



Agenda

Regular Meeting of the City Commission

City of Kalamazoo

Monday, June 21, 2010

7:00 p.m.

City Commission Chambers – 241 West South Street

A. CALL TO ORDER/ROLL CALL

B. OPENING CEREMONY

1. Invocation: **Reverend Mark Justice**, Friendship Baptist Church
2. Pledge of Allegiance
3. Introduction of Guests
 - a. **Linda Teeter**, Kalamazoo County Transportation Authority Chair, and **Dale Hein**, KCTA Project Manager
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 **Housing Board of Appeals** will meet on Thursday, June 24, 2010 at 2:00 p.m., in the City Commission Chambers at City Hall.
 - b. The **Transit Authority Board** will meet on Friday, June 25, 2010 at 9:00 a.m., in the Metro Transit Conference Room, located at 530 North Rose Street.
 - c. The **Dangerous Buildings Board** will meet on Thursday, July 1, 2010 at 2:00 p.m., in the City Commission Chambers at City Hall.
 - d. The **Planning Commission** will meet on Thursday, July 1, 2010 at 7:00 p.m., in the City Commission Chambers at City Hall.
 - e. The **Parks and Recreation Advisory Board** will meet on Tuesday, July 6, 2010 at 5:15 p.m., in the Parks and Recreation Community Room, Mayors' Riverfront Park, located at 251 Mills Street.
2. City Hall will be closed Monday, July 5, 2010 in observance of the Independence Day holiday. Offices will re-open Tuesday, July 6, 2010 and the Kalamazoo City Commission will meet at 7:00 p.m. in the City Commission Chambers.

3. The last day to register to vote for the August 3, 2010 Statewide Primary Election is Tuesday, July 6, 2010. Qualified persons residing in the City of Kalamazoo may make an application to vote at the Kalamazoo City Clerk's Office, the County Clerk's Office, any Michigan Secretary of State's Office, or designated voter registration agencies.
4. 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

1. Receive public comments regarding a recommendation to approve the allocation of \$80,925 in federal Emergency Shelter Grant funds to various agencies and projects, and authorize the City Manager to sign and execute the required documents. **(Action: Motion to approve)**

F. CONSENT AGENDA (Action: Motion to approve items "1-12")

1. Consideration of a recommendation to approve: a) an agreement with the Michigan Department of Transportation in which the City receives \$999,483 in Federal Surface Transportation Funds for the resurfacing of Portage Street from the south City Limit to Lakeway Avenue and North Street from Douglas Avenue to Gull Street; and, b) approve a purchase order with MDOT to cover the City's share of the projects' construction costs in the amount of \$264,717.
2. Consideration of a recommendation to approve a contract with Hoffman Brothers for sanitary sewer replacement at Maple Street and sewer main extension at Sunset Lane in the amount of \$146,447.04.
3. Consideration of a recommendation to adopt a RESOLUTION confirming the 2010 Assessment Roll.
4. Consideration of a recommendation to adopt a RESOLUTION approving the request of the Downtown Development Authority to levy a tax rate of 1.9638 mills.
5. Consideration of a recommendation to adopt a RESOLUTION authorizing the City Manager to sign all necessary documents to process and receive Sarah (Sally) J. Appleyard's annuity benefit from the Hartford Life Insurance Company.
6. Consideration of a recommendation to adopt a RESOLUTION to set a public hearing on July 6, 2010 to consider the application from R. H. Cross Enterprises, Inc. for a PA 198 Industrial Facilities Exemption Certificate for three years for personal property valued at \$10,000 and for six years for

real property valued at \$159,000 in existing Industrial Development District No. 91 located at 731 Porter Street.

7. Consideration of a recommendation to adopt a second RESOLUTION for the 100 Block of East Michigan Avenue project extending the effect of the previously adopted Resolution 09-68, Resolution 09-69 and Resolution 09-70 until August 31, 2010.
8. Consideration of a recommendation to authorize the City Manager to execute a "Lease Agreement" that will allow MetroPCS Michigan, Inc. to lease approximately 160 square feet next to the recently-erected cell tower at Eastern Hills Golf Course.
9. Consideration of a recommendation to approve the updated list of Non-Bargaining Unit Employees exempt from Civil Service Protection.
10. Consideration of a recommendation to a request from Western Michigan University to publicly display fireworks at Hyames Field on Saturday, September 11, 2010 during halftime of the CommUniversity Night football game.
11. Consideration of a recommendation to approve a request from the Kalamazoo Country Club for a permit to publicly display fireworks at 1609 Whites Road on Sunday, July 4, 2010 with a rain date of Saturday, July 10, 2010.
12. Consideration of a recommendation to approve the following appointments to advisory boards and commissions:
 - a. the appointment of **Gary L. Wark** to the Dangerous Buildings Board as the Certified Real Estate Appraiser for a term expiring on March 31, 2014.
 - b. the appointment of **Martha Cohen** to the Downtown Development Association's Citizen Advisory Council for a term expiring on March 1, 2011.
 - c. the appointment of **Michael Harrell** to the Downtown Development Association's Citizen Advisory Council for a term expiring on March 1, 2013.
 - d. the appointment of **Josh Willson** to the Downtown Development Association's Citizen Advisory Council for a term expiring on March 1, 2011. This appointment recommendation also includes a request to waive City Commission Rule 12k regarding dual board membership. Mr. Willson is also a member of the Historic Preservation Commission.

- e. the appointment of **Nick Boyd** to the Zoning Board of Appeals for a term expiring on March 31, 2012.

G. REGULAR AGENDA

1. Consideration of a recommendation to adopt an ORDINANCE to amend Sections 18-1 through 18-8 to restructure and clarify the responsibilities of the Community Relations Advisory Board. **(Action: Motion to adopt the ordinance)**
2. Consideration of a recommendation to adopt a RESOLUTION to adopt the 2010 Master Land Use Plan. **(Action: Motion to adopt the resolution)**
3. Consideration of a recommendation to accept a grant from the Kalamazoo Community Foundation in the amount of \$10,000 and appropriate \$150,000 from the General Fund Unrestricted Fund Balance for the support of the 2010 Summer Youth Employment Program. It is further recommended that the City Commission approve a contract with Youth Opportunities Unlimited, a division of Kalamazoo Regional Educational Service Agency, in the amount of \$207,809.14 to cover youth wages, training, supervision, management and oversight of the Youth Employment Program. **(Action: Motion to approve)**

H. REPORTS AND LEGISLATION

1. City Manager's Report

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 go into closed session to discuss pending litigation. **(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 and Saturday morning at 9:00 a.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
