

CITY OF MUSKEGON

CITY COMMISSION MEETING

FEBRUARY 10, 2015

CITY COMMISSION CHAMBERS @ 5:30 P.M.

MINUTES

The Regular Commission Meeting of the City of Muskegon was held at City Hall, 933 Terrace Street, Muskegon, MI at 5:30 p.m., Tuesday, February 10, 2015.

Mayor Gawron opened the meeting with prayer from Mr. George Monroe from the Evanston Avenue Baptist Church after which the Commission and public recited the Pledge of Allegiance to the Flag.

ROLL CALL FOR THE REGULAR COMMISSION MEETING:

Present: Mayor Stephen Gawron, Vice Mayor Lawrence Spataro, Commissioners Eric Hood, Dan Rinsema-Sybenga, Byron Turnquist, and Ken Johnson, City Engineer Mohammed Al-Shatel, City Attorney John Schrier, and City Clerk Ann Marie Cummings.

Absent: Commissioner Willie German

2015-10 CONSENT AGENDA:

A. Approval of Minutes. CITY CLERK

SUMMARY OF REQUEST: To approve minutes of the January 27th City Commission Meeting.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

C. 2015 Dozer Rental for Beach Leveling. DEPARTMENT OF PUBLIC WORKS

SUMMARY OF REQUEST: Staff is requesting permission to enter into a rental agreement with Contractors Rental Corporation, out of Grand Rapids, MI for a John Deere 850K WLT Cab Dozer for leveling sand at Pere Marquette Beach.

FINANCIAL IMPACT: Estimated cost for the 2015 Dozer rental is \$8,500 (which includes \$450 for delivery and pickup).

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approve request.

D. KEPS Technologies, Inc. Telecommunications Permit. ENGINEERING

SUMMARY OF REQUEST: Approve the request for a permit from KEPS Technologies, Inc. and authorize the Mayor to sign the permit.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATIONS: Approve the permit and sign the documents.

E. Management Agreement – Fisherman’s Landing. FINANCE

SUMMARY OF REQUEST: Approval of the proposed renewal agreement for management of Fisherman’s Landing for 2015 – 2019. The general terms of the agreement are the same as before with the following exceptions:

- The proposed agreement covers a period of five years which can be terminated by either party with a thirty day notice to the other party;
- A non-disparagement clause was removed.

Staff believes Fisherman’s Landing, Inc. is in the best position to manage the facility and continue to oversee its’ operation.

FINANCIAL IMPACT: Approximately \$15,000 is received annually for reimbursement of utility costs plus \$7,000 for boat launch permits.

BUDGET ACTION REQUIRED: None at this time.

STAFF RECOMMENDATION: Approval.

F. Banking Services RFP. FINANCE

SUMMARY OF REQUEST: The City Recently solicited proposals for banking services. In accordance with City policy, the three banks having physical locations within the city were invited to participate: Fifth-Third (current service provider), Huntington and PNC. Chase Bank also presented a proposal. City staff spent a full day interviewing the banks and viewing online product service demonstrations. Interviews were conducted prior to opening price proposals so that staff could evaluate service depth and quality independent of pricing. The RFP results are summarized as follows:

BANK	GROSS ANNUALIZED PRICE PROPOSAL	NET ANNUALIZED COST(AFTER EARNINGS CREDIT)	FINANCIAL STRENGTH (BAUER FINANCIAL RATING AS OF 12/2014)
CHASE	\$69,542.35	\$20,042.35	4 STARS
FIFTH-THIRD	\$38,678.32	\$ 5,678.32	5 STARS

HUNTINGTON	\$56,843.76	\$29,343.76	5 STARS
PNC	\$37,808.19	\$10,308.19	4 STARS

After reviewing proposals and ratings, staff recommends that Fifth-Third Bank be selected to continue providing this service.

FINANCIAL IMPACT: Banking services are extremely important to the city. We are heavy users of non-traditional services such as lockbox remittance processing, ACH disbursements, and other services which are estimated as equivalent to 2-3 full-time staff positions. Fifth-Third has provided this service to the city for the last seven years. With this proposal we anticipate that costs will be reduced by approximately 5% from current levels.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Selection of Fifth-Third Bank to provide banking services to the city through the year 2021.

G. Community Relations Committee Recommendations for the Various Boards and Committees. CITY CLERK

SUMMARY OF REQUEST: To concur with recommendations from the Community Relations Committee February 9, 2015 meeting to accept the removal of T. Arnold Boezaart from the Local Development Finance Authority due to recent retirement from the MAREC building and to appoint Kevin Ricco and Andy Wible to the Local Development Finance Authority and appoint Charles Anderson to the Citizen's Police Review Board.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

COMMITTEE RECOMMENDATION: Approve the recommendations of the Community Relations Committee from their February 9, 2015, meeting.

Motion by Vice Mayor Spataro, second by Commissioner Johnson to approve the Consent Agenda minus Item B.

ROLL VOTE: Ayes: Johnson, Gawron, Hood, Spataro, Rinsema-Sybenga, and Turnquist

Nays: None

Absent: German

MOTION PASSES

2015-11 ITEM REMOVED FROM THE CONSENT AGENDA:

B. Purchase of Vacant Land at 2112 Sampson Street. COMMUNITY & NEIGHBORHOOD SERVICES

SUMMARY OF REQUEST: To approve the purchase of vacant land located at 2112 Sampson Street, from Jan Wood for the price of \$23,600.

After the sale is completed and 2112 Sampson is obtained, the City CNS Department will construct a single family dwelling as part of our HOME funded Homebuyers Program.

FINANCIAL IMPACT: The funding used for the purchase is from 2014 HOME funds.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the request to purchase the property. The purchase price was reached from the recommendation of the Planning Department's valuation based on the SEV and assessing records.

Motion by Commissioner Turnquist, second by Commissioner Rinsema-Sybenga to approve the purchase of vacant land at 2112 Sampson St.

ROLL VOTE: Ayes: Gawron, Hood, Spataro, Rinsema-Sybenga, Turnquist, and Johnson

Nays: None

Absent: German

MOTION PASSES

2015-12 NEW BUSINESS:

A. Approval of Sale of City-Owned Home at 1581 Division. COMMUNITY & NEIGHBORHOOD SERVICES

SUMMARY OF REQUEST: To approve the resolution and instruct the Community and Neighborhood Services Department to complete the sales transaction between Shamika L. Ross for the rehabilitated home at 1581 Division, which is part of the City's HOME Program. Ms. Ross's purchase price for the home is \$74,900.

FINANCIAL IMPACT: The proceeds from the sale will be used to continue the rehabilitation of vacant houses through the HOME program to sustain our current investments to stabilize and revitalize neighborhoods.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the resolution and direct the CNS staff to complete the sale.

Motion by Vice Mayor Spataro, second by Commissioner Rinsema-Sybenga to approve the resolution and direct staff to complete the sale of City-owned home at 1581 Division to Shamika L. Ross for \$74,900.

ROLL VOTE: Ayes: Rinsema-Sybenga, Turnquist, Johnson, Gawron, Hood, and Spataro

Nays: None

Absent: German

MOTION PASSES

B. Amendment to the Rental Property Ordinance. PUBLIC SAFETY

SUMMARY OF REQUEST: Two small amendments are needed to the recently adopted Rental Property Ordinance. The requirements for an ID was inadvertently removed from sec. 10-351(e)(6) and has been added to this version.

Section 10-351(f)(2) states the insurance policy must be on file in the Clerk's Office making it more cumbersome on the customer to visit two offices. Under the proposed language, a copy of the insurance policy can be collected by Safebuilt or another city designee.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approve the Ordinance as presented.

Motion by Commissioner Hood, second by Commissioner Johnson to approve the amendments the Rental Property Ordinance: Section 10-351(e)(6) and Section 10-351(f)(2).

ROLL VOTE: Ayes: Spataro, Rinsema-Sybenga, Turnquist, Johnson, Gawron, and Hood

Nays: None

Absent: German

MOTION PASSES (REQUIRES SECOND READING)

C. Consideration of Bids for Muskegon/Webster Avenue from 9th to Spring. ENGINEERING

SUMMARY OF REQUEST: Award the reconstruction contract, using base bid, for Muskegon & Webster Avenues from Ninth to Spring Streets to Jackson Merkey Contractors out of Muskegon TWP since they were the lowest responsible bidder with a total bid price of \$4,367,400.55.

Furthermore, it is kindly requested that staff be authorized to remove and/or adjust quantities regarding landscape and stamped crosswalks to meet budget constraints.

FINANCIAL IMPACT: The construction cost of \$4,367,400.55.

BUDGET ACTION REQUIRED: None at this time, however, future reforecast/budgets might have to be adjusted.

STAFF RECOMMENDATION: Award the contract to Jackson Merkey and

authorize staff to make the necessary adjustments as per the summary of request.

Motion by Vice Mayor Spataro, second by Commissioner Turnquist to award the reconstruction contract for Muskegon/Webster Avenue from 9th to Spring to Jackson Merkey Contractors for \$4,367,400.55 and authorize staff to remove and/or adjust quantities regarding landscape and stamped crosswalks to meet budget constraints.

ROLL VOTE: Ayes: Rinsema-Sybenga, Turnquist, Johnson, Gawron, Hood, and Spataro

Nays: None

Absent: German

MOTION PASSES

PUBLIC PARTICIPATION: Public comments were received.

ADJOURNMENT: The City Commission Meeting adjourned at 6:00 p.m.

Respectfully submitted,

Ann Marie Cummings, MMC
City Clerk