

Allegan, Michigan

March 11, 2013

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

Pledge of Allegiance

Roll Call

Present: Councilmembers: Clark, Day, Ingalsbee, Leverage, McKenzie, Tripp, Mayor McDaniel

Absent: None

Others

Present: City Manager R. Hillard, Deputy City Clerk L. Vander Clay

Approval of Minutes Councilmember Day, supported by Councilmember Clark, made a motion to approve the Regular City Council meeting minutes of February 25, 2013. Motion passed by acclamation.

Mayor's Report Mayor McDaniel is happy to be back from her month long vacation.

City Manager's Report City Manager R. Hillard stated his report would be contained within the contents of the agenda.

Petitions and Public Comment

Communications Councilmembers discussed the proposed bid solicitation for the demolition of the house located at 433 Hubbard Street. Councilmember Leverage made a site visit to the house and in her opinion there are some items of historical value. Councilmember Clark, supported by Councilmember Day, made a motion to approve the bid solicitation for publication and to allow Councilmember Ingalsbee, acting as the Historic District Commission Representative, to facilitate the removal of items prior to demolition. Motion passed by acclamation.

City Manager R. Hillard explained the recent parking situation in the City parking lot located near Trowbridge Street. Deb Keeley, representative for Water Street Antiques and Mug Shots, voiced her concerns about a particular vehicle that is continually parked overnight in the lot and continues to touch the building with the vehicle. She would like to see "extended parking" allowable in this lot which should be placed on the other side of the parking lot near the gazebo. Jim & Debbie from the Grocery Outlet commented that the parking lot has gotten extremely busy which is a good thing for all involved in

this discussion. They feel that employees of the surrounding businesses should be required to park elsewhere, which would free up numerous spots. Alma Van Horn, from Minnie's does not feel that parking is a major issue in this lot. Councilmember Day stated that common sense should be used in this situation; Water Street is a well lit street with numerous parking options. Councilmember Ingalsbee stated that employees need to park elsewhere and accommodations should be made for those living in apartments. Councilmember Leverage stated that within the downtown there are 25 plus overnight parking spots which are limited for individuals living downtown. Councilmember Clark stated the employees need to park in the Trowbridge Street parking lot and that the City needs to work on different overnight parking options. Chief Hoyer commented that this parking lot has mixed use and therefore has mixed needs. His recommendation would be for overnight parking be allowed and located near the rear of the lot by the gazebo and the remaining spaces are considered for all day.

Councilmember Day, supported by Councilmember Clark, made a motion to allow overnight parking in this particular parking lot; clarify signage and place some type of barrier along the side of the building to stop vehicles from touching the building when parked, and to authorize the City Manager to resolve with staff. Motion passed by acclamation.

City Manager R. Hillard announced the upcoming ACCTV Association meeting on Monday, March 18th at 7:00pm at Allegan Township Hall and he encouraged the Councilmembers to attend.

Councilmember McKenzie, supported by Councilmember Day, made a motion to approve the request received from Christ Community Church for the use of Mahan Park Gazebo and a police escort for the Annual Procession of the Cross on Good Friday, March 29, 2013 starting at 12:00noon. Motion passed by acclamation

City Manager R. Hillard announced the upcoming Riverfront Design Meeting on Thursday, April 11, 2013 at 7:00pm at the Griswold Auditorium. He encouraged all to attend.

City Manager R. Hillard announced the City of Allegan was one of eight communities to receive a Redevelopment Community Ready Grant from MEDC. This grant is to create the tools necessary to make cities "developer ready". He indicated representatives from MEDC will be here on April 22nd for a presentation.

Councilmember Leverage talked about the ongoing Positively Allegan Logo Contest.

Hearings Mayor McDaniel opened the public hearing for the Application for Industrial Facilities Exemption Certificate for Airway Associates LLC., located at 809 Airway Drive at 7:46pm. City Manager R. Hillard explained this is a \$3 million dollar expansion project located in the Industrial Park. Ed Kowalski commented on what a great project this is. Councilmember Day, supported by Councilmember Clark, made a motion to close the public hearing at 7:47pm. Motion passed by acclamation.

RESOLUTION 13.04

Resolution Approving Application of Airway Associates LLC., for an Industrial Facilities Exemption Certificate for Improvements at 809 Airway Drive

Whereas, pursuant to P.A. 198 of 1974, M.C.L. 207.551 et seq., after duly noticed public hearings held on September 26, 1977 and September 22, 2008, the Allegan City Council by resolutions established the Industrial Development Districts;

Whereas, Airway Associates, LLC., has filed an application for an Industrial Facilities Exemption Certificate with respect to improvements to be acquired and installed within the Industrial Development; and

Whereas, before acting on said application, the Allegan City Council held a hearing on March 11, 2013, at the Griswold Auditorium, 401 Hubbard Street, at 7:05pm, at which hearing the applicant, the Assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

Whereas, the new building addition has not begun earlier than six (6) months before January 28, 2013 the date of acceptance of the application for the Industrial Facilities Exemption Certificate; and

Whereas, completion of the building addition is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Allegan; and

Whereas, the aggregate SEV of real and property exempt from ad valorem taxes within the City of Allegan, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Allegan that:

1. The City Council finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of the certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 225 of the Public Acts of 1978, shall not have the effect of substantially impeding the operations of the City of Allegan, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Allegan.

2. The application from Airway Associates, LLC., for an Industrial Facilities Exemption Certificate, with respect to the building addition on the following address of, 809 Airway Drive, Allegan, MI 49010 situated within the Industrial Development District, is hereby approved.

3. The Industrial Facilities Exemption Certificate when issued shall be and remain in force for a period of 12 years.

Councilmember Clark, supported by Councilmember McKenzie, made a motion to approve Resolution 13.04 as presented. Motion passed by acclamation.

Programs

Resolutions Councilmember Day, supported by Councilmember Tripp, made a motion to approve Resolution 13.09 as presented. This resolution is Amendment No. 2 to the City of Allegan Money Purchase Plan. Motion passed by acclamation.

Ordinances

Permits/Licenses/Agreements/Grants Councilmember Day, supported by Councilmember Clark, made a motion to approve the removal of garage, cement and site grading located at 433 Hubbard Street to Richard Porter in the amount of \$106.50. Motion passed by acclamation.

Councilmember Clark, supported by Councilmember Ingalsbee, made a motion to approve the transfer of a city-owned police car to ACE Aviation for \$1.00 to be used as a courtesy car at the Padgham Field Airport. Motion passed by acclamation.

Requests for Payments Councilmember Day, supported by Councilmember Clark, made a motion to approve the request for payment received from Johnson Controls, Kalamazoo, Michigan for boiler repairs at the Griswold Auditorium in the amount of \$5,937.00. Councilmember Day thanked City employee Tod Heckman for finding this leak and facilitating the repairs. Motion passed by acclamation. **(Requires Budget Adjustment)**

Requests for Purchases, Services and Equipment

Reports/Minutes of City Boards Mayor McDaniel presented the Allegan Wastewater Treatment Plant Activity Report for January, 2013.

Councilmember Leverage reviewed the minutes from the Development Committee meeting held on February 25, 2013.

Councilmember Ingalsbee discussed the minutes from the Public Safety Committee meeting held on February 25, 2013.

Councilmember Clark reviewed the minutes from the Airport Advisory Board meeting held on March 4, 2013.

Appointments

Unfinished Business

Approval of Payroll and Accounts Councilmember Day, supported by Councilmember Leverage, made a motion to approve payroll in the amount of \$87,523.99 and accounts payable in the amount of \$1,761,432.07. Motion passed by acclamation.

Department Supervisors Report

Council Comments Councilmember Ingalsbee thanked the Police Department for making arrests in the home invasion, which was just down the street from her house.

Councilmember Clark encouraged everyone to attend The Cabaret Show. Councilmember McKenzie also encouraged everyone to get your tickets to the show.

Councilmember Day talked about the recent passing of James Rolfe. He indicated that Mr. Rolfe served the City as a Councilmember and Mayor.

Mayor McDaniel, supported by Councilmember Day, made a motion to adjourn to closed session at 8:01pm and take a five minute recess. Roll call vote: Councilmember Clark-yes; Councilmember Day-yes; Councilmember Ingalsbee-yes; Councilmember Leverage-yes; Councilmember McKenzie-yes; Councilmember Tripp-yes; Mayor McDaniel-yes. Motion passed by acclamation.

Councilmember Day, supported by Councilmember Ingalsbee, made a motion to adjourn the closed session meeting at 8:35pm. Roll call vote: Councilmember Clark-yes; Councilmember Day-yes; Councilmember Ingalsbee-yes; Councilmember Leverage-yes; Councilmember McKenzie-yes, Councilmember Tripp-yes; Mayor McDaniel-yes. Motion passed by acclamation.

Respectfully submitted,

**Lori K. Vander Clay
Deputy City Clerk**

