

CITY OF MUSKEGON

CITY COMMISSION MEETING

JANUARY 12, 2010

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, Michigan at 5:30 p.m., Tuesday, January 12, 2010.

Mayor Warmington opened the meeting with a prayer from Pastor Tim Cross from the Living Word Church of Muskegon after which the Commission and public recited the Pledge of Allegiance to the Flag.

ROLL CALL FOR THE REGULAR COMMISSION MEETING:

Present: Mayor Stephen Warmington, Vice Mayor Stephen Gawron, Commissioners Sue Wierengo, Steve Wisneski, Chris Carter, Clara Shepherd, and Lawrence Spataro, City Manager Bryon Mazade, City Attorney John Schrier, and City Clerk Ann Marie Becker.

2010-03 HONORS AND AWARDS:

A. Promoting Active Communities.

Cathy Brubaker-Clarke presented to the Mayor and Commission the Silver Level Award for Promoting Active Communities. The City was awarded this on November 13, 2009, for taking steps to make it easier for residents to lead physically active lifestyles.

2010-04 CONSENT AGENDA:

A. Approval of Minutes. CITY CLERK

SUMMARY OF REQUEST: To approve minutes for the December 7th Commission Worksession, and the December 8th Regular Commission Meeting.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

B. Approval of a Neighborhood Enterprise Zone Certificate. PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: An application for a Neighborhood Enterprise Zone

(NEZ) certificate has been received from Clement Coulombe to rehabilitate a home in the Nelson neighborhood at 517 W. Webster Ave. The home is located in a Neighborhood Enterprise Zone. The application states that the estimated cost for rehabilitation will be around \$100,000 for the replacement of windows, installation of wood siding, structural reinforcement, roofing, construction of a basement, doors, plumbing, HVAC, electrical, insulation, and many updates to the interior of the home. The applicant has met local and state requirements for the issuance of the NEZ certificate. Approval or denial by the City Commission is required within 60 days of the application date and must be forwarded to the State Tax Commission.

FINANCIAL IMPACT: Taxation will be 50% of the State average for the next 12 years.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approve issuance of the NEZ certificate.

C. Liquor License Request – Cindy’s Food Marts, Inc., 812 W. Laketon. CITY CLERK

SUMMARY OF REQUEST: The Liquor Control Commission is seeking local recommendation on a request from Cindy’s Food Marts, Inc. to transfer stock interest in the 2009 SDM licensed corporation wherein Richard D. Kamp transfers 1/10 share of stock to new stockholder Cindy L. Kamp.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: All departments are recommending approval.

D. Liquor License Transfer Request – Dave’s House, LLC, 435 & 441 W. Western. CITY CLERK

SUMMARY OF REQUEST: The Liquor Control Commission is seeking local recommendation on a request from Dave’s House, LLC to transfer the 2008 Class C Licensed Business (currently in escrow) with Dance-Entertainment Permit, located at 435 & 441 W. Western Avenue, from PCJ Enterprise, LLC to Dave’s House, LLC.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: All departments are recommending approval.

E. Accept Resignations from Various Boards. CITY CLERK

SUMMARY OF REQUEST: To accept resignations from Dan Rinsema-Sybenga from the Citizen’s District Council and from Doug Beecham from the Equal Employment Opportunity Committee.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval.

COMMITTEE RECOMMENDATION: The Community Relations Committee recommended approval at their January 11th meeting.

Motion by Commissioner Carter, second by Commissioner Shepherd to approve the Consent Agenda as read.

ROLL VOTE: Ayes: Wisneski, Carter, Gawron, Shepherd, Spataro, Warmington, and Wierengo

Nays: None

MOTION PASSES

2010-05 NEW BUSINESS:

A. Request to Apply for ADA Grant for Election Precincts. CITY CLERK

SUMMARY OF REQUEST: The State of Michigan is accepting grant applications from municipalities through January 22, 2010, to make polling places accessible. The Clerk's Office has contacted Inclusion Solutions, a company with vast experience and knowledge in the area, for a proposal.

FINANCIAL IMPACT: Total cost to make all polling places accessible in the City of Muskegon is estimated to be \$20,436.55. It is unknown what the match might be if the City is chosen as a recipient.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Staff recommends that the City Clerk be authorized to apply and sign for the grant application(s) on behalf of the City of Muskegon.

Motion by Vice Mayor Gawron, second by Commissioner Spataro to authorize the City Clerk to apply and sign for the grant applications on behalf of the City of Muskegon for the ADA grant for election precincts.

ROLL VOTE: Ayes: Carter, Gawron, Shepherd, Spataro, Warmington, Wierengo, and Wisneski

Nays: None

MOTION PASSES

B. Finance Department Changes. FINANCE

SUMMARY OF REQUEST: Staff is seeking approval to implement two changes that will allow the Finance Department to operate more efficiently. These changes include the upgrade of a position and the leasing of space at City Hall to the City's contractual accountant.

FINANCIAL IMPACT: \$7,200 lease income; budget savings approximately \$48,000.

BUDGET ACTION REQUIRED: None at this time.

STAFF RECOMMENDATION: Authorize staff to proceed with changes.

Motion by Commissioner Spataro, second by Commissioner Wierengo to approve the recommended changes requested by the Finance Department.

ROLL VOTE: Ayes: Gawron, Shepherd, Spataro, Warmington, Wierengo, Wisneski, and Carter

Nays: None

MOTION PASSES

PUBLIC PARTICIPATION: Various comments were heard from the public.

ADJOURNMENT: The City Commission Meeting adjourned at 5:42 p.m.

Respectfully submitted,

Ann Marie Becker, MMC
City Clerk