

Call to Order Mayor Ingalsbee called the regular meeting of the Allegan City Council to order at 7:00 PM.

Pledge of Allegiance

Meeting Prayer Pastor Alan Parsons gave the prayer.

Roll Call

Present: Gratz, Leverage, Manning, Morgan, Tripp, Mayor Ingalsbee

Absent: McKenzie

Others

Present: City Clerk L. Vander Clay, Interim City Mark Howe

Councilmember Leverage, supported by Councilmember Gratz, made a motion to excuse Councilmember McKenzie from the meeting. Motion passed by acclamation.

Approval of Minutes Councilmember Tripp, supported by Councilmember Gratz, made a motion to approve the Regular City Council meeting minutes of August 22, 2016. Motion passed by acclamation. Councilmember Gratz, supported by Councilmember Leverage, made a motion to approve the Special City Council meeting minutes of August 29, 2016. Motion passed with Councilmembers Morgan and Tripp abstaining. Councilmember Gratz, supported by Councilmember Leverage, made a motion to approve the Special City Council meeting minutes of August 31, 2016. Motion passed with Councilmembers Manning, Morgan and Tripp abstaining.

Mayor's Report Mayor Ingalsbee commented she had a nice vacation in California, but it's good to be home.

City Manager's Report Interim City Manager M. Howe commented on this being his first meeting and it feels good to be in Allegan. He discussed what he has been working on and meeting with each councilmember individually. He thinks Allegan is a wonderful community and the City has a great staff.

Petitions and Public Comment Betty McDaniel, 502 Marshall Street voiced her concerns regarding the lack of code enforcement in the City. She reported that in the 500 block of Marshall Street cars are parking in the front yards and on the grass; a historical house has removed existing garage doors and replaced with pallets; in the 400 block a motor home has been parked in the driveway all summer and couches are sitting on front porches; in the 300 block dogs are continually barking from inside the home; in the 200 block a house is advertising their home business; 300 Pine Street has a car parking in the front yard and the porch on a house on Monroe Street appears to be falling off. Mayor

Ingalsbee stated she will discuss with Betty to get addresses. Chief Hoyer requested to meet with Betty tomorrow and Interim City Manager Mark Howe will speak with Betty as well.

Chad Gant, 602 Brookside discussed his events regarding a recent sewer backup in his basement. He stated on August 17th he had some water around his drains and the next day had even more water seeping up, as well as his neighbor. The DPW water department used the vactor truck to check the line and Mr. Gant provided pictures to City Council of the damages that occurred to his basement. Staff provided Mr. Gant with the name and number of the City's insurance company in order to file a claim. His claim was denied twice, however Mr. Gant hired a company to clean up his basement, a plumber, and had dry cleaning costs. Mr. Gant is asking for the City to pay the following bills he received from ServPro; the plumber and dry cleaning costs. Interim City Manager M. Howe stated the City's policy is to provide all information to the insurance company for a decision, however the claim was denied under the governmental immunity clause. He stated the sewer use ordinance does require all homeowners to have backflow preventers in place. Councilmember Morgan made a motion to have the City pay the ServPro bill. There was no support for this motion and the motion failed. City Attorney S. Smith urged City Council to not set a precedent and pay this bill for the homeowner. He advised staff to speak with the insurance company again and reminded everyone that it is the homeowner's responsibility to install backflow preventers. Mayor Ingalsbee stated that more research is needed on this and no decision will be made tonight.

Communications DPW Director A. Haskin announced the City's Fall Clean-up will be held October 1st~October 8th.

Councilmember Leverage, supported by Councilmember Tripp, made a motion to approve the 2016 Homecoming Parade on September 30th. Motion passed by acclamation.

Interim City Manager M. Howe gave an update on the Allegan District Library Expansion Project. Councilmember Leverage asked about the demolition of 315 Hubbard Street and why the structure hasn't been demolished yet when the terms of the sale to the library stated demo six (6) months from the date of sale. Interim City Manager M. Howe stated the board continues to work on other issues and that the City is making a good faith effort to work with them and this process. Mayor Ingalsbee stated the protection of the Carnegie Library is her main concern and would like a reverter clause contained within the City's conveyance. Interim City Manager M. Howe stated staff and the City attorney are working on those issues.

Hearings Councilmember Gratz, supported by Councilmember Tripp, made a motion to set a public hearing for the proposed sale of a portion of vacant 715 Industrial Drive on October 24, 2016 at 7:05pm. Motion passed by acclamation.

Councilmember Gratz, supported by Councilmember Morgan, made a motion to set a public hearing for the proposed sale of a portion of vacant 803 Airway Drive on October 24, 2016 at 7:10pm. Motion passed by acclamation.

Programs

Resolutions

Resolution 16.25

Resolution Authorizing the Sale of City Owned Equipment

WHEREAS, the City of Allegan has Public Works Equipment to sell;

WHEREAS, the City of Allegan desires these items to be sold; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Allegan hereby authorizes these items to be sold at public auction or through sealed bids. City staff shall reserve the right to reject any/and all bids.

Councilmember Leverage, supported by Councilmember Tripp, made a motion to approve Resolution 16.25 as presented. Motion passed by acclamation.

Ordinances

Permits/Licenses/Agreements/Grants

Requests for Payments

Requests for Purchases, Services and Equipment Councilmember Morgan, supported by Councilmember Tripp, made a motion to approve the request for services received from Abonmarche, Benton Harbor, Michigan for community and economic development services in the amount of \$18,000.00. Motion passed by acclamation.

Councilmember Leverage, supported by Councilmember Tripp, made a motion to approve the request for services received from Abonmarche, Benton Harbor, Michigan for engineering services for the Griswold Auditorium Restoration Project in the amount of \$6,000.00. Motion passed by acclamation.

Councilmember Tripp, supported by Councilmember Morgan, made a motion to approve the request for purchase received from Signature Ford, Owosso, Michigan for a 2017 police interceptor utility vehicle for the Police Department in the amount of \$30,000.00. Motion passed by acclamation.

Councilmember Leverage, supported by Councilmember Gratz, made a motion to approve the request for purchase received from C-Comm, Allegan, Michigan to outfit police equipment in the new 2017 vehicle for the Police Department in the amount of \$6,000.00. Motion passed by acclamation.

Councilmember Gratz, supported by Councilmember Leverage, made a motion to approve the request for purchase received from Penn Valley Pump Co., Warrington, Pennsylvania for a sludge transfer pump repair kit in the amount of \$5,191.00. Motion passed by acclamation.

Councilmember Leverence, supported by Councilmember Gratz, made a motion to approve the request for services received from Seiser Concrete, Allegan, Michigan for sidewalk replacement on Chestnut Street and North Street in the amount of \$15,950.00. Motion passed by acclamation.

Councilmember Morgan, supported by Councilmember Tripp, made a motion to approve the request for purchase received from All-Phase Electric Supply, Benton Harbor, Michigan for LED lights and globes for the Riverfront in the amount of \$9,458.16. Motion passed by acclamation.

Councilmember Gratz, supported by Councilmember Morgan, made a motion to approve the request for services received from Prein & Newhof, Allegan, Michigan for the water system reliability study update in the amount of \$10,700.00. Motion passed by acclamation.

Reports/Minutes of City Boards Mayor Ingalsbee presented the minutes from the Downtown Development Authority meeting held on August 10, 2016.

Councilmember Morgan reviewed the minutes from the Allegan Fire District meeting held on August 22, 2016 and the Department's Activity Report for August, 2016.

Interim City Manager M. Howe discussed the Water & Wastewater Plant Data for August, 2016.

Interim City Manager M. Howe presented the minutes from the Downtown Development Authority meeting held on September 14, 2016.

Appointments

Approval of Payroll and Accounts Councilmember Tripp, supported by Mayor Ingalsbee, made a motion to approve payroll in the amount of \$287,945.84 and accounts payable in the amount of \$349,686.75. Motion passed by acclamation.

Department Supervisors Report DPW Director A. Haskin announced his staff will be working on Sherman & Grant Streets to re-build manholes this week.

Chief R. Hoyer said he is enjoying working with Interim City Manager M. Howe.

Council Comments Councilmember Leverence is glad the fair is over.

Councilmember Tripp commented the Zoning Board of Appeals gave approval for the height variance for the proposed zipline and he is excited to see it be built.

Councilmember Gratz announced her attendance at the Jaycee's National Conference in Detroit last week. She also announced Oktoberfest on October 8th on the riverfront.

Mayor Ingalsbee talked about senior living centers in California and how she would like to bring something like that to Allegan and she is willing to research options to see what can be done.

Councilmember Gratz, supported by Councilmember Tripp, made a motion to proceed into a closed session pursuant to MCL 15.268 (H). Motion passed by acclamation.

A roll call vote was taken to precede into a closed session after the regular meeting, Gratz-yes; Leverage-yes; Manning-yes; Morgan-yes; Tripp-yes; Mayor Ingalsbee-yes.

Mayor Ingalsbee adjourned the meeting at 8:08pm.

Respectfully submitted,

Lori K. Vander Clay
City Clerk