A regular meeting of the Kalamazoo City Commission was held on Monday, June 5, 2017 at 7:00 p.m. in the City Commission Chambers at City Hall.

Roll Call

COMMISSIONERS PRESENT: David Anderson
Erin Knott
Matt Milcarek
Shannon Sykes
Jack Urban

COMMISSIONERS ABSENT: Mayor Bobby J. Hopewell
Vice Mayor Don Cooney

Also present were City Manager Jim Ritsema, City Attorney Clyde Robinson, and City Clerk Scott Borling.

Commissioners Excused

Commissioner Milcarek, seconded by Commissioner Urban, moved to excuse the absences of Mayor Hopewell and Vice Mayor Cooney. With a voice vote the motion passed.

Commissioner Anderson noted Vice Mayor Cooney had been delayed at the Detroit airport, and Mayor Hopewell had experienced a sudden death in his immediate family that afternoon.

Invocation

The invocation, given by Dan Sherman, Executive Director of LOVEkzoo.org, was followed by the Pledge of Allegiance.

Proclamation

Commissioner Knott proclaimed June 2017 *LGBT Pride Month*. Jay Maddock and Jessica Hermann-Wilmarth, Executive Director and Board President of OutFront Kalamazoo, received the proclamation.

Adoption of the Agenda

By unanimous consent the City Commission adopted its meeting agenda as presented.

Communications

City Manager Ritsema announced the City Commission would hold a special work session on Monday, June 12, 2017 at 6:00 p.m. in the City Commission Chambers at City Hall. The topic of the meeting would be the Foundation for Excellence (FFE).

Consent Agenda

Consent Agenda items were presented as follows with a recommendation to approve the items with authorization for the City Manager to sign on behalf of the city:

- approval of a change order for the Design Rivers Edge contract with Wightman & Associates, Inc. in the amount of $59,234.

- approval of a change order to the design engineering purchase order with Wightman & Associates, Inc. in the amount of $107,275 to include construction engineering services for the Portage Street Improvements project.

- approval of a one-year contract extension with GHD, Inc. for environmental consulting services at the Cork St. Landfill in the amount of $135,695.

Consent Agenda (cont'd)

- approval of a one-year contract extension with F2 Industries, LLC for the purchase of sodium hexametaphosphate in the amount of $146,559.60.

- approval of a contract with Davis Construction Inc. for Pitcher St. bridge repairs over the Portage Creek and Paterson St. Bridge repairs over the Kalamazoo River in the amount of $153,464.10.

- approval of a change order with Hoffman Bros, Inc. for the Rivers Edge Roundabout Project, in the amount of $157,779.91.

- adoption of a **RESOLUTION** confirming the 2017 Assessment Roll. Resolution 17-36

- adoption of a **RESOLUTION** approving a request from the Downtown Development Authority to levy a tax rate of 1.9638 mills. Resolution 17-37

- adoption of a **RESOLUTION** setting forth the salaries of the City Commission appointees effective for the pay period beginning June 5, 2017 including an increase in base wages for City Manager James Ritsema of seven percent (7%) and a lump sum payment of five percent (5%) of base wages for City Attorney Clyde Robinson, City Clerk Scott Borling and Internal Auditor Ann Videtich. Resolution 17-38

- approval of FY 2016 budget carry-forwards and FY 2017 budget adjustments.

- approval of non-motorized path easement agreements with Kalamazoo Valley Community College and Bronson Properties Corporation.

- approval of a letter of commitment for the 2016 United States Department of Homeland Security, Federal Emergency Management Agency - Staffing for Adequate Fire and Emergency Response Grant.

- approval of the minutes from the City Commission meetings on March 27, April 3, April 10, April 17, May 1, and May 15, 2017.

- approval of a recommendation to hold for final consideration until June 19, 2017 a buy/sell agreement with Charlie Beach for the purchase of property located at 1015 East Alcott Street.

Commissioner Urban, seconded by Sykes, moved to approve the consent agenda requests and authorize the City Manager to sign all documents on behalf of the City.

With a roll call vote this motion passed.

AYES: Commissioners Anderson, Knott, Milcarek, Sykes, Urban

NAYS: None

Regular Agenda

Regular Agenda items were considered next.

Contract for Lead Service Line Replacement Using FFE Funds

Public Services Director James Baker provided an overview of the City's plan for replacing lead water service lines. A map provided by Director Baker entitled *Known Lead Water Services* was filed with the papers for this meeting.

In response to a question from Commissioner Urban, Director Baker explained the City tried to coordinate water service line replacements with work be done on or under streets, and the increase in water service line replacements was correlated to the increase in work being done on streets.

In response to questions from Commissioner Anderson, Director Baker indicated lead service line replacements were an annual capital project, and he stated the dollar amounts available for these projects were based on utility rates. Director Baker explained that if FFE funds were not used for this project, money would need to be taken from other capital projects. Director Baker described the process for replacing water service lines and noted the City replaced the entire line from the water main in the street to the water meter in the home.

An opportunity was given for citizens to comment on a contract with SWT Excavating Inc. in the amount of $656,508.71 for lead service line replacement to be funded with $500,000 of FFE dollars, but no comments were offered.

Commissioner Milcarek, seconded by Commissioner Sykes, moved to approve the following actions related to the City of Kalamazoo Lead Services Replacement Project – Areas 2, 3, and 4, and authorize the City Manager to sign all documents on behalf of the City: 1) approval of a contract with SWT Excavating Inc. in the amount of $656,508.71; 2) approval of a Foundation for Excellence appropriation in the amount of $500,000; and 3) approval of a corresponding amendment to the Public Services Department budget in the amount of $500,000.00.

Prior to a vote on the motion, and in response to a question from Commissioner Urban, City Manager Ritsema stated the $500,000 was coming from the 2017 Foundation for Excellence aspirational project dollars.

With a roll call vote this motion passed unanimously.

AYES: Commissioners Anderson, Knott, Milcarek, Sykes, Urban, Vice Mayor Cooney, Mayor Hopewell

NAYS: None

City Attorney's Report

City Attorney Robinson introduced Sarah Wenzlick as the new Assistant City Attorney.

Citizen Comments

When an opportunity was given for general citizen comments, the following people addressed the City Commission:

Citizen Comments (cont'd)

Nehemiah Scudder, City resident, spoke about LGBT rights and invited Commissioners to celebrate his birthday on June 14th.

Zach Lassiter, City resident, congratulated Commissioner Anderson on being "Mayor Pro Tem" for the meeting.

Ron Zellers, City resident, spoke about the problem of holiday fireworks in the Winchell Neighborhood and asked if the City was able to outlaw or better regulate fireworks.

Frank Warren, City resident, spoke about the Honor Flight.

Jody Dozeman, City resident, offered remarks on a variety of topics. Ms. Dozeman's written remarks were filed with the papers for this meeting.

City Commissioner Comments

Next, an opportunity was given for miscellaneous comments and concerns of City Commissioners.

Commissioner Milcarek noted the state legislature had tied the hands of local governments regarding fireworks.

Commissioner Urban urged the City to keep exploring options for regulating fireworks.

Commissioner Sykes thanked City Manager Ritsema for scheduling a work session about the FFE. Commissioner Sykes remarked on President Donald Trump's action to withdraw the United States from the Paris Accord on Climate Change and reported she had drafted a resolution for the Commission's consideration, which she would bring forward when the Mayor was present.

Commissioner Anderson noted City Attorney Robinson had published an issue of *Letter of the Law* regarding the Open Meetings Act and sub-quorum meetings of City Commissioners. Commissioner Anderson remarked on the success of the City's pension fund.

Adjournment

The meeting adjourned at 7:47 p.m.

Respectfully submitted,

Scott A. Borling
City Clerk

For City Commission approval on June 19, 2017

Approved by: ______________________________
Bobby J. Hopewell, Mayor
Dated: June 19, 2017