

Allegan, Michigan

December 14, 2015

Call to Order Mayor Ingalsbee called the regular meeting of the Allegan City Council to order at 7:02 PM.

Pledge of Allegiance

Meeting Prayer Moment of silence

Roll Call

Present: Councilmembers: Gratz, Leverence, Manning, McKenzie, Morgan, Tripp, Mayor Ingalsbee

Absent: None

Others

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

Approval of Minutes Councilmember Gratz, supported by Councilmember Morgan, made a motion to approve the Regular City Council meeting minutes of November 23, 2015. Motion passed by acclamation.

Mayor's Report Mayor Ingalsbee commented on all the events happening in the City. She thanked DPW Director A. Haskin and his staff for all the great looking Christmas decorations and lights.

City Manager's Report City Manager R. Hillard talked about Festive Fridays. Downtown Coordinator K. King stated Stocking Hop will be this Friday. He announced the City Council Strategic Planning Session will be held on February 13, 2016. He requested an addition under **B. Communications # 5**.

Petitions and Public Comment

Communications Councilmember McKenzie, supported by Councilmember Gratz, made a motion to approve the request received from the Music Club for the waiver of fees to use the Marilla Lounge on January 9, 2016 from 12:00non~3:00pm and on February 11, 2016 from 7:00pm~9:00pm. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Leverence, made a motion to approve the request received from the Allegan District Library to use the Riverfront stage and waiver of fees for a concert on July 8, 2016 from 5:30pm~9:00pm. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Tripp, made a motion to approve the request received from Allegan Senior Citizens Bingo Club to use the Griswold lower level free of charge, every Tuesday from 11:30am~3:30pm for one year. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Morgan, made a motion to approve the request received from the Lions Club to use the Griswold lower level free of charge on September 24, 2016 from 5:00pm~9:00pm for their Senior Social Dance. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Tripp, made a motion to approve the Griswold Auditorium Contract between the City of Allegan and the Allegan Community Players for one year (January 1, 2017). Motion passed by acclamation.

Hearings

Programs Councilmember McKenzie, supported by Councilmember Gratz, made a motion to approve the by-laws for the Design Advisory Board. Motion passed by acclamation.

Resolutions

RESOLUTION NO. 15.30

A RESOLUTION TO APPROVE AGREEMENTS WITH ALLEGAN TOWNSHIP FOR THE CONDITIONAL TRANSFER OF PROPERTY PURSUANT TO 1984 PA 425, AS AMENDED, AND THE SALE OF THAT PROPERTY

WHEREAS, Act 425 of the Public Acts of Michigan of 1984, as amended (“Act 425”) authorizes “local governmental units,” to enter into agreements to provide for the conditional transfer of property from the jurisdiction of one local governmental unit to that of another local governmental unit, to provide for the sharing of taxes and other revenues, and to address other issues; and

WHEREAS, Allegan Township (the “Township”) and the City of Allegan (the “City”) are local governmental units as defined in Act 425; and

WHEREAS, representatives of the Township and the City prepared a proposed Development Cooperation Agreement for consideration by the Allegan Township Board of Trustees and the Allegan City Council, a copy of which is attached as **Exhibit 1** (the “425 Agreement”); and

WHEREAS, the Allegan Township Board held a public hearing on the 425 Agreement on November 3, 2014, as required by Act 425; and

WHEREAS, the Allegan City Council held a public hearing on the 425 Agreement on October 27, 2014, as required by Act 425; and

WHEREAS, the Allegan City Council has determined to enter into the 425 Agreement in the form attached as Exhibit 1, finding it to be in the best interests of the City and after considering all of the factors and issues as recited in the Agreement; and

WHEREAS, the 425 Agreement cannot take effect until at least 30 days have elapsed since the public hearing and provided no petitions have been filed seeking a referendum on the Agreement;

WHEREAS, the Allegan City Council has also determined to sell the conditionally transferred property to the Township subject to the terms and conditions of the Real Estate Purchase and Development Agreement attached as **Exhibit 2** (the “Purchase Agreement”).

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The 425 Agreement and the Purchase Agreement are approved in all respects. The Mayor and City Clerk are authorized and directed to execute those agreements on behalf of the City.
2. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded.

Councilmember Leverage, supported by Councilmember McKenzie, made a motion to approve Resolution 15.30 as presented. Motion passed by acclamation.

RESOLUTION 15.39

WHEREAS, the City of Allegan has shown a solid commitment to historic preservation and has held the designation of a Certified Local Government with the State of Michigan for a number of years, and;

WHEREAS, the Michigan State Housing Development Authority is providing funds to strengthen historic preservation at the local level;

WHEREAS, the City of Allegan Historic District Commission meets regularly to promote historic preservation throughout the community and is recommending this grant proposal submission;

WHEREAS, the City of Allegan, desires to submit an application for \$106,288 for the Griswold Auditorium Restoration Project, of which \$53,144 will be grant and \$53,144 will be committed match from the City of Allegan General Fund; and

WHEREAS, the proposed grant will, provide renovation to the exterior of the facility (including Masonry-Tuck-Pointing, Brick Replacement & Stone Coping Repairs) to the beloved Griswold Auditorium, which is a major historic attraction to Historic Downtown Allegan.

THEREFORE, LET IT BE RESOLVED, that at a regular meeting, held on December 14, 2015, the City Council of the City of Allegan authorized and directed to file an application for \$106,288 for the Griswold Auditorium Restoration Project and that upon approval of the final application by the Michigan State Housing Development Authority, the City Manager/Clerk shall be authorized to sign the grant contract, any necessary amendments to the contract, other contract related documents and the required easement.

Councilmember Gratz, supported by Councilmember Leverage, made a motion to approve Resolution 15.39 as presented. Motion passed by acclamation.

RESOLUTION 15.43

A resolution concerning the adoption of the budget for the Allegan Fire District

WHEREAS, the City Manager of the City of Allegan, in accordance with the City charter, and under the laws of the State of Michigan, has presented to the City Council a recommended budget for the Allegan Fire District; and

WHEREAS, the City Council of the City of Allegan has reviewed and discussed this proposed budget; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Allegan that it hereby adopts and approves the budget as presented for the Allegan Fire District and whereas the proposed budget is attached;

Councilmember Tripp, supported by Councilmember Gratz, made a motion to approve Resolution 15.43 as presented. Motion passed by acclamation.

Ordinances

Permits/Licenses/Agreements/Grants Councilmember McKenzie, supported by Councilmember Morgan, made a motion to approve the renewal of lease agreements between the City of Allegan and the Allegan Fire District. Motion passed by acclamation.

Councilmember Leverage, supported by Councilmember McKenzie, made a motion to approve the License Agreement between the City of Allegan and West Michigan Waterbike Rentals, LLC. Motion passed by acclamation.

Councilmember Gratz, supported by Councilmember McKenzie, made a motion to approve the Second Amendment to Communications Tower Lease Agreement between the City of Allegan and Alltel Communications Wireless dba Verizon Wireless for 700 River Street. Motion passed by acclamation.

Requests for Payments Councilmember Tripp, supported by Councilmember Manning, made a motion to approve the request for payment received from ECT, Gainesville, Florida for the preparation of the environmental closure report for 300 Monroe Street in the amount of \$3,708.00. Motion passed by acclamation.

Requests for Purchases, Services and Equipment Councilmember Leverage, supported by Councilmember McKenzie, made a motion to approve the request for services received from Lawson-Fisher Associates, South Bend, Indiana for an engineering study and options for removal of the dam generator in the amount of \$9,000.00. Motion passed by acclamation.

Reports/Minutes of City Boards Councilmember Morgan reviewed the Allegan Fire District Activity Reports for September and October, 2015.

Utilities Superintendent D. Sweeris reviewed the plant's activity reports for October and November, 2015.

Mayor Ingalsbee discussed the minutes from the Historic District Commission meeting held on December 7, 2015.

Appointments Councilmember Gratz, supported by Councilmember Morgan, made a motion to appoint Nora Balgoyen-Williams to the Highland Business Park-Architectural Control Committee for a three (3) year term. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Gratz, made a motion to appoint Rick Hoyer, as a City Representative, to the LIFE EMS Ambulance Board. Motion passed by Councilmember Morgan abstaining.

Councilmember McKenzie, supported by Councilmember Gratz, made a motion to appoint Rick Day to the Allegan Fire District Board to fill an unexpired term until February, 2017. Motion passed by acclamation.

Councilmember Gratz, supported by Councilmember McKenzie, made a motion to appoint Marjori Cantwell to the Positively Allegan Corporation for a one (1) year term. Motion passed by acclamation.

Councilmember Gratz, supported by Councilmember Tripp, made a motion to appoint Kelly Bouchard to the Positively Allegan Corporation for a one (1) year term. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Tripp, made a motion to appoint Lynn Matt to the Positively Allegan Corporation for a one (1) year term. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Leverage, made a motion to appoint Stacie Gratz, ex officio to the Positively Allegan Corporation for a two (2) year term. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Gratz, made a motion to appoint Sara Decker to the Positively Allegan Corporation for a two (2) year term. Motion passed by acclamation.

Councilmember Leverage, supported by Councilmember Tripp, made a motion to appoint Rachel McKenzie, ex officio to the Positively Allegan Corporation for a two (2) year term. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Morgan, made a motion to appoint Betty McDaniel to the Positively Allegan Corporation for a three (3) year term. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Leverage, made a motion to appoint Sharon Crotser-Toy to the Positively Allegan Corporation for a three (3) year term. Motion passed by acclamation.

Councilmember McKenzie, supported by Councilmember Gratz, made a motion to appoint Traci Perrigo to the Positively Allegan Corporation for a three (3) year term. Motion passed by acclamation.

Councilmember Manning, supported by Councilmember Tripp, made a motion to appoint Councilmembers Gratz, McKenzie and Mayor Ingalsbee to the DDA Selection Subcommittee. Motion passed by acclamation.

Unfinished Business

Approval of Payroll and Accounts Councilmember McKenzie, supported by Councilmember Leverage, made a motion to approve payroll in the amount of \$95,390.78 and accounts payable in the amount of \$338,472.83. Motion passed by acclamation.

Department Supervisors Report Finance Director T. Stull thanked D. Sweeris for the great food that he and his staff prepared for the City's Christmas party and she thanked all who attended. She will be on vacation from December 18th thru January 3rd. She congratulated K. King on her recent promotion. She wished everyone a Merry Christmas.

DPW Director A. Haskin indicated leaf pick-up has almost been completed.

Utilities Superintendent D. Sweeris stated sludge hauling has been delayed. He thanked Councilmembers Manning and Morgan for stopping by the Wastewater Plant for a tour. He wished all a Merry Christmas.

Promotions Director K. King invited everyone to attend the last Festive Friday on December 18th. She thanked everyone for the opportunity to manage the Griswold Auditorium and the Regent Theatre.

Council Comments Councilmember Manning has really enjoyed the Festive Fridays. He congratulated K. King on her promotion and wished all a Merry Christmas.

Councilmember McKenzie wished everyone a Merry Christmas.

Councilmember Gratz invited all to 114 Locust on the last Festive Friday for the Allegan Jaycees event the "Rowdy Reindeer", free admission from 5:00pm~10:00pm with a local band and refreshments. She congratulated K. King and wished all a Merry Christmas.

Councilmember Leverage wished all a Merry Christmas. She thanked all who attended the Art Hop.

Councilmember Morgan congratulated K. King on her recent promotion and wished everyone a Merry Christmas. He thanked D. Sweeris and A. Haskin for the facility tours.

Councilmember Tripp thanked everyone in attendance tonight. He wished all a Merry Christmas.

Mayor Ingalsbee commented on how incredible the food was at the City's Christmas Party. She congratulated K. King on her promotion and thanked A. Haskin for the completion of the Hooker Road Sidewalk Project. She wished everyone a Merry Christmas.

City Manager R. Hillard stated the City Council will not have a meeting on December 28th.

Mayor Ingalsbee adjourned the meeting at 7:51pm.

Respectfully submitted,

Lori K. Vander Clay
Deputy City Clerk

