

Allegan, Michigan

July 8, 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 Clark, supported by Councilmember Tripp, made a motion to approve the Regular City Council meeting minutes of June 24, 2013. Motion passed by acclamation.

Mayor's Report Mayor McDaniel presented a proclamation given to Phyllis Drozd, honoring her years of service on the Allegan Area Educational Service Agency Board of Education. She thanked Councilmember Day for attending the open house. She really enjoyed attending the July 3rd Jubilee.

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 Mayor McDaniel announced the upcoming Camp 9-1-1, 2013 on Thursday, July 18th from 9:00am~4:00pm at the Allegan Fire Department.

Councilmember Day, supported by Councilmember Clark, made a motion to approve the request received from Allegan General Hospital Foundation and the Allegan Public Schools Swimming and Diving Program to hold the Allegan Strides for Health 5K on Saturday, August 17th starting at 9:00am and for a police officer to cross participants on M-40 South. Motion passed by acclamation.

Hearings Mayor McDaniel opened a public hearing at 7:05pm for the proposed sale of property located at 211 Robinson Street.

Pete Antkoviak, the proposed buyer was present and stated he would like to purchase this lot due to the fact he owns the house next door.

Councilmember Ingalsbee voiced her concerns to Mr. Antkoviak about his 20 rental properties in which 6 have been inspected and 4 didn't pass the inspection. She stated he has made no repairs to the Monroe Street house and she can't vote yes on selling him this vacant lot when his rental houses are not being maintained. She feels the City Council is trying very hard to get this community looking better.

Councilmember McKenzie stated that Councilmember Ingalsbee does not speak for all members of the City Council.

Councilmember Clark commented that the city won't have to cut the grass at this location anymore. However, he feels that the rental home at 207 Robinson, which is owned by Mr. Antkoviak, needs to be looked at as well. He said the 6 tires on the porch need to be disposed of and that the neighbors can't be too happy about how that looks.

Pete Antkoviak stated he has sold 207 Robinson to his daughter and that he will have the grass cut and the tires will be removed. He feels his properties are maintained very well.

Councilmember Day requested that the legal descriptions for 207 and 211 Robinson be combined.

Councilmember Leverage, supported by Councilmember Tripp, made a motion to sell 211 Robinson Street to Mr. Antkoviak for \$1,900 and for the legal description of 211 Robinson Street be combined and added to the legal description for 207 Robinson Street. Motion passed with Councilmember Ingalsbee voting no.

Councilmember Day, supported by Councilmember Clark, made a motion to close the public hearing at 7:11pm. Motion passed by acclamation.

Programs

Resolutions

RESOLUTION NO. 13.28

RESOLUTION AUTHORIZING CAPITAL ASSET IMPROVEMENT SINKING FUND BALLOT PROPOSAL FOR RIVERFRONT IMPROVEMENTS

WHEREAS, as the result of a charrette the City undertook with the assistance of the Michigan State Housing Development Authority, Michigan State University, and the Michigan Municipal League, the City Council has determined that it is in the best interest of the City to acquire, construct, install and improve public improvements in the downtown riverfront area, including, but not limited to,

public plazas event spaces, streetscape, sidewalks, boardwalks, parks, streets, bridges, gateways, public parking, public buildings and restrooms, and to make or acquire other public improvements in and near the downtown Allegan riverfront to further commercial and recreational development (the "Project"); and

WHEREAS, the City Council estimates that the City will need to expend approximately \$500,000 from the principal capital of the City's Capital Asset Improvement Sinking Fund to pay for a portion of the cost of the Project; and

WHEREAS, it is necessary to submit the question of expending funds from the City's Capital Asset Improvement Sinking Fund to the electors; and

WHEREAS, the City Council wishes to submit the question of expending principal capital funds from the Capital Asset Improvement Sinking Fund to the voters at an election to be held on November 5, 2013.

NOW, THEREFORE, BE IT RESOLVED that:

1. The following proposition shall be submitted to the electors of the City at the November 5, 2013, Election:

RIVERFRONT IMPROVEMENTS PROPOSAL

Shall the City of Allegan expend an amount not to exceed Five Hundred Thousand Dollars (\$500,000) from the principal capital of the City's Capital Asset Improvement Sinking Fund to acquire, construct, install and improve public improvements in the downtown riverfront area, including, but not limited to, public plazas event spaces, streetscape, sidewalks, boardwalks, parks, streets, bridges, gateways, public parking, public buildings and restrooms, and to make or acquire other public improvements in and near the downtown Allegan riverfront to further commercial and recreational development?

YES

NO

2. The City Clerk is hereby further authorized and directed to cause Notice of the Last Day of Registration and Notice of Election to be posted and also to be published in such a manner and at such times as required by law.

3. The City Clerk, the City Attorney and all other City officials are authorized and directed to take any and all actions necessary to have the proposal placed on the ballot on November 5, 2013.

4. All existing or previous resolutions and parts of resolutions, insofar as they may conflict with the provisions of this resolution, are hereby rescinded to the extent necessary to avoid such conflict.

City Manager R. Hillard explained the proposed resolution and the reason for requesting this question be placed on the November 5, 2013 ballot.

Councilmember Clark expressed his support.

Councilmember Ingalsbee hopes that priorities will be established for the improvements and is in favor of the ballot question.

City Manager R. Hillard stated that a lot of public input would be needed and appreciated and that City Council would make the final decisions.

Councilmember McKenzie asked if this would take away from the hydro dam improvements that voters approved.

Councilmember Tripp asked Finance Director T. Stull how much interest has been earned.

Finance Director T. Stull indicated approximately \$70,000 has been earned in interest.

City Manager R. Hillard stated this resolution will be on the July 22nd agenda.

RESOLUTION 13.29

Resolution Authorizing the 10 Unit T-Hangar Project at the Padgham Field Airport as Further Defined In Contract No. 2013-0292

WHEREAS, the City of Allegan was awarded a contract (No. 2013-0292) for the T-Hangar Project as defined in contract no. D-26-0002-2212 from the Michigan Department of Transportation; and

WHEREAS, this project involves building 10 Unit T-Hangars that will be of a benefit to the Padgham Field Airport;

NOW, THEREFORE, BE IT RESOLVED, that the Allegan City Council hereby approves the project and authorizes City Manager Robert Hillard to sign all documents on behalf of the City of Allegan.

Councilmember Clark, supported by Councilmember Leverage, made a motion to approve Resolution 13.29 as presented. Motion passed by acclamation.

Ordinances Mayor McDaniel introduced Ordinance 435 of 2013 which is amending Chapter 23 of the Code of Ordinances, City of Allegan, to regulate signage within the City of Allegan.

Councilmember Day, supported by Councilmember Leverage, made a motion to approve Ordinance 435 for final reading and approval. Motion passed by acclamation.

Permits/Licenses/Agreements/Grants Councilmember Day, supported by Councilmember Ingalsbee, made a motion to approve the Partnership Agreement between the Kalamazoo River Watershed Council and the City of Allegan. Motion passed by acclamation.

Councilmember Clark, supported by Councilmember Leverage, made a motion to approve the application for approval of a boundary line adjustment for 490 Grand Street, parcels 0351-251-016-00 and 0351-251-007-00 from Dan Davies, owner. Motion passed by acclamation.

Requests for Payments

Requests for Purchases, Services and Equipment Councilmember Day, supported by Councilmember Clark, made a motion to approve the request for services received from Berends Hendricks Stuit Insurance, Grandville, Michigan for the 2013/14 Property & Liability Insurance for the City of Allegan in the amount of \$126,627.25. Motion passed by acclamation.

Councilmember Day, supported by Councilmember Clark, made a motion to approve the request for services received from Bartz-Rumery Agency, Allegan, Michigan for insurance consulting services in the amount of \$4,500.00. Motion passed by acclamation.

Councilmember Day, supported by Councilmember Clark, made a motion to approve Change Order No. 4 received from Owen-Ames-Kimball, Grand Rapids, Michigan for improvements to Basin #3 at the Wastewater Treatment Plant in the **credited** amount of \$2,043.00. Motion passed by acclamation.

Councilmember Clark, supported by Councilmember Ingalsbee, made a motion to approve the request for services received from Brenda Huff for the rehabilitation of 650 Vernon Street in the amount of \$4,370.00 (court ordered). Motion passed with Councilmembers McKenzie and Tripp voting no. **(Requires Budget Adjustment)**

Councilmember Clark, supported by Councilmember Ingalsbee, made a motion to approve the request for services received from BenchDog Woodworks, Allegan, Michigan for the rehabilitation of 230 Monroe Street in the amount of \$6,650.00 (court ordered). Motion passed with Councilmembers McKenzie and Tripp voting no. **(Requires Budget Adjustment)**

Reports/Minutes of City Boards Wastewater Treatment Plant Superintendent D. Sweeris reviewed the plant's activity report for May, 2013.

Councilmember McKenzie discussed the minutes from the Development Committee meeting held on June 24, 2013.

Councilmember Ingalsbee reviewed the minutes from the Public Safety meeting held on June 24, 2013.

Councilmember Ingalsbee discussed the minutes from the Historic District Commission meeting held on July 1, 2013.

Appointments

Unfinished Business

Approval of Payroll and Accounts Councilmember Day, supported by Councilmember Clark, made a motion to approve payroll in the amount of \$86,734.08 and accounts payable in the amount of \$175,218.94. Motion passed by acclamation.

Department Supervisors Report DPW Director A. Haskin discussed the various projects his staff is working on. He indicated the re-paving of the Sports Complex walking path has started. He also stated a concept plan for the Veterans' Memorial Park Improvements has been submitted to the DNR and hopes for an October construction start date.

WWTP Superintendent D. Sweeris announced the 2nd Septage Receiving Station construction started today.

Allegan County Commissioner M. Thiele commented that the Allegan County Parks have been busier than ever since the entrance fees have been rescinded.

Council Comments Councilmember Leverage really enjoyed the July 3 Jubilee and she thanked all the Positively Allegan volunteers that were out in full force that evening.

Councilmember Ingalsbee also enjoyed the July 3rd events.

Councilmember Clark liked the July 3rd parade and thanks for all staff for all the hard work leading up to the event. He also announced the Allegan Tri will be held on July 23rd and he encouraged all to attend and cheer everyone on.

Councilmember McKenzie was sorry she missed July 3 Jubilee.

Councilmember Tripp thought the fireworks were great.

Councilmember Day sorry he missed the July 3 Jubilee, but he was in Cape Cod on vacation.

Mayor McDaniel stated her granddaughter had fun being in the parade.

Mayor McDaniel adjourned the meeting at 8:08pm.

Respectfully submitted,

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

