



**Minutes of the
City Commission for the City of Traverse City**

Regular Meeting

November 2, 2015

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 al quorum: Mayor Michael Estes, Mayor Pro Tem Barbara D. Budros, James Carruthers, Jeanine Easterday, Gary Howe, Ross Richardson, Tim Werner.

The following Commissioners were absent: None.

The Pledge of Allegiance was recited.

Mayor Estes presided at the meeting.

City Clerk Benjamin Marentette presented a commemorative plaque to Mayor Pro Tem Barbara D. Budros in acknowledgement and appreciation of her service on the City Commission from November 2007 to November 2015.

City Clerk Benjamin Marentette presented a commemorative gavel to Mayor Michael Estes in acknowledgment and appreciation of his service on the City Commission from November 2007 to November 2009 and November 2011 to November 2015.

As requested by Commissioner Tim Werner, Agenda Item 2(f) was removed from the Consent Calendar for individual consideration by the City Commission.

As requested by Dane Moeggenberg, Agenda Items 2(c) and 2(d) were removed from the Consent Calendar for individual consideration by the City Commission.

There being no objection from the City Commission, Mayor Michael Estes placed these items to be considered following New Business 4(b), in the respective

manner in which they were removed from the Consent Calendar.

2. Consent Calendar

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

- a. The minutes of the October 19, 2015, Regular Meeting, and the October 26, 2015, Special Meeting, be approved.
- b. The City Manager be authorized to issue a confirming purchase/service order in the amount of \$19,305.57 to Lemmen Oil Company for 9,999 gallons of dyed #2 ultra low sulfur diesel fuel without additives priced at \$1.93075 per gallon with funds available in the Garage Fund.
- c. Removed from the Consent Calendar.
- d. Removed from the Consent Calendar.
- e. The City Manager be authorized to issue a blanket service order to Molon Excavating at the hourly rates included with the packet for the November 2, 2015, meeting, for winter snow hauling/plowing for the 2015/2016 season, with funds available in the various Streets and Traverse City Parking System Fund.
- f. Removed from the Consent Calendar.
- g. the Mayor and City Clerk execute the Public Sidewalk Easement Agreement from Fifth Third Bank to extend a City sidewalk on the north side of 14th Street from Maple Street to Division Street, agreement subject to the approval as to its substance by the City Manager and its form by the City Attorney.

CARRIED unanimously.

3. Old Business

3(a).

Consideration of adopting a proposed Policy for Inventory, Use and Disposal of City-Owned Property as recommended by the Carnegie Building/City Assets Ad Hoc Committee

The following addressed the Commission:

Lauren Tribble-Laucht, City Attorney

Moved by Easterday, seconded by Richardson, that the Policy for Inventory, Use and Disposition of City-Owned Property, as recommended by the Carnegie Building/City Assets Ad Hoc Committee, be adopted.

CARRIED unanimously.

3(b).

Consideration of certifying the Traverse City Light and Power Coal Dock Property as surplus, accepting the conveyance of the property to the City and authorizing the related documents for sale of the property and associated bottomlands to Rotary Camps and Services.

The following addressed the Commission:

Marty Colburn, City Manager

Lauren Tribble-Laucht, City Attorney

Moved by Budros, seconded by Easterday, that the City Commission certifies the Traverse City Light and Power Coal Dock properties as not necessary for the operation of the Light and Power Department, as required by the City Charter; and that the City Commission accepts the conveyance of the Coal Dock properties from Traverse City Light and Power as described in the Quit Claim Deed included with the packet materials for the November 2, 2015, Regular Meeting; and further that the Mayor and City Clerk execute all necessary documents to convey the Coal Dock properties described in the Quit Claim Deed included with the packet materials for the November 2, 2015, Regular Meeting to

Rotary Camps and Services for consideration in the amount of one million dollars (\$1,000,000), including the associated bottomlands leases, with the appropriate documents, including a Quit Claim Deed to contain restrictions as outlined in the City Manager's October 29, 2015, communication, with the appropriate documents to be subject to approval as to their substance by the City Manager and their form by the City Attorney; and further that the Mayor and City Clerk execute any necessary documents to assign the current leases, such documents subject to approval as to their substance by the City Manager and their form by the City Attorney; and finally, that the proceeds be distributed as directed by official action of the City Commission at a future date.

Rick Buckhalter, 932 Kelley Street – expressed opposition
Marsha Smith, Rotary Charities and Rotary Camps and Services Executive Director, 529 Washington Street – made general comments

Roll Call:

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

No - Werner.

CARRIED.

3(c).

Consideration of authorizing a service order for the restriping of Eighth Street from Lake Avenue to Woodmere Avenue.

The following addressed the Commission:

Marty Colburn, City Manager

Moved by Howe, seconded by Budros, that the City Manager be authorized to issue a service order to PK Contracting in the amount not-to-exceed \$30,000 (with the City Manager to be authorized to manage a \$6,000 contingency related to this project) for the restriping of Eighth Street as generally described with the packet materials with the November 2, 2015, meeting packet, with funds available in the Capital Projects Fund.

Debra Graetz, 644 Webster Street, City business owner, - made general comments

Rick Buckhalter, 932 Kelley Street – made general comments

Roll Call:

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

No - Richardson.

CARRIED.

4. New Business

4(a).

Presentation of and consideration of adopting the Public Art Master Plan as recommended by the Traverse City Arts Commission.

The following addressed the Commission:

Mary Gillett, 1800 Wayne Street, Traverse City Arts Commission
Chairwoman

Deb Lake, 1022 Lake Ridge Drive, Traverse City Arts Commission

Moved by Howe, seconded by Budros, that the Traverse City Arts Commission Master Plan, be adopted as a general guideline for arts enhancement and placement in the City, as recommended by the Arts Commission.

Rick Buckhalter, 932 Kelley Street – made general comments

CARRIED unanimously.

4(b).

Consideration of a resolution recognizing the rights of persons experiencing homelessness, as recommended by the Human Rights Commission.

The following addressed the Commission:

Patricia Nugent, Human Rights Commission

Moved by Carruthers, seconded by Richardson, that the Resolution Recognizing the Rights of People Experiencing Homelessness, be adopted.

Rick Buckhalter, 932 Kelley Street – made general comments

Randy Pritcher (sp?), 22 Cass Street – made general comments

Ann Rogers, 1236 Peninsula Drive – made general comments

Marti (sp?) Hughson, 1242 Cass Street - made general comments

Ryan Hannon, Goodwill Industries Street Outreach Coordinator – expressed support

Peter Starkel, 1436 Outer Drive, Long Lake Township - made general comments

CARRIED unanimously.

4(c).

Consideration of adopting to make permanent the following traffic control orders: #581 which removes “2 Hour Parking from 6 a.m. to 6 p.m.” signs from both sides of Wellington Street from Webster Street to Eighth Street; #584, which adds a Handicap Parking Sign outside of 526 Barlow Street; #586 which removes “2 Hour Parking 6 a.m. to 6 p.m.” signs from both sides of Woodland Drive; #587 which adds No Parking signs on the west side of Wadsworth Street between Sixth Street and Seventh Street.

The following addressed the Commission:

Marty Colburn, City Manager

Jessica Carpenter, Engineering Department

Moved by Richardson, seconded by Easterday, that Traffic Control Orders 581, 584, 586, 587, 588, which removes 2 Hour Parking 6am to 6pm signs from both sides of Wellington Street from Webster Street to Eighth Street; adds a Handicap Parking Sign outside of 526 Barlow Street; removes "2 Hour Parking

6am to 6pm" signs from both sides of Woodland Drive; adds a Stop signs on Fern Street for Hannah Street; and adds No Parking signs on the west side of Wadsworth Street between Sixth Street and Seventh Street, respectively, be adopted to be made permanent.

CARRIED unanimously.

4(d).

Consideration of authorizing an agreement for Clinch Park and Hickory Hills food concessions to be available to the public.

The following addressed the Commission:

Marty Colburn, City Manager
Dave Green, Director of Public Services

Moved by Easterday, seconded by Richardson, that the Mayor and City Clerk execute a three-year agreement with Edany/BLT for it to provide food concession services at Clinch Park and Hickory Hills with the City to be compensated at the rates outlined in the October 26, 2015, communication from the Director of Public Services, such agreement subject to approval as to its substance by the City Manager and its form by the City Attorney, with the option of one two-year extension if mutually agreed upon between the City and the vendor, with such extension to be authorized by the City Commission.

Dane Moeggenberg, 1040 Webster Street, The River and Boardman River Outfitter General Manager – made general comments
Rick Buckhalter, 932 Kelley Street – made general comments
Lauren Tribble-Laucht, City Attorney

Roll Call:

Yes - Carruthers, Easterday, Richardson, Werner.

No - Howe, Budros, Estes.

FAILED. (5 votes required)

4(e).

Consideration of authorizing an agreement for equipment rentals by the public at Clinch Park.

Marty Colburn, City Manager

Moved by Richardson, seconded by Easterday, that the Mayor and City Clerk execute a three-year agreement with Jeff Bensley to provide equipment rental concessions at Clinch Park, with the City to be compensated at the rates as outlined in the October 26, 2015, communication from the Director of Public Services, such agreement subject to approval as to its substance by the City Manager and its form by the City Attorney, with the option of two one-year extensions if mutually agreeable between the City and the vendor, with such extensions to be authorized by the City Commission.

Dane Moeggenberg, 1040 Webster Street – made general comments
Jeff Bensley, 807 South Union Street – made general comments
Lauren Tribble-Laucht, City Attorney
Benjamin Marentette, City Clerk

Roll Call:

Yes - Carruthers, Easterday, Richardson, Werner, Budros.

No - Howe, Estes.

CARRIED.

Moved by Richardson, seconded by Easterday, that the City Commission reconsider the following agenda item which was considered earlier in the agenda: “Consideration of authorizing an agreement for Clinch Park and Hickory Hills food concessions to be available to the public.”

CARRIED unanimously.

City Clerk Benjamin Marentette indicated that Mayor Michael Estes may

now entertain any motion from the City Commission regarding this matter.

Moved by Easterday, seconded by Richardson, that the Mayor and City Clerk execute a three-year agreement with Edany/BLT for it to provide food concession services at Clinch Park and Hickory Hills with the City to be compensated at the rates outlined in the October 26, 2015, communication from the Director of Public Services, such agreement subject to approval as to its substance by the City Manager and its form by the City Attorney, with the option of one two-year extension if mutually agreed upon between the City and the vendor, with such extension to be authorized by the City Commission.

Roll Call:

Yes - Carruthers, Easterday, Richardson, Werner, Budros.

No - Howe, Estes.

CARRIED.

5. Appointments

None.

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. Reports from members of the Commission serving on boards.

2. Minutes of the Traverse City Arts Commission meeting of September 16, 2015.
 3. Minutes of the Planning Commission meetings of September 1, September 14 and September 15, 2015.
- e. Reports and correspondence from non-City officials.
1. Quarterly Report from Traverse City Parking Services for the first quarter.
 2. Minutes of the Traverse Area District Library Board meeting of September 24, 2015.
 3. Monthly Operations Report for the Wastewater Treatment Plant from CH2M for September 2015.

7. Public Comment

The following addressed the Commission:

1. Reserved.
2. General.

Tom Mair, 612 Fifth Street
Brian Haas, 227 East 10th Street
3. Mayor and City Commissioners.

Commissioner Ross Richardson
Commissioner Gary Howe
Commissioner Tim Werner
Commissioner Jim Carruthers
Marty Colburn, City Manager

8. Adjournment

There being no objection, Mayor Michael Estes declared the meeting adjourned at 9:33 p.m.

Benjamin Marentette, MMC
City Clerk

Approved: _____, _____
(Date) (Initials)