



## **Notice**

# **City Commission Regular Meeting**

**7:00 pm**

Monday, October 4, 2010

Commission Chambers, Governmental Center

400 Boardman Avenue

Traverse City, Michigan 49684

Posted: 09-30-10

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 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>

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*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

Presentation of Mayor's Proclamation declaring October 3-9, 2010 as Fire Prevention Week by Mayor Pro Tem Ralph Soffredine to James Tuller, Fire Chief.

**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 September 20, 2010.

- b. Consideration of authorizing a confirming Service Order for diesel fuel for use by various city departments. (Approval recommended) (Robert Cole) (5 affirmative votes required).
- c. Consideration of approving an amendment to the City's Freedom of Information Act Policy to provide that a FOIA denial be appealed to the City Manager or Circuit Court and deleting appeal option to the City Commission. (Approval recommended) (R. Ben Bifoss)
- d. Consideration of authorizing an agreement with the Grand Traverse County Land Bank Authority to purchase on the City's behalf a portion of Michigan Department of Transportation property for the proposed Boardman Lake Avenue Project. (Approval recommended) (R. Ben Bifoss. Makayla Vitous) (5 affirmative votes required)
- e. Consideration of authorizing a license agreement with Cone Drive for its use of City property for relocation of its Remediation System Treatment Building (environmental clean up) to allow for the continuation of the Boardman Lake Trail. (Approval recommended) (Timothy Lodge) (5 affirmative votes required)
- f. Consideration of authorizing a Memorandum of Understanding with Garfield Township relating to tax appeals to the Michigan Tax Tribunal. (Approval recommended) (Karrie Zeits) (5 affirmative votes required)
- g. Consideration of a request from Century Inc. for an Industrial Development District at 2304, 2410 and 2411 West Aero Park Court, for possible tax abatement relating to its expansion project into the aerospace, defense and oil and gas industries. (Schedule public hearing for October 18, 2010, recommended) (Debra Chavez)
- h. Consideration of scheduling a public hearing regarding an application to the Michigan Economic Growth Authority (MEGA) for \$750,000 in funding as part of an expansion project for Century, Inc. (Schedule public hearing for October 18, 2010, recommended) (Bryan Crough)

- i. Consideration of introducing an Amendment to the Traverse City Code of Ordinances, *Uniform Septage Control Ordinance*, Chapter 1047, which regulates the use of septic and holding tanks, prohibits the discharge of septage on the ground surface and requires the treatment of city septage at the Grand Traverse County Septage Facility except as provided within the ordinance. (Introduction and schedule for possible enactment on October 18, 2010, recommended) (R. Ben Bifoss)

### **Items removed from the Consent Calendar**

- a.
- b.
- c.

### **3. Old Business**

- a. Consideration of an appeal from Eric VanDussen to a FOIA response relating to the *Estate of Craig Carlson Estate v Grand Traverse County, Scott Fewins, et. al.* (Karrie Zeits)
- b. Consideration of enacting an amendment to the Traverse City Code of Ordinances, *Non-Discrimination Ordinance*, Chapter 605, which prohibits discrimination in areas of employment, housing, public accommodations, and other practices as defined within the ordinance, as recommended by the Human Rights Commission. (Marshall Persky)

### **4. New Business**

None.

## **5. Appointments**

- a. Consideration of accepting the resignation of Laurie Lake from the Traverse Area District Library Board and appointment by the Mayor of an ad hoc interview committee to make a recommendation to fill the vacancy, which requires City Commission approval. (Benjamin Marentette)
- b. Consideration of reestablishing the Solid Waste Ad Hoc Committee. (R Ben Bifoss)

## **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 Mayor Christopher Bzdok regarding TC-TALUS and Grand Vision.
  - 6. Minutes of the Light and Power Board meetings of August 10 and September 8, 2010.
  - 7. Minutes of the ACT 345 Retirement System Board Meetings of May 26 and June 30, 2010.
- c. From non-City officials.

1. Report detailing Northwest Michigan Council of Governments/Community Housing Choices Activities 2007-2010.
2. CH2MHILL OMI Monthly Operations Report for August 2010 regarding the Wastewater Treatment Plant.
3. Minutes of the Conservation Resource Alliance - Boardman River Dams Implementation Team meeting of August 19 and September 16, 2010.
4. Minutes of the History Center of Traverse City (Heritage Center) meetings of August 23 and August 30, 2010.

## **7. Public Comment**

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

## **8. Adjournment**

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