

	<p>A business meeting of the Kalamazoo City Commission was held on Monday, August 2, 2010 at 7:00 p.m. in the City Commission Chambers at City Hall, 241 W. South Street.</p>
Invocation/Pledge	<p>The invocation, given by Pastor Milton Wells, Open Door Ministries, was followed by the pledge of allegiance.</p>
Roll Call	<p>COMMISSIONERS PRESENT: Mayor Pro-Tem Don Cooney David Anderson Stephanie Bell Barbara Miller</p> <p>COMMISSIONERS ABSENT: Mayor Bobby Hopewell Vice Mayor Hannah McKinney 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 Miller, moved to excuse the absences of Mayor Hopewell, Vice Mayor McKinney, and Commissioner Kuseske. With a voice vote, the motion passed.</p>
Proclamation	<p>Commissioner Miller proclaimed August 5-11, 2010 <i>Little League Softball World Series Week</i>.</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>
Public Hearing re: the Proposed 2009 Mall Maintenance Assessment	<p>At 7:06 p.m. Mayor Pro-Tem Cooney opened a public hearing to receive public comments regarding the proposed 2009 Kalamazoo Mall Sidewalk Maintenance Assessment at a per front foot cost of \$15.661.</p> <p>At 7:07 p.m. Mayor Pro-Tem Cooney closed the public hearing.</p>
Resolution 10-52 Approving the 2009 Mall Maintenance Assessment	<p>Commissioner Miller, seconded by Commissioner Anderson, moved to adopt RESOLUTION #4 for the purpose of approving the 2009 Kalamazoo Mall Sidewalk Maintenance Assessment at a per front foot cost of \$15.661.</p> <p>With a roll call vote this motion passed.</p> <p>AYES: Commissioners Anderson, Bell, Miller, and Mayor Pro-Tem Cooney</p> <p>NAYS: None</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:

- approval of a contract with Maxwell & Associates for the cemetery wall replacement project in the amount of \$134,239.98.
- approval of a one-year contract extension with Consumers Energy Company for the reading of water and sewer meters in the amount of \$130,760.
- approval of a one-year contract extension with KA Steel Chemicals, Incorporated for the purchase of 16% sodium hypochlorite, by volume, in the amount of \$120,600.
- adoption of a **RESOLUTION** to amend Resolution No. 09-33 regarding a Payment in Lieu of Taxes (PILOT) to Housing Resources, Inc. of Kalamazoo County and Rickman House Preservation Limited Dividend Housing Association Limited Partnership to extend the PILOT timeframe and establish an exception to the revocation provision found in City Code 35-4 based on Michigan State Housing Development Authority's requirements.
- adoption of a **RESOLUTION** declaring an extension of the Radisson's liquor license to an area located outside on the Kalamazoo Mall and permitting a special area for the sale and consumption of alcohol and food on August 9, 2010, September 10, 2010, September 17, 2010, and September 24, 2010.
- approval of the settlement of a sewer back-up damage claim for property at 2309 Chevy Chase Blvd. in the amount of \$15,223.89.
- authorization for the City Manager to sign a "Right-of-Way Telecommunications Permit" with Climax Telephone Company.
- approval of the minutes from the following City Commission meetings: the Committee of the Whole Meetings on May 26 and June 30, 2010; the Regular Neighborhood Meetings on April 19, May 17, and June 21, 2010; and the Regular Business Meetings on April 19, May 3, May 17, June 8, and July 6, 2010.

Consent Agenda

Resolution 10-53

Resolution 10-54

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

With a roll call vote this motion passed.

AYES: Commissioners Anderson, Bell, Miller, and Mayor Pro-Tem Cooney

NAYS: None

Citizen Comments

Next, when an opportunity was given for citizen comments, the following people addressed the City Commission:

Fred Lawrence, City resident, spoke regarding a recent double murder near Cobb and Eleanor Streets and expressed empathy for the man who committed the crime.

Norine Wafford, City resident, spoke regarding the double murder that took place near Cobb and Eleanor Streets. Ms. Wafford read an account of the contributions of black people to American society.

Lauren Pott, City resident, spoke about the problem of wage theft nationally and in the City of Kalamazoo.

Juan Alvarez, City resident, spoke about his personal experience with wage theft.

Frank Warren, City resident, spoke regarding problems at Arlington National Cemetery.

Alphonso Harris, City resident, urged people to vote and offered remarks on his termination of employment from Senior Services.

June Cotton and Henry Cohen, Co-chairs of the NAACP Labor and Industry Committee, reported the Kalamazoo Metropolitan Branch of the NAACP had voted to support adoption of the Kalamazoo Fair Competition and Just Pay Ordinance.

Commissioner Comments

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

Commissioner Bell invited people to the Mothers of Hope Ultimate Family Reunion on Saturday, August 7th. Commissioner Bell expressed condolences to the families of the victims who were shot and killed near the intersection of Cobb and Eleanor Streets, and she urged Mr. Lawrence to turn his frustration into energy for activism and organizing. Commissioner Bell expressed support for an ordinance prohibiting wage theft.

Commissioner Miller urged people to vote on August 3rd and suggested the City Commission cancel its business meeting on August 30th.

Amendment to the City Commission's Meeting Schedule

Commissioner Bell, seconded by Commissioner Miller, moved to amend the City Commission's *Schedule of Regular Meetings for the 2010 Calendar Year* by cancelling the Business Meeting on Monday, August 30th and scheduling a Committee of the Whole meeting for Friday, August 27th at 7:30 a.m.

An opportunity was given for citizens to comment on the proposed change to the City Commission's meeting schedule, but no comments were offered.

In response to a question from Commissioner Anderson, City Manager Collard stated he was not aware of any time-sensitive items that would require City Commission action at the end of August. With a roll call vote this motion passed.

Amendment to the City Commission's Meeting Schedule (cont'd)

AYES: Commissioners Anderson, Bell, Miller, and Mayor Pro-Tem Cooney

NAYS: None

Mayor Pro-Tem Cooney expressed condolences to the victims of the recent shooting and wondered if the tragedy was connected to frustration over unemployment. Mayor Pro-Tem Cooney read a quote from Franklin D. Roosevelt about wasting human resources and stated finding employment for people was a moral imperative. Mayor Pro-Tem Cooney urged people to vote and to attend the National Night Out events.

In response to a question from Mayor Pro-Tem Cooney, City Attorney Robinson stated the City Commission could not meet in closed session as scheduled because the Open Meetings Act required at least five affirmative votes (two-thirds of the entire Commission) for the Commission to enter into closed session, and only four Commissioners were present.

Closed Session Cancelled

The meeting adjourned at 7:39 p.m.

Adjournment

Respectfully submitted,

Scott A. Borling
City Clerk

For City Commission approval on September 7, 2010

Approved by: _____
Bobby J. Hopewell, Mayor
Dated: September 7, 2010