

## CITY COUNCIL MEETING MINUTES FROM APRIL 27, 2010

The Regular Meeting was called to order by Mayor Strazdas at 7:30 p.m.

The City Clerk called the roll with the following members present: Councilmembers Elizabeth A. Campbell, Margaret E. O'Brien, Patricia M. Randall and Terry R. Urban and Mayor Pro Tem Edward J. Sackley and Mayor Peter J. Strazdas. Councilmember Claudette S. Reid was absent with excuse. Also in attendance were City Manager Maurice S. Evans, City Attorney Randall Brown and City Clerk James R. Hudson.

Mayor Strazdas introduced Pastor Mike Drew of the First Reformed Church of Portage, who gave the invocation and the City Council and the audience recited the Pledge of Allegiance.

**APPROVAL OF MINUTES:** Motion by O'Brien, seconded by Sackley, to approve the Special Meeting Minutes of April 13, 2010, as presented. Upon a voice vote, motion carried 6 to 0. Motion by O'Brien, seconded by Sackley, to approve the Regular Meeting Minutes of April 13, 2010, as presented. Upon a voice vote, motion carried 6 to 0. Motion by O'Brien, seconded by Sackley, to approve the Budget Meeting Minutes of April 20, 2010, as presented. Upon a voice vote, motion carried 6 to 0.

\* **CONSENT AGENDA:** Mayor Strazdas asked Councilmember Urban to read the Consent Agenda. Motion by Urban, seconded by Campbell, to approve the Consent Agenda motions as amended. Upon a roll call vote, motion carried 6 to 0.

\* **APPROVAL OF CHECK REGISTER OF APRIL 27, 2010:** Motion by Urban, seconded by Campbell, to approve the Check Register of April 27, 2010. Upon a roll call vote, motion carried 6 to 0.

**PETITIONS AND STATEMENTS OF CITIZENS:** Dale Shugars, 1185 Tanager Lane, Oshtemo, and Justin Vander Ark, 803 Fletcher Avenue, Kalamazoo Township, thanked City Council for their support for the Home Expo that recently took place at the former Sam's Club Building on Mall Drive. They also expressed their appreciation for the efforts of city staff and the Meyer C. Weiner Company for the excellent venue that the location provided. They indicated that 190 companies participated, ten non-profit booths, including the Portage Rotary, with over 15,000 visitors which is 30% more than last year. Discussion followed.

Gary Wager, 5936 Concord Street, expressed concerns regarding cut-through traffic and car stereo boom box noise on Concord Street and traffic noise on Milham Avenue. Discussion followed. Mayor Strazdas referred the matter to the Administration for review. Discussion followed.

### REPORTS FROM THE ADMINISTRATION:

\* **PUBLIC HEARING ON FISCAL YEAR 2010-11 BUDGET:** Motion by Urban, seconded by Campbell, to adopt the Resolution setting a public hearing on May 11, 2010, at 7:30 p.m. or as soon thereafter as may be heard for the Fiscal Year 2010-11 proposed city budget and the proposed 2010 tax levy, as computed in accordance with Public Act 5 of 1982. Upon a roll call vote, motion carried 6 to 0.

\* **2010 UTILITY RATE FINANCIAL STUDY:** Motion by Urban, seconded by Campbell, to establish a public hearing for May 11, 2010, at 7:30 p.m. or as soon thereafter as may be heard to consider resolutions to adopt a sewer commodity rate increase from \$3.95 to \$4.65 per 1,000 gallons of metered water; adopt a water commodity rate increase from \$2.60 to \$3.01 per 1,000 gallons of metered

water; adopt the recommendation that adjustments be made to both the sewer and water basic quarterly charges; and adopt the recommended water and sewer franchise area fees and other service fees and charges as outlined in the 2010 Utility Rate Financial Study. Upon a roll call vote, motion carried 6 to 0.

\* **TELEPHONE SERVICES AGREEMENT:** Motion by Urban, seconded by Campbell, to approve the agreement between TDS Metrocom and the City of Portage for the provision of telephone services for a three-year period at an approximate annual cost of \$51,637 and authorize the City Manager to execute all documents related to the contract on behalf of the city. Upon a roll call vote, motion carried 6 to 0.

\* **TRANSFER OWNERSHIP OF ESCROWED 2009 CLASS C LICENSED BUSINESS WITH DANCE-ENTERTAINMENT PERMIT, (RYR PARTNERS KALAMAZOO, INC.):** Motion by Urban, seconded by Campbell, to grant the request to transfer ownership of the 2009 Class C Licensed Business with Dance-Entertainment Permit, (RYR Partners Kalamazoo, Inc.), located in escrow at 241 Kalamazoo, Suite 101, Kalamazoo, MI 49007, Kalamazoo County, from Gary Fields Club II, L.L.C., to RYR Partners Kalamazoo, Inc., and transfer location (Governmental Unit) (MCL 436.1531(1)) to 7638 South Westnedge Avenue, Portage, MI 49002. Upon a roll call vote, motion carried 6 to 0.

\* **MARCH 2010 SUMMARY ENVIRONMENTAL ACTIVITY REPORT – INFORMATION ONLY:** Motion by Urban, seconded by Campbell, to receive the communication from the City Manager regarding the March 2010 Summary Environmental Activity Report as information only. Upon a roll call vote, motion carried 6 to 0.

\* **MONTHLY REPORTS:** Motion by Campbell, seconded by Reid, to receive the Department Monthly Reports. Upon a roll call vote, motion carried 6 to 0.

**MINUTES OF BOARDS AND COMMISSIONS:** City Council received the minutes of the following Boards and Commissions:

Portage Environmental Board of March 10, 2010.

Portage Senior Citizen Advisory Board of March 17, 2010.

Portage Board of Education Special and Regular of March 22 and Special of March 25 and April 25, 2010.

**BID TABULATIONS:**

\* **CITY HALL AND FIRE STATION #2 BOILER AND AIR CONDITIONING UPGRADES:** Motion by Urban, seconded by Campbell, to accept the low bid submitted by Suburban Mechanical Company in the amount of \$47,550 for boiler and air conditioning upgrades at Fire Station #2 and boiler replacement in City Hall and authorize the City Manager to execute all documents related to this action on behalf of the city. Upon a roll call vote, motion carried 6 to 0.

\* **FIRE DEPARTMENT PERSONAL PROTECTIVE CLOTHING:** Motion by Urban, seconded by Campbell, to award a contract to the sole responsive bidder, First Due Fire Supply, of Leslie, Michigan, in the amount of \$46,484.50 for the replacement of Fire Department personal protective clothing and authorize the City Manager to execute all documents relating to this contract on behalf of the city. Upon a roll call vote, motion carried 6 to 0.

\* **CITY SIDEWALKS REPAIRS - RECOMMENDATION:** Motion by Urban, seconded by Campbell, to award a contract to the low bidder C. L. Moberley Construction in the not-to-exceed amount of \$37,762.32 for the repair of selected city sidewalks and authorize the City Manager to execute all documents related to the contract on behalf of the city. Upon a roll call vote, motion carried 6 to 0.

\* **SENIOR CENTER REPLACEMENT WINDOWS – BID RECOMMENDATION:** Motion by Urban, seconded by Campbell, to accept the low bid submitted by Clear Visions, Incorporated, in the amount of \$32,000 for replacement windows at the Portage Senior Center and authorize the City Manager to execute all documents related to this action on behalf of the city. Upon a roll call vote, motion carried 6 to 0.

**OTHER CITY MATTERS:**

**STATEMENTS OF CITY COUNCIL AND CITY MANAGER:** Councilmember Campbell thanked Councilmembers O'Brien and Urban for attending the Opening Day Ceremony at South Portage Little League.

Councilmember O'Brien reciprocated by thanking her for all of her efforts with the success of the Opening Day Ceremony at South Portage Little League. She also thanked all of the volunteers at the high schools and all sports leagues and expressed her amazement of the talent on the various teams as a result of these volunteer efforts in Portage. She thanked Councilmember Randall for bringing the issue of assessments to the attention of City Council, as all of City Council share a desire for accuracy in assessments, and she personally received a valuable education as a result.

City Manager Evans expressed his gratitude to Parks Director Bill Deming and his staff for putting on the fishing camp at Ramona Park.

Mayor Strazdas thanked Councilmember Randall for raising the awareness of assessments over the past months. He also expressed special kudos to Deputy City Clerk Adam Herringa for his fine Greenathon Event at Celery Flats with the Youth Council, and he thanked Councilmember O'Brien for forming the Youth Advisory Committee. He noted that he attended the Portage Senior Center Annual Volunteer Luncheon event where 259 volunteers were recognized who work on activities for seniors and congratulated all city volunteers. Finally, he mentioned that there are eight (8) young men who will receive their Eagle Scout designation on Sunday, and Councilmember O'Brien interjected that Youth Advisory Committee Member Fatima Mirza received the Star Award.

**ADJOURNMENT:** Mayor Strazdas adjourned the meeting at 8:17 p.m.

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James R. Hudson, City Clerk

\*Indicates items included on the Consent Agenda.