CITY OF MUSKEGON

CITY COMMISSION MEETING

MAY 8, 2012

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, MI at 5:30 p.m., Tuesday, May 8, 2012.

Mayor Warmington opened the meeting with a prayer from Pastor Marcy Miller from the Samuel Lutheran Church after which the Commission and public recited the Pledge of Allegiance to the Flag.

ROLL CALL FOR THE REGULAR COMMISSION MEETING:

Present: Mayor Stephen Warmington, Vice Mayor Stephen Gawron, Commissioners Sue Wierengo, Byron Turnquist, Eric Hood, Lawrence Spataro, and Willie German, City Manager Bryon Mazade, City Attorney John Schrier, and City Clerk Ann Marie Cummings.

2012-33 HONORS AND AWARDS:

A. Certificate of Appreciation. PUBLIC SAFETY

Public Safety Director Jeff Lewis presented Daniel Yokubonus with a Certificate of Appreciation for his assistance in the arrest of a fleeing armed robber.

B. People's Choice Award for Best Beach.

Dave Alexander, Rotary member, presented Mayor Warmington with an award recognizing Pere Marquette Beach as "Best Public Beach".

2012-34 INTRODUCTIONS/PRESENTATION:

A. Con Nolan – Great Lakes Die Cast.

Con Nolan, President of Great Lakes Die Cast thanked the City for the business loan. With the help of the City, many jobs were retained and/or added.

2012-35 CONSENT AGENDA:

A. Approval of Minutes. CITY CLERK

SUMMARY OF REQUEST: To approve minutes of the April 24th City Commission Meeting.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

B. <u>Special Event Request – Muskegon Bike Time Events, Inc.</u> PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: Muskegon Bike Time Events Inc. has filed a special event application for the annual Bike Time festival in downtown Muskegon to be held July 19, 20, 21, and 22, 2012. Portions of their request require City Commission approval, including some items that are new for 2012, and some that are the same as in past years.

FINANCIAL IMPACT: Request that equipment rental fees be waived.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: It is recommended that staff be allowed to make the final decision regarding rental fees and actual costs to be coordinated through the City Manager. In addition, staff recommends if Bike Time picks up items such as picnic tables, bleachers, and trash cans for distribution at the proper locations, there will be no equipment rental charge to Bike Time. This must first be approved by and coordinated through City staff. It is also recommended that City staff review staffing levels for City personnel with the Bike Time staff, with the City making the final decision on the number of City staff needed for the event. These recommendations follow what was done for the previous Bike Time events.

Regarding street closures, staff recommends approval with the condition that Bike Time notify affected downtown businesses of the dates and times of street closures and the date and time that No Parking restrictions go into effect on those streets.

C. <u>2012 Pavement Marking Program.</u> PUBLIC WORKS

SUMMARY OF REQUEST: Staff is requesting permission to enter into a one-year contractual agreement with Michigan Pavement Marking (MPM) of Wyoming, Michigan for centerline painting and specialty markings. This contract is bid out by the Muskegon County Road Commission (MCRC) for local agencies in the Muskegon County Pavement Marking Group with each member billed separately by MPM for painting services requested.

FINANCIAL IMPACT: Estimated costs for 2012 are $20,000 (which includes $5,000 for limited specialty markings). Approximately $14,794 in 2009 and $14,300 in 2010 was spent for centerline painting and then $20,334 in 2011 was spent for centerline painting/specialty markings, through previous contracts with MCRC and MPM.

BUDGET ACTION REQUIRED: None, contractual work has been budgeted for in the Highway Majors budget.

STAFF RECOMMENDATION: Approve request.

D. **Senior Nutrition Program – Agreement between AgeWell Services of West Michigan (AWS) and the City of Muskegon.** PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: The City of Muskegon has contracted with AgeWell Services for several years to conduct the senior nutrition program at the McGraft Park Community Building. This Agreement will extend those services through September 30, 2013.

FINANCIAL IMPACT: The City of Muskegon financially supports the program in the amount of $8,316. AWS pays the City $200 a month for rent and utilities.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the Agreement and authorize the Mayor's signature.

E. **Disc Golf at McGraft Park.** PUBLIC WORKS

SUMMARY OF REQUEST: Consider a request from a group of volunteers called The Thursday Night League at MPDGC to install eighteen (18) concrete tee pads to enhance and protect the Disc Golf Course at McGraft Park. The group's request is as follows:

1- The City not to object to the group raising the necessary funds via solicitation of private donation.
2- City provides some assistance in equipment and available materials such as sand.
3- The City act as the fiduciary of the collected funds and issue payments to outside contractors/suppliers using said funds. The group feels that such steps will enable the private donors to claim some type of tax deduction thus encouraging donation.

FINANCIAL IMPACT: None since the City's participation is limited to equipment and or available material.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approve the request since the proposed work will enhance the park under one condition: City staff will have the final decision on where and how the proposed pads will be.

F. **Solid Waste Contract Extension, until end 2022.** PUBLIC WORKS

SUMMARY OF REQUEST: Extend the refuse collection contract with Republic/Allied Waste until December 31, 2022 with the modifications to the current contract as outlined in the proposal from Allied Waste dated May 1, 2012.

The proposal was arrived at after negotiations between City Staff and

Allied Waste per your authorization back in March 13, 2012.

FINANCIAL IMPACT: An estimated annual refuse and yard waste cost of $133,000 starting January 1, 2013.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Authorize staff to issue a contract extension based upon the proposal.

G. Removal of Citizen's District Council Member and Appointment to Housing Commission. CITY CLERK

SUMMARY OF REQUEST: To remove Stephanie Marion from the Citizen's District Council and concur with the City Manager's recommendation to appoint Katrina Hansen to the Housing Commission.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval.

COMMITTEE RECOMMENDATION: The Community Relations Committee recommended approval at their May 7th Meeting.

Motion by Vice Mayor Gawron, second by Commissioner German to approve the Consent Agenda as presented.

ROLL VOTE: Ayes: Wierengo, Turnquist, Warmington, Hood, Spataro, German, and Gawron

Nays: None

MOTION PASSES

2012-36 NEW BUSINESS:

A. Proposed 2012-2013 CDBG/HOME Grants Budget. COMMUNITY & NEIGHBORHOOD SERVICES

SUMMARY OF REQUEST: To approve the 2012–2013 CDBG/HOME grant budget based on the spreadsheet for submission of the 2012–2013 Action Plan to HUD.

FINANCIAL IMPACT: The Community Development Block Grant and HOME grant budget is the basis of the annual Action Plan for the Community and Neighborhood Services department.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approve the 2012-2013 CDBG/HOME grant budget based on the spreadsheet for submission of the 2012-2013 Action Plan to HUD.

Motion by Vice Mayor Gawron, second by Commissioner Spataro to approve the proposed 2012-2013 CDBG/HOME grants budget for submission of the

Action Plan to HUD.

ROLL VOTE: Ayes: Warmington, Hood, Spataro, German, Gawron, Wierengo, and Turnquist

Nays: None

MOTION PASSES

ANY OTHER BUSINESS: Commissioner Spataro congratulated Muskegon High School seniors for being the national winners of the musical competition.

2012-37 PUBLIC PARTICIPATION:

Jessie Evans from Trinity Village requested a water bill adjustment due to a leak in an apartment that they were not notified about.

Motion by Commissioner Spataro, second by Commissioner Wierengo to allow for the leak adjustment and allow staff to negotiate a payment plan.

ROLL VOTE: Ayes: Hood, Spataro, German, Gawron, Wierengo, Turnquist, and Warmington

Nays: None

MOTION PASSES

Jen Osborn commented on her liquor license for CJ's on the Beach.

Mayor Warmington recused himself at 6:15 p.m. during this discussion and Vice Mayor Gawron continued the meeting. Staff will send information to the Commission, and this will be discussed at the next Commission Meeting.

Public comments were received.

ADJOURNMENT: The City Commission Meeting adjourned at 6:30 p.m.

Respectfully submitted,

Ann Marie Cummings, MMC
City Clerk