

**Alma, Michigan**  
**February 13, 2007**

Mayor Nyman called a regular meeting of the Alma City Commission to order at 6:00 p.m. at the Alma Municipal Building.

**Present:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**Absent:** None.

Mayor Nyman asked the City Commission and members of the audience to stand and recite the Pledge of Allegiance to the Flag.

Mayor Nyman offered his condolences to the family of L.D. Decker, Alma businessman, who passed away this past weekend.

Motion by Commissioner Mapes seconded by Commissioner Ayers to approve the minutes of the January 23, 2007 regular meeting as submitted.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Legene seconded by Vice-Mayor Moes to receive the communication from Mrs. Carol Layman, 1040 Riverview Dr., Alma requesting the City Commission to pass a resolution objecting to the impending hog CAFO being proposed for west of Alma in Seville Township.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

A public hearing was held at 6:05 p.m. to consider Final Special Assessment District No. 1 for 2006 for the construction of a concrete sidewalk along the east side of Pine Avenue from the south drive of Alma High School circle drive to the south end of the existing sidewalk at the Alma Middle School. Mr. Ron Turner, Public Services Director gave a brief report to the City Commission concerning the completed construction of the sidewalk. The length of the completed project is 5,373.5 lineal feet, with a total cost of \$33,448.21, of which \$16,724.11 is assessed to the City of Alma and \$16,724.20 is assessed to adjoining property owners.

There being no further questions or comments, the public hearing was closed.

Motion by Commissioner Ayers seconded by Commissioner Comer to close the public hearing at 6:06 p.m.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

The following preamble and resolution was offered by Commissioner Comer seconded by Commissioner Ayers:

**Whereas**, the Commission has met for the purpose of reviewing the special assessment roll prepared for the purpose of defraying the private properties' share of the cost of acquiring and constructing a public improvement in Special Assessment District No. 1 for 2006 of the City, and

**Whereas**, the Commission has heard all persons interested in said special assessment roll and has carefully reviewed the same and is satisfied that said special assessment roll results in the assessments against each lot and parcel of land in the special assessment district being in accordance with the benefits to be derived.

**Now, Therefore Be It Resolved:**

1. Said special assessment roll, which is hereby designated Special Assessment District No. 1 for 2006 is hereby confirmed and ratified as prepared by the City Assessor.
2. Said Special Assessment District No. 1 for 2006 shall be divided into five equal annual installments, the first installment to be due on April 10, 2007 and the subsequent installments to be due and payable on the 1<sup>st</sup> Day of July of each and every year thereafter. The whole of said special assessment, or any part thereof, may be paid at any time after the date of confirmation until the 10th day of the second calendar month following the date of confirmation, without interest or penalty. Unless paid within the aforesaid time, the deferred installments on said special assessment roll shall bear interest at the rate of 4.73% from the date of confirmation of said special assessment roll.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

**Resolution Declared Adopted.**

Motion by Commissioner Mapes seconded by Commissioner Dancer to approve the following items on the Consent Agenda for payment: \$2,479.29 to Fortino, Plaxton, Moskal & Costanzo for January legal services rendered; \$8,873.25 to Greater Gratiot Development, Inc. for second quarter economic development services; \$6,686.00 to North American Salt Company for 200 tons of bulk rock salt.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Mapes seconded by Commissioner Ayers to approve the request for purchase in the amount of \$3,027.00 to Environmental Systems Research Institute, Inc. for ArcView software license and upgrade for the City's GIS system.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Legene seconded by Vice-Mayor Moes to approve the request for purchase in the amount of \$1,643.00 to Michigan Airgas for one Plasma Cutter Hypertherm Power Max 600 for use by the Buildings and Grounds Division.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Ayers seconded by Commissioner Dancer to approve the request for purchase in the amount of \$9,579.00 to Hyde Equipment, Inc. for one High-way 2500 Series Salt Spreader Box for use by the Municipal Garage Services Division.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Mapes seconded by Commissioner Legene to approve the request for purchase in the amount of \$3,152.91 to Northern Tool for one 4' Trash Pump for use by the Municipal Garage Services Division.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Vice-Mayor Moes seconded by Commissioner Mapes to receive and award the bids for the annual

chemical procurement for the Water and Wastewater Treatment Plants according to the following:

<b>BIDDER</b>	<b>Chlorine 15 ton</b>	<b>Lime 360 ton</b>	<b>Fluoride 8 ton</b>	<b>Sulfuric Acid 1 ton</b>	<b>Ferric Chloride* 64 dry ton</b>	<b>Phosphate 3 ton</b>	<b>Dense Soda Ash 69ton</b>
<b>Alexander Chemical Lisle, IL</b>			<b>\$291.00/ton \$2,328.00 \$45.00 Deposit</b>	<b>\$279.00/ ton \$279.00 \$25.00 Deposit</b>			
<b>Carmeuse Lime, Inc. Pittsburgh, PA</b>		<b>\$130.35/ton \$46,926.00</b>					
<b>JCI Jones Chemicals Riverview, MI</b>	<b>\$470.00/ton \$7,050.00 \$750.00 Deposit</b>						
<b>PVS Nolwood Chemicals Detroit, MI</b>						<b>\$1,952.00/ton \$5,856.00</b>	<b>\$290.00 \$20,010.00</b>
<b>PVS Technologies, Inc. Detroit, MI</b>					<b>\$411.85 \$26,358.40</b>		

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Comer seconded by Commissioner Legene to receive the bids for the City of Alma Public Library Automation System (ILS) and to award the bid to The Library Company (TLC), Inwood, WV in the amount of \$128,926.00.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Mapes seconded by Commissioner Ayers to receive the bids for realtor services for the sale of three Michigan State Housing Development Authority Acquisition/Development/Resale Program homes located at 229 Elizabeth, 120 Ely and 512 Hayes and to award the bid to America's Choice Realty, Marci Browne at the rate of 5%.

City Manager Moore advised the City Commission that he did not participate in the review of the bid proposals due to a conflict of interest.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

The following preamble and resolution was offered by Commissioner Mapes seconded by Commissioner Comer:

**Whereas**, The Hammerstrom Election Consolidation Act codified at MCL 168.1 et. seq. requires at MCL 168.322 that nominating petitions for city offices be filed with the city clerk not later than 4:00 p.m. on the twelfth Tuesday before the August primary, and

**Whereas**, the City of Alma charter presently provides, at Section 4.3, that such petitions be filed not later than 4:00 p.m. on the seventh Tuesday prior to the date of the regular city primary election, and

**Whereas**, statute permits the City of Alma to adopt a resolution to provide that the city's filing requirements regarding nominating petitions comply with the aforementioned statutory requirement,

**Now, Therefore, Be It Resolved**, that notwithstanding the provisions of Section 4.3 of the charter of the City of Alma, and pursuant to MCL 117.3 b (3), a candidate for a city office wishing to appear on the official primary election ballots for use within the City of Alma shall file a nominating petition with the city clerk not later than 4:00 p.m. on the twelfth Tuesday before the August primary.

**Be It Further Resolved**, that this resolution be placed in the official record of the city commission of the City of Alma.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

### **Resolution Declared Adopted**

The following preamble and resolution was offered by Vice-Mayor Moes seconded by Commissioner Mapes:

**Whereas**, Multiple Sclerosis is the most common disabling neurological disease of young adults in this country, affecting more than 400,000 people nationwide, including more than 16,000 in Michigan alone; and

**Whereas**, every hour an adult, typically between the ages of 20 and 50, learns he or she has Multiple Sclerosis; and

**Whereas**, There is no known cure, prevention, nor known cause of Multiple Sclerosis; and

**Whereas**, Research advances have now brought us closer than ever to finding a cause and a means of preventing MS and arresting its progress, but much remains to be done before we can say that the fight has been won; and

**Whereas**, The National Multiple Sclerosis Society, which began on March 11, 1946, when Sylvia Lawry convened a meeting of 20 research scientists, this month celebrates 61 years of client services in the areas of health, knowledge and independence, including: counseling, advocacy, equipment assistance, education, information and referral, and self-help groups;

**Now, Therefore**, I, Melvin A. Nyman, Mayor of the City of Alma, do hereby proclaim March 5-10, 2007, as

### **MULTIPLE SCLEROSIS AWARENESS WEEK**

in the City of Alma in support of the efforts of the National Multiple Sclerosis Society and its projects throughout the Gratiot County area.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

**Resolution Declared Adopted.**

The following preamble and resolution was offered by Commissioner Mapes seconded by Vice-Mayor Moes:

**Whereas**, a farmer is investigating the construction of a 2,400 hog farrowing operation in Seville Township; and,

**Whereas**, citizens in northern Gratiot County have expressed concern for the safety and well-being of the area in the event the hog operation is constructed; and,

**Whereas**, the Alma City Commission believes that public policy should be based on facts and sound science; and,

**Whereas**, the City of Alma has requested an impartial forum to discuss the issues such surface water impact, air quality impact, social and economic impact of large animal feeding operations;

**Therefore Be It Resolved** that the Alma City Commission encourages area residents to attend the community forums at 7:00 p.m. on March 20 and March 27 in room L-1 of the Dow Science Hall on Alma College; and,

**Be It Further Resolved**, that citizens with questions about large animal feeding operations be encouraged to submitted their questions to the Alma City Clerk or MSU-Extension Office in the Gratiot County Court House; and,

**Be It Further Resolved**, that the Alma City Commission post pone further action on this issue until after the Gratiot County Forums on Emerging Issues on Dairy and Livestock Production have been held.

**Yes:** Ayers, Comer, Legene, Mapes, Moes, Nyman, & Walkington.

**No:** None.

**Resolution Declared Adopted.**

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Vice-Mayor Moes seconded by Commissioner Comer to adopt a resolution approving a one-year extension of the current uniform, floor mat and shop rag rental service contract with Maurer's Textile Rental Services, Inc. in the amount of \$14,560.00.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Ayers seconded by Vice-Mayor Moes to adopt a resolution amending the original purchase order with Corrigan Moving Systems in the amount of \$50,280 for an additional \$15,000 for the disassembly, removal, modification and installation of donated shelving and furniture from Aquinas College for the Alma Public Library.

City Manager Moore advised the City Commission that the donated shelves will outfit the entire library. The value of the gift is estimated to be \$150,000 which is much more than the \$15,000 incurred in additional cost. Commission thanked Aquinas College for their generous donation.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Comer seconded by Vice-Mayor Moes to adopt a resolution authorizing an Agreement for Professional Engineering Services with R.W. Armstrong for the rehabilitation, grooving and marking of runway 9-27 at Gratiot Community Airport.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Ayers seconded by Commissioner Dancer to adopt a resolution authorizing an amendment to the Michigan State Housing Development Authority grant agreement extending the grant term from 1/1/2004 – 12/31/2006 until 6/30/2007.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Legene seconded by Commissioner Mapes to adopt a resolution authorizing the execution of a 48 month lease agreement between the City of Alma and Alma Pontiac, Buick, GMC for a 2007 Buick Lucerne in the amount of \$459.56 per month for use by the City Manager and to authorize the City Manager to execute the lease on behalf of the City of Alma.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Mapes seconded by Commissioner Comer to adopt a resolution authorizing Change Order A in the amount of \$2,480 with Rivertown Contractors for the removal of trees adjacent to Riverwalk Phase 4 project.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Ayers seconded by Commissioner Mapes to adopt a resolution authorizing a Realtor Services Agreement with Susan Massaway, Coldwell Banker – Mt. Pleasant Realty & Assoc. for the sale of property located at 323 W. Superior St.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Mapes seconded by Commissioner Dancer to adopt a resolution authorizing a Purchase Agreement in the amount of \$65,000 between the City of Alma and Charles W. Brooks for property located at 323 W. Superior St.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Vice-Mayor Moes seconded by Commissioner Legene to receive the following reports and place them on file: Alma Police Department January reports; Alma Fire District January report; City Clerk Voter Registration & Elections Annual Report; DART & Bus Depot January reports; Gratiot County Board of Commissioners meeting minutes for 1/23/2007 and 2/6/2007; Alma Downtown Development Authority meeting minutes for 1/04/2007; Alma Public Library Board meeting minutes for November 15, 2007.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Vice-Mayor Moes seconded by Commissioner Dancer to adopt a resolution approving the appointment of the Board of Review members: Richard Barry, Delbert Hahn, Timothy Wysong and alternate: Tadd Godfrey to be held on March 20, 21, and 22, 2007.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Motion by Commissioner Ayers seconded by Commissioner Dancer to approve Warrant No. 07-15 and to authorize the City Treasurer to issue checks in payment of all claims.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

Commissioner Mapes echoed Mayor Nyman's earlier sentiments regarding the passing of L.D. Decker.

Mayor Nyman added that he had received feedback from a teacher at Luce Road school regarding the recent police drill on lock down procedures at the school. School staff was very impressed with the police department and the professionalism demonstrated.

Mayor Nyman commented that his new grandson is now 4 weeks old but is still in Mott's Children Hospital in Ann Arbor. He is doing much better and hopes to be home soon.

Mayor Nyman advised that there will be a fundraiser for Zoe Hedrick, daughter of Jeff & Katie Hedrick, on 2/24/07. Zoe is suffering from a rare metabolic disorder and Mayor Nyman encouraged support for her and her family.

Gretchen Harrison 5473 Willow bend addressed the City Commission regarding resolution adopted tonight concerning the community forums proposed for March 20 & 27, 2007.

Motion by Vice-Mayor Moes seconded by Commissioner Comer to adjourn the meeting at 6:33 p.m.

**Yes:** Ayers, Comer, Dancer, Legene, Mapes, Moes, & Nyman.

**No:** None.

---

Melvin A. Nyman, Mayor

---

Barbara A. Gager, City Clerk