



Agenda

Regular Meeting of the City Commission

City of Kalamazoo

Monday, August 17, 2009

7:00 p.m.

City Commission Chambers – 241 West South Street

A. CALL TO ORDER/ROLL CALL

B. OPENING CEREMONY

1. Invocation: **Reverend Vic Downing**, Hospice Care of Southwest Michigan
2. Pledge of Allegiance
3. Introduction of Guests
4. Proclamations

C. ADOPTION OF FORMAL AGENDA

D. COMMUNICATIONS

1. The public is invited to attend the following meetings of boards and commissions:
 - a. The **Kalamazoo Historic District Commission** will meet on Tuesday, August 18, 2009 at 5:00 p.m., in the City Commission Chambers at City Hall.
 - b. The **Kalamazoo Municipal Golf Association** will meet on Tuesday, August 18, 2009 at 7:00 p.m., in the Third Floor Conference Room at City Hall.
 - c. The **Perpetual Care Investment Committee** will meet on Wednesday, August 19, 2009 at 10:00 a.m., in the Kalamazoo County Administration Building at 201 W. Kalamazoo Avenue. The **Investment Committee of the Retirement System** will meet immediately following.
 - d. The **Environmental Concerns Committee** will meet on Wednesday, August 19, 2009 at 4:30 p.m., in the Community Room at City Hall.
 - e. The **Brownfield Redevelopment Authority** will meet on Thursday, August 20, 2009 at 7:30 a.m., in the Community Room at City Hall.

- f. The **Housing Board of Appeals** will meet on Thursday, August 27, 2009 at 2:00 p.m., in the City Commission Chambers at City Hall.
 - g. The **Transit Authority Board** will meet on Friday, August 28, 2009 at 8:15 a.m., in the Metro Transit Conference Room, located at 530 North Rose Street.
2. The City is accepting applications for appointment to various city Commission advisory boards and commissions. Interested citizens are encouraged to contact the City Clerk's Office at 337-8792 to request an application form or to obtain additional information on board vacancies.

E. PUBLIC HEARINGS

F. CONSENT AGENDA

(Action: Motion to approve items "1-7" and hold item "8" until August 31, 2009)

1. Consideration of a recommendation to: 1) approve an agreement with the Michigan Department of Transportation for the upgrade of traffic signals at eleven intersections along the Paterson Street and Drake Road Corridors in the amount of \$296,894; and, 2) accept a Federal Congestion Mitigation Air Quality grant in the amount of \$832,706.
2. Consideration of a recommendation to approve a contract with West Shore Services to upgrade the existing early warning system in the amount of \$126,244, funded by American Recovery and Reinvestment Act Grant award.
3. Consideration of a recommendation to approve a purchase order with the Michigan Department of Transportation for the City's share of costs for street resurfacing on Reed Street from Burdick Street to Portage Street, Cork Street from Westnedge Avenue to Lovers Lane, Lovers Lane from Kilgore Road to approximately 170 feet south of Cork Street (including some water main replacement), and South Burdick Street from Cork Street to Crescent Drive using federal stimulus funding, in the amount of \$112,700.
4. Consideration of a recommendation to adopt a RESOLUTION setting November 3, 2009, as the election date and authorizing the language to appear on the ballot regarding the referendum of Ordinance No. 1856.

5. Consideration of a recommendation to adopt a RESOLUTION to set a public hearing on August 31, 2009 to consider an application from Pharmacia & Upjohn Company, LLC for a PA 198 Industrial Facilities Tax Exemption Certificate for three + three years for personal property valued at \$18,900,000 and six + six years for real property valued at \$9,039,600 in existing Industrial Development District No. 76 located in Building 300 at 300 Portage Street, with a first year estimated abatement value of approximately \$145,400 in city-only property taxes.
6. Consideration of a recommendation to adopt a RESOLUTION to approve the application from Farmers Alley Theatre, Inc. for a Redevelopment Liquor License under PA 501 of 2006 for property located at 221 Farmers Alley.
7. Consideration of a recommendation to adopt a RESOLUTION recognizing The West Michigan Glass Society as a non-profit organization operating in the community for the purpose of obtaining a charitable gaming license.
8. Consideration of a recommendation to accept a quit claim deed from the Western Michigan University Foundation conveying property to the city and dedicate the property as a public roadway to be known as the Arboretum Parkway. *Hold until August 31, 2009*

G. REGULAR AGENDA

H. REPORTS AND LEGISLATION

1. City Manager's Report
2. Miscellaneous Report
 - a. Presentation of FY2008 Comprehensive Annual Financial Report by Rehman Robson representative Mr. Nate Balderman **(No action – informational)**

I. UNFINISHED BUSINESS

J. POLICY ITEMS

K. NEW BUSINESS

L. CITIZEN COMMENTS

M. MISCELLANEOUS COMMENTS AND CONCERNS BY COMMISSIONERS

N. CLOSED SESSION

1. Consideration of a recommendation to authorize the City Attorney to accept or reject the case evaluation award in the "Karen Duckworth v City of Kalamazoo" lawsuit. (*attorney/client confidential communication*).
(Action: Motion to go into closed session)

O. ADJOURNMENT

ADDITIONAL INFORMATION:

Questions regarding agenda items may be answered prior to the meeting by contacting the City Manager's Office at 269.337.8047.

Persons with disabilities who need accommodations to effectively participate in City Commission meetings should contact the City Clerk's Office at 337-8792 a week in advance to request mobility, visual, hearing or other assistance.

Agendas for the regular meetings of the Kalamazoo City Commission are available on the Internet at: **www.kalamazoocity.org**

Kalamazoo City Commission meetings are held the first, third and fifth Mondays at 7:00 p.m. and are shown live on Public Media Network Channel 21. The meetings are rebroadcast on Tuesday afternoon at 2:00 p.m. on Channel 21, Saturday morning at 9:00 a.m. and Sunday evening at 8:00 p.m.

GUIDELINES FOR PUBLIC PARTICIPATION AT CITY COMMISSION MEETINGS

Welcome to the Kalamazoo City Commission meeting, and thank you for your participation in Kalamazoo local government. The City Commission recognizes that citizens who make the effort to attend a Commission meeting often feel passionately about an issue. The following guidelines are not meant to discourage individual expression; rather, they exist to facilitate the orderly conduct of business and to ensure that all citizens who wish to address the City Commission are able to do so in an atmosphere of civility and respect, without fear or intimidation.

1. Out of respect for business being conducted during the meeting, please turn off all cell phones and pagers prior to the start of the meeting.
2. In an effort to maintain order and to allow a respectful discussion, please do not make comments from the audience area. Audience members should also refrain from applause or other audible noise at times not formally recognized as appropriate by the meeting chair.
3. Citizens have opportunities to address the Commission at the following times during a meeting:
 - a. Consideration of Regular Agenda items. Citizens are permitted to speak to the Commission on Regular Agenda and Unfinished Business prior to the City Commission voting, except those votes setting a public hearing. (Note: The Consent Agenda is a list of items proposed for City Commission approval to be voted upon all at one time. This is a time-saving procedure as most Consent Agenda items are housekeeping measures. A citizen may request an item be removed from the Consent Agenda for individual consideration or discussion.) Comments must be germane to the specific item under consideration.
 - b. The Citizen Comment period near the end of the meeting is for comment on Agenda or Non-Agenda items.
4. To address the City Commission, please sign in at the podium near the Clerk's station and then proceed to the podium directly in front of the dais when invited by the meeting

chair. Before beginning your comments, please clearly state your name for the record and whether you reside within the city limits. Comments are limited to four minutes.

5. Citizen comment periods are a time for citizens to make comments; they are not intended as a forum for debate or to engage in question-answer dialogues with the Commission or staff. Commissioners are encouraged not to directly respond to speakers during citizen comment periods. At the conclusion of a speaker's remarks, the Mayor or individual Commissioners may refer a question to City staff, if appropriate. Also, individual Commissioners may choose to respond to speakers during "Miscellaneous Comments and Concerns of Commissioners."
6. Signs, placards and banners are permitted in Chambers during open meetings but only along the perimeter of the room (side and back walls) and only if they do not obstruct the vision of others.

If you have any questions, please feel free to contact the City Clerk's Office at 269.337.8792
