

SUMMARY REPORT TO MANAGER
for City Council Meeting of October 13, 2008

SUBJECT: REQUEST TO USE LAWN AREA OUTSIDE OF FARMERS MARKET

RESOLUTION SUMMARY: This resolution approves the request from The Little Forks Conservancy to use the lawn area outside of the Farmers Market area during the hours of the Farmers Market on Saturdays for the remainder of the 2008 season to distribute information about and solicit support for a current land acquisition project, and authorizes the Administrative Staff to approve future requests if conducted in substantially the same manner.

ITEMS ATTACHED:

- 1. Letter of transmittal
- 2. Letter of request
- 3. Resolution

COUNCIL ACTION:

- 1. 3/5 vote required to approve resolution

Jack Duso
Assistant City Manager



City Hall • 333 West Ellsworth Street • Midland, Michigan 48640-5132 • 989.837.3300 • 989.835.2717 Fax • www.midland-mi.org

October 8, 2008

Honorable Mayor and City Council
City of Midland
Michigan

Dear Councilmen:

Attached please find a request from Douglas Koop, Executive Director, The Little Forks Conservancy, seeking permission to use the lawn area across the street, just outside of the Farmers Market entryway, during the hours of the Farmers Market on Saturdays for the remainder of the 2008 season, to distribute information about and solicit support for a current land acquisition project.

Staff has reviewed the request and recommends approval subject to the following conditions:

- Pedestrian or vehicular vision must not be obstructed.
- Distribution of fliers cannot occur in the street.
- Under Section 16.17 of the city's Code of Ordinances, it is unlawful to post handbills on or to any public or private structure, tree or pole in the city. It is also unlawful to place handbills in or upon any vehicle.
- Parks Supervisor, Dave Glesner, must be contacted at 837-6916 on the Thursday prior to the first event, to ensure that the tent placement does not damage any underground utilities or irrigation lines.

Attached for your consideration is a resolution which will grant approval of the request. The resolution also grants authority to the Administrative Staff to approve future requests if conducted in substantially the same manner.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Jack Buso

Assistant City Manager

JED:ker

RECEIVED

OCT - 3 2008

City of Midland
City Manager's Office



414 Townsend Street, Midland, Michigan 48640-5266 • Telephone: (989) 835-4886 Fax: (989) 835-4895 • www.littleforks.org

October 2, 2008

Midland City Council
333 W. Ellsworth St.
Midland MI 48640

Dear Council Members,

The Little Forks Conservancy requests permission to distribute information about and solicit support for a current land acquisition project during the hours of the Midland Chamber of Commerce Farmer's Market through their October schedule.

Conservancy staff and volunteers would like to set up a tent, table, and associated visual aids, such as a banner and posters, in order to attract the public to our display, discuss this project with them, and solicit their financial support.

The Little Forks Conservancy is raising funds to acquire 419 acres of land, along 2 miles of the Tittabawassee River, upstream of the City of Midland, in Homer Township.

By granting this request, you will help the Conservancy meet potential supporters of our project which needs substantial donations from private individuals to be successful.

We thank you for this consideration and look forward to your response.

Warmest regards,

Douglas L. Koop
Executive Director

Board of Directors

- ♦ Eric Brubaker ♦ Dan Cline ♦ Judy Enger ♦ Brad Fedorchak ♦ Carol Feider ♦ Bill Gebb ♦ Bethany Goodman ♦ Steve Kin ♦
- ♦ Geoffrey Kusch ♦ George Lane ♦ Jan McGuire ♦ Elyse Rogers ♦ Glenn Sanford ♦ Christian Velasquez ♦ Jerry Ziarno ♦

Staff

- ♦ Doug Koop, Executive Director ♦ Elan Lipschitz, Land Protection Specialist ♦
- ♦ Joelle Ferguson, Communications Specialist ♦



City Hall • 333 West Ellsworth Street • Midland, Michigan 48640-5132 • 989.837.3300 • 989.835.2717 Fax • www.midland-mi.org

BY COUNCILMAN

RESOLVED, that the request from Douglas Koop, Executive Director, The Little Forks Conservancy, seeking permission to use the lawn area across the street, just outside of the Farmers Market entryway, during the hours of the Farmers Market on Saturdays for the remainder of the 2008 season to distribute information about and solicit support for a current land acquisition project, is hereby approved subject to the following conditions:

- Pedestrian or vehicular vision must not be obstructed.
- Distribution of fliers cannot occur in the street.
- Under Section 16.17 of the city's Code of Ordinances, it is unlawful to post handbills on or to any public or private structure, tree or pole in the city. It is also unlawful to place handbills in or upon any vehicle.
- Parks Supervisor, Dave Glesner, must be contacted at 837-6916 on the Thursday prior to the first event, to ensure that the tent placement does not damage any underground utilities or irrigation lines.

;and

RESOLVED FURTHER, that the Administrative Staff is hereby authorized to approve future requests if conducted in substantially the same manner.

YEAS:

NAYS:

ABSENT:

I, Selina Tisdale, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, October 13, 2008.

Selina Tisdale, City Clerk

t:littleforksrequest