

February 3, 2010
CITY COMMISSION
AGENDA
WEDNESDAY, FEBRUARY 3, 2010
6:00 P.M.

- A. CALL TO ORDER OF REGULAR CITY COMMISSION MEETING, PLEDGE OF ALLEGIANCE, ROLL CALL
- B. PUBLIC COMMENTS (non-agenda items)
- C. OLD CITY BUSINESS
 - 1. Fire - Police Hall Contract with Halls
 - 2. Committee Reports - Updates
- D. NEW CITY BUSINESS
 - 1. Approve Pay Request for Munising Wastewater Project in the amount of \$7,787.71
 - 2. Approve Pay Request for Munising Water Project in the amount of \$3,378.55
 - 3. Approve Work Scope and Fees H-58 Road Reconstruction
 - 4. Bayshore Park Pavilion Contract
 - 5. Tourist Park Concessionaire Contract
 - 6. Fire Insurance Withholding Program to the State of Michigan
 - 7. City Manager Contract
 - 8. Approve City Commission Meeting Minutes of 1-18-10
 - 9. Check Register - List of Bills
 - 10. Cancel February 15, 2010 Meeting
 - 11. City Manager Report
- E. CORRESPONDENCE
- F. PUBLIC COMMENTS (non-agenda items)
- G. ADJOURNMENT

CITY COMMISSION

Official Proceedings

- A. CALL TO ORDER OF REGULAR CITY COMMISSION MEETING, PLEDGE OF ALLEGIANCE, ROLL CALL

The Regular Meeting of the City Commission was duly called and held on Wednesday, **February 3, 2010**, in the City Commission Meeting Room of City Hall. Mayor DesJardins called the Meeting to order at 6:00 p.m.

PRESENT: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
ABSENT: Commissioner: Lovellette - absent excused

- B. PUBLIC COMMENTS (non-agenda items)

There were none.

- C. OLD CITY BUSINESS

- 1. Fire - Police Hall Contract with Halls

Moved by Commissioner Beauprey to authorize City Manager Doug Bovin to sign the contracts between Hall's and the City; with the City Attorneys approval of the contract. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

2. Committee Reports - Updates

Commissioner Bornslaeger stated that the Building and Grounds Committee had met with Mead & Hunt and Doug regarding monies not spent in the project and what other projects need to be completed. The Labor Committee addressed a harassment complaint. Commissioner Beauprey stated that the Partnership had met all fourteen members of the board were in attendance at their new location. Char Carberry's contract will be coming up and the memberships are coming along. City Manager Bovin stated that the DDA had met and discussed routine items; they are still working on the "pocket park" and many other ideas. They are moving forward with CUPPAD and grant money; the old Cox building was rented out for cold storage and is full. Commissioner Scholtz stated that the Planning Commission met and will be reviewing the Sign Ordinance and a Conditional Use Permit has been submitted.

D. NEW CITY BUSINESS

1. Approve Pay Request for Munising Wastewater Project in the amount of \$7,787.71

Moved by Commissioner Beauprey to approve the pay request for the Munising Wastewater Project in the amount of \$7,787.71. Support by Commissioner Scholtz.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

2. Approve Pay Request for Munising Water Project in the amount of \$3,378.55

Moved by Commissioner Beauprey to approve the pay request for the Munising Water Project in the amount of \$3,378.55. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

3. Approve Work Scope and Fees H-58 Road Reconstruction

Moved by Commissioner Beauprey to approve the Work Scope and fee of \$18,086.00 for H-58 road construction with AECOM. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

4. Bayshore Park Pavilion Contract

Moved by Commissioner Beauprey to table this item until the March 3, 2010 Meeting. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

5. Tourist Park Concessionaire Contract

Moved by Commissioner Beauprey to extend the Tourist Park Concessionaire Contract with Upper Peninsula Recreation-Pat Gariepy for three more years at the same percentage, waiving putting this out for bids in the best interest of the City. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

6. Fire Insurance Withholding Program to the State of Michigan

Moved by Commissioner Beauprey to approve the Resolution for the Fire Insurance Withholding Program to the State of Michigan, with the recommendation of the City Attorney. Support by Commissioner Scholtz.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins

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Nays: None

Resolution #2010-01
Fire Insurance Withholding Program

City of Munising

WHEREAS, the provisions of Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998, and the provisions of Act 217 of the Public Acts of 1998, provide that a portion of certain casualty losses for fire or explosion otherwise payable by insurers may be withheld in escrow by participating municipalities in order to secure repair, replacement or removal of damaged structures which violate the City of Munising's health or safety standards; and

WHEREAS, the City of Munising has determined that participation in said program would protect and promote the public health, safety and welfare and wishes to be included in the list of participating municipalities published by the Commissioner of Insurance; and,

WHEREAS, the City of Munising desires to implement all procedures necessary to administer said program by designating the City of Munising official responsible for administration of the program and establish an escrow account for said purpose.

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. That the City of Munising does hereby become a participating municipality in the program providing for the escrow of fire insurance as established by Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998, or as established by Act 217 of the Public Acts of 1998, and does declare its intention to uniformly apply the provisions of Section 2845 or Section 2227 to all property within the City of Munising.
2. That the City of Munising's official responsible for the administration of Section 2845 or 2227 of said Acts and any rules promulgated by the Commissioner or Financial and Insurance Services is hereby designates as follows:

City Manager

3. The City of Munising's Official shall establish an escrow account with the Peoples State Bank for the purpose of receiving and holding deposits of money received from insurers pursuant to Section 2845 or 2227 of said Acts, which account shall be separately maintained from all other accounts and may be an interest bearing account.

Rod DesJardins, Mayor

Sue Roberts, City Clerk

Date: February 3, 2010

7. City Manager Contract

Moved by Commissioner Bornslaeger to approve the City Manager Contract with Doug Bovin, Inc. adding the compensation as presented and have the new wording included in the contract, also approving a one time bonus of \$4,000.00. Support by Commissioner Beauprey.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor
DesJardins
Nays: None

8. Approve City Commission Meeting Minutes of 1-18-10

Moved by Commissioner Scholtz to approve the City Commission Meeting Minutes of 1-18-10 as submitted. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor
DesJardins
Nays: None

9. Check Register - List of Bills

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Moved by Commissioner Beauprey to approve and pay the Check Register - List of Bills as submitted. Support by Commissioner Scholtz.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

10. Cancel February 15, 2010 Meeting

Moved by Commissioner Bornslaeger to cancel the February 15, 2010 City Commission Meeting due to lack of a quorum. Support by Commissioner Scholtz.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

11. City Manager Report

City Manager Bovin began by stating that the Cemetery Hill Road project is being worked on. The intent is to put a wider road where we can. The lower portion is in pretty good shape and will receive an overlay, higher up will have to be all taken out and re-paved. The City is working with the Alger County Road Commission and the Sault Tribe for money. There may also be some minimal lighting installed. Regarding the new truck the City has ordered it has been delayed but is still coming together. Possibly three weeks for delivery. Next Bovin stated that an Energy Grant for the Arena was awarded to the City; this will be used for the furnace, pumps for the compressors and additional lighting this should be a quick turnover. Bovin then informed the Commission that the Recreation Meeting scheduled for Thursday would probably be cancelled.

E. CORRESPONDENCE

Correspondence included a letter from FEMA regarding the \$39,330.00 grant received by the Munising Volunteer Fire Department. These funds will be used for equipment for the Department. Also included was the notification of the Energy Grant in the amount of \$50,000.00 for the Arena.

F. PUBLIC COMMENTS (non-agenda items)

Commissioner Scholtz mentioned a problem with parking at the Church on Jewell St. there is only room for one way traffic. Commissioner Bornslaeger made comment about the speed limit on Elm Ave. it is 25 mph for cars and 10 mph for snowmobiles. He thought it should be lower in that area.

G. ADJOURNMENT

Moved by Commissioner Scholtz to adjourn the Regular Meeting of the City Commission. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins
Nays: None

The Regular Meeting of the City Commission adjourned at 7:12 p.m.

Rod DesJardins, Mayor

Sue Roberts, City Clerk

LIST OF BILLS

21888)	VOIDED	VOIDED
21889)	PETERSON PUBLISHING INC.	239.22
21890)	PETERSON PUBLISHING INC.	162.00
21891)	DOUG BOVIN, INC.	452.90
21892)	CHOICEPOINT SERVICES INC.	25.48
21893)	MICHIGAN MUNICIPAL	50.00
21894)	NORTH CENTRAL LABORATORIES	68.24
21895)	SMITH PAVING, INC.	29801.25
21896)	VANTAGE FLEX, LLC	400.00
21897)	AMERICINN LODGE & SUITES	120.00
21898)	J & B RENTALS	1015.00
21899)	PETERSON PUBLISHING INC.	84.00

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21900)	BERGDAHL'S INC.	14.00
21901)	BLUE CROSS BLUE SHIELD OF MICHIGAN	243.49
21902)	BLUE CROSS BLUE SHIELD OF MICHIGAN	2543.38
21903)	MARILYN DESARMO	20.00
21904)	EL-COM SERVICES, INC.	284.00
21905)	HALL CONTRACTING INC.	1577.02
21906)	KELLEY MARKETING	150.00
21907)	MICHIGAN RURAL WATER ASSOCIATION	300.00
21908)	PARAGON LABORATORIES, INC.	120.00
21909)	MARY SCHROEDER	20.00
21910)	MARIE ST. AMOUR	20.00
21911)	U.P. POWER COMPANY	3517.07
21912)	ALTRAN	25.00
21913)	ANDERSON, TACKMAN & COMPANY	264.00
21914)	CITY OF MUNISING - CITY HALL	10421.04
21915)	PETERSON PUBLISHING INC.	18.12
21916)	U.P. POWER COMPANY	16.52
21917)	AIRGAS NORTH CENTRAL	40.80
21918)	BANC OF AMERICA LEASING	346.65
21919)	CUMMINS NPOWER LLC	215.91
21920)	D. ROBB FERGUSON	1666.66
21921)	HOLIDAY COMPANIES	5916.85
21922)	MICHIGAN/WISCONSIN SPRING & BRAKE	1263.96
21923)	STANDARD INSURANCE COMPANY	674.37
21924)	VALLEY TRUCK PARTS, INC.	197.43