



Minutes of the
City Commission for the City of Traverse City
Regular Meeting
April 21, 2014

A regular meeting of the City Commission of the City of Traverse City was called to order at the Commission Chambers, Governmental Center, 400 Boardman Avenue, Traverse City, Michigan, at 7 p.m.

The following Commissioners were present, constituting a quorum: Mayor Michael Estes, Mayor Pro Tem James Carruthers, Barbara D. Budros, Jeanine Easterday, Gary L. Howe, Ross Richardson, Tim Werner.

The following Commissioners were absent: None.

The Pledge of Allegiance was recited.

Mayor Michael Estes presided at the meeting.

As requested by Commissioner Ross Richardson, Agenda Items 2(f) and 2(g) were removed from the Consent Calendar for full discussion.

As requested by Rick Buckhalter, 932 Kelley Street, Agenda Item 2(e) was removed from the Consent Calendar for full discussion.

2. Consent Calendar

Moved by Carruthers, seconded by Howe, that the following actions as recommended on the amended Consent Calendar portion of the Agenda be approved:

- a. the minutes of the April 7, 2014, Regular Meeting and April 15, 2014, Quorum of the City Commission, be approved.

- b. the Second Amendment to the Americans with Disabilities Act Resolution which would designate the Assistant City Manager as the person responsible for coordinating compliance with ADA, be adopted.
- c. the competitive bidding process be waived; and that the Mayor and City Clerk execute a contract with Pictometry in the total amount of \$31,611, with payments as follows: \$5,168.58 per year in 2014, 2015, and 2016; and \$5,368.42 per year in 2017, 2018, and 2019), for aerial imagery services, with funds available in the Assessor, Engineering, Planning/Zoning, Department of Public Services, Police, Fire, Downtown Development Authority and Traverse City Light and Power Budgets, such contract subject to approval as to its substance by the City Manager and its form by the City Attorney.
- d. the Local Governing Body Resolution for Charitable Gaming Licenses (issued by the Michigan Lottery), to recognize Love INC. of Traverse Bay Area as a local non-profit organization, be adopted.
- e. Removed from the Consent Calendar.
- f. Removed from the Consent Calendar.
- g. Removed from the Consent Calendar.
- h. the Resolution Declaring Necessity of Acquisition and Authorizing Offer for 743 Boyd Avenue, be adopted.

CARRIED unanimously.

Items removed from the Consent Calendar

a.

Consideration of authorizing an agreement for design services and construction administration in connection with the Garland Street Reconstruction Project, subject to approval by the Downtown Development Authority Board of Trustees.

The following addressed the Commission:

Jered Ottenwess, City Manager
Rob Bacigalupi, Downtown Development Authority Executive Director
Timothy Lodge, City Engineer

Moved by Richardson, seconded by Carruthers, that the Mayor and City Clerk execute an agreement with Fleis & Vandenbrink Engineering in the amount of \$84,523 for schematic design, final design and bidding and construction administration services in connection with the Garland Street Reconstruction Project, such agreement subject to approval as to its substance by the City Manager and its form by the City Attorney, with funds available in the TIF 97 Fund to be reimbursed by the Traverse City Place Brownfield Plan.

Rick Buckhalter, 932 Kelley Street – expressed support
Ellen Fivenson, 717 Bloomfield – made general comments

Roll Call:

Yes - Easterday, Howe, Richardson, Werner, Carruthers, Estes.

No - Budros.

CARRIED.

b.

Consideration of adopting a resolution supporting the inclusion of the Park Street Bridge Rehabilitation, North Cass Street Bridge Rehabilitation, and South Union Street Bridge Rehabilitation in the Local Bridge Program, to make the rehabilitation projects eligible for 95% funding from the Michigan Department of Transportation in 2017.

The following addressed the Commission:

Timothy Lodge, City Engineer

Moved by Richardson, seconded by Budros, that that the following resolutions be adopted: Resolution in Support of Critical Bridge – Support for the Park Street Bridge; Resolution in Support of Critical Bridge – Support for the North Cass Street Bridge; Resolution in Support of Critical Bridge – Support for South Union Street Bridge, in support of the city's grant applications to the Michigan Department of Transportation (MDOT) Local Bridge Program

CARRIED unanimously.

c.

Consideration of authorizing an amendment to the City Opera House Heritage Association lease to clarify the insurance requirements.

The following addressed the Commission:

Jered Ottenwess, City Manager
Benjamin Marentette, City Clerk

Moved by Easterday, seconded by Howe, that the Mayor and City Clerk execute the First Amendment to the Opera House Lease with City Opera House Heritage Association, to clarify the insurance requirements, such amendment subject to approval as to its substance by the City Manager and its form by the City Attorney.

Rick Buckhalter, 932 Kelley Street – made general comments

CARRIED unanimously.

****See CC Action of 11/19/2012**

3. Old Business

3(a).

Consideration of a report from the City Commission Ad Hoc Committee for water bottle filling stations; and authorizing a service order for water bottle filling stations, with the cost of the filling stations to be provided by donors.

Moved by Easterday, seconded by Carruthers, that the competitive bidding process be waived; and that the City Manager be authorized to issue a service order to Stern-Williams for water bottle filling stations, with the cost to be provided by donors in an amount up to \$7,000 for each water bottle filling station; and that additional water bottle filling stations may be installed in locations throughout the city as donations are received; and that contributions be placed in the Water Fund and the expenditure of said proceeds for the water bottle filling stations also come from the Water Fund, subject to receipt of funding for the filling stations from the donors.

The following addressed the Commission:

Trevor Tkach, National Cherry Festival Executive Director - made general comments

CARRIED unanimously.

4. New Business

4(a).

Consideration of introducing an amendment to the Traverse City Code of Ordinances which would conditionally rezone 101 North Madison Street from R-1b (Single Family Dwelling District) to C-1 (Office Service District), which was not recommended by the City Planning Commission.

The following addressed the Commission:

Russell Soyring, City Planning Director

Moved by Howe, seconded by Werner, that an amendment to the Traverse City Code of Ordinances, which would rezone the property located at 101 North Madison from R1-b (Single Family Dwelling District) to C-1 (Office Service District), which was not recommended by the City Planning Commission, be introduced and scheduled for possible enactment on May 5, 2014.

Wes Nelson, 3515 North Jefferson, Garfield Township – expressed

support

Barbara Solomonson, 119 North Madison – expressed opposition

Mary Condit, 111 North Madison – expressed opposition

John McDonald, 117 North Monroe – expressed opposition

Barry Godwin, 114 North Madison – made general comments

Doug Stanton, 124 North Madison - made general comments

Mike Sleeman, 3680 Incochee – made general comments

Mike Gaines, 425 North Madison – expressed opposition

Ed Kiessel, 1127 West Front Street – made general comments

Sandra Cartwright, 602 North Elmwood – made general comments

Debbie Farron, 1114 Jefferson – expressed opposition

Doug McWaters, 431 North Cedar Street – expressed opposition

Debra VanWagner, 110 North Madison – made general comments

Maxine Oleson, 201 North Madison – made general comments

Jan Doren, 119 North Madison – made general comments

John Kerridge, Architect for the property owner – made general comments

Roll Call:

Yes - Budros, Howe, Richardson, Werner, Carruthers, Estes.

No - Easterday.

CARRIED.

4(b).

Brief presentation of the City Manager’s Proposed Budget for Fiscal Year 2014/15 and scheduling a public hearing on the budget for May 12, 2014.

The following addressed the Commission:

Jered Ottenwess, City Manager

Moved by Richardson, seconded by Budros, that the City Manager’s Proposed Budget for Fiscal Year 2014-2015, including the six-year capital improvements plan, the proposed tax rate and the Traverse City Light and Power and Downtown Development Authority budgets be scheduled for public hearing on

May 12, 2014.

CARRIED unanimously.

5. Appointments

5(a).

Consideration of appointing an alternate member to the Board of Zoning Appeals.

Moved by Easterday, seconded by Werner, that Bradley Matson be appointed as an Alternate Member to one unexpired three-year term expiring June 30, 2015, (seat previously held by Matt Hanley), on the Board of Zoning Appeals.

CARRIED unanimously.

6. Reports and Communications

The following were received and filed:

- a. Reports, announcements and correspondence from the City Manager.
- b. Announcements from the City Clerk.
- c. Reports, announcements and correspondence from the Mayor and City Commissioners.
- d. Reports and correspondence from other City officials, boards and committees.
 1. Report from the Mayor serving on the Downtown Development Authority.
 2. Report from Commissioners serving on the Light and Power Board.
 3. Report from the Mayor and Commissioner serving on the Planning Commission.

4. Report from Commissioners serving on other boards.
 5. Report from the Traverse City Light and Power Executive Director regarding the Traverse City Light and Power Board action certifying the Coal Dock Property as surplus.
 6. Communication from the City Manager with the Police Department's report on drug activity.
 7. Minutes of the Board of Zoning Appeals Regular Meeting of February 11, 2014.
 8. Minutes of the Traverse City Light and Power Board Regular Meeting of March 25, 2014.
 9. Minutes of the Planning Commission meeting of March 4, 2014.
 10. Minutes of the Parks and Recreation Commission meeting of March 6, 2014.
- e. Reports and correspondence from non-City officials.
1. Monthly Operations Report for the Wastewater Treatment Plant from CH2MHILL for March 2014.

7. Public Comment

The following addressed the Commission:

1. Reserved.

Reserved public comment request from Mike Wills, representing *Discovery Center Great Lakes* regarding its interest in the Traverse City Light and Power Coal Dock Property.

2. General.

Isaiah Wunsch, 1668 Wunsch Road , Peninsula Township
 Jay Ruzak, 1994 Carroll Road, Peninsula Township
 Michael Smith, 524 Bay East Drive, Peninsula Township, Traverse
 Area Community Sailing President
 John Noonan, 908 South Union Street
 Eric Lind, no address given, Suttons Bay Township
 Dave McGinnis, 10671 Center Road, Peninsula Township

3. Mayor and City Commissioners.

Commissioner Gary Howe
 Mayor Pro Tem James Carruthers
 Commissioner Jeanine Easterday
 Commissioner Tim Werner

There being no objection, Mayor Michael Estes declared the meeting adjourned at 9:48 pm.

Benjamin C. Marentette, CMC
 City Clerk

Approved: _____, _____
 (Date) (Initials)