

	<p>A business meeting of the Kalamazoo City Commission was held on Monday, April 5, 2010 at 7:00 p.m. in the City Commission Chambers at City Hall, 241 W. South Street.</p>
Roll Call	<p>COMMISSIONERS PRESENT: Vice Mayor Hannah McKinney David Anderson Stephanie Bell Don Cooney Barbara Miller*</p> <p>COMMISSIONERS ABSENT: Mayor Bobby Hopewell Terry Kuseske</p> <p>Also present were City Manager Ken Collard, City Attorney Clyde Robinson, and City Clerk Scott Borling.</p>
Commissioners Excused	<p>Commissioner Anderson, seconded by Commissioner Bell, moved to excuse the absences of Mayor Hopewell and Commissioners Kuseske and Miller. With a voice vote, the motion passed.</p>
Invocation/Pledge	<p>The invocation, given by Reverend Denise L. Posey, Immanuel Christian Reformed Church, was followed by the pledge of allegiance.</p>
Proclamation re: Autism Awareness Month 78673	<p>Commissioner Anderson proclaimed April 1 - 30, 2010 "Autism Awareness Month." Scott Schrum, President of Residential Opportunities, Incorporated, received the proclamation.</p>
Adoption of the Agenda	<p>By unanimous consent the City Commission adopted its meeting agenda as presented.</p>
Communications	<p>City Manager Collard invited the public to attend meetings of various boards and commissions.</p>
Consent Agenda	<p>Consent Agenda items were presented as follows with a recommendation to approve the items and authorize the City Manager to sign on behalf of the city:</p>
78674	<p>- approval of a one-year contract extension for loading, hauling, and disposal of belt press solids from Kalamazoo Water Reclamation Plant with Waste Management of Michigan, Inc. in the amount of \$1,846,320.00.</p>
78675	<p>- approval of a one-year contract extension for the purchase of fluorosilic acid from Alexander Chemical Corporation in the amount of \$129,250.</p>
Resolution 10-18 78676	<p>- adoption of a RESOLUTION for the purpose of authorizing a transfer of \$20,000.00 to the Michigan Municipal League in support of filing an intervention with Michigan Public Services Commission regarding Case Number U-16191.</p>
Resolution 10-19 78677	<p>- adoption of a Notice of Intent RESOLUTION for the issuance of General Obligation Limited Tax Bonds in an amount not to exceed \$3 million, for the purpose of financing FY 2010 capital projects.</p>

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| <ul style="list-style-type: none"> - adoption of a RESOLUTION assigning Bruce E. Merchant, Public Services Managing Director, as the City's State Trunkline Maintenance Superintendent for the City of Kalamazoo with the authorization to sign appropriate maintenance contracts and reports. | <p>Resolution 10-20
78678</p> |
| <ul style="list-style-type: none"> - adoption of a revised RESOLUTION granting a Payment in Lieu of Taxes to the Catholic Family Services Nonprofit Housing Corporation for up to nine-units of permanent supportive rental housing to be developed at 759 Pleasant Avenue (06-33-445-002), pursuant to Section 35-4 of the Kalamazoo City Code. | <p>Resolution 10-21
78679</p> |
| <ul style="list-style-type: none"> - adoption of a RESOLUTION in support of the Kalamazoo Area Google Fiber Project. | <p>Resolution 10-22
78680</p> |
| <ul style="list-style-type: none"> - approval of an Intergovernmental Fire Protection Hazardous Materials Incident Response Agreement as established by the National Incident Management System. | <p>78681</p> |
| <ul style="list-style-type: none"> - acceptance of funding from Kalamazoo Communities in the Schools for \$918.70 to provide after school services to youth involved with the 21st Century Learning Centers Sites, Milwood Elementary, Lincoln International Studies and Woods Lake Magnet schools and ask that City Manager sign all contracts and related documents. | <p>78682</p> |
| <ul style="list-style-type: none"> - acceptance of funding from Milwood Elementary School for \$637 to fund a Lunch n Learn program 3 days per week from April 6, 2010 – May 28,2010 at Milwood Elementary School for 3rd graders, and ask that City Manager sign all contracts and related documents. | <p>78683</p> |
| <ul style="list-style-type: none"> - approval of a request from the Kalamazoo Amateur Athletic Federation for permission to apply for special liquor licenses for the following softball tournaments to be held at Versluis/Dickinson Park: the Can Am Festival, May 22-23, 2010 and the Kiracofe Memorial Softball Tournament, July 9-11, 2010. | <p>78684</p> |
| <ul style="list-style-type: none"> - approval of the following appointment and re-appointments to advisory boards and commissions: <ul style="list-style-type: none"> - the re-appointment of Sidney Helmus to the Construction Board of Appeals for a term expiring on March 31, 2013. - the re-appointment of Lena Haynes to the Community Development Act Advisory Committee as an at-large member for a term expiring on March 31, 2013. - the re-appointment of Pat McCarthy to the Community Development Act Advisory Committee as an at-large member for a term expiring on March 31, 2013. | <p>78685</p> |

Consent Agenda
(cont'd)

78685

- the re-appointment of **William Wells** to the Community Development Act Advisory Committee as the Edison Representative for a term expiring on March 31, 2013.
- the re-appointment of **John Schmitt** to the Downtown Development Authority for a term expiring on March 1, 2014.
- the re-appointment of **Robert Miller** to the Downtown Development Authority for a term expiring on March 1, 2014.
- the re-appointment of **Milton Wells** to the Friends of Recreation Board for a term expiring March 1, 2013.
- the re-appointment of **Jeff Kinney** to the Friends of Recreation Board for a term expiring March 1, 2013.
- the appointment of **David Brose** to the Historic Preservation Commission for a term expiring on March 31, 2013.
- the re-appointment of **Katie Jacobs** to the Historic Preservation Commission for a term expiring on March 31, 2013.
- the re-appointment of **Josh Willson** to the Historic Preservation Commission for a term expiring on March 31, 2013.
- the appointment of **Todd Hamilton** to the Planning Commission for a term expiring on March 31, 2013.
- the re-appointment of **Thomas Casey Fawley** to the Planning Commission for a term expiring on March 31, 2013.
- the re-appointment of **Reed Youngs** to the Planning Commission for a term expiring on March 31, 2013
- the re-appointment of **Doris Jackson** to the Zoning Board of Appeals for a term expiring on March 31, 2013.
- the re-appointment of **Karen Wellman** to the Zoning Board of Appeals for a term expiring on March 31, 2013.

Commissioner Cooney, seconded by Commissioner Anderson, moved to approve the consent agenda requests.

With a roll call vote this motion passed unanimously.

AYES: Commissioners Anderson, Bell, Cooney, Miller, Vice Mayor McKinney

NAYS: None

Next, Regular Agenda items were considered.

City Planner Keith Hernandez provided an overview of the Draft 2010 Master Land Use Plan and the process used to create the Plan. City Planner Hernandez stated the Commission was being asked to officially release the plan for a 63-day public comment period, which would allow time for another public hearing before the Planning Commission, presentations to neighboring jurisdictions, and the receipt of additional citizen comments.

In response to a question from City Manager Collard, City Planner Hernandez stated the major theme of the Master Land Use Plan was sustainability: recognition that it would be a challenge to simply sustain what the City was already doing well with regard to zoning and land use.

Commissioner Anderson thanked City Planner Hernandez for his work and noted the process was very time consuming. An amazing feat to create a plan that captures the needs and desires of various interests to guide the future of a place where thousands of people

In response to a question from Vice Mayor McKinney, City Planner Hernandez stated citizens would be able to comment on the Master Land Use Plan via phone, mail, email, Facebook, Twitter, and in person at a public hearing hosted by the Planning Commission.

Commissioner Miller recognized the role played by Commissioner Kuseske in the development of the Master Land Use Plan, as he had been Chair of the Planning Commission until his election to the City Commission in November.

Commissioner Bell, seconded by Commissioner Miller, moved to approve the release of the 2010 Master Land Use Plan draft for a 63 day public comment period.

Prior to a vote on the motion, Asha Khazad, City resident, stated the Master Land Use Plan should include a plan to clean up the Kalamazoo River.

In response to a question from Commissioner Bell, City Planner Hernandez stated paper copies of the Master Land Use Plan would be available at the Development Center, City Hall, and the Kalamazoo Public Library for people who did not have Internet access.

Vice Mayor McKinney requested there be a link to the Master Land Use Plan on the homepage of the City's website.

With a roll call vote this motion passed unanimously.

AYES: Commissioners Anderson, Bell, Cooney, Miller, Vice Mayor McKinney

NAYS: None

Regular Agenda

Release of the
Draft 2010 Master
Land Use Plan

78686

City Clerk's Report

78687

City Clerk Borling reported the following:

- the following lawsuits were received and referred to the City Attorney's Office:
 - Larry Irvin v City of Kalamazoo, Kalamazoo Metro Transit
 - Wells Fargo Bank, N.A. v The City of Kalamazoo
 - Megan Bozek v City of Kalamazoo Community Planning and Development, Dangerous Buildings Board, and Anti-Blight Team
 - Okun Brothers Shoes, Inc. v City of Kalamazoo, and Hoffman Brothers Construction Company, and Kalamazoo County Drain Commissioner
 - Joseph L. Anderson v City of Kalamazoo
- the City Commission received as informational minutes of the following advisory boards and commissions:
 - Dangerous Buildings Board
 - Thursday, January 07, 2010
 - Thursday, February 04, 2010
 - Downtown Development Authority
 - Monday, January 25, 2010
 - Employee Retirement System Board of Trustees
 - Wednesday, February 24, 2010
 - Environmental Concerns Committee
 - Wednesday, February 17, 2010
 - Investment Committee of the Retirement System
 - Wednesday, February 17, 2010
 - Kalamazoo Municipal Golf Association
 - Tuesday, February 16, 2010
 - Tuesday, March 16, 2010
 - Kalamazoo Transit Authority Board
 - Friday, January 22, 2010
 - Parks and Recreation Advisory Board
 - Tuesday, February 02, 2010
 - Perpetual Care Investment Committee
 - Wednesday, February 17, 2010
 - Planning Commission
 - Thursday, February 04, 2010

- Zoning Board of Appeals
 - Thursday, February 11, 2010

- the following Special Event requests were approved in the month of March:
 - a request from the Irish American Club of Kalamazoo to use City streets on March 13, 2010 from 9:00 a.m. to 12:00 p.m. for the St. Patricks Day Parade.
 - a request from the Milwood Little League to use City streets on May 1, 2010 at 10:00 a.m. for the Milwood Little League Opening Day Parade.

 - a request from the Kalamazoo Sunshine Rotary Club to use City streets on May 31, 2010 at 10:00 a.m. for the Memorial Day Parade.

 - a request from Housing Resources, Inc. to use City streets on March 27, 2010 from 7:30 a.m. to 11:30 a.m. for the Walk For The Homeless.

 - a request from Downtown Kalamazoo Inc. to use Edwards Street on various dates for events at the Arcadia Creek Festival Site.

 - a request from the National Multiple Sclerosis Society to use City sidewalks on May 8, 2010 from 6:00 a.m. to 12:00 p.m. for the Walk MS event.

 - a request from Borgess Health Alliance to use Spring Valley Park and City streets on April 24, 2010 from 8:00 a.m. to 11:00 a.m. for the Borgess Run For The Heath Of It.

 - a request from the American Heart Association to use Milham Park from 12:00 p.m. on May 21, 2010 to 12:00 p.m. on May 22, 2010 for the Start! Heart Walk.

 - a request from Eagle Take Flight Promotions to use Milham Park on June 26, 2010 from 5:00 a.m. to 6:00 p.m. for the Art In The Park event.

 - a request from the American Cancer Society to use City streets (Downtown) on October 9, 2010 from 8:00 a.m. to 12:00 p.m. for the Making Strides Against Breast Cancer event.

 - A request from The Arthritis Foundation, Michigan Chapter, to use City sidewalks on May 15, 2010 from 10:00 a.m. to 11:30 a.m. for the Arthritis Walk.

 - a request from the Kalamazoo Public Library to use Bronson Park on June 2, 2010 from 8:00 a.m. to 12:00 p.m. for the Party in the Park event.

City Clerk's Report
(cont'd)

78687

City Clerk's Report
(cont'd)

78687

- a request from the Cystic Fibrosis Foundation to use Bronson Park & City Sidewalks on May 8, 2010 from 9:00 a.m. to 2:00 p.m. for the Great Strides Walk.
- a request from the Kalamazoo Community Foundation to use Bronson Park on June 23, 2010 from 9:00 a.m. to 7:00 p.m. for the KCF Match Day event.

Citizen Comments

Next, the following citizens addressed the City Commission regarding non-agenda items:

Shawna Smith, Chris Koehler, and Heather Koehler expressed concerned about cars with party speakers, littering, and drug trafficking in the Eastside Neighborhood, and they requested more funding for the Public Safety Department to address these issues.

Megan Reynolds, City resident, stated many City ordinance violations were criminal offenses, and she expressed surprise that Kalamazoo had not taken action to decriminalize its ordinances. Ms. Reynolds indicated she was a Legal Aid attorney, and convictions for event small offenses affected her clients' ability to gain employment. Ms. Reynolds asked the City Commission to review the City Code and convert many of the criminal offenses to civil infractions.

78688

Claus Globig, City resident, spoke regarding PCB's in the Kalamazoo River. Mr. Globig stated PCB's did not cause cancer, and river dredging was an ineffective solution. Mr. Globig re-distributed copies scientific articles and reports he had given the Mayor, Vice Mayor and Commissioners in 2007, and he asked the City Commission to review these reports.

Jose Campos, 1615 Dover Road, stated his house and yard were being attacked by deer, and he asked the City to address this problem.

Commissioner
Comments

Finally, an opportunity was given for miscellaneous comments and concerns of City Commissioners.

Commissioner Bell offered remarks on the following topics: the birth of her grandson; kindergarten round-up; the Sisters on the Move Youth Summit for girls on April 17th; the black history class being offered by the Black Arts and Cultural Center on April 15th; the April 10th parade and celebration of the Kalamazoo Central men's basketball state championship; and the 2010 Census. Commissioner Bell requested an update on shootings in Kalamazoo over the previous four months and the City's plan of action to address this violence. Commissioner Bell suggested the City convene a town hall meeting regarding the shootings, and she offered her time and services to Eastside residents to address the issues there. Commissioner Bell congratulated Vice Mayor McKinney on receiving the Athena International Award from the Chamber of Commerce.

Commissioner Anderson stated the Environmental Concerns Committee was considering the deer problem in the City, and he suggested Mr. Campos attend an ECC meeting and raise his concern. Commissioner Anderson suggested the City Commission appoint an ad-hoc subcommittee review the criminal penalties in the Code of Ordinances and recommend a course of action.

Commissioner
Comments (cont'd)

Commissioner Cooney congratulated the Kalamazoo Central men's basketball team on winning the state championship and the Kalamazoo Central mock trial team for finishing second in the state. Commissioner Cooney remarked it was the 42nd anniversary of the death of Martin Luther King, Jr., and he urged people to advance the causes of Dr. King.

The meeting adjourned at 7:56 p.m.

Adjournment

Respectfully submitted,

Scott A. Borling
City Clerk

For City Commission approval on April 19, 2010

Approved by: _____
Bobby J. Hopewell, Mayor
Dated: April 19, 2010