

# CITY OF MUSKEGON

## CITY COMMISSION MEETING

JANUARY 10, 2012

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, January 10, 2012.

Mayor Warmington opened the meeting with a prayer from Vice Mayor Gawron 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 Lawrence Spataro, Willie German, Sue Wierengo, Byron Turnquist, and Eric Hood, City Manager Bryon Mazade, City Attorney John Schrier, and City Clerk Ann Marie Cummings.

#### **2012-03 CONSENT AGENDA:**

##### **A. Approval of Minutes. CITY CLERK**

SUMMARY OF REQUEST: To approve minutes of the December 12, 2011, Worksession Meeting and the December 13, 2011, City Commission Meeting.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

##### **B. Control System Annual Software Update/Support. WATER FILTRATION**

SUMMARY OF REQUEST: Renewal of the annual customer support for Filtration Plant operating system with Wonderware North.

FINANCIAL IMPACT: One time cost of \$10,597 for 2012.

BUDGET ACTION REQUIRED: None, this item is budgeted.

STAFF RECOMMENDATION: Staff requests authorization to renew the annual customer support agreement at a budgeted cost of \$10,597 for 2012.

##### **C. S.E.I.U. Unit 1 – Clerical Contract. CITY MANAGER**

SUMMARY OF REQUEST: To approve the negotiated tentative agreement

with the S.E.I.U. Unit 1 (Clerical Union).

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the tentative agreement and authorize the Mayor and Clerk to sign the contract.

**D. S.E.I.U. Unit 2 – DPW Contract. CITY MANAGER**

SUMMARY OF REQUEST: To approve the negotiated tentative agreement with the S.E.I.U. Unit 2 (DPW Union).

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the tentative agreement and authorize the Mayor and Clerk to sign the contract.

**E. Agreement – Digital Spectrum Enterprises (DSE). CITY CLERK**

SUMMARY OF REQUEST: Since May 2005 the City has contracted with Digital Spectrum Enterprises (DSE) for management of the City's government access channel. In exchange for these management rights DSE broadcasts City Commission meetings at no direct cost to the City. The current agreement with DSE dates from December 2008 through November 2011.

Proposed is a three-year agreement renewal with DSE. Terms of the agreement are the same as before.

FINANCIAL IMPACT: This contract entails no direct cost to the City. The City benefits by having City Commission meetings broadcast at no cost.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of a three-year contract with DSE for management of the government access channel.

**F. Appointments to Various Boards and Committees. CITY CLERK**

SUMMARY OF REQUEST: To approve the appointments as recommended at the January 9<sup>th</sup> Community Relations Committee Meeting.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the appointments.

**Motion by Vice Mayor Gawron, second by Commissioner Wierengo to approve the Consent Agenda as presented.**

**ROLL VOTE: Ayes: German, Gawron, Wierengo, Turnquist, Warmington, Hood, and Spataro**

Nays: None

***MOTION PASSES***

**2012-04 NEW BUSINESS:**

**A. Amendment to the Zoning Ordinance – Allow Second Hand Merchandise in B-2. PLANNING & ECONOMIC DEVELOPMENT**

SUMMARY OF REQUEST: Staff initiated request to amend Section 1100 of Article XI of the zoning ordinance to allow second hand merchandise stores as a principal use permitted in B-2, Convenience and Comparison Business Districts.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the zoning ordinance amendment.

COMMITTEE RECOMMENDATION: The Planning Commission recommended approval of the request at their December 15<sup>th</sup> meeting by a 6 to 1 margin.

**Motion by Commissioner Spataro, second by Vice Mayor Gawron to approve the amendment to the zoning ordinance to allow second hand merchandise in the B-2 district.**

**ROLL VOTE: Ayes: Gawron, Wierengo, Turnquist, Warmington, Hood, Spataro, and German**

**Nays: None**

***MOTION PASSES***

**B. Amendment to the Zoning Ordinance – Remove Special Land Uses in B-2. PLANNING & ECONOMIC DEVELOPMENT**

SUMMARY OF REQUEST: Staff initiated request to amend Section 1101 of Article XI of the zoning ordinance to remove second hand merchandise stores, vintage shops and antique shops as special land uses permitted in B-2, Convenience and Comparison Business Districts. This would be necessary if the previous request is approved.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the zoning ordinance amendment.

COMMITTEE RECOMMENDATION: The Planning Commission recommended approval of the request at their December 15<sup>th</sup> meeting by a 6 to 1 margin.

**Motion by Commissioner Spataro, second by Commissioner Wierengo to amend the zoning ordinance to remove special land uses in section B-2.**

**ROLL VOTE: Ayes: Wierengo, Turnquist, Warmington, Hood, Spataro, German,**

and Gawron

Nays: None

***MOTION PASSES***

**C. Telephone System. INFORMATION TECHNOLOGY**

SUMMARY OF REQUEST: The City has been collaborating with Muskegon Central Dispatch, along with other municipalities, to upgrade our municipal telephone service. The agreement will allow the City to utilize Central Dispatch's internet telephone gateway, saving the City a significant amount of money. The new technology will have many capabilities well beyond our current phone system.

The project, including network upgrade and enhancements, is estimated to cost \$150,000. Projections indicate that the new system will pay for itself within 15 to 25 months by lowering our monthly phone costs from \$10,000 to \$1,700. The City could save as much as \$1,000,000 within the next ten years with the upgraded equipment.

FINANCIAL IMPACT: \$90,000 is included in the 2011-2012 budget for this project. Central Dispatch has offered 0% financing over five years which will keep our FY12 costs well under budget.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the proposal to upgrade the phone and network infrastructure for a cost not to exceed \$150,000.

**Motion by Vice Mayor Gawron, second by Commissioner Wierengo to approve the proposal to upgrade the phone network infrastructure for a cost not to exceed \$150,000.**

**ROLL VOTE: Ayes: Turnquist, Warmington, Hood, Spataro, German, Gawron, and Wierengo**

**Nays: None**

***MOTION PASSES***

**PUBLIC PARTICIPATION:** Public comments were received.

**ADJOURNMENT:** The City Commission Meeting adjourned at 5:49 p.m.

Respectfully submitted,

Ann Marie Cummings, MMC  
City Clerk