nunica MI 6-24-00
- 3 ~~Heckie Johnson~~ 2090 W. Swanson Ct. Muskegon MI ~~MI~~ 6/24/00
- 4 Holly Lee 4273 Jensen Rd Fruitport MI 6/24/00
- 5 Muriel Adams 10418 Arizona ST Crown Point IN 6/24/00
- 6 Don St. Amour 10418 Arizona ST Crown Point IN 6/24/00
- 7 Linda Fors 1584 Division Muskegon MI 6-25-00
- 8 Gracy Chombley 2090 Philo Muskegon MI 6-25-00
- 9 ~~OLST~~ 680 S. BEAR LAKE RD N. MUSKEGON MI 6-25-00
- 10 Jaime VanDette 6825 Bear Lake Rd N Muskegon MI 6/25/00
- 12 Rick Murray 1946 SPYGLASS TRAIL Muskegon MI 6/25/2000
- 13 Michelle Palano 526 S. Brooks Rd Muskegon MI 6/25/2000
- 14 Margaret Christopherse 1075 W. Forest Muskegon MI 6/25/2000

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	Name	Address	City	State	Date
1	DEBRA OGLE	2215 COTTAGE GROVE	MUSKEGON	MICH	6-26-00
2	Marv Okhonen	889 WOODSIDE - APT 1	ROOSEVELT PARK	MI	6-26-00
3	Ted Kling	1351 Randolph	Muskegon	"	6/26-00
4	Heidi Haganstai	5406 Davis	Musk.	MI	6/26
5	Kevin Sims	920 Summit Rd	Musk	MI	49444 6/26
6	JASON Hershey	2265 LINCOLN	MUSK	MI	49441 6/26
7	Shae Baker	708 Sopman	MUSK	MI	49442 6/26
8	Kelly Mcmann	411 COLLINS APT 2	Muskegon	MI	49444 6/26/00
9	Joey Mcman	411 COLLINS APT	Muskegon	MI	49444 6/26/00
10	Gordan Masselli	1086 A Royale Glen	Muskegon	MI	49441 6-26-00
12	Toby Fredericksen	1618 Palmer	Muskegon	MI	49441 6-26-00
13	Abbey Fredericksen	152 W Forest	Muskegon MI		49441 6-26-00
14	Chris McCal	1030 Royal Glen	Muskegon		49441

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	Name	Address	City	State	Date
1	[Signature]	2215 Cottage Grove	Muskegon	MI	6-26-00
2	[Signature]	4884 Grace St.	Montague	MI	6-26-00
3	[Signature]	2621 Elmwood	GR	MI	6-26-00
4	[Signature]	207 Robinson Dr.	Whitehall	MI	6-26-00
5	[Signature]	1403 S. Meigs	Whitehall	MI	6-26-00
6	[Signature]	1142 Vick Rd	Muskegon	MI	6-26-00
7	[Signature]	2121 Elmwood	GR	MI	6-26-00
8	[Signature]	4818 Knudsen St	Montague	MI	6-26-00
9	[Signature]	11189 Indian Bay	Montague	MI	6-26-00
10	[Signature]	2355 S. Hilltop	Muskegon	MI	6-26-00
12	[Signature]	3553 Holloway	Twin Lake	MI	6-26-00
13	[Signature]	1879 S. Barnes	Muskegon	MI	6/26/00
14	[Signature]	3048 Kool	Frankfort	MI	6-26-00

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	Name	Address	City	State	Date
1	William Clark	2428 McCracken	Muskegon	MI	6/25/00
2	Bernice Sylhouer	210 S Jackson	Spring Lake	MI	6/25/00
3	Don Pesecker	155-F. Sternberg Rd	Muskegon	MI	6/25/00
4	David B. Paredi	155 E. Sternberg	"	"	"
5	Allan Perkins	854 Ada	"	"	"
6	Ross Becknagel	3299 Royal Oak	Muskegon	MI	6/25/00
7	Melissa Mipter	2245 Harrison	Muskegon	MI	6-25-00
8	Paul Mipter	2245 Harrison	Muskegon	MI	6/25/00
9	John Doe	1547 Glen Ave.	Muskegon	MI	6/25/00
10	Joan Brandel	1960 W SHERMAN	Muskegon	MI	6-25-00
12	Genny L Stevens	1938 Reynolds	Muskegon	MI	6/25/2000
13	Margalite Linnell	251 Donald St	Muskegon	MI	6/26/2000
14	Augusta David	251 Donald St.	Muskegon	MI	6/26 2000

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	Name	Address	City	State	Date
1	Robert D. Ogle	2130 Lakeshore Dr.	Musk.	MI	6-26-00
2	Shannon Oley	2121 Elmridge Dr NW	GR	MI	6-26-00
3	Mary Tyler	1515 Randolph Ave	Musk	MI	6-26-00
4	LARRY A. TAYLOR	2515 COMBERLAND ST	MUSK.	MI	6/26/00
5	Rubena E. Taylor	2515 Cumberland St.	Musk	MI	6/26/00
6	Larry R. Taylor	3090 MAPLE GROVE	Muskogon	MI	6/26/00
7	Duane Vanduzer	5775 W. Harbor Ct.	Musk	MI	6/26/00
8	Raymond E. Wheeler	1629 Montague Ave	Muskegon	MI	6/26/00
9	Bernard L. Robert	1403 S. MEARS	Whitehall	MI	6/26/00
10	Susan C. Van Bergen	8478 Mohawk Ct	Montague, MI		6-26-00
12	Kenneth H. Van Bergen	8478 Mohawk Ct	Montague MI		6-26-00
13	JACK TAYLOR	1921 J. Rock	Musk	MI	6-26-00
14	Kennifer Anderson	Po Box 87	Fruitport MI	MI	6-26-00

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	Name	Address	City	State	Date
1	Don Hill	1411 MURRAY	GRAND HAVEN	MI	6/24/00
2	Becky Rossiter	117 Peach	HART	MI	6/24/00
3	Mel Rossiter	117 Peach	Hart	MI	6/24/00
4	Howey Post	88 MILL ST	Coopersville	MI	6/24/00
5	Nella Ostrander	4708 Leonard	Coopersville	MI	6-24-00
6	Warren Post	734 East	Coopersville	MI	6-24-00
7	Diana Post	734 East St	Coopersville	MI	6-24-00
8	Christina Lee	4443 E. Cline	Frankfort	MI	6-24-00
9	Philip Clark	2454 Nielsen	Muskegon	MI	6-24-00
10	Dane Ostrander	889 Ada Ave.	Muskegon	MI	6-24-00
12	J. W. Doherty	3257 Rockland Rd	Muskegon	MI	6-24-00
13	J. W. Doherty	4708 Leonard	Coopersville	MI	6-24-00
14	Bill Sanchez	13469 State Rd.	Namika	MI	6-24-00

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	Name	Address	City	State	Date
1	Jori Garbach		Muskegon	MI	6-24-00
2	Larry Preston	3474 York	MUSKEGON	MI	6-24-00
3	Clarice Canto	1831 Castle	Muskegon	MI	6-24-00
4	Ray Canto	1831 Castle	Muskegon	MI	6-24-00
5	MIKE TER VREE	5855 BUTTERNUT DR.	WEST OLIVE	MI	6-24-00
6	Jennifer Ter Vree	5855 Butternut Dr.	West Olive	MI	6/24/00
7	Kim Ter Vree	5855 Butternut	West Olive	MI	6/24/00
8	Bret Bryant	520 Abbey St.	MUSKEGON	MI	6-24-00
9	Jim Brown	2103 candle street	MUSKEGON	MI	6-24-00
10	JOE STINE	1110 ALICE	WHITMAN	MI	6-24-00
12	Matthew M. McCool	817 144th Ave	Holland	MI	6/24/00
13	Don Gray	4039 Stryker Dr.	Norton Shores	MI	6/24/00
14	Nanette Gray	4039 Stryker	Norton Shores	MI	6-24-00

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	Name	Address	City	State	Date
1	MATT HOUSEMAN	1387 CREEK DR. Apt. A	MUSKEGON	MI	49441-6-24 ⁰⁰
2	Marrienne Houseman	2324 Miner	Muskegon	MI	49441 6-24 ⁰⁰
3	Caroline Rasey	2324 Miner	Muskegon	MI	49441 6-24-00
4	Kelly Houseman	1387 CREEK DR Apt A	MUSKEGON	MI	49441 6-24-00
5	Mike King	911 Brooks	Muskegon	MI	49442
6	Jill Oederink	328 Mill Iron	Muskegon	MI	49442
7	Joe Barrett	865 Eagle Ridge	Copersville	MI	49904
8	Mary Barrett	163 East St.	Copersville	MI	49404
9	Dave Barrett	865 Eagle Ridge	Copersville	MI	49904
10	George Kraft	3971 W. Arthur Rd	New Era	MI	49446
12	Walter Kraft	7530 W. PARK Rd	New Era	MI	49446
13	Lisa Pranger	1715 S. 24 th Ave	Shelby	MI	49455
14	Karmen Kraft	7530 W. Park Rd	New Era	MI	49446

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	Name	Address	City	State	Date
1	Pam Arenda	3950 Westbrook	Muskegon	MI	6-24-00
2	Don Arenda	3950 Westbrook	Muskegon	MI	6-24-00
3	Christina Haver	1991 Queens Ct	Muskegon	MI	6-24-00
4	Dennis Lee	4443 E. Cline Rd	Fruitport	MI	6-24-00
5	Alan Lee	4443 E. CLINE	FRUITPORT	MI	6-24-00
6	Linda Lee	4273 Jensen Rd	Fruitport	MI	6-24-00
7	John Lee	4273 Jensen Rd	Fruitport	MI	6-24-00
8	Mandi Lee	4443 E. Cline Rd.	Fruitport	MI	6-24-00
9	Jane Snyder	107 Beech St	Fruitport	MI	6-24-00
10	Verna Pascoe	1991 Kinsey	Muskegon	MI	6-24-00
12	John Anderson	107 BEECH ST	Fruitport	MI	6-24-00
13	Kelly Lee	4273 Jensen Rd	Fruitport	MI	6-24-00
14	Corey Sanders	13469 State Rd	Nunica	MI	6-24-00

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	Name	Address	City	State	Date
1	Kevin Hu	1441 Beardsley	Muskegon	MI	6-25-00
2	Eric Moore	2008 Green	Muskegon	MI	6-25-00
3	Brandon Minter	2245 Harrison	Muskegon	MI	6-25-00
4	Anders Carlson	833 W. Dale	Muskegon	MI	6-25-00
5	Mark Hall	1353 Jangeland	Muskegon	MI	6-25-00
6	Mary A. Huse	1441 Beardsley	Muskegon	MI	6-25-00
7	Stephen M. Carlson	833 W. Dale	Muskegon	MI	6-25-00
8	Anders Carlson	833 W. Dale	Muskegon	MI	6-25-00
9	Brady D. G.	3335 Millard	Muskegon	MI	6-25-00
10	Stephen Carlson	833 W. Dale	Muskegon	MI	6-25-00
12	Tina Rose	800 S. Brooks Rd	Muskegon	MI	6-25-00
13	Joleen Robinson	3122 Sanford	Muskegon	MI	6-25-00
14	John Roberts	3092 2nd	Trub Lake	MI	6-25-00

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	Name	Address	City	State	Date
1	<u>Lain Larson</u>	6895 Brooks	Fruitport	MI	49415 6-26-00
2	<u>Hannin C Anderson</u>	2344 Stevens Creek	Fruitport	MI	49415 6-26-00
3	<u>Laurie Anderson</u>	2344 Stevens Creek	Fruitport	MI	49415 6-26-00
4	<u>Kathy Senecal</u>	6407 Henry St	Norton Shores	MI	49441 6-26-00
5	<u>Paul Senecal</u>	6407 Henry St	Norton Shores	MI	49441 6-26-00
6	<u>Delores Hall</u>	2074 Mann	Muskegon	MI	49442 6-26-00
7	<u>Chuck Hall</u>	2074 Mann	Muskegon	MI	6-26-00
8	<u>Kristina McLeaver</u>	1119 Holiday St	Muskegon	MI	6-26-00
9	<u>Shirley Swears</u>	1646 Elwood	Muskegon	MI	6-26-00
10	<u>Dave Wiersma</u>	1636 Wood St	MUSKEGON	MI	6-26-00
12	<u>Colleen Morse</u>	565 S Wolf Lake Rd	Muskegon	MI	49442 6/26/00
13	<u>Amanda Rupert</u>	1837 Leahy	Muskegon	MI	49442 6/26/00
14	<u>Kate Backstrom</u>	3415 Fulton	Muskegon	MI	49441 6-26-00

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	Name	Address	City	State	Date
1	Kathy Bryant	520 Abbey	Muskegon	MI	6-24-00
2	Jinda Arneberg	1697 Terrace	Muskegon	MI	6-24-00
3	Brian Arneberg	1697 Terrace	Muskegon	MI	6-24-00
4	Joe Benedict	1960 W Sherman	Muskegon	MI	6-24-00
5	Billy Daske	6534 N. Fruitvale	Montague	MI	6-24-00
6	BOB DARKE	10334 Fruitvale	Montague	MI	6-24-00
7	Boeky Mann	1034 Hampden Rd	Muskegon, MI		6-24-00
8	Martin Woessner		Nunica, MI		6-24-00
9	Gary Ball	451 Howard	Howard	MI	6-24-00
10	Jeanne Bleich	2963 Dawes	Muskegon	MI	6-24-00
12	Scott Riner	209 W. 16th St	Holland	MI	6-24-00
13	Bob Bryant	520 Abbey St.	Muskegon, MI		6-24-00
14	Kelly Gorbach		Musk, MI		6-24-00

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	Name	Address	City	State	Date
1	Pete Oudeman	2256 Blodgett	Muskegon	MI	6/24/00
2	Reggie Rust	1819 Shadybidge	Spring Lake	MI	6/24/00
3	Les Samell	3235 Baker	SHELBY	MI	6/24/00
4	Bucky Patton	228 W. Southern	Muskegon	MI	6/24/00
5	Sam Hanna	4623 W. Arthur Rd	New Era	MI	6/24/00
6	_____	1242 Wealthy st	Muskegon	MI	6-24-00
7	Spacie Ruth J. J. J.	231 Donald S	Muskegon	MI	6-24-00
8	David W. Fisher	123 N. 8th	Fruitport	MI	6-24-00
9	Brandon Becklin	3954 S. Swanson Ct.	Muskegon	MI	6-24-00
10	Jordan Becklin	3954 S. Swanson Ct.	Muskegon	MI	6-24-00
12	Rob Snyder	107 Beech St	Fruitport	MI	6-24-00
13	Samson Davis	3367 5th Fifth St	Michigan		6-24-00
14	Ernie Bane	1260 Beech	Muskegon	MI	6-24-2000

WE THE UNDERSIGNED PETITION THE CITY OF MUSKEGON. WE ARE IN DISAGREEMENT WITH PLACING A PLAYGROUND AT MICHIGAN'S OLDEST BASEBALL FIELD. SOME BUT NOT ALL OF THE REASONS ARE: 1) IF THIS FIELD IS LEFT OPEN TO THE PUBLIC, WE FEAR THAT IN LESS THAN 5 YEARS IT WILL BE DESTROYED LIKE MC CREA, 2) SINCE THE LIMITING OF THE PARKING, SOME PLAYERS AND FANS HAVE BEEN FORCED TO PARK ON OR CROSS PECK STREET. 3) THERE IS A PLAYGROUND 3 BLOCKS AWAY AT MOON SCHOOL, 4) WITH OPENING UP THE PARK TO THE NEIGHBORHOOD, CHARGING ADMISSION WILL BE IMPOSSIBLE AND AGAIN WE WILL SUBJECT THE PLAYERS AND FANS TO LOCAL PAN HANDLING. 5) CONSIDERING THE FACT THAT BASEBALL PLAYERS AND FANS CONTRIBUTE TO THE SUPPORT OF THE FIELD, WE ARE UPSET THAT MONEY FOR IMPROVEMENTS ARE NOT BEING SPENT TO IMPROVE THE PLAYING FIELD.

Name

Address

City

State

Date

1	Brenda Kieft	3971 W. Arthur Rd.	New Era	MI	6/24/00
2	Robby Fisher	123 W 8th	Trumbull	MI	6-24-00
3	Don McFarlin	236 Mason	Muskegon	MI	6-22-00
4	Shirley Stanger	5308 W. 7th Pl.	Schererville	IN	6-24-00
5	Chuck St. Amour	5308 W. 77th Pl	Schererville	Ind.	6-24-00
6	Pat Howell	3285 W. Baker	Shelby	MI	6/24/00
7	Aaron Gossell	11	11	11	11
8	Mike Belmore	1360 Randolph	Muskegon	MI	6-24-00
9	Paul Higgs	7763 Cananda	Whitman	MI	6/24/00
10	Edd M. Leisher	4819 Kudson	Nontague	MI	6/24/00
12	Lin Pothmann	5150 Martin	Norfolk Shores	MI	6/24/00
13	Stephen Benedict	1960 W. Stroman	Muskegon	MI	6/28/00
14	Joanne Worn	11962 Cleary	MI		6/24/00

THE UNDERSIGNED PETITION THE CITY OF MUSKEGON. WE ARE IN DISAGREEMENT WITH PLACING A PLAYGROUND AT MICHIGAN'S OLDEST BASEBALL FIELD. SOME BUT NOT ALL OF THE REASONS ARE: 1) IF THIS FIELD IS LEFT OPEN TO THE PUBLIC, WE FEAR THAT IN LESS THAN 5 YEARS IT WILL BE DESTROYED LIKE MC CREA, 2) SINCE THE LIMITING OF THE PARKING, SOME PLAYERS AND FANS HAVE BEEN FORCED TO PARK ON OR CROSS PECK STREET. 3) THERE IS A PLAYGROUND 3 BLOCKS AWAY AT MOON SCHOOL, 4) WITH OPENING UP THE PARK TO THE NEIGHBORHOOD, CHARGING ADMISSION WILL BE IMPOSSIBLE AND AGAIN WE WILL SUBJECT THE PLAYERS AND FANS TO LOCAL PAN HANDLING. 5) CONSIDERING THE FACT THAT BASEBALL PLAYERS AND FANS CONTRIBUTE TO THE SUPPORT OF THE FIELD, WE ARE UPSET THAT MONEY FOR IMPROVEMENTS ARE NOT BEING SPENT TO IMPROVE THE PLAYING FIELD.

	Name	Address	City	State	Date
1	Shirley Boelkins	854 Ada	Muskegon	MI	6/25/00
2	Frank Moore	2288 GROVE	Muskegon	MI	6-25-00
3	William P. Butera	411 Hawthill	Muskegon	MI	6-25-00
4	Larry LeRoux	3927 Swanson Lane	Muskegon	MI	6-25-00
5	Anthony Stock	1964 Getty	Muskegon	MI	6-25-00
6	Kelly Larabee	1964 Getty	Muskegon	MI	6-25-00
7	Eugene Larabee	1908 Continental	Muskegon	MI	6-25-00
8	Va. Lee	2207 Ewing Road	Twin Lake	MI	6-25-00
9	L. Payne	3001 Bayne Road	Twin Lake	MI	6-25-00
10	Arthur Vandermer	3949 S. Carr	Fruitport	MI	6-25-00
12	Brandon Botting	2180 FOREST PARK	MUSKEGON	MI	6/25/00
13	Mike	4308 Linnar Lane	Muskegon	MI	6/25/00
14	Paul Hensley	1286 Robin Rd	Musk	MI	6/25/00

my grandfather
asked her to sign

WE THE UNDERSIGNED PETITION THE CITY OF MUSKEGON. WE ARE IN DISAGREEMENT WITH PLACING A PLAYGROUND AT MICHIGAN'S OLDEST BASEBALL FIELD. SOME BUT NOT ALL OF THE REASONS ARE: 1) IF THIS FIELD IS LEFT OPEN TO THE PUBLIC, WE FEAR THAT IN LESS THAN 5 YEARS IT WILL BE DESTROYED LIKE MC CREA, 2) SINCE THE LIMITING OF THE PARKING, SOME PLAYERS AND FANS HAVE BEEN FORCED TO PARK ON OR CROSS PECK STREET. 3) THERE IS A PLAYGROUND 3 BLOCKS AWAY AT MOON SCHOOL, 4) WITH OPENING UP THE PARK TO THE NEIGHBORHOOD, CHARGING ADMISSION WILL BE IMPOSSIBLE AND AGAIN WE WILL SUBJECT THE PLAYERS AND FANS TO LOCAL PAN HANDLING. 5) CONSIDERING THE FACT THAT BASEBALL PLAYERS AND FANS CONTRIBUTE TO THE SUPPORT OF THE FIELD, WE ARE UPSET THAT MONEY FOR IMPROVEMENTS ARE NOT BEING SPENT TO IMPROVE THE PLAYING FIELD.

Name

Address

City

State

Date

1	Walter D. Christensen	1075 W. Forest	Muskegon	MI	6/25/2000
2	Roberto Peto	526 S BROOKS	MUSKEGON	MI	6-25-2000
3	Gerald E. Luthrall	4606 Hall Rd	Muskegon	Mich	6-26-2000
4	Audrey Luthrall	4606 Hall	Muskegon	Mich	6-26-2000
5	Dorald Biddings	1879 Barnes Rd.	Muskegon	Michigan	6-26-2000
6	Chris Slate	3739 Liberty Ave	muskegon	MI	6-26-2000
7	Tom Vander Pyl	4894 LAKE HAZARD	MUSKEGON	MI	6/27/2000
8					
9					
10					
12					
13					
14					

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	Name	Address	City	State	Date
1	<i>Richard J. Williams, Jr</i> Richard J. Williams, Jr	2073 MORTON	MUSKEGON	MI	6/26/00
2	<i>Paul J. Moschler</i> Paul J. Moschler	2050 LEMART	Muskegon	MI	6/26/00
3	<i>Chester F. Meall II</i> Chester F. Meall II	2135 CROWLEY	MUSKEGON	MI	6/26/00
4	<i>Shirley A. Porter</i> Shirley A. Porter	1431 W. ARKUTON	Muskegon	MI	6-26-00
5	<i>Paulette Porter</i> Paulette Porter	1767 SCHUYLER	Muskegon	MI	6-26-00
6	<i>W.C. Cunningham III</i> W.C. Cunningham III	4628 SAUNDERS	WHITEHALL	MI	6/26/00
7	<i>W.C. Cunningham III</i> W.C. Cunningham III	4558 ORSHAL RD.	WHITEHALL	MI	6/26/00
8	<i>Tom Wiseman</i> Tom Wiseman	4976 CHAUKAMME	MONTAIGNE	MI	6/26/00
9	<i>Laura Lewis</i> Laura Lewis	4976 CHAUKAMME	Montaigne	MI	6/26/00
10	<i>Laura Lewis</i> Laura Lewis	203 W. MAIN ST.	Whitehall	MI	26-26-00
12	<i>Linda Welsh</i> Linda Welsh	618 Muskegon Ave	Whitehall	MI	6-26-00
13	<i>Rhonda Kroll</i> Rhonda Kroll	2135 Crowley	Muskegon	MI	6-26-00
14	<i>Timothy Harloon</i> Timothy Harloon	1121 Vick Rd	Norton Shores	MI	6/27/00

WE THE UNDERSIGNED PETITION THE CITY OF MUSKEGON. WE ARE IN DISAGREEMENT WITH PLACING A PLAYGROUND AT MICHIGAN'S OLDEST BASEBALL FIELD. SOME BUT NOT ALL OF THE REASONS ARE: 1) IF THIS FIELD IS LEFT OPEN TO THE PUBLIC, WE FEAR THAT IN LESS THAN 5 YEARS IT WILL BE DESTROYED LIKE MC CREA, 2) SINCE THE LIMITING OF THE PARKING, SOME PLAYERS AND FANS HAVE BEEN FORCED TO PARK ON OR CROSS PECK STREET. 3) THERE IS A PLAYGROUND 3 BLOCKS AWAY AT MOON SCHOOL, 4) WITH OPENING UP THE PARK TO THE NEIGHBORHOOD, CHARGING ADMISSION WILL BE IMPOSSIBLE AND AGAIN WE WILL SUBJECT THE PLAYERS AND FANS TO LOCAL PAN HANDLING. 5) CONSIDERING THE FACT THAT BASEBALL PLAYERS AND FANS CONTRIBUTE TO THE SUPPORT OF THE FIELD, WE ARE UPSET THAT MONEY FOR IMPROVEMENTS ARE NOT BEING SPENT TO IMPROVE THE PLAYING FIELD.

	Name	Address	City	State	Date
1	Ryan Kumpf	1666 Stapler	Whitelake	MI	6-27
2	Justin Thompson	6895 Brooks	Spring Lake	MI	6-27
3	Paul Anderson	4489 Brewer	Muskegon	MI	6-27-00
4	Mark Swamy	1275 Asencia	Muskegon	MI	6-27-00
5	Tim McPherson	6742 Tim Bee	Muskegon	MI	6-27
6	Greg Johnson	13920 Apple Dr.	Fruitport	MI	6-27
7	Chris Green	285th Ave	Fruitport	MI	6-27
8	John Barway	3357 E. Broadway	Muskegon	MI	6-27
9	Conan Fieding	PO Box 54 285th Ave	Fruitport	MI	6-27
10	Jim Raven	1159 Carr Rd	Muskegon	MI	6-26
12	Nick Osinski	1166 W. Dale	MUSKEGON	MI	6-26
13	Michelle H. Hines	536 Hilltop Park	MUSK	MI	6-26
14	Letisha Fluker	1323 Pine	Muskegon	MI	6-26-00

WE THE UNDERSIGNED PETITION THE CITY OF MUSKEGON. WE ARE IN DISAGREEMENT WITH PLACING A PLAYGROUND AT MICHIGAN'S OLDEST BASEBALL FIELD. SOME BUT NOT ALL OF THE REASONS ARE: 1) IF THIS FIELD IS LEFT OPEN TO THE PUBLIC, WE FEAR THAT IN LESS THAN 5 YEARS IT WILL BE DESTROYED LIKE MC CREA, 2) SINCE THE LIMITING OF THE PARKING, SOME PLAYERS AND FANS HAVE BEEN FORCED TO PARK ON OR CROSS PECK STREET. 3) THERE IS A PLAYGROUND 3 BLOCKS AWAY AT MOON SCHOOL, 4) WITH OPENING UP THE PARK TO THE NEIGHBORHOOD, CHARGING ADMISSION WILL BE IMPOSSIBLE AND AGAIN WE WILL SUBJECT THE PLAYERS AND FANS TO LOCAL PAN HANDLING. 5) CONSIDERING THE FACT THAT BASEBALL PLAYERS AND FANS CONTRIBUTE TO THE SUPPORT OF THE FIELD, WE ARE UPSET THAT MONEY FOR IMPROVEMENTS ARE NOT BEING SPENT TO IMPROVE THE PLAYING FIELD.

	Name	Address	City	State	Date
1	Rimon Allen	1323 Pine	Muskegon	MI	6-26-00
2	James Decker	1411 Leahy	Muskegon	MI	6-26-00
3	Becky Simonson	958 Ada	Muskegon	MI	6-26-00
4	Janice Dutkiewicz	1978 Nevada	"	"	6-26-00
5	Katie Simonson	658 Wilcox	"	"	"
6	Kelli Faino	1618 Smith	"	"	"
7	Courtney Masselli	1978 Nevada	"	"	6-26-00
8	Kelli Harp	2147 Barclay	"	"	"
9	Elaine Lindback	2003 Forest Glen	"	"	"
10	Joe Zabelko	1368 Lakeshore	"	"	6-26-00
12	Shirley Frazee	1022 W. Summit	"	"	6-26-00
13	Debra Smith	578 Overbrook	"	"	6-26-00
14	Shannon Brainard	1431 Willow	"	"	"

Muskegon, Michigan

Oct. 18th 1943

Mr. Roy E. Sinters, City Manager,
Muskegon, Mich.

Dear Sir:

Replying to request for information on Marsh Field, we submit the following information as taken from the records of this office:

On June 18th 1919 the Chamber of Commerce agreed to purchase from Chas. F. Marsh, Trustee the property now known as Marsh Field. Evidently the Chamber of Commerce paid \$6,000.00 on the contract as on October 14th 1920 the Chamber of Commerce offered to turn over the Contract to the City with an unpaid balance of \$20,000.00 with some unpaid bills due on the defunct Muskegon Baseball Company amounting to approximately \$3,000.00.

On October 18th 1920. (#A-1051) the City Commission agreed to assume the Contract on Marsh Field in the amount of \$20,000.00 payable \$5,000.00 a year with interest at 6%.

Following are the City's expenditures on Marsh Field:

1920	Paid on Contract (Annual Report)	\$5,000.00	Int.	\$655.17
1921	" " "	5,000.00	"	900.00
1922	" " "	5,000.00	"	600.00
1923	" " "	5,000.00	"	300.00
				\$2,455.17
	Contract			20,000.00
Jan. 9th 1922	Unpaid bills of the Muskegon Baseball Association			3,157.06
June 10th 1920	Fence			2,145.52
November 1921	Peck Street Pavement			2,085.10
July 28th 1924	Sidewalk			490.12
	Total			\$30,963.27

Yours truly,

/s/ A. F. Cooper, City Clerk

ASSIGNMENT OF CONTRACT

For and in consideration of the City of Muskegon assuming the obligations contained in the attached contract to be performed by the Muskegon Chamber of Commerce, and the agreement on the part of the City of Muskegon to carry out said contract in accordance with its terms, conditions and covenants, and also in accordance with the terms of the resolution hereto attached, the Muskegon Chamber of Commerce, Trustee, hereby sells assigns, transfers and sets over to the City of Muskegon, its successors and assigns forever, all its right, title and interest in and to the attached contract entered into between the Muskegon Chamber of Commerce, Trustee, and Charles W. Marsh, Trustee.

IN WITNESS WHEREOF the said Muskegon Chamber of Commerce has caused this instrument to be executed in its behalf by its Vice-President and Secretary this Fifteenth day of October, A.D. 1920.

MUSKEGON CHAMBER OF COMMERCE

By W. M. Lewis
Vice-President

By Thomas A. McCarthy
Secretary

COPY

Pursuant to call regularly issued, a special meeting of the Board of Directors of the Muskegon Chamber of Commerce was held in the Chamber of Commerce rooms, Thursday, October 14, 1920, at 1:45 P.M. The following Directors present: Backstrom, Dratz, Estes, Gillard, Larsen, W. M. Lewis, Morton, Myer, Riblet, Sessions, Whitney and Wilson; absent: Couthie, H. P. Lewis, and Loewe.

* * * * *

Director Larsen offers the following resolution and moves its adoption:

Resolved: That the contract for the purchase of Marsh Field, had and entered into between the Muskegon Chamber of Commerce, Trustee, and Chas. W. Marsh, trustee, be sold, assigned, transferred, and set over to the city of Muskegon, for and in consideration of said city assuming the obligations contained therein to be performed by the Muskegon Chamber of Commerce, in pursuance of the privilege contained in said contract authorizing and permitting such assignment, and that the Vice President and Secretary be, and they are hereby authorized and instructed to execute a proper assignment of said contract, for and on behalf of the Muskegon Chamber of Commerce to the City of Muskegon.

Resolved, further, That by virtue of such assignment, the City of Muskegon shall assume all indebtedness remaining unpaid under said agreement as of August 31, 1920, including the principal payment of \$5,000 due September 1, 1920, and shall make all payments in the time when, and in the manner the same shall become due and payable, and perform all conditions to be performed thereunder by said Muskegon Chamber of Commerce.

Resolved further, That the City shall assume the payment of the indebtedness due the creditors of the defunct Muskegon Baseball Company, upon the same terms, to wit: 75% basis, as agreed upon between the Muskegon Chamber of Commerce and the creditors, amounting to approximately \$3000.

Resolved further, That the Board of Control, as now constituted, of Marsh Field, pledges itself to conduct a series of not less than four dances, the net receipts of which shall be turned over to the City to apply upon the payment of such creditors' claims as above mentioned.

Dated October 14, 1920.

Signed, A. M. Larsen.

The vote upon the above resolution was as follows:

Yes: Backstrom, Dratz, Estes, Gillard, Larsen, W. M. Lewis, Morton, Myer, Riblet, Sessions, Whitney and Wilson (12)

Nos: None.

I hereby certify that the above and foregoing is a true and correct transcript from the minutes of the special meeting of the Board of Directors of the Muskegon Chamber of Commerce, held October 14, 1920.

/s/ T. A. McCarthy
Secretary

This Indenture, Made this 10th
day of January in the year of our Lord one thousand nine hundred and

twenty-three
BETWEEN Charles W. Marsh, Trustee
of Huntington Michigan
of the first part, and The City of Huntington, a
municipal corporation,

of the second part,
Witnesseth, That the said part 4 of the first part, for and in consideration of the
sum of One Dollar & other valuable consideration Dollars,
to him in hand paid by the said part 4 of the second part, the receipt whereof is hereby
confessed and acknowledged, do by these presents grant, bargain, sell, remise, release, alien
and confirm unto the said part 4 of the second part, and its successors
heirs and assigns, FOREVER, all those certain piece or parcel of land
situate and being in the City of Huntington County of
Huntington and State of Michigan, and described as follows, to wit:

Commence at the southeast corner of
Lot 12 of Block 5 according to the
recorded plat of Huntington Heights
thence north on the west line of Baker
Street to the south line of Laketon
Avenue thence west on the south line of
Laketon Avenue to the east line of
Park Boulevard thence south on the east
line of Park Boulevard to the north
line of Halbrook Avenue thence east on the
north line of Halbrook Avenue to place of be-
ginning being entire blocks 5 and 6, and the va-
cat'd alleys in said blocks and the vacated part of
Walnut Street lying between the north line of
Halbrook Avenue and south line of Laketon Avenue
said property being commonly known as Marsh Field

Together with all and singular the hereditaments and appurtenances thereunto belonging
or in anywise appertaining: To Have and To Hold the said premises, as aforesaid
described, with the appurtenances, unto the said part 4 of the second part, and
to its successors and heirs and assigns Forever. And the said
Charles W. Marsh, Trustee,

part 4 of the first part, as Trustee heirs, executors and
administrators, do covenant, grant, bargain and agree to and with the said part 4 of the
second part, its successors and assigns, that at the time of the ensembling and delivery
of these presents he is well seized of the above granted premises in Fee Simple;
and that they are free from all incumbrances whatever.

and that he will, and his heirs, executors, and administrators shall **Warrant**
and Defend the same against all lawful claims whatsoever,

In Witness Whereof, the said part 4 of the first part, had hereunto set his
and seal the day and year first above written.

Signed, Sealed and Delivered in Presence of

Charles W. Marsh, Trustee [L. S.]
[L. S.]
[L. S.]

STATE OF MICHIGAN,

County of Washtenaw ss.

On this 10th day of January
in the year one thousand, nine hundred and twenty-two before me
a Notary Public in and for said County, personally appeared

Charles W. Marsh, Trustee

known to be the same person described in, and who executed the within instrument,
acknowledged the same to be his free act and deed.

Edw. J. Christensen,
Notary Public, Washtenaw Co. Mich.
My Comm. Expires Nov 17, 1924



NO. 1.
WARRANTY DEED.
SHORT FORM.

Charles W. Marsh
Trustee

TO
City of Washtenaw

Register's Office,
Washtenaw County, ss.

This instrument was presented and
received for record this 26th
day of Feb A. D. 19 22
at 9:30 o'clock A. M., and recorded
in Liber 237 of deeds on page
489, as a proper certificate was
furnished in compliance with Section 3957
Compiled Laws of 1897.

Register of Deeds.

(1012)

Articles of Agreement made this 18th day of June 1919, between Charles W. Marsh, as trustee, of the City of Muskegon, Michigan party of the first part, and the Chamber of Commerce corporation of the City of Muskegon, Michigan, trustee, party of the second part.

WITNESSETH, that the said party of the first part, for and in consideration of the sum of twenty-six thousand dollars (\$26,000.00) to be paid to him, by the said party of the second part at the time, and in the manner hereinafter specified hereby agrees to sell to the said party of the second part all that certain piece or parcel of land situated in the City of Muskegon, County of Muskegon, and State of Michigan, and more particularly known and described as follows: Commence at the southeast corner of lot 12 of block 5 according to the recorded plat of Muskegon Heights, thence north on the west line of Baker Street to the south line of Laketon Avenue, thence west on the south line of Laketon Avenue to the east line of Peck Boulevard, thence south on the east line of Peck Boulevard to the north line of Holbrook Avenue, thence east on the north line of Holbrook Avenue to place of beginning, being entire blocks 5 and 6, and the vacated alleys in said blocks and the vacated part of Maffet street lying between the north line of Holbrook Avenue and the south line of Laketon Avenue, (commonly designated as Marsh Field).

The said party of the second part hereby covenants, and agrees to pay to said party of the first part the sum of twenty-six thousand dollars (\$26,000) as follows: two thousand five hundred dollars (\$2500.) on the execution, and delivery of this agreement: three thousand five hundred dollars (\$3500.) on or before September 1st, 1919; five thousand dollars on or before September 1st, 1920; and five thousand dollars on or before the first day of September of each and every succeeding year until said principal sum is fully paid with interest at the rate of six per cent per annum to be computed from January 1st, 1919, to be paid semi-annually on the first days of September and March in each year on the whole sum from time to time remaining unpaid.

The said party of the second part further covenants and agrees to pay or settle in a satisfactory manner certain outstanding accounts owed to various parties by the Muskegon Base-ball Company a corporation, a schedule of which accounts is hereto attached and made part of this instruments. It is mutually understood and agreed that any sums of money paid^{out} by the party of the second part in the payment or settlement of the claims above referred to shall not be considered as payments as payments on the principal, interest or other payments to be made by the second party, but are additional to the amounts provided for in this contract.

The said party of the second part hereby also covenants and agrees to pay all taxes, and assessments, extraordinary as well as ordinary, that shall be taxed or assessed on said premises from the date hereof, until said sum of twenty-six thousand dollars shall be fully paid as aforesaid.

And it is also agreed by and between the parties hereto, that the said party of the second part shall and will cause the buildings erected and to be erected upon said land, to be insured and kept insured against loss and damage by fire, at the expense of said party of the second part by insurers, and in manner and amount approved by said party of the first part, and shall and will either assign, the policy and certificates of insurance to said party of the first, or cause the same to be made payable, in case of loss to the said party of the first part as his interest may appear, and that in case of failure or neglect of said party of the second part to cause such buildings to be so insured, said party of the first part shall have the right to insure such buildings, and keep the same insured, and in that event, the expense of such insurance shall be chargeable against the said party of the second part, and payable forthwith with interest at the rate of seven per cent per annum.

It is also agreed by and between the parties hereto that the

said party of the second part shall not sell, assign or transfer this contract, nor its right, title or interest in and to the same to any person or persons except the City of Muskegon, City of Muskegon Heights or the Public Schools of either or both cities without the written consent thereto of the said party of the first part having been obtained, and endorse hereon.

It is also agreed by and between said parties hereto that the said party of the second part shall have possession of said premises on the 15th day of June 1919, and while it shall not be in default on its part in keeping and fulfilling the terms of this agreement, taking and holding possession thereunder; also that said party of the second part shall keep premises in as good condition as they are at the date hereof, and until said consideration money shall be fully paid as aforesaid; also that the party of the second part shall not, during the existence of this contract, remove from said land any buildings, improvements or fixtures which may now be, or which may hereafter be put thereon. The second party for itself, its successors, and assigns covenants and agrees to and with the second party, that the said premises shall forever be known and designated as Marsh Field, and that said premises shall only be used for public purposes like base-ball, foot-ball park and recreation grounds or other form of public amusement or for public educational, or municipal use.

The said party of the first part hereby covenants and agrees that upon the faithful performance by said party of the second part of the covenants and agreements herein contained on its part to be kept and performed, and upon the payment in full, by the said party of the second part of the principal, and interest at the time and in the manner hereinbefore specified, the said party of the first part shall and will without delay, at his own cost and expense execute and deliver to said party of the second part, a good and sufficient conveyance of all his right, title and interest in the buildings and fences on said above described premises acquired by said first party, by, through, and by virtue of a certain conveyance made on
day of June 1919 by the Chamber of Commerce, of the City

of Muskegon to said first party, and will also execute and deliver to said second party a good and sufficient conveyance in fee simple of said above described land, free and clear from all liens and incumbrances, except such as may have accrued thereon subsequent to the date hereof, by, or through the acts and negligence of said party of the second part, and said conveyance shall expressly state therein, that they are upon condition that said premises shall be forever known and designated as Marsh Field, and that said premises shall only be used for public purposes like base-ball, foot-ball, park and recreation grounds or other form of public amusement, or for public educational or municipal use, and that upon default in said condition or any part thereof, said premises shall revert, and become the property of Charles Marsh, Otto Loescher or their heirs or assigns, upon tender to the Chamber of Commerce of the City of Muskegon, its successors or assigns the sum of twenty-six thousand dollars without interest.

It is also agreed by and between the parties hereto, that if default shall be made by the said party of the second part in any of the payments of principal or interest, at the time or any of the times specified or in case the said party of the second part shall fail to keep and perform this agreement in any other respect, wherein the same is required by and on its part to be kept and performed, in any such case, the said party of the first part shall have the right immediately after such failure to declare this contract void, and at an end, and to retain all payments which shall then have been made hereon, together with all improvements that may have been made on said premises, and the said party of the first part may consider and treat said party of the second part as his tenant holding over without permission, and may take immediate possession of said premises, and remove said party of the second part therefrom.

It is hereby agreed, by and between the parties hereto that the covenants, and agreements herein contained are to

apply to and bind the successors and assigns of the respective parties hereto.

In witness whereof, the parties have hereunto set their hands and seals the day and year first above written.

Signed Charles W. Marsh, Trustee L.S.

Muskegon Chamber of Commerce

by G. N. Sessions
President

T. A. McCarthy
Secretary

Signed, sealed and
delivered in the
presence of

Otto Loescher
John A. McLaughlin

Commission Meeting Date: June 27, 2000

Date: June 15, 2000
To: Honorable Mayor & City Commissioners
From: Planning & Economic Development
RE: Sale of Buildable Lot in Marquette

SUMMARY OF REQUEST:

To approve the sale of the vacant buildable lot (number 632) designated as map number 24-31-21-153-003 to Lighthouse Tabernacle Church. The lot is approximately 66 feet X 132 feet and is located between Mary and Getty Streets. The parcel is being offered to the church for \$3,900. The subject lot will be used to meet parking requirements as determined by the Planning Commission. The sale is contingent upon the alley (see map) being vacated.

FINANCIAL IMPACT:

The sale of this lot will allow the property to be placed back on the City's tax rolls thus relieving the City of continued maintenance costs. *exempt - prop tax ok*

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

To approve the attached resolution and to authorize both the Mayor and the Clerk to sign said resolution.

COMMITTEE RECOMMENDATION:

The Planning Commission recommended approval of this sale at their June 14 meeting.

Resolution No. 2000-66(b)

MUSKEGON CITY COMMISSION

RESOLUTION APPROVING THE SALE OF A BUILDABLE LOT IN MARQUETTE FOR \$3,900.

WHEREAS, Lighthouse Tabernacle Church has gone through proper procedures to obtain a special use permit to construct their new church

WHEREAS, Lighthouse Tabernacle Church will pay \$3,900 for map # 24-31-21-153-003 for to meet proper parking requirements;

WHEREAS, the sale would relieve the City of further maintenance costs;

WHEREAS, the sale is consistent with City policy regarding the disposition of buildable lots;

NOW THEREFORE BE IT RESOLVED, that map # 24-31-21-153-003 be sold to the above-mentioned buyer, contingent upon the alley adjacent to the property being vacated.

(Urban Renewal Plat No. 3 Lot 632)

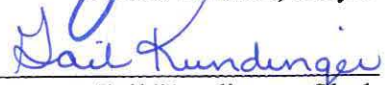
Adopted this 27th day of June, 2000

Ayes: Schweifler, Spataro, Aslakson, Benedict, Nielsen

Nays: None

Absent Sieradzki (stepped out); Shepherd

By: 
Fred J. Nielsen, Mayor

Attest: 
Gail Kunding, Clerk

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, Michigan at a regular meeting held on June 27, 2000.

By: 
Gail Kunding, Clerk



approved
12/14/99



proposed alley vacation

66 X 132



24-31--21-153-003

purchased in a
private sale

Mary St.

Getty Ave.

Albert Ave.

QUIT-CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS: That the CITY OF MUSKEGON, a municipal corporation, of 933 Terrace Street, Muskegon, Michigan 49443,

QUIT CLAIMS to the LIGHTHOUSE TABERNACLE CHURCH, a Michigan ecclesiastical corporation, of 2200 Fifth Street, Muskegon Heights, MI 49444,

the following described premises situated in the City of Muskegon, County of Muskegon, State of Michigan, to wit:

Lot 632 and Lot 649 EXCEPT the South 66 feet abutting the East line of Lot 648, Urban Renewal Plat No. 3;

for the sum of Eleven Thousand Four Hundred (\$11,400) Dollars;

This deed is being recorded to correct the legal description in a deed executed by the City of Muskegon on July 27, 2000, and recorded at Liber 3071, Muskegon County Records, Page 078.

This deed is exempt from real estate transfer tax pursuant to the provisions of MCLA 207.505(h)(i) and MCLA 207.526 Sec. 6(h)(i).

Dated this 31st day of October, 2000

Signed in the presence of:

Linda Potter
Linda Potter

Jo Ann Krukowski
Jo Ann Krukowski

CITY OF MUSKEGON

By Fred J. Nielsen
Fred J. Nielsen, Its Mayor

and Gail A. Kunderger
Gail A. Kunderger, Its Clerk

STATE OF MICHIGAN
COUNTY OF MUSKEGON

The foregoing instrument was acknowledged before me this 31st day of October, 2000, by FRED J. NIELSEN and GAIL A. KUNDERGER, Mayor and Clerk, respectively, of the CITY OF MUSKEGON, a municipal corporation, on behalf of the City.

PREPARED BY:
G. Thomas Johnson
Parmenter O'Toole
175 W. Apple Avenue
P. O. Box 786
Muskegon, MI 49443-0786

Linda S. Potter
Linda S. Potter
Notary Public, Muskegon County, Michigan
My commission expires: 9-25-02

When Recorded Return to: Grantee
Send Subsequent Tax Bills to: Grantee

QUIT-CLAIM DEED

2000-66(6)

KNOW ALL MEN BY THESE PRESENT: That the CITY OF MUSKEGON, a municipal corporation, whose address is 933 Terrace Street, Muskegon, MI 49440,

QUIT CLAIMS to **Lighthouse Tabernacle Church**, of **2200 Fifth Street**, Muskegon, MI 49444

The following described premises situated in the City of Muskegon, County of Muskegon, State of Michigan, to wit:

**Urban Renewal Plat No. 3 Lot 632
&
Urban Renewal Plat No. 3 Lot 649, Except the
South 66 feet abutting the East line of said Lot 648**

for the sum of Eleven thousand four hundred (\$11,400) Dollars.

This deed is exempt from real estate transfer tax pursuant to the provisions of MCLA 207.505(h)(i) and MCLA 207.526 Sec. 6(h)(i).

Dated this 18th day of September 2000

Signed in the presence of:

Linda S. Potter
Linda S. Potter
Gail A. Kunkowski
Gail A. Kunkowski

CITY OF MUSKEGON
By Fred J. Nielsen
Fred J. Nielsen, Its Mayor
and Gail A. Kunderger
Gail A. Kunderger, Its Clerk

STATE OF MICHIGAN
COUNTY OF MUSKEGON

The foregoing instrument was acknowledged before me this 18th day of September 2000, by FRED J. NIELSEN and GAIL A. KUNDINGER, Mayor and Clerk, respectively, of the CITY OF MUSKEGON, a municipal corporation, on behalf of the City.

PREPARED BY:
G. Thomas Johnson

Linda S. Potter

Parmenter O'Toole
P.O. Box 786
Muskegon, MI 49443-0786
Telephone: (231) 722-1621

Notary Public, Muskegon County, Michigan
My commission expires: 9-25-02

When Recorded Return to: Grantee
Send Subsequent Tax Bills to: Grantee

REAL ESTATE PURCHASE AGREEMENT ADDENDUM

THIS ADDENDUM is made July 26, 2000, by and between the **CITY OF MUSKEGON**, a municipal corporation of 933 Terrace, Muskegon, MI 49440 ("Seller"), and **LIGHTHOUSE TABERNACLE CHURCH**, a Michigan ecclesiastical corporation, of 2200 Fifth Street, Muskegon Heights, MI 49444 ("Buyer").

1. **General Agreement and Description of Premises.** Seller agrees to sell, and Buyer agrees to buy, marketable record title of real estate, and all improvements thereon, with all beneficial easements, and all of the Seller's right, title and interest in all adjoining public ways, the real property located in the City of Muskegon, Muskegon County, Michigan ("Premises"), and legally described as:

Lot 649, EXCEPT the South 66 feet abutting the East line of said Lot 649,
Urban Renewal Plat No. 3.

&

Urban Renewal Plat No. 3 Lot 632.

Subject to the reservations, restrictions and easements of record, provided said reservations, restrictions and easements of record are acceptable to Buyer upon disclosure and review of the same, and subject to any governmental inspections required by law.

2. **Purchase Price and Manner of Payment.** The purchase price for the Premises shall be Eleven Thousand Four Hundred Dollars (\$11,400). Seller acknowledges receipt of the sum of Two Hundred Dollars (\$200) as down payment; therefore, the sum of Eleven Thousand Two Hundred Dollars (\$11,200), the balance of said purchase price, shall be payable, in cash, to Seller at closing.

All other sections of the original Real Estate Purchase Agreement are the same.

WITNESSES:

Linda Potter
Linda Potter

JoAnn Krukowski
JOANN Krukowski

SELLER: CITY OF MUSKEGON
a Michigan municipal corporation

By Fred J. Nielsen
Fred J. Nielsen, Mayor

By Gail A. Kunderger
Gail A. Kunderger, Clerk

BUYER: LIGHTHOUSE TABERNACLE CHURCH
a Michigan ecclesiastical corporation

BY _____

Its _____

QUIT-CLAIM DEED

KNOW ALL MEN BY THESE PRESENT: That the CITY OF MUSKEGON, a municipal corporation, whose address is 933 Terrace Street, Muskegon, MI 49440,

QUIT CLAIMS to Lighthouse Tabernacle Church, of 2200 Fifth Street, Muskegon, MI 49444

The following described premises situated in the City of Muskegon, County of Muskegon, State of Michigan, to wit:

**Urban Renewal Plat No. 3 Lot 632
&
Urban Renewal Plat No. 3 Lot 649, Except the
South 66 feet abutting the East line of said Lot 649**

for the sum of Eleven thousand four hundred (\$11,400) Dollars.

This deed is exempt from real estate transfer tax pursuant to the provisions of MCLA 207.505(h)(i) and MCLA 207.526 Sec. 6(h)(i).

Dated this 27th day of July 2000

Signed in the presence of:

Linda S. Potter
Linda S. Potter
Shawna T. Hull
Shawna T. Hull

CITY OF MUSKEGON
By Fred J. Nielsen
Fred J. Nielsen, Its Mayor
and Gail A. Kunderger
Gail A. Kunderger, Its Clerk

STATE OF MICHIGAN
COUNTY OF MUSKEGON

The foregoing instrument was acknowledged before me this 27th day of July 2000, by FRED J. NIELSEN and GAIL A. KUNDINGER, Mayor and Clerk, respectively, of the CITY OF MUSKEGON, a municipal corporation, on behalf of the City.

PREPARED BY:
G. Thomas Johnson

Linda S. Potter
Linda S. Potter

Parmenter O'Toole
P.O. Box 786
Muskegon, MI 49443-0786
Telephone: (231) 722-1621

Notary Public, Muskegon County, Michigan
My commission expires: 9-25-02

When Recorded Return to: Grantee
Send Subsequent Tax Bills to: Grantee

REAL ESTATE PURCHASE AGREEMENT ADDENDUM

THIS ADDENDUM is made July 26, 2000, by and between the **CITY OF MUSKEGON**, a municipal corporation of 933 Terrace, Muskegon, MI 49440 ("Seller"), and **LIGHTHOUSE TABERNACLE CHURCH**, a Michigan ecclesiastical corporation, of 2200 Fifth Street, Muskegon Heights, MI 49444 ("Buyer").

1. **General Agreement and Description of Premises.** Seller agrees to sell, and Buyer agrees to buy, marketable record title of real estate, and all improvements thereon, with all beneficial easements, and all of the Seller's right, title and interest in all adjoining public ways, the real property located in the City of Muskegon, Muskegon County, Michigan ("Premises"), and legally described as:

Lot 649, EXCEPT the South 66 feet abutting the East line of said Lot 649,
Urban Renewal Plat No. 3.

&

Urban Renewal Plat No. 3 Lot 632.

Subject to the reservations, restrictions and easements of record, provided said reservations, restrictions and easements of record are acceptable to Buyer upon disclosure and review of the same, and subject to any governmental inspections required by law.

2. **Purchase Price and Manner of Payment.** The purchase price for the Premises shall be Eleven Thousand Four Hundred Dollars (\$11,400). Seller acknowledges receipt of the sum of Two Hundred Dollars (\$200) as down payment; therefore, the sum of Eleven Thousand Two Hundred Dollars (\$11,200), the balance of said purchase price, shall be payable, in cash, to Seller at closing.

All other sections of the original Real Estate Purchase Agreement are the same.

WITNESSES:

Linda Potter
Linda Potter

Jo Ann Krukowski
Jo Ann Krukowski

SELLER: CITY OF MUSKEGON
a Michigan municipal corporation

By Fred J. Nielsen
Fred J. Nielsen, Mayor

By Gail A. Kunderger
Gail A. Kunderger, Clerk

BUYER: LIGHTHOUSE TABERNACLE CHURCH
a Michigan ecclesiastical corporation

BY Andrew Henderson

Its Pastor

REAL ESTATE PURCHASE AGREEMENT

THIS AGREEMENT is made December 14, 1999, by and between **CITY OF MUSKEGON**, a Michigan municipal corporation, of 933 Terrace, Muskegon, Michigan 49440 ("Seller"), and **LIGHTHOUSE TABERNACLE CHURCH**, a Michigan ecclesiastical corporation, of 2200 Fifth Street, Muskegon Heights, Michigan 49444 ("Buyer").

1. **General Agreement and Description of Premises.** Seller agrees to sell, and Buyer agrees to buy, marketable record title of real estate, and all improvements thereon, with all beneficial easements, and with all of Seller's right, title and interest in all adjoining public ways, the real property located in the City of Muskegon, Muskegon County, Michigan ("Premises"), and legally described as:

Lot 349, EXCEPT the South 66 feet abutting the East line of said Lot 349,
Urban Renewal Plat No. 3.

Subject to the reservations, restrictions and easements of record, provided said reservations, restrictions and easements of record are acceptable to Buyer upon disclosure and review of the same, and subject to any governmental inspections required by law.

2. **Purchase Price and Manner of Payment.** The purchase price for the Premises shall be Seven Thousand Five Hundred Dollars (\$7,500). Seller acknowledges receipt of the sum of Two Hundred Dollars (\$200) as a down payment; therefore, the sum of Seven Thousand Three Hundred Dollars (\$7,300), the balance of said purchase price, shall be payable, in cash, to Seller at closing.

3. **Taxes and Assessments.** All taxes and assessments which are due and payable at the time of closing shall be paid by Seller prior to or at closing. All taxes and special assessments which become due and payable after closing shall be the responsibility of Buyer.

4. **Title Insurance.** Seller agrees to deliver to Buyer's attorney, ten (10) days prior to closing, a commitment for title insurance, issued by Transnation Title Insurance Company, for an amount not less than the purchase price stated in this Purchase Agreement, guaranteeing title on the conditions required herein. In the event the reservations, restrictions or easements of record disclosed by said title commitment are, in the sole discretion of Buyer, deemed unreasonable, Seller shall have forty-five (45) days from the date Seller is notified, in writing, of such unreasonableness of restriction and such unmarketability of title, to remedy such objections. If Seller resolves such restrictions and remedies to the title (by obtaining satisfactory title insurance or otherwise) within the time specified, Buyer agrees to complete this sale as herein provided within ten (10) days of written notification thereof. If Seller fails to resolve such restrictions or to remedy the title within the time above specified, or fails to obtain satisfactory title insurance, this Purchase Agreement will be terminated at Buyer's option. The premium for the owners title policy shall be paid by Seller.

5. **Survey.** Buyer, at its own expense, may obtain a survey of the Premises, and Buyer, or its surveyor or other agents, may enter the Premises for that purpose prior to closing. If no survey is obtained, Buyer agrees that Buyer is relying solely upon Buyer's own judgment as to the location, boundaries and area of the Premises and improvements thereon without regard to any representations that

without any compensation or credit to the Buyer. The provisions in this paragraph shall survive the closing and run with the land.

10. **Closing.** The closing date of this sale shall be on or before February 22, 2000 ("closing"). The closing shall be conducted at Transnation Title Insurance Company, 570 Seminole Road, Ste. 102, Muskegon, MI 49444. If necessary, the parties shall execute an IRS closing report at closing.

11. **Delivery of Deed.** Seller shall execute and deliver a quit claim deed to Buyer at closing for the Premises.

12. **Affidavit of Title.** At closing, Seller shall deliver to Buyer an executed Affidavit of Title.

13. **Date of Possession.** Possession of the Premises is to be delivered to Buyer by Seller on the date of closing.

14. **Costs.** Seller shall be responsible to pay the Michigan transfer tax in the amount required by law. Seller shall be responsible to pay for the recording of any instrument which must be recorded to clear title to the extent required by this Purchase Agreement. Buyer shall pay for the cost of recording the warranty deed to be delivered at closing.

15. **General Provisions.**

a. **Paragraph Headings.** The paragraph headings are inserted in this Purchase Agreement only for convenience.

b. **Pronouns.** When applicable, pronouns and relative words shall be read as plural, feminine or neuter.

c. **Merger.** It is understood and agreed that all understandings and agreements previously made between the Buyer and Seller are merged into this agreement, which alone fully and completely expresses the agreement of the parties.

d. **Governing Law.** This Purchase Agreement shall be interpreted and enforced pursuant to the laws of the State of Michigan.

e. **Successors.** All terms and conditions of this Purchase Agreement shall be binding upon the parties, their successors and assigns.

f. **Severability.** In case any one or more of the provisions contained in this Purchase Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision of this agreement, and this agreement shall be construed as if such invalid, illegal, or unenforceable provision(s) had never been contained herein.

g. **Survival of Representations and Warranties.** The representations, warranties, covenants and agreements contained in this Purchase Agreement and in any instrument provided

for herein shall survive the closing and continue in full force and effect after the consummation of this purchase and sale and continue until all liabilities of Buyer have been fully satisfied.

h. **Modification of the Agreement.** This Purchase Agreement shall not be amended except by a writing signed by Seller and Buyer.

The parties have executed this Real Estate Purchase Agreement the day and year first above written.

WITNESSES:

Linda Potter
Linda Potter

Jo Ann Krukowski
Jo Ann Krukowski

[Signature]

Drafted by:
PARMENTER O'TOOLE
BY: G. Thomas Johnson

SELLER: CITY OF MUSKEGON
a Michigan municipal corporation

By Fred J. Nielsen
Fred J. Nielsen, Mayor

By Gail A. Kunderger
Gail A. Kunderger, Clerk

BUYER: LIGHTHOUSE TABERNACLE CHURCH
a Michigan ecclesiastical corporation

By Andrew Henderson

Its Pastor

Business Address:
175 W. Apple Avenue, P.O. Box 786
Muskegon, Michigan 49443-0786

FILE # 409042
DATE: July 26th 2000
PROPERTY ADDRESS: V/L Getty

The undersigned hereby acknowledge receipt of a Request to Rescind/Withdraw Homestead Exemption form (Michigan Department of Treasury Form No. 2602) as same is required by Public Act 237 of 1994.

Please check one of the following:

X
N/A

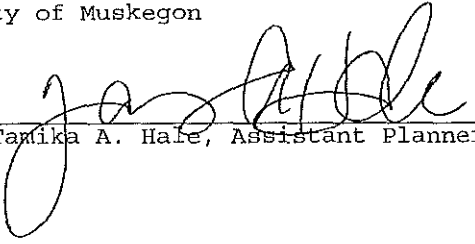
The undersigned do not request Transnation Title Insurance Company to file the form on their behalf.

The undersigned have fully and properly completed the forms and request that Transnation Title Insurance Company file the form with the appropriate local tax collecting unit. The undersigned acknowledge and agree that the Company will mail the form by first class mail, and that the Company shall not be liable in the event that any of the information provided on said form is inaccurate or incomplete, or in the event that said form is not received or properly processed by the local tax collecting unit.

SELLER(S) :

City of Muskegon

BY


Tanika A. Hale, Assistant Planner

TRANSACTION TITLE INSURANCE CO
570 SEMINOLE ROAD, SUITE 102
MUSKEGON MI 49444

Date: July 26, 2000
Escrow Number: 409042

Property Address: V/L Getty
Muskegon, Michigan

	SELLER'S STATEMENT	
	DEBIT	CREDIT
Purchase Price	\$	\$ 11,400.00
EXISTING LOAN		
Deposit of earnest money	200.00	
CLOSING FEES	250.00	
OWNERS PREMIUM	154.00	
Real Estate Commission		
Sub Total	\$ 604.00	\$ 11,400.00
Amount due Seller	\$ 10,796.00	
TOTALS	\$ 11,400.00	\$ 11,400.00

The undersigned Sellers acknowledge Receipt of a copy of this statement and agree to the correctness thereof, and ratifies the disbursement of the funds as stated therein.

Seller(s) Signature(s):

City of Muskegon

BY

Tamika A. Hale, Assistant Recorder

ACCOMMODATION LETTER

Date: July 26, 2000
RE: V/L Getty
Muskegon, Michigan
Escrow No.: 409042

We, the undersigned buyers and sellers, herein acknowledge and agree that the closing, held as of this date, on the above captioned property, is not being disbursed, and will not be considered complete until the following requirements have been met.

File is to be held for seller's signature and receipt of deed. File to disburse @ 9:00 July 27, 2000.

If the above requirements have not been fulfilled by papers signed today will be null and void and all monies will be returned to the remitter(s). Upon making such delivery, and performance of any other services included above, you will thereupon be released and acquitted from any further liability concerning the deposit, it being expressly understood that liability in any event is limited by the terms and conditions set forth herein. By acceptance of this agency, you are in no way assuming any responsibility for the validity or authenticity of the subject matter of the deposit.

The undersigned further agree to hold harmless and Transnation Title Insurance Company for loss or damage resulting from failure to perform.

Kimberly S. Dimer
Closing Agent

Lighthouse Tabernacle Church

Lender and/or Broker

BY Andrew Henderson
Andrew Henderson, Pastor

City of Muskegon

BY Jamika A. Hale
Jamika A. Hale, Assistant Planner

DELIVERY INSTRUCTIONS:

Buyers: ☐ Mail ☐ Delivery by Salesperson ☐ Pickup
Sellers: ☐ Mail ☐ Delivery by Salesperson ☐ Pickup
Listing Commission: ☐ Pickup ☐ Deliver
Selling Commission: ☐ Pickup ☐ Deliver

MUSKEGON REAL ESTATE BOARD
ADDENDUM TO BUY and SELL AGREEMENT

Date: July 26, 2000.

Office of Phone REALTOR, MUSKEGON, MI

1. Addendum to Buy Sell Agreement dated covering property at V/L Getty, Muskegon, Michigan and legally described as:

Parcel 1:

Lot 649, except the South 66 feet thereof, Muskegon Urban Renewal Plan No. 3, as recorded in Liber 19 of Plats, Page 16, Muskegon County Records.

Parcel 2:

Lot 632, Muskegon Urban Renewal Plan No. 3, as recorded in Liber 19 of Plats, Page 16, Muskegon County Records.

2. This Addendum to be an integral part of attached Buy and Sell Agreement, which is amended as follows:

The correct legal should read as stated above. Extend the date of closing to be July 26, 2000.

3. RECEIPT IS ACKNOWLEDGED BY BUYER of a copy of this Agreement.

Kimberly S Dunell
Witness

Lighthouse Tabernacle Church

BY Andrew Henderson
Andrew Henderson, Pastor

4. RECEIPT IS ACKNOWLEDGED BY SELLER of a copy of this Agreement.

Kimberly S Dunell
Witness

City of Muskegon

BY Tamika A. Hale
Tamika A. Hale, Assistant Planner

AFFIDAVIT OF TITLE

STATE OF MICHIGAN
COUNTY OF Muskegon

} SS

Title Commitment # 409042

That City of Muskegon, A Michigan Municipal Corporation being first duly sworn on oath says that they are the true and lawful owner(s) of the premises located at:

V/L Getty
Muskegon, Michigan

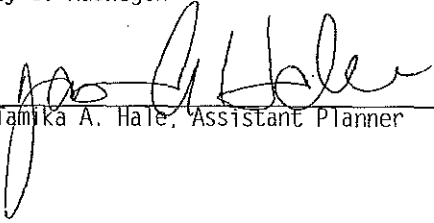
AND

1. That on this date hereof there is no mechanic's lien on the property and that no work has been done, or materials furnished, out of which a mechanic's lien could ripen.
2. That no agreement is in effect which would adversely affect the title to the property such as a purchase agreement, lease, land contract, option, etc. other than the contract with the grantees in a certain deed of even date hereof.
3. That the parties in possession other than the affiant(s) are bonafide tenants only and have no other interest in the premises whatsoever.
4. That there are no judgments or liens against affiant(s), including income tax liens, adversely affecting the title to said property.
5. That there are no unpaid taxes, special assessments or water bills outstanding other than those shown on the closing statement.
6. That any overlooked, unknown, or misquoted taxes, special assessments, water bills etc. shall be immediately paid by affiant(s) as soon as informed of such.

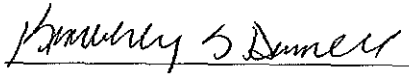
Seller(s):

City of Muskegon

BY


Tamika A. Hale, Assistant Planner

Subscribed and sworn to, before me a Notary Public, this 26th day of July, 2000


Notary Public _____ County

My Commission Expires KIMBERLY S. DURNELL
Notary Public, Muskegon County, MI
My Commission Expires 6-8-2004

SURVEY WAIVER

Date: July 26, 2000

RE: 409042

To: City of Muskegon

933 Terrace P.O. Box 536

Muskegon, MI 494430536

Property Address:

V/L Getty

Muskegon, Michigan

County: Muskegon

We, the undersigned, purchasers and sellers, of the above captioned property, acknowledge we have been strongly advised by you to obtain a land survey showing the dimensions of the property and the location of all buildings situated thereon.

We have decided, completely of our own volition, not to obtain a survey and wish to complete the transaction without the recommended survey.

We hereby release City of Muskegon, its employees and/or agents, from any responsibility and/or liability concerning or pertaining to survey matters, including, but not limited to size of lot or land, location of boundary line, location of building and encroachments.

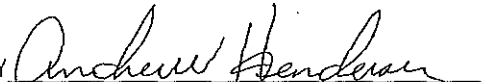
PURCHASER(S):

Lighthouse Tabernacle Church

SELLER(S):

City of Muskegon

BY


Andrew Henderson, Pastor

BY


Tamika A. Hale, Assistant Planner

Commission Meeting Date: June 27, 2000

*Referred back
to LRC*

Date: June 20, 2000
To: Honorable Mayor & City Commissioners
From: Planning & Economic Development *CBC*
RE: Amendment to City-Owned Property Acquisition Policy

SUMMARY OF REQUEST:

To allow non-profit organizations to purchase two or more non-buildable lots for the purpose of "creating" buildable lots, in which to construct single family homes. Sales would be allowed whether or not the non-profit organization owned property adjacent to the subject parcel(s). These sales would be reviewed by the LRC on a case by case basis before final approval by City Commission.

FINANCIAL IMPACT:

These types of sales will further the ability of staff to increase the number of properties returning to the City's tax rolls thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

To approve the attached resolution and to authorize both the Mayor and the Clerk to sign said resolution.

COMMITTEE RECOMMENDATION:

Recommended by the LRC at their June 20 meeting.

Resolution No. _____

MUSKEGON CITY COMMISSION

RESOLUTION APPROVING AN AMENDMENT TO THE CITY-OWNED PROPERTY ACQUISITION POLICY.

WHEREAS the sale non-buildable lots to non-profits furthers the ability of staff to increase the number of properties returning to the City's tax rolls thus relieving the City of continued maintenance costs;

WHEREAS the sales are for the limited purpose of creating buildable lots for the construction of single family homes;

WHEREAS, the LRC will review each sale on a case by case basis before final approval by City Commission;

NOW THEREFORE BE IT RESOLVED, that non-profit organizations be allowed to purchase non-buildable lots whether or not they own property adjacent to the subject parcel.

Adopted this _____ day of June, 2000

Ayes:

Nays:

Absent

By: _____
Fred J. Nielsen, Mayor

Attest: _____
Gail Kunding, Clerk

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, Michigan at a regular meeting held on June 27, 2000.

By: _____
Gail Kunding, Clerk

Commission Meeting Date: June 27, 2000

*Refer back
to staff*

Date: June 20, 2000
To: Honorable Mayor & City Commissioners
From: Planning & Economic Development *CBE*
RE: Sale of Four (4) Non-Buildable Lots Habitat for Humanity

SUMMARY OF REQUEST:

To approve the sale of four non-buildable lots designated as map numbers 24-31-20-180-015; 016; 017; and 018, for the construction of two (2) single family homes for \$400 (four lots @ \$100/each). Each of the proposed homes will have 66 feet of frontage and will include the following amenities: brick; front porches; shutters; and decorative windows. As the lots are adjacent, noticeable differences in exterior design are a condition of sale. The sales of these lots are contingent approval of the Jackson Hill Neighborhood Association.

FINANCIAL IMPACT:

Approval of the sale allows the property to be placed on the City's tax rolls thus relieving the City of continued maintenance costs.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

To approve the attached resolution and to authorize both the Mayor and the Clerk to sign said resolution.

COMMITTEE RECOMMENDATION:

Recommended by the LRC at their June 20 meeting.

Resolution No. _____

MUSKEGON CITY COMMISSION

RESOLUTION APPROVING THE SALE OF FOUR (4) NON-BUILDABLE LOTS TO HABITAT FOR HUMANITY FOR \$400.

WHEREAS the sale non-buildable lots will result in the construction of two single family homes;

WHEREAS the design of the two homes are not identical and adhere to the architectural concepts of the Jackson Hill Marketing plan;

WHEREAS, the sale of the lots has been recommend by the LRC and is contingent upon approval of the Jackson Hill Neighborhood association;

NOW THEREFORE BE IT RESOLVED, that non-buildable lots designated as map numbers 24-31-20-180-015; 016; 017 and 018 be sold to Habitat for Humanity for the construction of two single family homes.

(All of Lots 9 & 10 Blk 148)

Adopted this _____ day of June, 2000

Ayes:

Nays:

Absent

By: _____
Fred J. Nielsen, Mayor

Attest: _____
Gail Kunding, Clerk

CERTIFICATION

I hearby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, Michigan at a regular meeting held on June 27, 2000.

By: _____
Gail Kunding, Clerk



QUIT-CLAIM DEED

KNOW ALL MEN BY THESE PRESENT: That the CITY OF MUSKEGON, a municipal corporation, whose address is 933 Terrace Street, Muskegon, MI 49440,

QUIT CLAIMS to **Habitat for Humanity**, of **1330 Fifth Street**, Muskegon, MI 49441

The following described premises situated in the City of Muskegon, County of Muskegon, State of Michigan, to wit:

All of Lots 9 and 10 Blk 148

for the sum of Four hundred (\$400) Dollars.

This deed is exempt from real estate transfer tax pursuant to the provisions of MCLA 207.505(h)(i) and MCLA 207.526 Sec. 6(h)(i).

Dated this _____ day of June 2000

Signed in the presence of:

CITY OF MUSKEGON

By _____
Fred J. Nielsen, Its Mayor

and _____
Gail A. Kunding, Its Clerk

STATE OF MICHIGAN
COUNTY OF MUSKEGON

The foregoing instrument was acknowledged before me this ____ day of June 2000, by FRED J. NIELSEN and GAIL A. KUNDINGER, Mayor and Clerk, respectively, of the CITY OF MUSKEGON, a municipal corporation, on behalf of the City.

PREPARED BY:
G. Thomas Johnson
Parmenter O'Toole
P.O. Box 786
Muskegon, MI 49443-0786
Telephone: (231) 722-1621

Notary Public, Muskegon County, Michigan
My commission expires: _____

When Recorded Return to: Grantee
Send Subsequent Tax Bills to: Grantee