

AGENDA
WYOMING CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
TUESDAY, SEPTEMBER 7, 2010 AT 7:00 P.M.

- 1) Call to Order**
- 2) Invocation**
Pastor Will Clegg, Wesley Park United Methodist Church.
- 3) Pledge of Allegiance**
- 4) Roll Call**
- 5) Student Recognition**
- 6) Approval of Minutes**
From the regular meeting of August 16, 2010.
- 7) Approval of Agenda**
- 8) Public Hearings**
- 9) Public Comment on Agenda Items** (3 minute limit per person)
- 10) Presentations and Proclamations**
 - a) Presentations
 - b) Proclamations
 1. Prisoner of War-Missing in Action Recognition Day, September 17, 2010.
 2. Family Day – A Day to Eat Dinner with your Children, September 27, 2010.
- 11) Petitions and Communications**
 - a) Petitions
 - b) Communications
- 12) Reports from City Officers**
 - a) From City Council
 - b) From City Manager
- 13) Budget Amendments**
No. 15
- 14) Consent Agenda**

(All items under this section are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda upon request of any Council member and will be considered separately.)

 - a) To Set a Public Hearing to Establish two Plant Rehabilitation Districts for Franklin Partners, LLC (September 20, 2010 at 7:01 p.m.)
 - b) To Set a Public Hearing to Consider a Proposed Brownfield Plan Amendment for Franklin Partners, LLC (September 20, 2010 at 7:02 p.m.)
- 15) Resolutions**
 - c) To Designate an Official Representative and Alternate Official Representative to the Annual Business Meeting of the Michigan Municipal League
 - d) To Authorize Members of the City Council to Attend the Michigan Municipal League 112th Annual Convention
 - e) To Extend the Moratorium on Permits for Businesses Seeking to Cultivate and Distribute Medical Marijuana

- f) To Support the Gordon Foods Headquarters Building Project located at the West End of 50th Street, West of Clay Avenue in Wyoming, Michigan
- g) To Consider a New Class C Licensed Business for El Bachatero, LLC to be located at 1633 28th Street, SW, Wyoming, Michigan, Kent County
- h) To Approve a New Dance Permit for Above the Bar Investments, LLC to be located at 945 36th Street SW, Wyoming, Michigan, Kent County

16) Award of Bids, Contracts, Purchases, and Renewal of Bids and Contracts

- i) To Approve Wyoming's Participation in the Regional Storm Water Pollution Prevention Initiative and the Regional Public Education Plan for the NPDES Phase II Storm Water Permit
- j) To Accept a Proposal for Graphic Design Services for the Parks and Recreation Brochures
- k) To Authorize the Mayor and City Clerk to Enter into a Contract Amendment with the Area Agency on Aging of Western Michigan, Inc. (AAAWM) in Support of Older Adult Transportation (Budget Amendment No. 16)
- l) To Concur with Change Orders A through D for the Oriole Park Renovation Project and to Authorize Final Payment Amount
- m) To Approve Change Order Number Two for the Raw Water Main and Carbon/Transformer Facility Project
- n) To Concur with Change Order Number Two for the Primary Clarifier Odor Control Improvements Project and to Authorize the Mayor and City Clerk to Execute the Change Order
- o) To Authorize a Maintenance Agreement with Netech for Cisco System Data and SCADA Network Support
- p) To Authorize the Repair of Overhead Doors at the Clean Water Plant
- q) For the Purchase of Electric Light Bulbs
- r) For the Purchase of Laboratory Supplies
- s) For Award of Bids
 - 1. Ready-Mixed Concrete
 - 2. Furnishing & Placement of Trees

17) Ordinances

18) Informational Material

19) Acknowledgment of Visitors

20) Closed Session (as necessary)

21) Adjournment

PROCLAMATION

**PRISONER OF WAR/MISSING IN ACTION
RECOGNITION DAY**

Friday, September 17, 2010

WHEREAS, the United States has fought in many wars, the longest of which was the Vietnamese Conflict, and

WHEREAS, Friday, September 17, 2010, is a day of remembrance for those who suffered as prisoners of war or are still missing as a result of any conflict, and

WHEREAS, although cooperation has increased within the past few years, there are still nearly 1,740 American servicemen and civilians including 53 from the State of Michigan missing and unaccounted for in Indochina; there is also one missing from the Gulf War, the uncertainty of their fates has caused their families to suffer great hardship, and

WHEREAS, increasing public awareness and focusing public attention on this issue is one way to help achieve this goal, and

WHEREAS, the sacrifices of these brave Americans and their families are deserving of recognition.

NOW, THEREFORE, I, JACK A. POLL, Mayor of the City of Wyoming, do hereby proudly proclaim Friday, September 17, 2010, as

PRISONER OF WAR/MISSING IN ACTION RECOGNITION DAY

in the City of Wyoming, and urge all of our citizens to take note of this important issue and remember those servicemen and civilians who were prisoners of war and those who are still missing.

JACK A. POLL, MAYOR
City of Wyoming, Michigan

PROCLAMATION

FAMILY DAY – A DAY TO EAT DINNER WITH YOUR CHILDREN
Monday, September 27, 2010

WHEREAS, the use of illegal drugs and the abuse of alcohol and nicotine constitute the greatest threats to the well-being of America's children; and

WHEREAS, surveys conducted by the National Center on Addiction and Substance Abuse have consistently found that children and teenagers who routinely eat dinner with their families are far less likely to smoke, use alcohol and illegal drugs; and

WHEREAS, teenagers who have infrequent family dinners are twice as likely to have used tobacco or marijuana, and more than one and a half times likelier to have used alcohol; and

WHEREAS, the correlation between family dinners and reduced risk for teen substance abuse are well documented; and

WHEREAS, parental influence is known to be one of the most crucial factors in determining the likelihood of substance abuse by teenagers; and

WHEREAS, family dinners have long been constituted a substantial pillar of family life in America;

NOW, THEREFORE, I, JACK A. POLL, Mayor of the City of Wyoming, do hereby proclaim the fourth Monday of every September, as

FAMILY DAY – A DAY TO EAT DINNER WITH YOUR CHILDREN

in the City of Wyoming, and call on our citizens to celebrate this day by sitting down for a meal with their families.

JACK A. POLL, MAYOR
City of Wyoming, Michigan

CITY OF WYOMING BUDGET AMENDMENT

Date: September 7, 2010

Budget Amendment No. 015

To the Wyoming City Council:

A budget amendment is requested for the following reason: To appropriate \$1,800,000 of budgetary authority and to recognize estimated revenue to be received from Gordon Food Service for their expansion project, including street improvements to 50th Street, 54th Street and Clay Avenue.

<u>Description/Account Code</u>	<u>Current</u>	<u>Increase</u>	<u>Decrease</u>	<u>Amended</u>
<u>Capital Improvement Fund</u>				
Reimbursements 2011 CP.Gordon Food Service Project.Revenue				
400-676.000 2011CP.GFS Project.Revenue	\$0	\$1,800,000		\$1,800,000
Public Works - Major Street Construction - Capital Outlay 2011CP.Gordon Food Service Project.Expense				
400-441-50200-9723502 2011CO.GFS.Exp	\$0	\$1,800,000		\$1,800,000
Fund Balance/Working Capital				

Recommended: _____
Finance Director

City Manager

Motion by Councilmember _____, seconded by Councilmember _____ that the General Appropriations Act for Fiscal Year 2010-2011 be amended by adoption of the foregoing budget amendment.

Motion carried: _____ yeas, _____ nays

I hereby certify that at a _____ meeting of the Wyoming City Council duly held on _____ the foregoing budget amendment was approved.

City Clerk

RESOLUTION NO. _____

RESOLUTION TO SET A PUBLIC HEARING TO ESTABLISH TWO PLANT
REHABILITATION DISTRICTS FOR FRANKLIN PARTNERS, LLC

WHEREAS, Act. No. 198 of the Public Acts of Michigan of 1974, as amended, MCL 207.551 *et seq.*, provides for the establishment of plant rehabilitation districts within the City of Wyoming and also provides, within such districts, an exemption for certain taxes as an incentive to industries to renovate and expand aging facilities; and

WHEREAS, Franklin Partners, LLC, has requested the establishment of two Plant Rehabilitation Districts; and

WHEREAS, prior to establishing such districts, it is necessary to first hold a public hearing at which the owners of affected property and any other resident or taxpayer of the City can be given an opportunity to comment on the establishment of the Plant Rehabilitation Districts.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The City Council shall hold a public hearing on September 20, 2010 at 7:01 p.m., at Wyoming City Hall, 1155 28th Street SW, Wyoming, MI 49509, at which the owners of property located within the proposed Plant Rehabilitation Districts and other residents or taxpayers of the City shall be given an opportunity to comment on the establishment of the proposed districts to be comprised of the property described on the attached Exhibit A, which is incorporated by reference, and commonly known as 4247 Eastern Avenue SE, Wyoming, MI 49548 and 4301 Eastern Avenue SW, Wyoming, MI 49548.
2. All resolution and parts of resolutions are, to the extent of any conflict with this resolution, hereby rescinded.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays.

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan at a regular session held on the 7th day of September, 2010.

Heidi A. Isakson
Wyoming City Clerk

EXHIBIT A

Legal Description

Address: 4247 Eastern Avenue SE, Wyoming, MI 49548

Tax Parcel No.: 41-18-19-426-007

Legal Description:

Part of Lots 1, 2, 15 and 16, Potter Plat, and part of the SE 1/4, Section 19, T6N, R11W, City of Wyoming, Kent County, Michigan, described as: Commencing at the E 1/4 corner of Section 19; thence S 02° 55' 30" E 1914.00 feet along the East line of said SE 1/4; thence S 87° 04' 30" W 106.36 feet to the Place of Beginning of this description; thence S 02° 55' 30" E 202.50 feet; thence S 87° 04' 30" W 100.30 feet; thence S 02° 55' 30" E 24.00 feet; thence S 87° 04' 30" W 104.70 feet; thence N 02° 55' 30" W 24.00 feet; thence S 87° 04' 30" W 257.50 feet; thence N 02° 55' 30" W 132.00 feet; thence S 87° 04' 30" W 8.00 feet; thence N 02° 55' 30" W 70.50 feet; thence N 87° 04' 30" E 470.50 feet to the place of beginning.

Address: 4301 Eastern Avenue SE, Wyoming, MI 49548

Tax Parcel No.: 41-18-19-600-001

Legal Description:

Part of the SE 1/4, Section 19, T6N, R11W, City of Wyoming, Kent County, Michigan, described as: Commencing at the E 1/4 corner of Section 19; thence S 02° 55' 30" E 1914.00 feet along the East line of said SE 1/4; thence S 87° 04' 30" W 246.36 feet to the Place of Beginning of this description; thence S 87° 04' 30" W 330.50 feet; thence N 02° 55' 30" W 38.10 feet; thence S 87° 04' 30" W 3.70 feet; thence N 02° 55' 30" W 16.30 feet; thence N 87° 04' 30" E 11.60 feet; thence N 02° 55' 30" W 148.00 feet; thence S 87° 04' 30" W 8.00 feet; thence N 02° 55' 30" W 76.50 feet; thence N 87° 04' 30" E 8.00 feet; thence N 02° 55' 30" W 203.70 feet; thence S 87° 04' 30" W 8.00 feet; thence N 02° 55' 30" W 36.50 feet; thence N 87° 04' 30" E 8.00 feet; thence N 02° 55' 30" W 181.00 feet; thence N 87° 04' 30" E 322.60 feet; thence S 02° 55' 30" E 409.00 feet; thence N 87° 04' 30" E 2.10 feet; thence S 02° 55' 30" E 28.60 feet; thence S 87° 04' 30" W 2.10 feet; thence S 02° 55' 30" E 262.50 feet to the place of beginning.

09/07/10
Manager/KV

RESOLUTION NO. _____

RESOLUTION TO SET A PUBLIC HEARING TO CONSIDER A PROPOSED
BROWNFIELD PLAN AMENDMENT FOR FRANKLIN PARTNERS, LLC

WHEREAS, on August 30, 2010, pursuant to the Brownfield Redevelopment Financing Act, 1996 PA 381, as amended (“Act 381”), the Brownfield Redevelopment Authority of the City of Wyoming (the “Authority”) approved and recommended that this City Council approve a proposed amendment to the Brownfield Plan, as amended, a copy of which has been filed in the City Clerk’s Office (the “Plan Amendment”), to address issues specific to the Franklin Partners, LLC (“Franklin”) project, and

WHEREAS, Act 381 requires that, before approving amendments to the Brownfield Plan, the City Council must give notice of and hold a public hearing.

NOW, THEREFORE, BE IT RESOLVED, that the City Council takes the following action:

1. The City Council shall hold a public hearing on the Plan Amendment on September 20, 2010 at 7:02 p.m. local time, in the City Council Chambers, City Hall, 1155 28th Street SW, Wyoming, Michigan.
2. The City Clerk shall give notice of this public hearing as follows:
 - a. Twice by publication in a newspaper of general circulation designated by the municipality not less than 10 nor more than 40 days before the hearing.
 - b. At least 10 days before the hearing to each of the taxing jurisdictions levying taxes subject to capture under the proposed Plan Amendment and the Michigan Economic Growth Authority. That notice shall be accompanied by a copy of the Plan Amendment and a copy of this resolution in order that such taxing jurisdictions can review the fiscal and economic implications of the Plan Amendment.
3. At the public hearing, the City Council shall provide an opportunity for interested persons to be heard and shall receive and consider written communications with references to the Plan Amendment, officials from any of the above taxing jurisdictions shall have the right to be heard in regard to the adoption of the Plan Amendment, and a record of that public hearing, including all data presented at the public hearing shall be made and preserved.
4. All resolution and parts of resolutions are, to the extent of any conflict with this resolution, hereby rescinded.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays.

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan at a regular session held on the 7th day of September, 2010.

Heidi A. Isakson
Wyoming City Clerk

Resolution No. _____

**AMENDMENT TO THE CITY OF WYOMING BROWNFIELD
REDEVELOPMENT AUTHORITY BROWNFIELD PLAN -
FRANKLIN EASTERN, LLC**

_____, 2010

This amendment to the Brownfield Plan for the City of Wyoming (the “City”) is made pursuant to 1996 P.A. 381, as amended (“Act 381”) to add three parcels to the plan due to the parcels being contaminated (this “Plan Amendment”). This Plan Amendment was approved by the Brownfield Redevelopment Authority of the City of Wyoming (the “Authority”) at a meeting held on _____, 2010. Later that day, the City Council set the public hearing on this Plan Amendment, notice of which was published and otherwise given as provided in Act 381. At its regular meeting of _____, 2010, the City Council approved this Plan Amendment.

Project Summary

Franklin Eastern, LLC (“Franklin”) proposes to renovate the vacant, former manufacturing building located at 4147 Eastern Avenue SE (Parcel #41-18-19-426-009), 4247 Eastern Avenue SE (Parcel #41-18-19-426-007) and 4301 Eastern Avenue SE (Parcel #41-18-19-477-020) in the City of Wyoming (the “Property”) for use as an automotive parts manufacturing facility. The project will require internal demolition and renovation of an existing building (the “Project”). The Project will create both temporary construction jobs and approximately 50 new permanent manufacturing jobs and will retain approximately 140 manufacturing jobs in Michigan. It will also reuse a contaminated site and will result in the preservation and reuse of a vacant building.

Basis of Eligibility

The Property consists of approximately 33.86 acres. It is contaminated with chlorinated solvents and heavy metals in the soil and groundwater exceeding the generic residential cleanup criteria of Part 201 of the Natural Resources and Environmental Protection Act (“NREPA”). Therefore, the Property is “eligible property” as defined by the Act because it has been determined to be a “facility” as defined in Part 201 of the NREPA as a result of the described contamination.

Required Elements of Brownfield Plan

- 1. A description of costs intended to be paid for with tax increment revenues. (MCLA 125.2663(1)(a))**

Franklin will not seek tax increment financing under Act 381 for any eligible activities at the property.

- 2. A brief summary of the eligible activities that are proposed for each eligible property. (MCLA 125.2663(1)(b))**

“Eligible activities” are defined in the Act as meaning one or more of the following: (i) baseline environmental assessment activities; (ii) due care activities; and (iii) additional response activities. In qualified local governmental units such as the City of Wyoming, the Act includes the following activities under the definition of “eligible activities”: (A) infrastructure improvements that directly benefit eligible property; (B) demolition of structures that is not response activity under Part 201 of NREPA; (C) lead or asbestos abatement; and (D) site preparation that is not response activity under Part 201 of NREPA.

Franklin will not seek tax increment financing under Act 381 for any eligible activities at the property. Eligible activities will include internal demolition of the existing building.

- 3. An estimate of the captured taxable value and tax increment revenues for each year of the plan from each parcel of eligible property and in the aggregate. (MCLA 125.2663(1)(c))**

Franklin will not seek tax increment financing under Act 381 for any eligible activities at the property.

- 4. The method by which the costs of the plan will be financed, including a description of any advances made or anticipated to be made for the costs of the plan from the municipality. (MCLA 125.2663(1)(d))**

The costs of the plan will be financed by Franklin. No advances from the City are contemplated at this time.

- 5. The maximum amount of the note or bonded indebtedness to be incurred, if any. (MCLA 125.2663(1)(e))**

None at this time.

- 6. The duration of the brownfield plan, which shall not exceed the lesser of (1) the period required to pay for the eligible activities from tax increment revenues plus the period of capture authorized for the local site remediation revolving fund or (2) 30 years. (MCLA 125.2663(1)(f))**

The estimated duration of the Plan may be as long as two years but in no event will the Plan exceed the maximum duration provided for in Act 381.

- 7. An estimate of the impact of tax increment financing on the revenues of all taxing jurisdictions in which the eligible property is located. (MCLA 125.2663(1)(g))**

There will be no TIF reimbursement under this plan.

8. A legal description of each parcel of eligible property to which the plan applies, a map showing the locations and dimensions of each eligible property, a statement of the characteristics that qualify the property as eligible property and a statement of whether personal property is included as part of the eligible property. (MCLA 125.2663(1)(h))

1. See legal description at attached Exhibit A.
2. See location and site map at Exhibit B.
3. Characteristics of Property: The “eligible property” was historically used for manufacturing. As a result, the Property has subsurface contamination in excess of the Part 201 criteria and therefore is a “facility” as that term is defined in Section 20101 of NREPA.
4. Personal Property: Personal property is included as part of the eligible property.

9. An estimate of the number of persons residing on each eligible property to which the plan applies and the number of families and individuals to be displaced, if any. (MCLA 125.2663(1)(i))

There are no persons residing on this Property.

10. A plan for establishing priority for the relocation of persons displaced by implementation of the plan, if applicable. (MCLA 125.2663(1)(j))

This Section is inapplicable to this site as there are no persons residing on this Property.

11. Provision for the costs of relocating persons displaced by implementation of the plan, and financial assistance and other reimbursement of expenses, if any. (MCLA 125.2663(1)(k))

This Section is inapplicable to this site as there are no persons residing on this Property.

12. A strategy for compliance with the Michigan Relocation Assistance Act, if applicable. (MCLA 125.2663(1)(l))

This Section is inapplicable to this site as there are no persons residing on this Property.

13. A description of the proposed use of the local site remediation revolving fund. (MCLA 125.2663(1)(m))

The local site remediation revolving fund will be used for such purposes permitted under the Brownfield Redevelopment Financing Act and any brownfield redevelopment plans that are

in place at the time that the revolving fund exists. The revolving fund will not be used for this Project.

**14. Other material that the authority or governing body considers pertinent.
(MCLA 125.2663(1)(n))**

The public will benefit through the creation of approximately 50 new jobs as well as the retention of approximately 140 existing jobs. In addition, temporary construction jobs will be created and the City and State will benefit from the increased tax revenue generated from the renovated building and new machinery and equipment brought to the Property by the Project.

Michigan Business Tax Credit

It is the intention of the Michigan Legislature to encourage redevelopment of brownfields using the Michigan Business Tax (“MBT”) credit incentive permitted under Act 36, Public Acts of 2007, as amended. The MBT credit can be applied against any “eligible investment” at the Property. The MBT credit will be applied against any eligible investment or part thereof made by a qualified taxpayer after approval of this Brownfield Redevelopment Plan by the City of Wyoming but in any event no earlier than 90 days prior to the date of the preapproval letter from the Michigan Economic Growth Authority or its chairperson.

“Eligible investment” means, when made after the approval date of the brownfield plan but in any event no earlier than 90 days prior to the date of the preapproval letter, any demolition, construction, restoration, alteration, renovation, or improvement of buildings on eligible property and the addition of machinery, equipment, and fixtures to the Property after the date that eligible activities have started pursuant to the brownfield plan.

Franklin intends to apply for a MBT credit at the eligible property pursuant to Act 36 of the Public Acts of Michigan of 2007, as amended.

Exhibit A

Property Description

Property Address: 4147 Eastern Ave SE
Wyoming, Michigan

Parcel ID No.: 41-18-19-426-009

Legal Description: PART OF SE ¼ COM AT E ¼ COR TH S 2D 55M 30S E ALONG E SEC LINE 658.46 FT BEG OF THIS DESC – TH S 2D 55M 30S E ALONG E SEC LINE 517.10 FT TH S 87D 04M 00S W 190.37 FT TH N 2D 55M 30S W 17.0 FT TH S 87D 04M 00S W 765.0 FT TO ELY LINE OF KENT INDUSTRIAL CENTER NO.2 TH N 6D 00M 00S W ALONG ELY LINE OF SD PLAT 496.08 FT TH N 87D 04M 00S E 336.21 FT TH N 85D 24M 20S E 556.04 FT TH S 2D 55M 30S E 14.0 FT TH N 85D 24M 20S E 90.0 FT TO BEG * SEC 19 T6N R11W 11.20 A.

Property Address: 4247 Eastern Ave SE
Wyoming, Michigan

Parcel ID No.: 41-18-19-426-007

Legal Description: PART OF SE ¼ COM AT E ¼ COR TH S 2D 55M 30S E ALONG E SEC LINE 1175.56 FT TO BEG OF THIS DESC – TH S 87D 04M 00S W 190.37 FT TH N 2D 55M 30S W 17.0 FT TH S 87D 04M 00S W 765.0 FT TO ELY LINE OF KENT INDUSTRIAL CENTER NO.2 TH S 0D 00M 00S E ALONG ELY LINE OF SD PLAT 675.40 FT TO NE COR OF LOT 73 OF KENT INDUSTRIAL CENTER NO.2 TH S 89D 55M 00S W ALONG N LOT LINE 130.70 FT TH S 6D 00M 00S E TO A PT 130.67 FT S 89D 51M 40S W FROM NW COR OF POTTER PLAT TH N 89D 51M 40S E TO NW COR OF POTTER PLAT TH ELY ALONG N LINE OF POTTER PLAT 914.84 FT TO E SEC LINE TH N ALONG E SEC LINE 809.87 FT TO BEG * SEC 19 TA6N R11W 17.90 A.

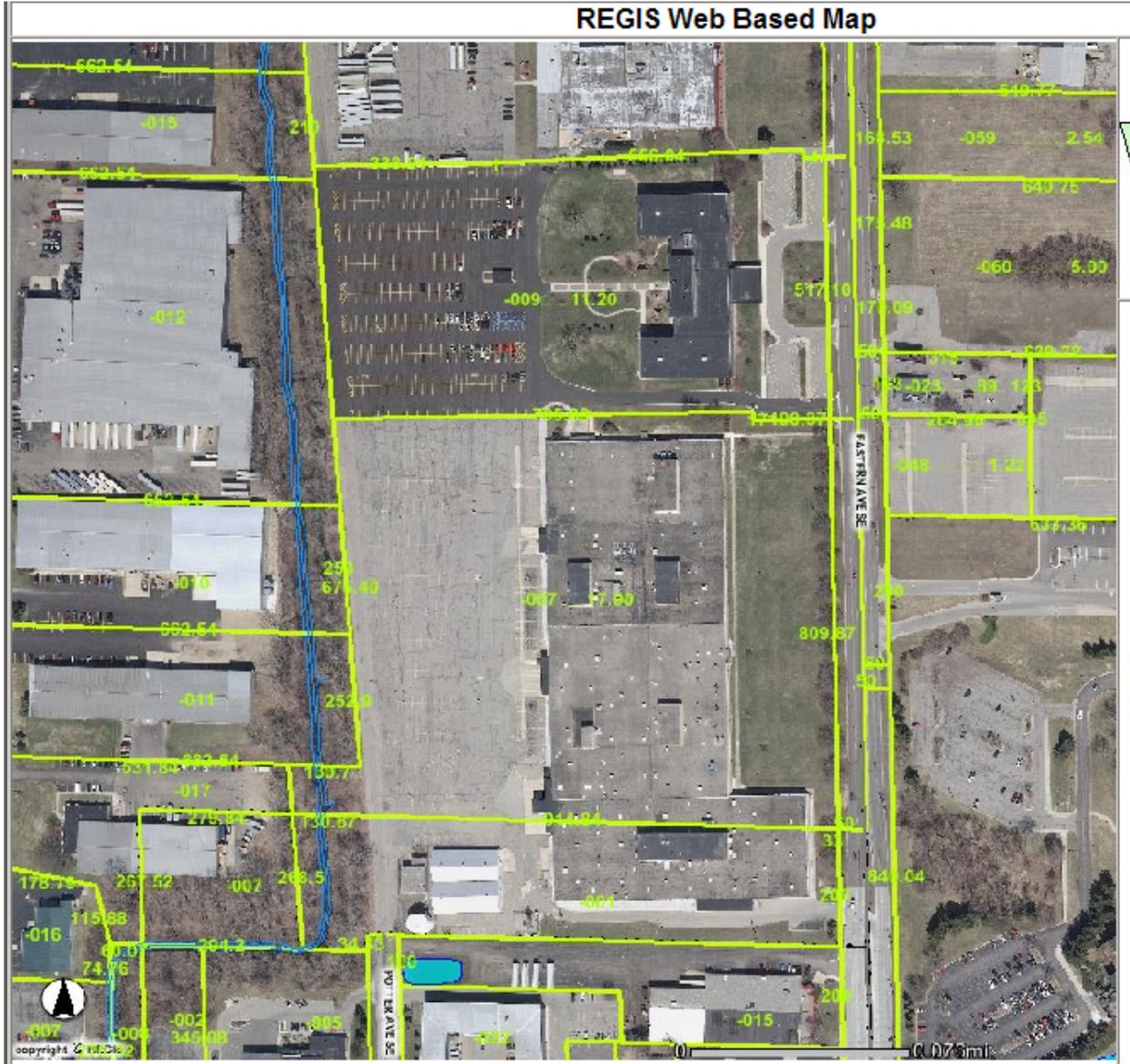
Property Address: 4301 Eastern Ave SE
Wyoming, Michigan

Parcel ID No.: 41-18-19-600-001

Legal Description: PART LOT 73 COM 107.94 FT S 6D 00M E ALONG E LOT LINE FROM NE COR OF LOT 73 TH S 6D 00M E 234.01 FT TH S 89D 50M 40S W 13.04 FT TH S 2D 56M 10S E 34.33 FT TH S 89D 50M 40S W ALONG S LOT LINE 115.80 FT TH N 6D 00M 00S W 268.50 FT TO A LINE BEARING S 89D 51M 40S W FROM BEG TH N 89D 51M 40S E

130.67 FT TO BEG * KENT INDUSTRIAL CENTER NO. 2 ALSO
LOTS 1 2 15 & 16 ALSO THAT PART OF VACATED PORTIONS OF
POTTER AVE & 43D ST DESC AS COM AT NE COR OF SD LOT 1
TH W ALONG N LINES OF LOTS 1 & 16 TO NW COR OF LOT 16 TH
S 200 FT TO SW COR OF LOT 15 TH W 46.96 FT TH NWLY 233.91
FT TO N LINE OF POTTER PLAT AT A PT 914.84 FT W FROM E
SEC LINE TH E ALONG N PLAT LINE TO A PT 33 FT N FROM BEG
TH S TO BEG * POTTER PLAT

Exhibit B



RESOLUTION NO. _____

RESOLUTION TO DESIGNATE AN OFFICIAL REPRESENTATIVE
AND ALTERNATE OFFICIAL REPRESENTATIVE
TO THE ANNUAL BUSINESS MEETING OF THE
MICHIGAN MUNICIPAL LEAGUE

WHEREAS, the Annual convention of the Michigan Municipal League will be held in Dearborn, Michigan on September 21 through 24, 2010; and

WHEREAS, the annual business meeting of this convention will be held on September 22, 2010; and

WHEREAS, it is necessary for the City of Wyoming to designate an Official Representative and an Alternate Official Representative to the annual business meeting of the Michigan Municipal League; now, therefore,

BE IT RESOLVED that William Ver Hulst is hereby named the Official Representative and _____ as the Alternate Official Representative of the City of Wyoming at the annual business meeting of the Michigan Municipal League on September 22, 2010.

Councilmember _____ moved, seconded by Councilmember _____, that the above resolution be adopted.

Motion carried: _____ Yeas, _____ Nays.

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan at a regular meeting held on the 7th day of September, 2010.

HEIDI A. ISAKSON
Wyoming City Clerk

Resolution No. _____

09/07/10
Manager/KV

RESOLUTION NO. _____

RESOLUTION TO AUTHORIZE MEMBERS OF THE CITY COUNCIL TO
ATTEND THE MICHIGAN MUNICIPAL LEAGUE 112th ANNUAL CONVENTION

WHEREAS, the Michigan Municipal League 112th Annual Convention will be held in Dearborn, September 21 through 24, 2010, and

WHEREAS, it is the desire of the City Council that Wyoming be represented at the convention; now, therefore

BE IT RESOLVED that members of the Wyoming City Council are hereby authorized to attend the Michigan Municipal League 112th Annual Convention in Dearborn, September 21 through 24, 2010, and

BE IT FURTHER RESOLVED, that Councilmembers will submit their expense reports at the conclusion of the conference for approval at the next regular City Council meeting.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan at a regular session held on the 7th day of September, 2010.

HEIDI A. ISAKSON
Wyoming City Clerk

Resolution No. _____

RESOLUTION NO. _____

A RESOLUTION TO EXTEND THE MORATORIUM ON PERMITS FOR
BUSINESSES SEEKING TO CULTIVATE AND DISTRIBUTE
MEDICAL MARIJUANA

WHEREAS, on March 1, 2010, by Resolution No. 23528, the City Council established a moratorium on permits for business enterprises or locations seeking permits for the distribution or cultivation of medical marijuana, and

WHEREAS, that moratorium expired on September 1, 2010, and

WHEREAS, the City is still in the process of providing for a regulatory ordinance for medical marijuana, and

WHEREAS, a proposed Ordinance is currently before the Planning Commission with the next review to be held on September 20, 2010, and

WHEREAS, following Planning Commission review a proposed Ordinance will be brought before the City Council for review, and

WHEREAS, it is necessary to maintain the moratorium on permits for business entities seeking to engage in the business of the sale and distribution of medical marijuana, Now Therefore

BE IT RESOLVED that the City Council hereby extends the moratorium on permits for business enterprises or persons seeking to engage in the distribution or cultivation of medical marijuana until March 1, 2011, or until such time as the appropriate Ordinances are passed, whichever occurs first.

Councilmember _____ moved, seconded by Councilmember _____,
that the above resolution be adopted.

Motion carried: _____ yeas _____ nays

I hereby certify that the foregoing resolution was adopted by the City Council for the City of Wyoming at a _____ session held on the _____ day of _____, 2010.

Heidi A. Isakson
Wyoming City Clerk

Resolution No. _____

RESOLUTION NO. _____

RESOLUTION TO SUPPORT THE GORDON FOODS HEADQUARTERS
BUILDING PROJECT LOCATED AT THE WEST END OF 50TH STREET,
WEST OF CLAY AVENUE IN WYOMING, MICHIGAN

WHEREAS, Gordon Foods Service has committed to relocate their United States and Canadian World Headquarters to a new building proposed at the west end of 50th Street, west of Clay Avenue in Wyoming, Michigan, and

WHEREAS, Gordon Foods Service projects approximately 500 new jobs to be added to the area within the next five years associated with the development, and

WHEREAS, Gordon Foods Service is seeking assistance with the State of Michigan Economic Development Fund to help finance some of the necessary improvements associated with the project, and

WHEREAS, the City of Wyoming will contribute to the proposed development by contributing twenty percent in support of the street improvements necessary for the development, and

WHEREAS, the City of Wyoming will own and maintain the necessary street improvements associated with the development, and

WHEREAS, it is in Wyoming's best interest to support Gordon Food Service for the addition of the new employees and added infrastructure; now, therefore,

BE IT RESOLVED that the City Council hereby supports the Gordon Foods Headquarters building project located at the west end of 50th Street, west of Clay Avenue.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays.

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan at a _____ session held on the _____ day of _____ 2010.

HEIDI A. ISAKSON
Wyoming City Clerk

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION

RESOLUTION NO. _____

At a _____ Regular _____ meeting of the _____ Wyoming City Council _____
(Regular or Special) (Township Board, City or Village Council)

called to order by _____ Mayor Poll _____ on _____ at _____ 7:00 _____ P.M.

The following resolution was offered:

Moved by _____ and supported by _____

That the request from:

El Bachatero, LLC a new Class C licensed business to be located at 1633 28th Street SW, Wyoming 49509, Kent County, Michigan

be considered for _____
(Approval or Disapproval)

APPROVAL

DISAPPROVAL

Yeas: _____

Yeas: _____

Nays: _____

Nays: _____

Absent: _____

Absent: _____

It is the consensus of this legislative body that the application be:

_____ for issuance
(Recommended or not Recommended)

State of Michigan)

County of Kent)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the _____ Wyoming City Council _____ at a _____ Regular _____
(Township Board, City or Village Council) (Regular or Special)

meeting held on _____
(Date)

SEAL

(Signed) _____
(Township, City or Village Clerk)

Heidi A. Isakson, City Clerk
City of Wyoming, Michigan
1155 28th Street SW
Wyoming, MI 49509-0905

Resolution No. _____

MEMORANDUM
City of Wyoming, Michigan

TO : Curtis L. Holt, City Manager

cc: Barbara VanDuren, Deputy City Manager
Jack Sluiter, City Attorney

FROM: Heidi A. Isakson, City Clerk

DATE: August 25, 2010

RE: Class C Liquor License Application
El Bachatero, LLC, 1633 28th Street SW

Eneida and Jaimie Perez, as El Bachatero, LLC, have applied for a Class C liquor license for 1633 28th Street SW. As part of their application, their attorney submitted a letter requesting a waiver of Section 14.179(3) of the Code of Ordinances, which requires that liquor licenses be operated in conjunction with a restaurant. City Council may grant this waiver if it chooses (Section 14.179(5)).

I would like to point out that Attorney Shallal's letter indicates Wyoming has 12 on-premise licenses currently available; we actually have nine, because three have been transferred from escrow to other communities in Kent County. We also have one other pending on-premise license application.

The Chief Carmody has recommended denial of the application; Treasurer Andrea Boot indicates there are no outstanding debts to the City; and Chief Building Official Jim DeLange outlines where the application does not comply with the ordinance.

I propose consideration of this application be on the September 7, 2010 City Council Agenda. It will be necessary for whichever Councilmember moves the resolution to indicate whether the motion is to approve or deny the application, and the resolution will be modified accordingly.

If the application is approved, the Council will need to adopt a resolution waiving the requirements of Section 14-179(2) and (3). A copy of the relevant Code is attached.

Joseph A. Shallal
Neb Mekani
John J. Orow
John N. Hindo

Law Offices Of

**MEKANI, OROW, MEKANI,
SHALLAL, & HINDO, P.C.**

A Professional Corporation
255 South Old Woodward
Suite 310
Birmingham, MI 48009
Telephone (248) 223-9830
Facsimile (248) 265-4107

Of Counsel
Jane Shallal
John I. Kittel

Louie E. Mekani
(1971 – 2000)

April 26, 2010

City of Wyoming
Attention: Heidi A. Isakson, City Clerk
1155 28th Street, S.W.
Box 905
Wyoming, Michigan 49509-0905

Re: El Bachatero, LLC—Application for New Class C/SDM Licenses
1633 28th Street, SW, Wyoming, Michigan

Dear Ms. Isakson:

Please allow this correspondence to serve as response to your recent request for additional information concerning the intent of our clients' request for a new quota Class C/SDM License to be placed at the referenced address.

Pursuant to the Code of the City of Wyoming—Article IV. Alcoholic Liquors, Section 14.179(3) which states:

All licenses shall be operated in conjunction with a restaurant as a unit, and there shall be no separation of ownership between the license and the restaurant business. The primary business shall be that of the restaurant, which shall mean that more than 50 percent of the gross income shall be derived from the restaurant business, exclusive of all alcohol sales. All licensees who as of January 1, 1980, do not have a restaurant business in conjunction with the license are hereby excluded from the provisions of this subsection. Those licensees who have a restaurant in conjunction with their business are hereby included in this subsection. On or before January 30 of each year, all licensees shall submit to the city clerk an annual report showing the total restaurant sales and the total sales from alcoholic beverages and such other information as may be necessary for the city to be able to determine whether or not the licensee is complying with this subsection.

(5) Any of the conditions of this Section may be waived by the City Council if it is deemed that such waiver is in the best interest of the city.

It is our understanding that based upon the Alcoholic Beverage Ordinance above, our clients might not presently qualify for a new Class C/SDM license. However, it is our request that the City either acknowledge that the requirements of the Ordinance can be met by providing food via a catering service or waive the Ordinance requirement since it is in the best interest of the City to permit the provision of such a business. This license would be similar to the licensing of a banquet hall or bowling alley, which are currently liquor licensed businesses located in the City of Wyoming. Below, we have detailed the experience, proposed operation, and other pertinent information concerning the business.

ORDINANCE COMPLIANCE:

The Ordinance requires that 50% or more of the sales be food-related. The Ordinance can be construed to mean that the food does not have to be prepared internally. The food will be prepared off-site and brought in by caterers. El Bachatero will be a food operation and will provide food every day, in compliance with the Ordinance through a catering service. Our clients would agree that licensing will be contingent upon El Bachatero receiving food from a licensed establishment in Kent County, that meets all requirements of the Kent County Health Department and any other requirements, including the ability to package for-resale food.

APPLICANTS:

Our clients, Jaime and Eneida Perez, have been residents and homeowners in the Wyoming community for the past 5 years and in the Grand Rapids community for the past 15 years. Mr. and Mrs. Perez are natives of the Dominican Republic and Puerto Rico, each having relocated to the United States over 20 years ago. They are active parishioners at the San Jose Obreo Catholic Church in Wyoming.

DEMOGRAPHICS:

Based upon our research, approximately 10% of the population of Wyoming is Hispanic in origin. Currently, there are limited places where Hispanics can gather to celebrate their distinct culture. It is the Perez' concept to create a night/dance club where Hispanics can convene to partake in cultural activities, including dancing, music, entertainment and socializing.

PROPOSED LOCATION:

The Perez' have proposed an establishment at 1633 28th Street, SW. The site will be approximately 1,700 square feet. It will be equipped with a dance floor, seating capacity for approximately 70 individuals, bar and restrooms.

LICENSING ISSUES:

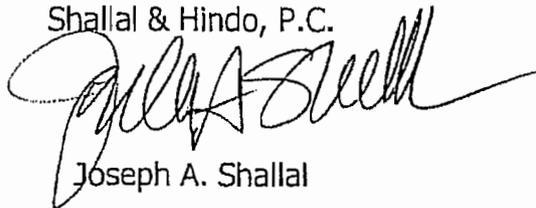
QUOTA LICENSE EXPIRATION: Currently, the City of Wyoming has 34 Class C licenses in active operation. Based upon the 2000 Census, the MLCC (Michigan Liquor Control Commission) has allocated 46 licenses for authorization within the City limits. There are 12 new licenses available to be granted to new applicants by the City. Should the population of Wyoming decrease based upon the population in 2010, the City could potentially lose these quota licenses should its population drop below the last Census figure of 69,368 residents. It is important for the City to note that these quota licenses are potential ways for the City to raise revenue from taxes and other assessments. Therefore, it may be in the best interest of the City to waive the strict ordinance requirements and to vest this business with a Class C License.

APPLICANT EXPERIENCE: We understand that the concept of a night/dance club may bring reservation to those on the City Council; however, Mr. and Mrs. Perez are very experienced in operating these types of social clubs. Most recently, they were the operators of the El Meregón, Salsa Night Club and Tropical Night Club, each located in Grand Rapids. While no problems are expected, since historically their other locations have had no problems, it is their current intention to employ, from 5-10 security officers to maintain sufficient control of the premises, inside and outside. They intend to open only on Thursday, Friday, Saturday or Sunday evenings. They have an excellent past operating record which included no calls to the police for violence or noise ordinance violations.

Should additional information be necessary for consideration by the City, please contact me so that we may discuss this matter in further detail. I appreciate the attention you have taken to this matter.

Very truly yours,

Mekani, Orow, Mekani,
Shallal & Hindo, P.C.



Joseph A. Shallal

JAS/ked
cc: Mr. and Mrs. Jaime Perez

CITY OF WYOMING, MICHIGAN
APPLICATION FOR LIQUOR LICENSE

APPLICANT: <i>EL Bachatero, LLC</i>	<input type="checkbox"/> SOLE PROPRIETOR <input type="checkbox"/> PARTNERSHIP <input checked="" type="checkbox"/> CORPORATION <i>LLC</i>
BUSINESS ADDRESS: <i>1633 28th Street SW</i> <i>Wyoming, MI 49509</i>	TELEPHONE: <i>(616) 589-5053</i> FAX: _____
LICENSE REQUESTED: <input type="checkbox"/> TAVERN <input checked="" type="checkbox"/> CLASS C <input type="checkbox"/> CLASS B HOTEL	LOCATION OF THE PROPOSED BUSINESS: <i>1633-28th Street SW</i> <i>Wyoming, MI 49509</i>
WILL THE PROPOSED BUSINESS OCCUPY A(N): <input checked="" type="checkbox"/> EXISTING BUILDING <input type="checkbox"/> NEW BUILDING	DO YOU: <input type="checkbox"/> OWN BUILDING <input checked="" type="checkbox"/> LEASE BUILDING
ARE FURNITURE & FIXTURES: <input checked="" type="checkbox"/> OWNED <input type="checkbox"/> LEASED	BUILDING OWNER: <i>1633-28th Street, LLC</i> <i>c/o George Abro</i>
FURNITURE & FIXTURE OWNER: <i>EL Bachatero, LLC</i>	
NAME OF PERSON RESPONSIBLE FOR DAILY OPERATION OF BUSINESS: <i>Eneida Perez</i>	
NAME OF BANK FOR BUSINESS ACCOUNT: <i>TIB/D</i>	
FIRM, ACCOUNTANT OR PERSON RESPONSIBLE FOR FINANCIAL RECORDS: <i>Personal Bookkeeping Services, Inc.</i> NAME: <i>Attn: Carolyn Mundt</i> ADDRESS: <i>4922 Division Avenue #5, Grand Rapids, MI 49548</i>	
NAME OF PERSON COMPLETING APPLICATION: <i>Joseph Sniallal</i>	TITLE OF PERSON COMPLETING APPLICATION: <i>Attorney</i>
SIGNATURE: <i>[Signature]</i>	DATE: <i>3/16/2010</i>

ATTACH:

1. A SCALED DRAWING WHICH SHOWS THE TOTAL SQUARE FOOTAGE, DINING SQUARE FOOTAGE, KITCHEN SQUARE FOOTAGE, TOTAL TABLE SEATING, AND TOTAL COUNTER SEATING.
2. A PERSONAL INFORMATION SHEET FOR EACH OWNER, PARTNER, CORPORATE OFFICER OR MANAGER.
3. APPLICATION FEE OF \$300 PAYABLE TO THE CITY OF WYOMING.

*MI 49548
4496*

COPY AND COMPLETE THIS PAGE FOR EACH OWNER, PARTNER, CORPORATE OFFICER OR MANAGER

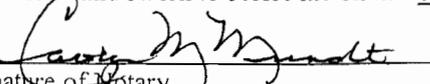
NAME: <u>Eneida Perez</u>	TITLE <u>Managing Member</u>
RESIDENT ADDRESS: <u>2634 Sherbrooke SW WYOMING, MI 49519</u>	PHONE: <u>(616) 551-2290</u> <u>(616) 589-5053</u>
SOCIAL SECURITY NUMBER: <u>6600</u>	DATE OF BIRTH: <u>'1961</u>
RESIDENT OF THE STATE OF MICHIGAN? <input checked="" type="checkbox"/> YES <u>15</u> YEARS <input type="checkbox"/> NO	
Describe similar business ventures or related experience: <u>The applicants have been managing similar "hispanic night club" businesses for the past 25+ years.</u>	
Do you, a member of your family or your corporation hold a license for the sale of alcoholic beverages at the present time: <input type="checkbox"/> Yes - List type and location of each <input checked="" type="checkbox"/> No	
Have you, a member of your family or your corporation previously held a license for the sale of alcoholic beverages in the State of Michigan? <input type="checkbox"/> Yes - List type and location of each <input checked="" type="checkbox"/> No	
Have you ever been convicted of any criminal act? <input type="checkbox"/> Yes - describe state, county and date of conviction <input checked="" type="checkbox"/> No	

I hereby authorize City officials to investigate any or all information supplied, related to, or implied by this application. I further authorize City officials to secure additional information necessary to complete this application. I understand that this information will be considered by the Wyoming City Council in review of this application, and that the information contained herein may be subject to public disclosure under the Freedom of Information Act.

Signature of owner, partner, corporate officer or manager: 

State of Michigan
KENT County

Subscribed and sworn to before me on this 19TH day of MARCH, 2010.

X 
Signature of Notary
CAROLYN M. MUNDT
Printed Name

My commission expires: 09/15/2013

COPY AND COMPLETE THIS PAGE FOR EACH OWNER,
PARTNER, CORPORATE OFFICER OR MANAGER

NAME: <u>Jaime Perez</u>	TITLE: <u>Member</u>
RESIDENT ADDRESS: <u>2634 Sherbrooke SW Wyoming, MI 49519</u>	PHONE: <u>(616) 551-2290 (616) 589-5053</u>
SOCIAL SECURITY NUMBER: <u>8170</u>	DATE OF BIRTH: <u>1954</u>
RESIDENT OF THE STATE OF MICHIGAN? <input checked="" type="checkbox"/> YES <u>15</u> YEARS <input type="checkbox"/> NO	
Describe similar business ventures or related experience: <u>The applicants have been managing similar "hispanic night club" businesses for the past 25+ years.</u>	
Do you, a member of your family or your corporation hold a license for the sale of alcoholic beverages at the present time: <input type="checkbox"/> Yes - List type and location of each <input checked="" type="checkbox"/> No	
Have you, a member of your family or your corporation previously held a license for the sale of alcoholic beverages in the State of Michigan? <input type="checkbox"/> Yes - List type and location of each <input checked="" type="checkbox"/> No	
Have you ever been convicted of any criminal act? <input checked="" type="checkbox"/> Yes - describe state, county and date of conviction <input type="checkbox"/> No <u>1991 / Union City, NJ / Poss. of Cocaine</u>	

I hereby authorize City officials to investigate any or all information supplied, related to, or implied by this application. I further authorize City officials to secure additional information necessary to complete this application. I understand that this information will be considered by the Wyoming City Council in review of this application, and that the information contained herein may be subject to public disclosure under the Freedom of Information Act.

Signature of owner, partner, corporate officer or manager: X Jaime Perez

State of Michigan
KENT County

Subscribed and sworn to before me on this 19th day of MARCH, 2010.

X. Carolyn M. Mundi
Signature of Notary

CAROLYN M MUNDI
Printed Name

My commission expires: 09/15/2013

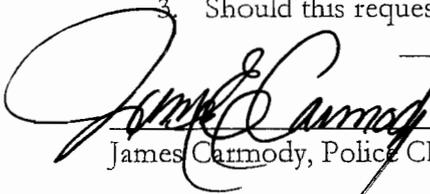
LIQUOR LICENSE APPLICATION - DEPARTMENT REVIEW

APPLICANT(S): <i>EL Bachatero, LLC</i>	PROPOSED LICENSE LOCATION: <i>1633 28th Street, SW</i>
LICENSE TYPE: <i>CLASS C / SDM</i>	

POLICE DEPARTMENT

I have investigated the application and the applicant(s) listed above and make the following recommendation as provided in Section 14-182 of the City Code.

1. Is the applicant qualified to conduct this business in the City of Wyoming if licensed?
 Yes No
2. Is the proposed location satisfactory for this business?
 Yes No
3. Should this request be considered for approval by the City Council?
 Yes No


James Carmody, Police Chief

Date: *8/18/2010*

CITY TREASURER

I have reviewed the financial records of the City of Wyoming as provided in Section 14-182 of the City Code and find the application(s) are in good standing with the City.

Yes No

The applicant(s) have the following outstanding obligations with the City of Wyoming (list)

Date: _____
Andrea Boot, Treasurer

BUILDING INSPECTOR

I have inspected the location of the proposed liquor license or reviewed plans for the proposed location and have determined that the location IS _____ IS NOT _____ in compliance with Section 14-177 through 14-179 of the City Code.

Date: _____
James DeLange, Chief Building Inspector

LIQUOR LICENSE APPLICATION - DEPARTMENT REVIEW

APPLICANT(S): <i>El Bachatero, LLC</i>	PROPOSED LICENSE LOCATION: <i>1633 28th Street, SW</i>
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 Yes No

_____ Date: _____
 James Carmody, Police Chief

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Yes No

The applicant(s) have the following outstanding obligations with the City of Wyoming (list)

Andrea Boot
 _____ Date: *4/27/10*
 Andrea Boot, Treasurer
OK 8/25/10 JB

BUILDING INSPECTOR

I have inspected the location of the proposed liquor license or reviewed plans for the proposed location and have determined that the location IS _____ IS NOT _____ in compliance with Section 14-177 through 14-179 of the City Code.

_____ Date: _____
 James DeLange, Chief Building Inspector

LIQUOR LICENSE APPLICATION - DEPARTMENT REVIEW

APPLICANT(S): <i>EL Bachatero, LLC</i>	PROPOSED LICENSE LOCATION: <i>1633 28th Street, SW</i>
LICENSE TYPE: <i>CLASS C / SDM</i>	

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1. Is the applicant qualified to conduct this business in the City of Wyoming if licensed?
 Yes No
2. Is the proposed location satisfactory for this business?
 Yes No
3. Should this request be considered for approval by the City Council?
 Yes No

_____ Date: _____
 James Carmody, Police Chief

CITY TREASURER

I have reviewed the financial records of the City of Wyoming as provided in Section 14-182 of the City Code and find the application(s) are in good standing with the City.

Yes No

The applicant(s) have the following outstanding obligations with the City of Wyoming (list)

_____ Date: _____
 Andrea Boot, Treasurer

BUILDING INSPECTOR

I have inspected the location of the proposed liquor license or reviewed plans for the proposed location and have determined that the location IS _____ IS NOT in compliance with Section 14-177 through 14-179 of the City Code.

James W DeLange
 _____ Date: *8/25/10*
 James DeLange, Chief Building Inspector
see attached 4/29/10

Isakson, Heidi

From: Delange, Jim
Sent: Wednesday, April 28, 2010 12:40 PM
To: Isakson, Heidi
Cc: Austin, Bob; Hutchison, Jim; Aman, Bill; Houghtalin, Jack; Rynbrandt, Becky; Cochran, Tim
Subject: 1633 28th st sw--El Bachetero

Hello Heidi

Review of plans dated 3/22/2010 as they pertain to the Class C license is completed. Relative the City Code for Dance Halls and Class C, comments follow;

Section 14-178 is met
Section 14-179 (2) and (a) (b) are not in compliance

- (2) Requires this be a restaurant, it is not, it is strictly a bar and nightclub with dance floor and table seating. No food is proposed to be served other than occasional catered or delivered items.
(a) Requires minimum floor area of 3500 sq ft with dance areas in addition to that. The proposed tenant space has a gross floor area of 1,837 sq ft including a 12.5 x 25 dedicated dance floor.
(b) Requires minimum seating capacity of 150 @ 15 sq ft @person. Proposed has a seating area of 687 sq ft = 46 persons. Bar seats 12.

Maximum occupant load dance floor / bar/ seating is 121.

- Note that there are several design discrepancies related to Building, Plumbing and Fire codes that need to be resolved before permits will be issued to commence work.
- For reference, this is the north eastern most empty tenant space in the multi tenant strip mall at the NW corner Burlingame and 28th st. (originally developed by Spica)

James W. De Lange
Chief Building Official
City of Wyoming, MI.
616-530-7292
delangej@wyomingmi.gov

Request ID # 526195
AMENDED 2/12/10 lit

RESOLUTION NO _____

At a Regular meeting of the Wyoming City Council
(Regular or Special) (Township Board, City or Village Council)

called to order by _____ on _____ at _____ P.M.

The following resolution was offered:

Moved by _____ and supported by _____

That the request from ABOVE THE BAR INVESTMENTS LLC

AMENDED TO REQUEST A NEW DANCE PERMIT IN CONJUNCTION

IN ADDITION TO PRIOR APPROVAL ALREADY GRANTED AS PER ATTACHED COPY OF RESOLUTION ADOPTED ON AUGUST 3, 2009.

be considered for Approval
(Approval or Disapproval)

APPROVAL

DISAPPROVAL

Yeas: _____

Yeas: _____

Nays: _____

Nays: _____

Absent: _____

Absent: _____

It is the consensus of this legislative body that the application be:

Recommended for issuance
(Recommended or Not Recommended)

State of Michigan _____)

County of Kent)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the Wyoming City Council at a Regular
(Township Board, City or Village Council) (Regular or Special)

meeting held on September 7, 2010
(Date)

SEAL

(Signed) _____
(Township, City or Village Clerk)
Heidi A. Isakson, City Clerk
1155 28th St SW, Wyoming, MI 49509
(Mailing address of Township, City or Village)

08/03/09
hai

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION
CITY OF WYOMING, MICHIGAN

RESOLUTION NO. 23371

At a Regular meeting of the City Council
(Regular or Special) (Township Board, City or Village Council)

called to order by Mayor Sheets on August 3, 2009 at 7:00 P.M.

The following resolution was offered:

Moved by Poll and supported by Bolt

That the request from:

Above The Bar Investments, LLC for a new Class C licensed business to be located at 945 36th Street SW, Wyoming 49519, Kent County

be considered for Approval "above all others"
(Approval or Disapproval)

APPROVAL

DISAPPROVAL

Yeas: 6

Yeas: _____

Nays: 1 (Voorhees)

Nays: _____

Absent: _____

Absent: _____

It is the consensus of this legislative body that the application be:

Recommended for issuance
(Recommended or not Recommended)

State of Michigan)

County of Kent)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the City Council at a Regular
(Township Board, City or Village Council) (Regular or Special)

meeting held on August 3, 2009
(Date)

SEAL

(Signed) Heidi A. Isakson
(Township, City or Village Clerk)

Heidi A. Isakson, City Clerk
City of Wyoming, Michigan
1155 28th Street SW
Wyoming, MI 49509-0905

Resolution No. 23371

MEMORANDUM
City of Wyoming, Michigan

TO : Curtis L. Holt, City Manager

cc: Barbara VanDuren, Deputy City Manager
Jack Sluiter, City Attorney

FROM: Heidi A. Isakson, City Clerk 

DATE: August 25, 2010

RE: Application for Dance Permit / License
Above the Bar Investments, LLC (Lennie's)
945 36th Street SW

In August, 2009, Above the Bar Investments, LLC was granted a new Class C license for 945 36th Street SW. This is the former Franco's 36th Street Lounge (whose license is in escrow and cannot be reactivated at this location).

In January, 2010, we were notified by the Liquor Control Commission that the owner wished to add a Dance Permit to the liquor license. I notified the owner that before Council approval could be considered he needed to obtain a City of Wyoming Dance Hall License, which is a specialty type of business license.

Since that time, the Police, Fire and Inspections Departments have been working with the applicant to resolve several building issues. The business has not been open during this time. I suggested to the owner, Lafayette Beers that he withdraw his request for a Dance Permit with the LCC until the City of Wyoming Dance Hall License was approved so that he could open (without dancing), but to my knowledge he did not pursue that option.

At this time, the requirements for a Dance Hall License have been met, and the (liquor license) Dance Permit application can now be considered by City Council.

I have prepared a resolution according to the requirements of the LCC, which effectively amends the original approval to include Dance, and request that it be considered at the September 7, 2010 meeting.

9/07/10
WDD:lmb

RESOLUTION NO. _____

RESOLUTION TO APPROVE WYOMING'S PARTICIPATION IN THE REGIONAL STORM WATER POLLUTION PREVENTION INITIATIVE AND THE REGIONAL PUBLIC EDUCATION PLAN FOR THE NPDES PHASE II STORM WATER PERMIT

WHEREAS, The City of Wyoming has a NPDES Phase II Storm Water Permit issued by the Michigan Department of Natural Resources and Environment, and

WHEREAS, said permit requires a Storm Water Pollution Prevention Initiative (SWPPI) and a Public Education Plan (PEP), and

WHEREAS, these two activities can be accomplished most efficiently and effectively on a regional basis, and

WHEREAS, the Grand Valley Metro Council offered to coordinate this regional effort on behalf of Wyoming and surrounding communities, and

WHEREAS, Wyoming's share for 2010 is \$15,487.00, and,

WHEREAS, these costs can be financed from the Major and Local Street Fund Accounts 202-441-46300-801000 and 203-441-46300-801000; now therefore

BE IT RESOLVED that the City Council hereby approves Wyoming's participation in the Storm Water Pollution Prevention Initiative and the Regional Public Education Plan for the NPDES Phase II Storm Water Permit, and approves payment of expenses for 2010 in the amount of \$15,487.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays.

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

HEIDI A. ISAKSON
Wyoming City Clerk

Resolution No. _____

RESOLUTION NO. _____

RESOLUTION TO ACCEPT A PROPOSAL FOR
GRAPHIC DESIGN SERVICES FOR THE
PARKS AND RECREATION BROCHURES

WHEREAS, as detailed in the attached memorandum the City's Director of Community Services it is recommended the City accept a proposal from Olmstead Associates for graphic design services for the Parks and Recreation quarterly brochures, and

WHEREAS, funds for the design services are available in account number 208-752-75200-900000, now therefore

BE IT RESOLVED, that the Wyoming City Council does hereby accept the attached proposal from Olmstead Associates for graphic design services for the winter, spring, summer and fall 2011 Parks and Recreation brochures.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

Attachments: Memorandum
Proposal

Heidi Isakson
Wyoming City Clerk

Memorandum

To: Kim Oostindie, Human Resources Supervisor
From: Rebecca Rynbrandt, Director of Community Services
Date: August 26, 2010
Re: Professional Services – Parks & Recreation Quarterly Brochure Design

Since 1998 the Wyoming Parks and Recreation Department has used professional graphic designers to create the layout of the department's quarterly activity and informational brochure. This publication is the department's primary communication piece to citizens for seasonal programs and class registration. We have continually strived for improved quality of our print materials in order to better reflect to citizens the quality of our programs, the Parks and Recreation Department, and City.

Based on submittals, price, past and current performance, ability to meet production schedules, and quality of work, I am recommending that we retain our current vendor, Olmstead Associates, and a purchase order be issued to them for graphic design services. Olmstead has agreed to extend the current prices through the next year, which includes the Winter, Spring, Summer and Fall 2011 brochures.

Although design services for each individual brochure shall not exceed \$2,480 for a 24 page piece, \$2,842.50 for a 28 page brochure or \$3,255 for a 32 page brochure, the aggregate cost of \$13,020 requires this matter be approved by City Council as the value of professional services is greater than \$8,500. Funds are approved and available in account number 208-752-75200-900.000.

Subject to your review, I would like to present this request to the City Council at the Tuesday, September 7 regular meeting. If you are in agreement, I ask that you please prepare the necessary resolution and continue processing for Council approval. Thank you.



August 10, 2010

Nancy Parent
City of Wyoming
Parks and Recreation
1155 - 28th Street, SW
Wyoming, MI 49509

Dear Nancy:

We're very interested in continuing to provide graphic design and production services on your four seasonal "Play Wyoming" brochures. We would be happy to honor our pricing from last year which is outlined below:

24 Page Layout	\$2,480.00
28 Page Layout	\$2,842.50
32 Page Layout	\$3,255.00

If you need copies of our current quote or more information, please let me know. We look forward to working with you and your team moving forward.

Sincerely,

Karl Olmsted
Chief Creative Thinker

RESOLUTION NO. _____

RESOLUTION TO AUTHORIZE THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT AMENDMENT WITH THE AREA AGENCY ON AGING OF WESTERN MICHIGAN, INC. (AAAWM) IN SUPPORT OF OLDER ADULT TRANSPORTATION

WHEREAS, the City of Wyoming and Area Agency on Aging of Western Michigan (AAAWM) have an established mission to serve and support senior citizens,

WHEREAS, the City of Wyoming and AAAWM have an established contract to provide certain services with state and federal funding for a period ending September 30, 2010, and

WHEREAS, annually the contact is amended to reflect the level of funding available to operate such services, and

WHEREAS, the City of Wyoming had applied to amend the service contract effective October 1, 2010 through September 30, 2011, and

WHEREAS, the Board of Directors of AAAWM voted to accept such a contract amendment, and

WHEREAS, the Board of Directors of AAAWM voted to award the City of Wyoming \$11,133 to provide transportation services for older adults; now therefore,

BE IT RESOLVED, the City of Wyoming recognizes the total awarded grant amount of \$11,133 and authorizes the Mayor and City Clerk to enter into a contract amendment to provide services by accepting such funding from the AAAWM, now therefore,

BE IT FURTHER RESOLVED, that the Wyoming City Council approves the attached budget amendment.

Attachment: Amendment

Council member _____ moved, seconded by Council member _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan at a _____ session held on the _____ day of _____, 2010.

Heidi A. Isakson
Wyoming City Clerk

CITY OF WYOMING BUDGET AMENDMENT

Date: September 7, 2010

Budget Amendment No. 016

To the Wyoming City Council:

A budget amendment is requested for the following reason: To appropriate \$11,140 of budgetary authority and to recognize estimated revenue to be received from a Contract with the Area Agency of Aging of Western Michigan, Inc. in Support of Older Adult Transportation per attached resolution.

<u>Description/Account Code</u>	<u>Current</u>	<u>Increase</u>	<u>Decrease</u>	<u>Amended</u>
<u>Park and Recreation Fund</u>				
AAA Transportation Revenue AAA Transportation.2011 Grant Year.Revenue				
208-522.000 AAA Transport.2011.Revenue	\$0	\$11,140		\$11,140
Parks & Recreation - Senior Center - Other Services - Go Bus Tickets AAA Transportation.2011 Grt Yr.Exp				
208-752-75800-956.200 AAA Transport.2011	\$0	\$11,140		\$11,140
Fund Balance/Working Capital				

Recommended: _____
Finance Director

_____ City Manager

Motion by Councilmember _____, seconded by Councilmember _____ that the General Appropriations Act for Fiscal Year 2010-2011 be amended by adoption of the foregoing budget amendment.

Motion carried: _____ yeas, _____ nays

I hereby certify that at a _____ meeting of the Wyoming City Council duly held on _____ the foregoing budget amendment was approved.

City Clerk

Memo

To: Curtis Holt, City Manager

From: Rebecca L. Rynbrandt, Director Of Community Services

CC: Barb Vanduren, Deputy City Manager; Eric Tomkins, Recreation Supervisor;
Molly Remenap, Recreation Programmer, Wyoming Senior Center

Date: August 25, 2010

Re: Older Adult Transportation Assistance Grant Program

Our application for continuation funding in support of senior citizen transportation needs has met with success. Area Agency on Aging of Western Michigan (AAAWM) Board of Directors voted in favor of funding \$11,133 in support of our Go! Bus subsidized ticket program for fiscal year 2011. Older Americans Act dollars which funds this program become available October 1, 2010. We were pleased that the program's merits and the vital service it provides to area older adults continue to be recognized by the AAWM.

Through grant support, we have been able to subsidize over 100,000 of Go! Bus rides over the last ten years for area older adults. Program participant's use tickets to attend the Wyoming Senior Center and to perform activities of daily living. Participant surveys indicated that Go! Bus tickets are used to:

- improve their quality of life
- access medical appointments or services
- access food

This innovative program is one of many such programs offered by the Wyoming Parks and Recreation Department in support of area older adults and is administered out of the Wyoming Senior Center.

Please find attached a copy of the FY 2011 contract, and resolution of award acceptance for your and City Council review and approval. Please contact me at extension 520 with any questions or comments.

CONTRACT AMENDMENT

STATEMENT OF PURPOSE

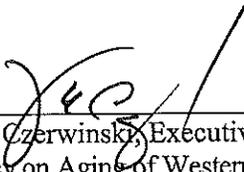
The Area Agency on Aging of Western Michigan, Inc. (AAAWM), a Michigan Nonprofit Corporation, and the City of Wyoming, (Service Provider), a Michigan Municipality, entered into Contract numbered 51.98 in which the Service Provider undertook to provide certain services with state and federal funding for the three year period ending September 30, 2012. The parties now agree to amend the provisions of that contract.

AGREEMENT OF PARTIES

As of July 26, 2010, AAAWM and the Service Provider agree:

1. That the amount of funds the AAAWM agrees to pay, for the budget period October 1, 2010 through September 30, 2011 as provided in the Contract of October 1, 2009, shall not exceed **\$11,133.00 (Eleven thousand one hundred thirty three and 00/100 dollars).**
2. Service Provider is to provide services funded through this contract during each of the twelve (12) months of the fiscal year unless a waiver has been granted.
3. That the amount the Service Provider agrees to provide as Local Match, for the budget period October 1, 2010 through September 30, 2011, as specified in the Contract of October 1, 2009, shall be not less than **\$1,237.00 (One thousand two hundred thirty seven and 00/100 dollars).**
4. That Service Budget (Attachment I) is deleted and Service Budget (Attachment I) dated August 9, 2010 is added.
5. That Older Americans Act Funding Distribution chart (Attachment II) is deleted and Older Americans Act Funding Distribution chart (Attachment II) dated July 26, 2010 is added.

AREA AGENCY ON AGING OF WESTERN MICHIGAN, INC.
A MICHIGAN NONPROFIT CORPORATION

By: 
Thomas E. Czerwinski, Executive Director
Area Agency on Aging of Western Michigan

8-19-10
Date

By: _____
Person Authorized to Sign for Service Provider

Date

Name: _____

Title: _____

Area Agency on Aging of Western Michigan
Older Americans Act Funding Distribution
October 1, 2010 – September 30, 2011

Funding as of: July 26, 2010

City of Wyoming

<u>Service</u>	<u>Source</u>	<u>CFDA Number</u>	<u>Award</u>
Transportation	IIIB	93.044	\$11,133

RESOLUTION NO. _____

A RESOLUTION TO CONCUR WITH CHANGE ORDERS A THROUGH D FOR THE
ORIOLE PARK RENOVATION PROJECT AND TO AUTHORIZE THE
FINAL PAYMENT AMOUNT

WHEREAS, on February 15, 2010 the City Council adopted Resolution No. 23518, in the amount of \$662,549.83 to execute an agreement for construction for the Oriole Park renovation project with Wolverine Building, Inc., and

WHEREAS, during the course of this project, change orders were necessary to satisfactorily complete the project; including items to comply with City Engineering requests for drive approaches; irrigation changes, vandalism and minor miscellaneous items related to access and landscaping, and

WHEREAS, the total cost of the change orders are \$6,715 (or 1%) well within project budget, including contingency reserve, funds being available in 208-752-75600-975.111, now therefore

BE IT RESOLVED, that the Wyoming City Council does hereby concur with staffs execution of change orders A through D and authorizes a final project payment amount of \$669,564.83.

Councilmember _____ moved, seconded by Councilmember _____, that the above resolution be adopted.

Motioned carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

Heidi Isakson
Wyoming City Clerk

Attachments: Change Orders

Resolution No. _____

INTEROFFICE MEMORANDUM

TO: CURTIS HOLT, CITY MANAGER
FROM: REBECCA L. RYNBRANDT, DIRECTOR OF COMMUNITY SERVICES
SUBJECT: ORIOLE PARK REDEVELOPMENT PROJECT – FINAL PAYMENT
DATE: AUGUST 30, 2010
CC: BARB VANDUREN, DEPUTY CITY MANAGER; DAVE COATES, PARK MAINTENANCE SUPERVISOR

The Oriole Park Redevelopment project was awarded to Wolverine Building, Inc. on February 15, 2010 (Resolution No. 23518), in the amount of \$662,549.83. During construction, changes were necessary to comply with City Engineering requests for drive approaches; irrigation changes, vandalism and minor miscellaneous items related to access and landscaping. A detailed listing of items added to the project is attached for your review. To date the total cost of project change orders is \$6,715 or 1%.

The Natural Resources Trust Fund, as a stipulation of receiving the complimentary Accessibility grant award, requires that the project be complete and final contractor payment made by September 30, 2010. In order to timely address change order needs for the project, noting the minor amounts, and need to remain on schedule in order to satisfy Michigan Department of Natural Resources timelines, and recognizing that individual items were well within City purchasing guidelines, staff executed the change orders.

The contractor's final construction punch list has been developed and is in process of being completed. In order to expedite payment, meeting MDNR and grant requirements, I ask that the Council formally concur with the acceptance of project change orders and to authorize the final payment amount of \$669,564.83 at the Tuesday, September 7, 2010 Council meeting.



Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

ORIOLE PARK - CHANGE ORDER SUMMARY – AUGUST 26, 2010

Total Additions to Date \$6,715

<u>Change Order</u>	<u>Value</u>	<u>Amount</u>	<u>Purpose</u>
A	Relocate and grade sidewalk per City's request to further avoid 1' Maple trees.	\$589.00	Save mature Maple trees on site
B	Change Layout of entrance drive per the City.	\$1,452.00	City required layout changes
	Modify layout and grading of accessible ramps in City Right-of-Way.	\$655.00	City required layout changes
C	Install (1) Rainbird valve and (10) Rainbird mini-rotors on the two berms.	\$570.00	Allow further control of water installation on berm.
	Furnish and install (2) custom enclosures for utility pad.	\$1,800.00	Allow easier access to each system with one unit and accessible doors.
D	Remove (2) ash trees	\$389.00	City requested removal
	Repair vandalized drip tape	\$270.00	Address vandalism
	Remove and replace vandalized plant material and trees	\$990.00	



**M.C. SMITH
ASSOCIATES AND
ARCHITECTURAL GROUP**

Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

DATE: May 3, 2010

TO: Wolverine Building, Inc.
4045 Bardon SE
Grand Rapids, Mi 49502

SUBJECT: CHANGE ORDER A

Oriole Park Improvements MNRTF #08-001
City of Wyoming, Michigan

Gentlemen,

You are hereby authorized to make the following changes to the original contract for the above project; with changes in the amount of the Contract Sum as follows:

CONTRACT ADDITIONS:

1. Relocate and grade sidewalk per City's request to further avoid 12' Maple trees
ADD \$589.00

TOTAL ADDITIONS THIS CHANGE ORDER \$589.00

RECEIVED

JUL - 6 2010

Wyoming
Parks & Recreation



**M.C. SMITH
ASSOCIATES AND
ARCHITECTURAL GROUP**

Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

**Oriole Park Improvements
Change Order A
May 3, 2010
Page -2-**

THE CURRENT STATUS OF THE CONTRACT IS AS FOLLOWS:

Original Contract Amount	\$662,549.83
Net Change for Change Order A – ADD	\$589.00
Net Change for Previous Orders	0.00
New Contract Amount including previous Change Orders	\$663,138.83

RECOMMENDED BY: M. C. Smith Associates and
Architectural Group, Inc.

Date: 5/3/2010

Title: Senior Staff
Landscape Architect

ACCEPTED BY: Wolverine Building, Inc.

Date: 7/1/10

Title: Project Manager

APPROVED BY: City of Wyoming, Michigan

Date: 7.7.10

Title: Director of
Community Services

M. C. Smith Associates and Architectural Group, Inc.



**M.C. SMITH
ASSOCIATES AND
ARCHITECTURAL GROUP**

Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

DATE: June 22, 2010

TO: Wolverine Building, Inc.
4045 Bardon SE
Grand Rapids, Mi 49502

SUBJECT: CHANGE ORDER B

Oriole Park Improvements MNRTF #08-001
City of Wyoming, Michigan

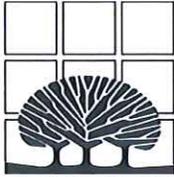
Gentlemen,

You are hereby authorized to make the following changes to the original contract for the above project; with changes in the amount of the Contract Sum as follows:

CONTRACT ADDITIONS:

1. Change layout of entrance drive per the City
ADD \$1,452.00
2. Modify layout and grading of accessible ramps in City Right of Way
ADD \$655.00

TOTAL ADDITIONS THIS CHANGE ORDER \$2,107.00



**M.C. SMITH
ASSOCIATES AND
ARCHITECTURAL GROUP**

Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

**Oriole Park Improvements
Change Order B
June 22, 2010
Page -2-**

THE CURRENT STATUS OF THE CONTRACT IS AS FOLLOWS:

Original Contract Amount	\$662,549.83
Net Change for Change Order B – ADD	\$2,107.00
Net Change for Previous Orders	\$589.00
New Contract Amount including previous Change Orders	\$665,245.83

RECOMMENDED BY: M. C. Smith Associates and Architectural Group, Inc.

Date: June 22, 2010

Title: Senior Staff
Landscape Architect

ACCEPTED BY: Wolverine Building, Inc.

Date: 7/1/10

Title: Project Manager

APPROVED BY: City of Wyoming, Michigan

Date: 7.7.10

Title: Director of
Community Services

M. C. Smith Associates and Architectural Group, Inc.



**M.C. SMITH
ASSOCIATES AND
ARCHITECTURAL GROUP**

Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

DATE: June 25, 2010

TO: Wolverine Building, Inc.
4045 Bardon SE
Grand Rapids, Mi 49502

SUBJECT: CHANGE ORDER C

Oriole Park Improvements MNRTF #08-001
City of Wyoming, Michigan

Gentlemen,

You are hereby authorized to make the following changes to the original contract for the above project; with changes in the amount of the Contract Sum as follows:

CONTRACT ADDITIONS:

1. Install (1) Rainbird valve and (10) Rainbird mini-rotors on the two berms to water lawn. This price includes the credit/or removing (3) large athletic rotors.
ADD \$570.00
2. Furnish and install (2) custom enclosures for utility pad
ADD \$1,800.00

TOTAL ADDITIONS THIS CHANGE ORDER \$2,370.00



**M.C. SMITH
ASSOCIATES AND
ARCHITECTURAL GROUP**

Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

**Oriole Park Improvements
Change Order C
June 24, 2010
Page -2-**

THE CURRENT STATUS OF THE CONTRACT IS AS FOLLOWS:

Original Contract Amount	\$662,549.83
Net Change for Change Order C – ADD	\$2,370.00
Net Change for Previous Orders	\$2,696.00
New Contract Amount including previous Change Orders	\$667,615.83

RECOMMENDED BY: M. C. Smith Associates and Architectural Group, Inc.

Date: June 25, 2010

Title: Senior Staff
Landscape Architect

ACCEPTED BY: Wolverine Building, Inc.

Date: 7/1/10

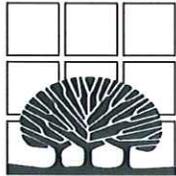
Title: Project Manager

APPROVED BY: City of Wyoming, Michigan

Date: 7.7.10

Title: Director of
Community Services

M. C. Smith Associates and Architectural Group, Inc.



**M.C. SMITH
ASSOCIATES AND
ARCHITECTURAL GROUP**

Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

DATE: August 26, 2010

RECEIVED

TO: Wolverine Building, Inc.
4045 Barden SE
Grand Rapids, Mi 49502

AUG 30 2010

Wyoming
Parks & Recreation

SUBJECT: CHANGE ORDER D

Oriole Park Improvements MNRTF #08-001
City of Wyoming, Michigan

Gentlemen,

You are hereby authorized to make the following changes to the original contract for the above project; with changes in the amount of the Contract Sum as follows:

CONTRACT ADDITIONS:

- | | | |
|--|-----|----------|
| 1. Remove the (2) ash trees | ADD | \$389.00 |
| 2. Repair drip tape that was vandalized | ADD | \$270.00 |
| 3. Remove vandalized plant material and install (3) 5-6' white pines | ADD | \$990.00 |

TOTAL ADDITIONS THIS CHANGE ORDER \$1,649.00



**M.C. SMITH
ASSOCIATES AND
ARCHITECTURAL GROUP**

Landscape Architecture
Park & Recreation Planning
Architecture • Urban Design
Sports Facility Planning

**Oriole Park Improvements
Change Order D
August 26, 2010
Page -2-**

THE CURRENT STATUS OF THE CONTRACT IS AS FOLLOWS:

Original Contract Amount	\$662,549.83
Net Change for Change Order D – ADD	\$1,649.00
Net Change for Previous Orders	\$5,366.00
New Contract Amount including previous Change Orders	\$669,564.83

RECOMMENDED BY: M. C. Smith Associates and
Architectural Group, Inc.

Date: August 26, 2010

Title: Senior Staff
Landscape Architect

ACCEPTED BY: Wolverine Building, Inc.

Date: 8/27/10

Title: Project Manager

APPROVED BY: City of Wyoming, Michigan

Date: 8.30.10

Title: Director of
Community Services

M. C. Smith Associates and Architectural Group, Inc.

RESOLUTION NO. _____

RESOLUTION TO APPROVE CHANGE ORDER NUMBER TWO FOR
THE RAW WATER MAIN AND CARBON/TRANSFORMER FACILITY PROJECT

WHEREAS, on May 18, 2009 the City Council awarded a contract to Pioneer Construction for the construction of the raw water main and carbon/transformer facility at the Donald K. Shine Water Treatment Plant, and

WHEREAS, a change order is being requested as detailed in the attached memorandum from the City's Water Plant Superintendent, now therefore

BE IT RESOLVED, that the Wyoming City Council does hereby authorize change order number two as summarized in the attached memorandum and authorizes the Mayor and City Clerk to execute the change order.

Councilmember _____ moved, seconded by Councilmember _____, that the above resolution be adopted.

Motioned carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

Attachments: Memorandum
Change Order Number Two

Heidi A. Isakson
Wyoming City Clerk

Memorandum

To: Curtis Holt, City Manager
From: Gerald Caron, Superintendent
Date: August 25, 2010
Re: Pioneer Construction Change Order #2

On February 15, 2010 the City Council approved Change Order #1 to the contract with Pioneer Construction for the construction of the raw water main and carbon/transformer facility at the Donald K. Shine Water Treatment Plant. Change Order #1 contained two items which were included in a change request memo from Black & Veatch (attached).

We have recently received final costs for two additional items that were outlined in the Black & Veatch change order memo. The items are for the lighting fixture changes and the duct bank/configuration adjustments. The total cost of Change Order #2 is \$9,486.00 for a revised contract amount of \$5,384,705.95. Adequate funding is available in our contingency in account 591-591-57300-987.236 to cover this change order.

cc: William Dooley, Director of Public Works

RESOLUTION NO. _____

RESOLUTION TO CONCUR WITH CHANGE ORDER NUMBER TWO FOR THE
PRIMARY CLARIFIER ODOR CONTROL IMPROVEMENTS PROJECT
AND TO AUTHORIZE THE MAYOR AND CITY CLERK
TO EXECUTE THE CHANGE ORDER

WHEREAS, on March 15, 2010, City Council adopted Resolution #23536 which authorized award of a construction contract to Davis Construction, Inc. for the primary clarifier odor control improvements project at the City of Wyoming Clean Water Plant, and

WHEREAS, a change order was necessary as detailed in the attached memorandum from the City's Clean Water Plant Superintendent, now therefore

BE IT RESOLVED, that the Wyoming City Council does hereby concur with change order number two as summarized in the attached memorandum and authorizes the Mayor and City Clerk to execute the change order.

Councilmember _____ moved, seconded
by Councilmember _____, that the above resolution
be adopted.

Motioned carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

Attachments: Memorandum
Change Order Number Two

Heidi Isakson
Wyoming City Clerk

MEMORANDUM

TO: Kim Oostindie, Human Recourses Supervisor
FROM: Craig Smith, Utility Plant Superintendent
DATE: August 24, 2010
SUBJECT: Change to Odor Control Project

In March of this year a contract was awarded to Davis Construction for an Odor Control project on the Primary Clarifiers at the Clean Water Plant. During construction of the tank covers, some 1964 vintage concrete was found to be breaking down due to age. A quote was requested from Davis for the repair of this area. The quote came to \$5,490, which we found to be reasonable and the work was approved in order to keep the project moving. Therefore I would like to request of City Council, a change to the Odor Control Project contract cost from \$2,755,308.48 to \$2,760,798.48 to cover this work. A contingency was included in the project budget, so adequate funds are available in our GL account 590.590.54400.986-455 to cover this additional cost.

DAVIS

CONSTRUCTION CO.

5236 Dumond Court
 Lansing, MI 48917
 (517) 322-3800 - Phone
 (517) 322-0305 - Fax

INVOICE

INVOICE NO. C492-09886
 DATE: July 29, 2010

TO: City of Wyoming
 Mr. Tom Wilson
 2350 Ivanrest S.W.
 Wyoming, MI 49418

PROJECT MANAGER	JOB NAME	JOB NO	ORDER NO.	PAYMENT TERMS
Barb Schultz	Wyoming Clean Water Plant Improvements	C492	See Below Description	Upton Recipe

DESCRIPTION	CONTRACT	TOTAL DUE
Elastomeric coating at the exterior of the Flocculation Chamber.		\$3,255.00
Batch #: 2011-00000271 Inv #: C492-09886  353025		
TOTAL AMOUNT DUE		\$3,255.00

Make all checks payable to Davis Construction Inc.

THANK YOU FOR YOUR BUSINESS!

DAVIS

CONSTRUCTION CO.

5236 Dumond Court
Lansing, MI 48917
(517) 322-3800 - Phone
(517) 322-0305 - Fax

INVOICE

INVOICE NO: C492-03301
DATE: July 29, 2010

TO: City of Wyoming
Mr. Tom Wilson
2350 Ivanrest S.W.
Wyoming, MI 49418

PROJECT MANAGER	JOB NAME	JOB NO	ORDER NO.	PAYMENT TERMS
Barb Schultz	Wyoming Clean Water Plant Improvements	C492	See Below Description	Upton Recipe

DESCRIPTION	CONTRACT	TOTAL DUE
Remove and replace the top 2" of the Effluent Chamber.		\$2,235.00
	Batch #: 2011-00000271 Inv #: C492-03301  353027	
TOTAL AMOUNT DUE		\$2,235.00

Make all checks payable to Davis Construction Inc.

THANK YOU FOR YOUR BUSINESS!



CHANGE ORDER FOR WORK NOT IN CONTRACT

PROJECT NAME: Primary Clarifier Odor Control Improvements
CONTRACTOR: Davis Construction
CONSULTANT: Black & Veatch
CONSTRUCTION INSPECTOR: City of Wyoming
CONTRACT: Construction

Description of Work:	INCREASE	DECREASE
<p>This change order is to cover changes in the scope of work for this project.</p> <p><u>Add Elastomeric Coating on Exterior of Flocc Channel</u> To provide protection to concrete after cracks are filled</p> <p><u>Add the Removal and Replacement of the top 2ft of Effluent Chamber</u> To remove and replace the top 2 feet of the effluent discharge chamber of #1 primary tank. Concrete has deteriorated so that coating could not be applied.</p>	<p>\$3,255.00</p> <p>\$2,235.00</p>	
NET INCREASE/DECREASE TO CONTRACT	\$5,490.00	\$0.00

APPROVED BY CITY OF WYOMING



DATE 8-12-2010

APPROVED BY CONTRACTOR



DATE 8/23/10

AUTHORIZED BY PROJECT MANAGER



DATE 8/12/10

RECOMMENDED BY



DATE 8/12/10

RESOLUTION NO. _____

RESOLUTION TO AUTHORIZE A MAINTENANCE
AGREEMENT WITH NETECH FOR CISCO SYSTEM DATA
AND SCADA NETWORK SUPPORT

WHEREAS, as detailed in the attached memorandum, the City's Water Treatment Plant Superintendent has received a quote from Netech for a Cisco maintenance agreement for maintenance and upgrade of the switches and other hardware to keep the SCADA and data network systems operational, and

WHEREAS, funds for the purchase of software, hardware components and maintenance agreement associated with the upgrade are available in account number 591-591-55300-930000, now therefore

BE IT RESOLVED, that the Wyoming City Council does hereby authorize acceptance of the maintenance agreement from Netech and authorizes the City Manager to acknowledge acceptance of maintenance agreement and future maintenance agreements for this system in accordance with budget authorization, and

BE IT FURTHER RESOLVED, that the Wyoming City Council does hereby waive the provisions of Sections 2-252, 2-253, 2-254 and 2-256 of the City Code regarding publication and posting of bid notices, notification of bidders and the bid opening procedure.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

Attachments: Memorandum
Quote

Heidi Isakson
Wyoming City Clerk

Resolution No. _____

Memorandum

To: Kim Oostindie, Human Resources Supervisor
From: Gerald Caron, Water Superintendent
Date: September 1, 2010
Re: Cisco Maintenance Agreement

As you may be aware the phase 1B expansion at the Water Treatment Plant includes an upgrade to the SCADA system and network communications. Part of this upgrade includes Cisco switches for both the SCADA and data networks. In addition the phone system has been converted to an IP phone system. The new phone system requires the use of dedicated phone servers on the data network.

We have received a quote from Netch for a Cisco Maintenance Agreement for maintenance and upgrade of the switches and other hardware and to keep the SCADA and data network systems operational. This will allow for a rapid response from Netch (next business day 8 a.m. to 5 p.m.) should we encounter a problem with our phone system data network or SCADA system network. This cost will be an annual expense and will be budgeted accordingly in future water plant budgets. The cost for this agreement from Netch is \$13,810.64.

In conclusion, I recommend we accept the quote from Netch for the Cisco Maintenance Agreement at a cost of \$13,810.64. Money is available for this in account 591-591-55300-930.000.

cc: Bill Dooley



Cisco Maintenance renewal quote for:
City of Wyoming - Water (Holland)



4595 Broadmoor SE, Ste 190
Grand Rapids, MI 49512
616-281-8100 Phone
616-281-8594 Fax
616-813-1010 Mobile

Quote # 100805_MAINT
Sales Rep Steve Faber
Date 8/5/2010

Part Number	Description	Qty	Serial Number	Level	Start	End	Coterm Price
WS-C3560E-12SD-S	Catalyst 3560E 12 SFP + 2*10GE(X2), IPB s/w	1	FDO1234V0HW	24x7x4	6/1/2010	6/30/2011	\$ 1,994.70
WS-C3560E-12SD-S	Catalyst 3560E 12 SFP + 2*10GE(X2), IPB s/w	1	FDO1234V0JJ	24x7x4	6/1/2010	6/30/2011	\$ 1,994.70
ASA5510-SEC-BUN-K9	ASA 5510 Security Plus Appl with SW, HA, 2GE+3FE, 3DES/AES	1	JMX1234L0EC	8x5xNBD	6/1/2010	6/30/2011	\$ 524.97
ASA5510-SEC-BUN-K9	ASA 5510 Security Plus Appl with SW, HA, 2GE+3FE, 3DES/AES	1	JMX1234L0ED	8x5xNBD	6/1/2010	6/30/2011	\$ 524.97
MCS7816H3-K9-CMC1	HW/SW MCS 7816-H3 Unified CM 7.0 Appliance	1	MX291500S7	8x5xNBD OS	6/1/2010	6/30/2011	\$ 389.59
MCS7816H3-K9-CMC1	HW/SW MCS 7816-H3 Unified CM 7.0 Appliance	1	MX291500SD	8x5xNBD OS	6/1/2010	6/30/2011	\$ 389.59
LIC-CM7-0-7816=	License CM 7.0 7815/7816 Appliance, 500 seats	2	s/w	ESW	6/1/2010	6/30/2011	\$ 1,634.33
MCS7835H2-K9-UCB1	CUCxn 7.0 MCS-7835-H2, 2x146 HDD, 4GB RAM	1	2UX914024H	8x5xNBD OS	6/1/2010	6/30/2011	\$ 1,363.56
UNITYCN7-50USR	Unity Connection, 24 ports, 50 users - All user Features	1	s/w	ESW	6/1/2010	6/30/2011	\$ 394.46
C2821-VSEC-SRST/K9	2821 VSEC Bundle w/PVDM2-32, FL- SRST-50, Adv IP Serv, 128F/512D	1	FTX1317A1BL	24x7x4	6/1/2010	6/30/2011	\$ 1,235.97
CP-7965G=	Cisco Unified IP Phone 7965, Gig Ethernet, Color	2	FCH13069NL1, FCH13069NK5	8x5xNBD	6/1/2010	6/30/2011	\$ 15.58
CP-7937G	Cisco IP Conference Station 7937	1	0004F2E60307	8x5xNBD	6/1/2010	6/30/2011	\$ 46.75
SP-BERBEE-50=	1YR MNT FOR 50 DEVICE INFORMACAST	1	s/w	SAS	6/1/2010	6/30/2011	\$ 365.24
IPTA-DA50=	InformaCast Desktop Agent 1YR 50 phones	1	s/w	SAS	6/1/2010	6/30/2011	\$ 365.24
WS-C3750E-24PD-S	Catalyst 3750E 24 10/100/1000 PoE + 2*10GE(X2), 750W, IPB s/w	1	FDO1309R09T	8x5xNBD	6/1/2010	6/30/2011	\$ 802.55
WS-C3750E-24PD-S	Catalyst 3750E 24 10/100/1000 PoE + 2*10GE(X2), 750W, IPB s/w	1	FDO1309R09U	8x5xNBD	6/1/2010	6/30/2011	\$ 802.55
AIR-AP1252AG-A-K9	802.11a/g/n-d2.0 2.4/5-GHz Mod Auto AP; 6 RP-TNC; FCC	1	FTX1325900Q	8x5xNBD	6/25/2010	6/30/2011	\$ 52.14
AIR-AP1252AG-A-K9	802.11a/g/n-d2.0 2.4/5-GHz Mod Auto AP; 6 RP-TNC; FCC	1	FTX1325900R	8x5xNBD	6/25/2010	6/30/2011	\$ 52.14
CP-7925G-A-K9	Cisco 7925G FCC; CM/CME UL Req'd; Battery/PS Not Included	1	IAC1323A01F	8x5xNBD	6/25/2010	6/30/2011	\$ 7.32
CP-7925G-A-K9	Cisco 7925G FCC; CM/CME UL Req'd; Battery/PS Not Included	1	IAC1323A01U	8x5xNBD	6/25/2010	6/30/2011	\$ 7.32
CP-7925G-A-K9	Cisco 7925G FCC; CM/CME UL Req'd; Battery/PS Not Included	1	IAC1323A252	8x5xNBD	6/25/2010	6/30/2011	\$ 7.32
AIR-CT5508-12-K9	Cisco 5508 Series Wireless Controller for up to 12 Aps	1	FCW1353L00T	8x5xNBD OS	1/20/2011	6/30/2011	\$ 703.04
AIR-LAP1252AG-A-K9	802.11a/g/n-d2.0 2.4/5-GHz Mod Unified AP; 6 RP-TNC; FCC	1	FTX1353916N	8x5xNBD	1/20/2011	6/30/2011	\$ 22.77
AIR-LAP1252AG-A-K9	802.11a/g/n-d2.0 2.4/5-GHz Mod Unified AP; 6 RP-TNC; FCC	1	FTX1353916M	8x5xNBD	1/20/2011	6/30/2011	\$ 22.77
AIR-LAP1252AG-A-K9	802.11a/g/n-d2.0 2.4/5-GHz Mod Unified AP; 6 RP-TNC; FCC	1	FTX1353916L	8x5xNBD	1/20/2011	6/30/2011	\$ 22.77
AIR-LAP1252AG-A-K9	802.11a/g/n-d2.0 2.4/5-GHz Mod Unified AP; 6 RP-TNC; FCC	1	FTX1353916Q	8x5xNBD	1/20/2011	6/30/2011	\$ 22.77
AIR-LAP1252AG-A-K9	802.11a/g/n-d2.0 2.4/5-GHz Mod Unified AP; 6 RP-TNC; FCC	1	FTX1353916P	8x5xNBD	1/20/2011	6/30/2011	\$ 22.77
AIR-LAP1252AG-A-K9	802.11a/g/n-d2.0 2.4/5-GHz Mod Unified AP; 6 RP-TNC; FCC	1	FTX1353916W	8x5xNBD	1/20/2011	6/30/2011	\$ 22.77
Total: \$							13,810.64

RESOLUTION NO. _____

RESOLUTION TO AUTHORIZE THE REPAIR
OF OVERHEAD DOORS AT THE CLEAN WATER PLANT

WHEREAS, as detailed in the attached memorandum from the City's Clean Water Plant Superintendent, there are eighteen overhead doors at the Plant that periodically require repairs, and

WHEREAS, Overhead Door Company recently completed repairs on one of the doors in the amount of \$1,228 and has submitted a proposal in the amount of \$7,516 to complete repairs that are required for another door, and

WHEREAS, it is anticipated that with the large quantity, age and use of the doors additional repairs will be necessary throughout the year and it is estimated that the total repairs to the overhead doors at the Plant will be approximately \$15,000 in the current fiscal year, and

WHEREAS, funds for the repair of the doors are budgeted in account number 590-590-54300-930000, now therefore,

BE IT RESOLVED, that the Wyoming City Council does hereby authorize acceptance of the proposal from Overhead Door Company to complete the repairs that are currently necessary, in the amount of \$7,516 and authorizes Overhead Door Company to complete additional repairs that are necessary through June 30, 2011, and

BE IT FURTHER RESOLVED that the Wyoming City Council does hereby waive the provisions of Sections 2-252, 2-253, 2-254 and 2-256 of the City Code regarding publication and posting of bid notices, notification of builders, and the bid opening procedures.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays.

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan at a _____ session held on the _____ day of _____, 2010.

Attachments: Memorandum
Proposal

Heidi Isakson
Wyoming City Clerk

MEMORANDUM

TO: Kim Oostindie, Human Resources Supervisor
FROM: Craig Smith, Utility Plant Superintendent
DATE: August 18, 2010
SUBJECT: Overhead Door Repairs

The Clean Water Plant has recently had two overhead doors that need repair. The first door was repaired at a cost of \$1,228. The second door repair is actually replacing most of the existing door at a quoted cost of \$7,516. The total amount then to be spent with Overhead Door Company would be \$8,744, which being over the City Charter limit of \$8,500 will require Council approval.

Due to the fact that there are about 18 overhead doors around our facility, I would anticipate that we will have some future repair needs on one or more of these doors during the current fiscal year. Overhead Door is a company that has been very responsive to our service needs over the last 20 years and on one occasion actually fixed a problem that the company who originally furnished a door was unable to fix. Also, in comparing with other companies, we have found them to be very competitive in pricing. Therefore I would like to request a resolution from City Council in this regard. I would anticipate the total fiscal year expense to Overhead Door Company would be approximately \$15,000, which would cover the current and future repair needs. Sufficient funds are available in GL account 590.590.54300.930000. Please do not hesitate to contact me if you have any questions on this.

RESOLUTION NO. _____

RESOLUTION FOR THE PURCHASE OF ELECTRIC LIGHT BULBS

WHEREAS, the City utilizes various types of light bulbs in its buildings and street light fixtures, and

WHEREAS, said light bulbs require periodic replacement necessitating the purchase of replacement bulbs, and

WHEREAS, it has been determined it would be advantageous for the City to utilize the State of Michigan's MiDeal contract for the acquisition of its light bulb requirements, and

WHEREAS, the light bulbs are purchased on an as needed basis and funds for their purchase are budgeted in the various departmental accounts with the appropriate account being charged at the time of acquisition, now therefore

BE IT RESOLVED, that the Wyoming City Council does hereby authorize the purchase of electric light bulbs at the State of Michigan awarded bid prices and authorizes the City Manager to execute the agreement, and

BE IT FURTHER RESOLVED, that the Wyoming City Council does hereby waive the provisions of Sections 2-252, 2-253, 2-254 and 2-256 of the City Code regarding publication and posting of bid notices, notification of bidders and the bid opening procedure.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

Heidi Isakson
Wyoming City Clerk

RESOLUTION NO. _____

A RESOLUTION FOR THE PURCHASE OF LABORATORY SUPPLIES

WHEREAS, the City owns and operates the Clean Water Plant and the Donald K. Shine Water Treatment Plant, and

WHEREAS, both facilities operate laboratories, which utilize various types of laboratory supplies on a daily basis, and

WHEREAS, it has been determined it would be advantageous for the City to utilize the State of Michigan's MiDeal contract for the acquisition of its laboratory supplies, and

WHEREAS, the laboratory supplies are purchased on an as needed basis and funds for their purchase are budgeted in the various departmental accounts with the appropriate account being charged at the time of acquisition, now therefore

BE IT RESOLVED, that the Wyoming City Council does hereby authorize the purchase of laboratory supplies through the State of Michigan awarded bid prices, and authorizes the City Manager to execute the agreement, and

BE IT FURTHER RESOLVED, that the Wyoming City Council does hereby waive the provisions of Sections 2-252, 2-253, 2-254 and 2-256 of the City Code regarding publication and posting of bid notices, notification of bidders and the bid opening procedure.

Councilmember _____ moved, seconded by Councilmember _____, that the above Resolution be adopted.

Motion carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

Heidi Isakson
Wyoming City Clerk

RESOLUTION NO. _____

RESOLUTION FOR AWARD OF BIDS

WHEREAS, formal bids have been obtained on the below listed items, and

WHEREAS, the bids received have been reviewed and evaluated as per the attached memorandums, now therefore

BE IT RESOLVED, that the Wyoming City Council does hereby award the bids for the purchase of the listed items as recommended in the attached memorandums and summarized below:

<u>ITEM</u>	<u>RECOMMENDED BIDDER</u>	<u>COST</u>
1. Ready-Mixed Concrete	Consumers Concrete Corporation	Bid prices as shown on the attached memorandum
2. Furnishing & Placement of Trees	Brookview Landscaping	Bid prices as shown on the attached tabulation sheet

Councilmember _____ moved, seconded by Councilmember _____, that the above resolution be adopted.

Motioned carried: _____ Yeas, _____ Nays

I hereby certify that the foregoing Resolution was adopted by the City Council for the City of Wyoming, Michigan, at a _____ session held on the _____ day of _____, 2010.

Attachments: Memorandums
Tabulation Sheet

Heidi Isakson
Wyoming City Clerk

MEMORANDUM

DATE: August 16, 2010
TO: Mayor and City Council
FROM: William D. Dooley, Director of Public Works
SUBJECT: Award of Bid for Ready-Mixed Concrete

On Tuesday, July 27, 2010, the City received three bids for Ready-Mixed Concrete. The bids received were from Consumers Concrete Corporation, Grand Rapids Gravel Co., and Coit Avenue Gravel Company. The bids were sent to nineteen prospective bidders. Please see the bid tabulations below.

	Consumers Concrete Corporation	Coit Avenue Gravel Company	Grand Rapids Gravel Co.
6.0 Sack A/E concrete (per cu. yd.) including limestone	\$78.50	\$84.00	\$80.00
9.0 Sack Hi-Early Strength (per cu. yd.) including limestone	\$96.50	\$99.00	\$95.00
Additional Charge for Calcium Chloride (per cu. yd.)	\$1.50	\$2.00	\$1.50
Additional Charge for deliveries under 5 cu. yds.	\$50.00	\$50.00 (under 4 cu. yds.)	\$50.00
Fuel Surcharge (per load)	----	-----	\$10.00 (per truck)
Additional charge for unloading time in excess of one hour. (per hour)	\$90.00	\$60.00	\$75.00
Additional charge for trucks batched after 4:00pm	\$30.00	\$35.00	\$50.00

After reviewing the bids, it is my recommendation that the City award the bid for Ready-Mixed Concrete to the low bidder, Consumers Concrete Corporation. Concrete is used in various ways to maintain the City's streets, walks, drives and infrastructure.

It is estimated that we will spend approximately \$30,000.00 on concrete.

Sufficient funds have been budgeted in the following maintenance accounts 202-441-46300-775.000, 203-441-46300-775.000, 590-441-54200-775.000, 591-441-56200-775.000 and 591-441-56700-775.000.

jaj

Interoffice Memorandum

Date: August 19, 2010
To: Rebecca Rynbrandt, Director of Community Services
From: David Coates, Park Maintenance Supervisor
Subject: Tree Bid

We had a total of eight bids submitted on furnishing and placement of 30 trees within three parks. As you are aware, we recently received grant funds from DTE Energy Foundation Tree Planting Grant, in association with the Michigan Department of Natural Resources & Environment for \$3,000. Funding is available for this bid award in account 208-752-75600-987.151.

After reviewing the bids for the trees, Brookview Landscaping was low bid at \$8,608.00. I have contacted Bob Tien from Brookview Landscaping and confirmed that he could meet all aspects of the bid requirements. Additionally, we have worked with Brookview Landscaping in the past and had no problems with their company. Therefore, I would recommend taking low bid, Brookview Landscaping for the trees. If this meets with your approval, the Purchasing Department will continue to process the bid award through City Council.

**CITY OF WYOMING, MICHIGAN
TABULATION OF BIDS**

On Furnishing and Placement of Trees

Opened By City Clerk On August 10, 2010 At 11:00 a.m. o'clock

All bid prices reduced to net. All bid prices shown are firm for through completion of planting.

		Brookview Landscaping	Grand Rapids Landscape Services, Inc.	Heyboer Landscape Maintenance Inc.	Witte Lawn Maintenance Inc.	Natural Landscapes LLC	Expo Landscaping Inc.	Katerberg Verhage Inc.	Harder & Warner Landscape Inc.
Type of Tree	Est. Qty.	Price Per Tree							
Kentucky Coffee Tree	6	\$256.00	\$310.00	\$280.00	\$283.29	\$280.00	\$365.00	\$415.00	\$556.00
Gingko (male)	6	\$425.00	\$310.00	\$540.00	\$467.89	\$540.00	\$365.00	\$495.00	\$556.00
Silver Lindon	6	\$254.00	\$280.00	\$278.00	\$281.87	\$278.00	\$365.00	\$415.00	\$556.00
Elm spp	6	\$262.00	\$280.00	\$290.00	\$290.39	\$290.00	\$365.00	\$415.00	\$556.00
Horse Chestnut	6	\$236.50	\$310.00	\$250.00	\$261.99	\$250.00	\$365.00	\$415.00	\$568.00