



CITY OF TRAVERSE CITY

Minutes

Regular Meeting of City Commission

August 1, 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 7:01 p.m.

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

The following Commissioners were absent: Jack E. Boynton, Anne L. Melichar.

The Pledge of Allegiance was recited.

Mayor Smyka presided at the meeting.

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

Mayor Smyka removed Agenda Item 4(a) as requested by Richard Lewis, City Manager.

Clayton Sporre, 642 Eastwood Avenue, requested that Agenda Item 2(m) be removed from the Consent Calendar and placed elsewhere on the Agenda for full discussion.

Mayor Smyka placed it to be considered as New Business 4(a).

Item 2 on the Agenda being Consent Calendar

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

- a. Minutes of the special meeting of July 11 and regular meeting of July 18, 2005, be approved.
- b. The request from the City Opera House Heritage Association (COHHA) for a prelude to the performance by the 113th United States Army Band Jazz Ensemble at the plaza area of the Traverse City Opera House as outlined in the July 27, 2005, memo from the Downtown Development Authority Executive Director be approved, subject to COHHA 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.
- c. The City Manager be authorized to issue a confirming purchase order in the amount of \$18,121.81 to Fick & Sons, Inc., for 10,001 gallons of dyed #2 diesel fuel without additives priced at \$1.8120 per gallon with funds therefor being available in the Garage Fund.
- d. The City Manager be authorized to issue a confirming purchase order in the amount of \$17,040 to Fick & Sons, Inc., for 10,000 gallons of unleaded gasoline priced at \$1.704 per gallon with funds therefor being available in the Garage Fund.
- e. The City Engineer be authorized to execute a confirming Change Order to the Agreement with Reith Riley Construction Company, Inc., approved on July 18, 2005, with such Change Order in the amount of \$32,000, more or less, for sewer repair on Rose Street and manhole repair on Boardman Avenue with funds therefor available in the Sewer Fund.
- f. The competitive bidding process be waived and that the City Manager be authorized to issue a blanket purchase order to ETNA Supply in an amount not to exceed \$15,000 for the purchase of large water meters (which is reimbursed by the end users) and a blanket service order to ETNA Supply in an amount not to exceed \$25,000 for the Invensys meter maintenance

program for water meter reconditioning for the Water/Wastewater Maintenance Department during the fiscal year 2005/2006 with funds therefor available in the Water Fund.

- g. The Mayor and City Clerk be authorized to execute a First Amendment of Agreement with North Flight, Inc., to amend the Service Agreement with North Flight dated July 1, 2002, to reimburse the City for certain medical items and responses, such Amendment subject to approval as to substance by the City Manager and as to form by the City Attorney.
- h. The request from the Downtown Traverse City Association, on behalf of Abraham Carriage Service, to allow horse-drawn carriage rides within the city limits during Friday Night Live events on August 5, 12, 19, and 26, 2005, as outlined in the July 20, 2005, e-mail from the Downtown Traverse City Association Marketing Director, be approved subject to approval by the Police Chief; and further subject to Abraham Carriage Service 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 City Manager be authorized to approve payment to the Michigan Municipal League in the amount of \$5,529 for the annual membership fee including the Environmental Affairs Assessment and the Legal Defense Fund for Fiscal Year 2005-2006, with funds therefor available in the City Commission Budget and City Manager Budget.
- j. The Mayor and City Clerk be authorized to execute an Agreement for Technical Services with the Grand Traverse Conservation District for technical services relating to the restoration and protection of the Boardman River within the City limits, subject to approval as to substance by the City Manager and as to form by the City Attorney.
- k. A Resolution authorizing generic service credit as part of the Traverse City ACT 345 Retirement System for Theodore A. Weber be adopted, with the entire cost of \$41,871 to be paid by the employee.

- l. The competitive bidding process be waived and that the City Manager be authorized to issue a purchase order to Kustom Signals, Inc. in the amount of \$5,765 for one Digital Eyewitness In-Car Video System for use by the Police Department with funds therefor available in the Public Improvement Projects Fund.
- m. Moved to New Business 4(a).
- n. Debra Bowman, Human Resources Assistant, and Paula Sagala, Human Resources Director, be appointed as Officer Delegate and Officer Alternate, respectively, for the Municipal Employees Retirement System (MERS) Annual Meeting to be held September 20 through September 22, 2005; and further that the City Manager be authorized to execute the Officer and Employee Delegate Certification Form, which reflects the appointments made by the employer and employees for the MERS Annual Meeting.
- o. The City Manager be authorized to issue a service order to Gosling Czubak Engineering Sciences, Inc. in the not-to-exceed amount of \$9,540 for environmental services for the Red Mill Park Redevelopment Project located at 115 Hall Street, per its proposal dated July 20, 2005, subject to Michigan Department of Environmental Quality approval of the work plan and use of grant funds; and further that a budget amendment be approved to increase budgeted revenues by \$9,540 and budgeted expenses of \$9,540 in the Red Mill Development Grant Fund to account for the receipt and the expenditure of these funds.
- p. An amendment to the Traverse City Code of Ordinances to rezone the far eastern 0.81 acres of Oakwood Cemetery (as depicted on Exhibit A) from *GP* (Government/Public) to *H-2* (Hospital), as recommended by the Planning Commission and as requested by the City of Traverse City, be introduced and scheduled for possible enactment on August 15, 2005.
- q. The request from Munson Medical Center for Major Amendment #1 to Planned Unit Development 95-PUD-2, to allow for a boundary adjustment of the Planned Unit Development to include 0.81 acre of property (as depicted in Exhibit A) for additional parking, as recommended by the City

Planning Commission, be scheduled for public hearing on August 15, 2005.

- r. A request from National Vacuum Equipment, Inc., for an industrial facilities exemption certificate at 2670 Aero Park Drive be scheduled for a public hearing on August 15, 2005.

CARRIED unanimously. (Boynton and Melichar absent)

Item 3 on the Agenda being Old Business

None.

Item 4 on the Agenda being New Business

4(a).

The next item being from the Consent Calendar, "Consideration of authorizing an agreement for architectural services for the City Opera House and consideration of authorizing an interfund loan agreement," the following individuals addressed the Commission:

Clayton Sporre, 642 Eastwood Avenue
Ken Zack, 203 Wadworth Street
Richard Lewis, City Manager

Moved by Hardy, seconded by Jackson, that the Mayor and City Clerk be authorized to execute a contract in the not-to-exceed amount of \$48,580 with Quinn Evans Architects for architectural services at the City Opera House subject to approval as to substance by the City Manager and as to form by the City Attorney; and that, if necessary, an inter-fund loan not-to-exceed \$48,580 from the Industrial Park Fund to the Opera House Fund be authorized with the terms to be determined at the time of the inter-fund loan.

CARRIED unanimously. (Boynton and Melichar absent)

Item 5 on the Agenda being Appointments

5(a).

The next item being “Consideration of appointment by the Mayor to the Traverse City Housing Commission, subject to approval by the City Commission,” Mayor Smyka introduced this matter.

Moved by Soffredine, seconded by Csapo, that the Mayor’s appointment of Stephen Constantin to an unexpired five-year term (seat previously held by Joan Davenport) expiring November 30, 2009, on the Traverse City Housing Commission be approved.

CARRIED unanimously. (Boynton and Melichar absent)

5(b).

The next item being “Consideration of appointments by the Mayor to the Human Rights Commission, subject to approval by the City Commission,” Mayor Smyka introduced this matter.

Moved by Csapo, seconded by Soffredine, that the Mayor’s appointment of Amy Moore to a three-year term (seat previously held by Emmy Lou Cholak) expiring June 30, 2008, on the Human Rights Commission and reappointment of Christie McGue to a three-year term expiring June 30, 2008, on the Human Rights Commission, be approved.

CARRIED unanimously. (Boynton and Melichar absent)

Item 6 on the Agenda being Reports and Communications

The following were received and filed:

- a. From the City Manager.
 1. Bits & Pieces memo.
- 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. Report from the Deputy City Clerk regarding update - skunk issue.
 7. Minutes of the Elections Commission meeting of July 11, 2005.
 8. Minutes of the Light and Power Board meeting of June 28, 2005.
 9. Minutes of the Housing Commission meeting of June 14, 2005.
- c. From non-City officials.
1. Wastewater Treatment Plant Monthly Operations Report for June 2005 from Operations Management International, Inc., (OMI).
 2. Michigan Department of Environmental Quality Monthly Progress Report - June 2005 for Cone Drive Operations.
 3. Minutes of the Traverse Area District Library Board meeting of June 9, 2005.

Item 7 on the Agenda being Public Comment

The following individuals addressed the Commission:

Rick Buckhalter, 518 West 12th Street - commented on the Traverse City Film Festival.

Commissioner Soffredine - commented on banners.

There being no objection, Mayor Smyka declared the meeting adjourned at 7:39 pm.

Debra A. Curtiss, CMC, City Clerk

Approved: _____, _____
(Date) (Initials)