



Notice

City Commission Regular Meeting

7:00 pm

Monday, December 21, 2009
Commission Chambers, Governmental Center
400 Boardman Avenue
Traverse City, Michigan 49684
Posted: 12-17-09

Meeting informational packet is available for public inspection at the Traverse Area District Library, City Police Station, City Manager's Office and City Clerk's Office.

The City of Traverse City does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. Makayla Vitous, Assistant to City Manager, 400 Boardman Avenue, Traverse City, Michigan, 49684, 922-4440, TDD: 922-4412, has been designated to coordinate compliance with the non-discrimination requirements contained in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA Coordinator.

If you are planning to attend and you have a disability requiring any special assistance at the meeting and/or if you have any concerns, please immediately notify the ADA Coordinator.

City Commission
c/o Debra A. Curtiss, MMC, City Clerk
400 Boardman Avenue
Traverse City, MI 49684
922-4480, <http://www.ci.traverse-city.mi.us>

The mission of the Traverse City City Commission is to guide the preservation and development of the City's infrastructure, services, and planning based on extensive participation by its citizens coupled with the expertise of the city's staff. The Commission will both lead and serve Traverse City in developing a vision for sustainability and the future that is rooted in the hopes and input of its citizens and organizations, as well as cooperation from surrounding units of government.

Welcome to the Traverse City Commission meeting!

Agenda

Any interested person or group may address the City Commission on any agenda item when recognized by the presiding officer or upon request of any Commissioner. Also, any interested person or group may address the City Commission on any matter of City concern not on the Agenda during the agenda item designated Public Comment. The comment of any member of the public or any special interest group may be limited in time. Such limitation shall not be less than five minutes unless otherwise explained by the presiding officer, subject to appeal by the Commission.

Pledge of Allegiance

1. Roll Call

Announcements by the Mayor, City Manager, and City Commissioners

2. Consent Calendar

The purpose of the consent calendar is to expedite business by grouping non-controversial items together to be dealt with by one Commission motion without discussion. Any member of the Commission, staff or the public may ask that any item on the consent calendar be removed therefrom and placed elsewhere on the agenda for full discussion. Such requests will be automatically respected. If an item is not removed from the consent calendar, the action noted in parentheses on the agenda is approved by a single Commission action adopting the consent calendar.

- a. Consideration of approving minutes of the Regular Meeting of December 7 and Study Session of December 14, 2009.
- b. Consideration of authorizing a vendor agreement for an interactive utility website to assist customers in paying and accessing their accounts.

(Approval recommended) (William Twietmeyer)

- c. Consideration of authorizing an amendment to the Agreement for Management Services with the Recreational Authority, to provide that the Authority will defend and indemnify city employees engaged in services on behalf of the Authority under the agreement. (Approval recommended) (R. Ben Bifoss, Benjamin Marentette)
- d. Consideration of authorizing a renewal of the agreement for temporary staffing services on an as-needed basis. (Approval recommended) (R. Ben Bifoss)
- e. Consideration of enacting an amendment to the Traverse City Code of Ordinances, Planning Commission Composition, Section 1220.02, which will change the composition to include two City Commissioners instead of the Mayor and one City Commissioner, as recommended by the City Planning Commission. (Enactment recommended) (Russell Soyring)

3. Old Business

- a. Consideration of enacting an amendment to the Traverse City Code of Ordinances, Restoration of Right-of-Way, Sections 1024.03 and 1024.99, which revises the requirements for restoration of the right-of-way. (Enactment recommended) (Commissioner Jody Bergman, Commissioner Michael Gillman, Commissioner MaryAnn Moore, R. Ben Bifoss)
- b. Consideration of adopting a Resolution to Take Back the Tap, providing that the City will no longer purchase bottled water for use in City facilities and City-sponsored events except for emergency or unique circumstances as authorized by the City Manager. (R. Ben Bifoss)
- c. Consideration of the trial and settlement strategy in connection with *Mid Michigan Area Cable and Telecommunications Consortium, City of Traverse City, et al v CC Michigan, LLC, CC VIII Operating LLC*. (Possible closed session) (Karrie Zeits, R. Ben Bifoss)

- d. Consideration of negotiation of a collective bargaining agreement for the Traverse City Police Sergeants Unit. (Possible closed session) (R. Ben Bifoss)
- e. Consideration of authorizing a contract for professional services to develop preliminary designs and cost estimates on the proposed Downtown West End Deck and authorizing an appraisal of the property. (R. Ben Bifoss, Bryan Crough)

4. New Business

- a. Consideration of a request from the Grand Traverse County Brownfield Redevelopment Authority for the City to join it and Grand Traverse County in filing a complaint against potentially liable parties for environmental contamination at Front and Division Streets (also known as the Four Corners). (Karrie Zeits, R. Ben Bifoss)
- b. Consideration of canceling the Membrane Performance Agreement (extended warranty) relating for the Wastewater Treatment Plant. (Robert Cole, Scott Blair)
- c. Consideration of authorizing continuation of an Internal Fund Loan to the Marina Fund relating to the financing of the Marina Improvement Project. (R. Ben Bifoss, William Twietmeyer)

5. Appointments

- a. Consideration of establishing an ad hoc committee to meet and negotiate with Grand Traverse County relating to Sheriff and Police Department matters to establish equity. (R. Ben Bifoss)
- b. Consideration of appointments by the Mayor to the City Planning Commission, with approval by the City Commission. (Mayor Pro Tem Ralph Soffredine, Commissioner Jody Bergman, Commissioner James Carruthers)

6. Reports & Communications

- a. From the City Manager.
- b. From other City officials, boards and committees.
 - 1. Report from the Mayor serving on the Downtown Development Authority.
 - 2. Report from Commissioners serving on the Light and Power Board.
 - 3. Report from the Mayor and Commissioner serving on the Planning Commission.
 - 4. Report from Commissioners serving on other boards.
 - 5. Report from the Community Development Director and City Clerk regarding the Newsrack Ordinance.
 - 6. Minutes of the Parks and Recreation Commission meetings of October 1 and November 5, 2009.
 - 7. Minutes of the Light and Power Board meeting of November 24, December 1, and December 2, 2009.
 - 8. Minutes of the Act 345 Retirement System Board meeting of October 28, 2009.
 - 9. Minutes of the Human Rights Commission meeting of October 12, 2009.
 - 10. Minutes of the Downtown Development Authority meeting of November 20, 2009.
- c. From non-City officials.

1. Minutes of the Traverse Area District Library Board meeting of November 12, 2009
2. Minutes of the City of Traverse City and Charter Township of Garfield Recreational Authority meeting of November 17, 2009.
3. Grand Traverse Conservation District Staff Report - November 2009

7. Public Comment

- a. Reserved

None.
- b. General
- c. Mayor and City Commissioners

8. Adjournment

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