

# MEMO

**Date:** 11/10/2015  
**To:** Mayor and City Commission  
**From:** Rebecca L. Fleury, City Manager  
**RE:** City Manager's November 10, 2015, Agenda Report

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**09-2015**

**A proposed ordinance to amend sections 212.02(II) of the Rules of Procedure and sections 212.05(b)(1), (4), (15) and (16) of the Code of Ethics for the Battle Creek City Commission.**

This introduction is for a proposed ordinance to amend sections 212.02(II) of the Rules of Procedure and sections 212.05(b)(1), (4), (15) and (16) of the Code of Ethics for the Battle Creek City Commission. **Introduction is Recommended**

**2**

**A Resolution electing to comply with the provisions of Public Act 152 of 2011 by exercising the City's right to implement the hard cap requirement of the Act for the plan year ending December 31, 2016.**

Public Act 152 of 2011, known as the publicly funded health insurance contribution act, sets forth requirements for local units of government regarding the cost of health insurance benefits for public employees. The ratification of a collective agreement with Amalgamated Transit Unit has eliminated the past barrier from considering other options under Public Act 152 of 2011. Those options are 80/20 and hard cap. This Resolution elects to comply with the provisions of Public Act 152 of 2011 by exercising the City's right to implement the hard cap requirement of the Act for the plan year ending December 31, 2016. Approval is Recommended

**3**

**A Resolution establishing an Opt-Out choice in regards to the installation of electronic meter reading technologies and approving a fee to cover the costs of such option.**

An Opt-Out option has been developed to provide relief to those residents that have expressed concerns with the low frequency radio waves utilized in the standard meter reading equipment being installed by the Water Division. This Resolution establishes an Opt-Out choice in regards to the installation of electronic meter reading technologies and approving a fee to cover the costs of such option. Approval is Recommended

**4**

**A Resolution authorizing the sole source purchase of Bioxide from Evoqua Water Technologies, LLC, in the estimated annual amount of \$104,000, with unit prices prevailing.**

The City has a need for the continued reduction of sewer corrosion and odor throughout several locations of sewer line in the City. After trying several products, the Wastewater Treatment Plant found that only calcium nitrate (trade name Bioxide) has been successful in minimizing corrosion and odor. This Resolution authorizes the sole source purchase of Bioxide from Evoqua Water Technologies, LLC, in the estimated annual amount of \$104,000, with unit prices prevailing. Approval is Recommended

**5**

**A Resolution approving S02-15 Special Use Permit request to allow a tattoo parlor at 537 W. Columbia Avenue.**

Tattoo parlors are currently not permitted by right anywhere in the city. Ch. 1290(b)(28) does allow them by special use permit in the C-3 Intensive Business, C-7 Street Level Retail (downtown), and Industrial zoning district. This Resolution approves S02-15 Special Use Permit request to allow a tattoo parlor at 537 W. Columbia Avenue. Approval is Recommended

**6**

**A Resolution setting a Closed Session immediately following the Regular City Commission meeting on November 10, 2015.**

A Closed Session is being requested pursuant to MCL 15.268 (e) to discuss a specific pending litigation to consult with the City's attorney regarding trial or settlement strategy in connection with specific pending litigation because an open meeting would have a detrimental financial effect on the

litigating or settlement position of the City. This Resolution sets a Closed Session immediately following the Regular City Commission meeting on November 10, 2015. Approval is Recommended