



CITY OF TRAVERSE CITY

Minutes

Regular Meeting of City Commission

April 18, 2005

A regular meeting of the City Commission of the City of Traverse City was called to order at the Commission Chambers, Governmental Center, 400 Boardman Avenue, Traverse City, Michigan, at 7 p.m.

The following Commissioners were present, constituting a quorum: Mayor Linda Smyka, Mayor Pro Tem Rick Csapo, Scott C. Hardy, T. Michael Jackson.

The following Commissioners was absent: Anne L. Melichar, Ralph L. Soffredine. (One vacancy)

The Pledge of Allegiance was recited.

Mayor Smyka presided at the meeting.

Mayor Smyka presented a Proclamation declaring April 29, 2005, as Arbor Day in Traverse City to Sue Loney, Friendly Garden Club President.

Announcements by the Mayor, City Manager, and City Commissioners.

Item 2 on the Agenda being Consent Calendar

Moved by Jackson, seconded by Csapo, that the following actions as recommended on the Consent Calendar portion of the Agenda be approved:

- a. Minutes of the joint study session of March 28 and regular meeting of April 4, 2005, be approved.

- b. The request from the Senior Center to use the Senior Center area for its 1st Annual Camp 911, as outlined in the April 8, 2005, memo from the Public Services Director, be approved.
- c. The request from the Grand Traverse Veterans and Auxiliaries Association (the Association) to use various city parks for veterans ceremonies as outlined in the April 11, 2005, memo from the Public Services Director, be approved, subject to the Association submitting to the City Clerk a certificate of comprehensive general liability insurance in the amount of \$1 million per occurrence naming the city as additional insured.
- d. The request from the March of Dimes (MOD) to use Darrow, Sunset, and F&M parks for its walk-a-thon as outlined in the April 8, 2005, memo from the Public Services Director, be approved, subject to MOD submitting to the City Clerk a certificate of comprehensive general liability insurance in the amount of \$1 million per occurrence naming the city as additional insured.
- e. The request from WKLT to use West End Beach and the volleyball courts for its 18th annual beach volleyball tournament as outlined in the April 8, 2005, memo from the Public Services Director be approved, subject to WKLT submitting to the City Clerk a certificate of comprehensive general liability insurance in the amount of \$1 million per occurrence naming the city as additional insured.
- f. The request from Eastern Mountain Sports (EMS) to use the Senior Center Beach area for its free canoe and kayak demonstration as outlined in the April 8, 2005, memo from the Public Services Director, be approved subject to EMS submitting to the City Clerk a certificate of comprehensive general liability insurance in the amount of \$1 million per occurrence naming the city as additional insured.
- g. The request from the Northern Michigan Disc Sports Organization (NMDSO) to use the Hickory Hills Ski area for disc golf and fund raisers as outlined in the April 8, 2005, memo from the Public Services Director, be approved, subject to NMDSO submitting to the City Clerk a certificate of comprehensive general liability insurance in the amount of \$1 million per

occurrence naming the city as additional insured.

- h. The request from the Grand Traverse Heritage Center (the Center) to use Hannah Park for two family fun days as outlined in the April 11, 2005, memo from the Public Services Director, be approved, subject to the Center submitting to the City Clerk a certificate of comprehensive general liability insurance in the amount of \$1 million per occurrence naming the city as additional insured.
- i. The Annual Resolution designating bank depositories for City funds and authorizing the City Treasurer/Finance Director to make deposits and invest funds with said depositories, be adopted.
- j. The Mayor be authorized to execute the Michigan State Housing Development Authority (MSHDA) Certification of Local Approval for the Women's Resource Center, as requested by the Center, relating to a grant application for the Emergency Shelter Grant Program to provide funding assistance for the continued operation of the emergency shelter operations and essential services provided by the Women's Resource Center.
- k. The 2005-2006 Six-Year Capital Improvements Plan be referred to the City Planning Commission for its review.
- l. Amendments to the Traverse City Code of Ordinances, *Live Theaters and Performance Art Centers Allowed by Special Land Use Permit in the R-9, R-15, R-29, Multiple Family Dwelling, Districts*, Sections 1336.02, 1364.01 and 1364.08, and *Live Theaters and Performance Art Centers Allowed by Right in the C-4, Regional Center, Districts*, Section 1346.01 and 1346.02, which would allow live theaters and performance art centers in multiple family dwelling districts by special land use permit and by right, as recommended by the Planning Commission, be introduced and scheduled for possible enactment on May 2, 2005.
- m. An amendment to the Traverse City Code of Ordinances to rezone the 1200 block of Barlow Street from *I* (Industrial) to *R-1b* (Single-Family Dwelling District), as recommended by the City Planning Commission, and as

requested by the City of Traverse City, be introduced and scheduled for possible enactment on May 2, 2005.

CARRIED unanimously. (Melichar and Soffredine absent)

Item 3 on the Agenda being Old Business

There being no objection, Mayor Smyka modified the order of the agenda to consider item 7(a) as item 3(a) and to consider the remaining items in consecutive order.

3(a).

The next item being from the Public Comment section, "Jim Rowlett Chair of Poverty Reduction Initiative regarding 'A Call to Action' to be held May 4, 2005," Mr. Rowlett addressed the Commission.

No action was taken.

3(b).

The next item being "Public hearing on a request from T.C. Cab Company to increase the maximum fares for taxicab companies operating within the city," the following individuals addressed the Commission:

Richard Lewis, City Manager

Mayor Smyka opened the public hearing,

Rick Buckhalter, 518 West 12th Street

Robert Steadman, T.C. Cable Company, 1172 Knollcrest Court

There being no one further desiring to speak, Mayor Smyka closed public hearing.

Moved by Csapo, seconded by Jackson, that the request from T.C. Cab

Company to increase the maximum first mile fare from \$3.50 to \$3.85, the maximum fare for each mile thereafter from \$1.75 to \$2.00, and the maximum fee for each minute of wait time from \$.50 to \$.55, be approved; and further that the Resolution Establishing Taxicab Fares to reflect the new fares, be adopted.

CARRIED unanimously. (Melichar and Soffredine absent)

3(c).

The next item being “Public hearing on a request from I&W Industries to establish an Industrial Development District to be located at 2440 Aero Park Drive,” the following individuals addressed the Commission:

Richard Lewis, City Manager
Debra Chavez, City Assessor

Mayor Smyka opened the public hearing,

Katherine Collins, I&W Industries Comptroller, 3144 English Woods Drive

There being no one further desiring to speak, Mayor Smyka closed the public hearing.

Moved by Jackson, seconded by Hardy, that the Resolution Establishing Industrial Development District for I & W Industries, LLC, be adopted, with such District generally located at 2440 Aero Park Drive.

CARRIED unanimously. (Melichar and Soffredine absent)

3(d).

The next item being “Consideration of enactment of an amendment to the Traverse City Code of Ordinances, *Cable Television Ordinance*, which regulates cable television and approval of a digest,” the following individual addressed the Commission:

Richard Lewis, City Manager

Moved by Csapo, seconded by Hardy, that an amendment to the Traverse City Code of Ordinances, *Cable Television*, Chapter 1048, which regulates cable television, which was introduced on April 4, 2005, be enacted with an effective date of May 25, 2005; and further that the City Clerk be directed to publish the digest of this ordinance.

CARRIED unanimously. (Melichar and Soffredine absent)

Item 4 on the Agenda being New Business

None.

Item 5 on the Agenda being Appointments

5(a).

The next item being “Consideration of accepting the resignation of Joan M. Davenport from the Traverse City Housing Commission and appointing an ad hoc interview committee to fill the vacancy,” the following individual addressed the Commission:

Richard Lewis, City Manager

Moved by Hardy, seconded by Jackson, that the resignation of Joan M. Davenport from the Traverse City Housing Commission dated March 15, 2005, be accepted; and that an ad hoc interview committee be established to make a recommendation regarding appointment to an unexpired five-year term expiring November 30, 2009, on the Traverse City Housing Commission; and further that the Mayor’s appointment of Commissioner Soffredine, Mayor Pro Tem Csapo and Mayor Smyka to serve upon such Committee be approved, with Mayor Smyka to call the meetings.

CARRIED unanimously. (Melichar and Soffredine absent)

5(b).

The next item being “Consideration of appointing an ad hoc interview committee to make a recommendation regarding appointments to the Zoo Committee and establishing its purpose,” the following individuals addressed the Commission:

Richard Lewis, City Manager
Rick Buckhalter, 518 West 12th Street

Moved by Jackson, seconded by Csapo, that Commissioner Jackson, Commissioner Hardy and Mayor Smyka be appointed to the Ad Hoc Interview Committee for the Zoo Committee to make a recommendation regarding appointments to the Zoo Committee and to establish its purpose.

CARRIED unanimously. (Melichar and Soffredine absent)

Item 6 on the Agenda being Reports and Communications

The following were received and filed:

- a. From the City Manager.
 1. Bits & Pieces.
- b. From other City officials, boards and committees.
 1. Report from the Mayor serving on the Downtown Development Authority Board.
 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 City Attorney.
 6. Minutes of the Light and Power Board Meetings of March 8 and March 14, 2005.
 7. Minutes of the Downtown Development Authority meeting of February 18, 2005.
 8. Minutes of the Parks and Recreation Commission meeting of March 3, 2005.
 9. Minutes of the ACT 345 Retirement System Board meeting of March 23, 2005.
- c. From non-City officials.
1. Grand Traverse Heritage Center 2004 Report of the Year's Activities.
 2. Minutes of the Cherry Capital Cable Council meeting of March 9, 2005.

Item 7 on the Agenda being Public Comment

The following individuals addressed the Commission:

Ann Rogers, 1236 Peninsula Drive - commented on various items.

Rick Buckhalter, 518 West 12th Street - commented on various items.

There being no objection, Mayor Smyka declared the meeting adjourned at 8:13 pm.

Debbra A. Curtiss, CMC, City Clerk

Approved: _____, _____
(Date) (Initials)