

November 3, 2010

CITY COMMISSION
AGENDA
WEDNESDAY, NOVEMBER 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. Committee Reports - Updates
 - 2. Approve Pay Request #9 Final Retainage \$144,509.00
 - 3. Marina Expansion Contract
 - 4. Anna River Fishing Pier & DNRE Lease
- D. NEW CITY BUSINESS
 - 1. Water Project in Commercial Alley
 - 2. Advertise for Sealed Bids on Parcel For Sale Commercial Alley
 - 3. BACCO Change Order - Water & Sewer Project Second Phase
 - 4. Final BACCO Payment
 - 5. Accept/Award Bids on City Hall Building
 - 6. Airport Land Exchange
 - 7. Department of Public Works Bids for Screened Sand
 - 8. Appointment to Downtown Development Authority
 - 9. Tourist Park 2011 Season Rate Increases
 - 10. Storage Building at Wastewater Treatment Plant
 - 11. Approve Proclamation November 2010 National Family Caregivers Month
 - 12. Approve City Commission Meeting Minutes of 10/18/2010
 - 13. Check Register - List of Bills
 - 14. 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, **November 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: Dolaskie, Daniels, Bornslaeger, Beauprey and Mayor DesJardins
ABSENT: None

- B. PUBLIC COMMENTS (non-agenda items)

There were none.

November 3, 2010

Moved by Commissioner Bornslaeger to amend the agenda New City Business item #5 Accept/Award Bids on City Hall Building - Discussion/Possible Action on New City Hall Location. Support by Commissioner Beauprey.

Unanimous Voice Vote

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

C. OLD CITY BUSINESS

1. Committee Reports - Updates

Commissioner Beauprey indicated that his Committee Reports are on the agenda.

2. Approve Pay Request #9 Final Retainage \$144,509.00

Moved by Commissioner Beauprey to approve #9 Final Retainage pay request of \$144,509.00 for the Fire/Police Hall. Support by Commissioner Dolaskie.

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

3. Marina Expansion Contract

Moved by Commissioner Beauprey to adopt the Resolution with the Michigan Department of Natural Resources and Environment regarding the Marina Expansion Contract. Support by Commissioner Dolaskie.

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

RESOLUTION

Upon motion made by Commissioner Beauprey, seconded by Commissioner Dolaskie the following Resolution was adopted:

"RESOLVED, that the City of Munising, Michigan, accepts the terms of the Agreement as received from the Michigan Department of Natural Resources and Environment, and that the City agrees, but not by way of limitation, as follows:

1. To appropriate the sum of Three Hundred Sixty-Five Thousand dollars (\$365,000) to match the Three Hundred Sixty-Five thousand dollars (\$365,000) State grant authorized by the Department.

2. To maintain satisfactory financial accounts, documents, and records, and to make them available to the Department for auditing at reasonable times.

3. To construct the facilities and provide the funds, services, and materials as may be necessary to satisfy the terms of the Agreement.

4. To ensure that all premises, buildings, and equipment related procedures comply with all applicable State and Federal regulations.

5. To establish and appoint the Mayor to regulate the use of the facilities constructed under this Agreement to assure the use thereof by the public on equal and reasonable terms.

6. To enforce all State statutes and local ordinances pertaining to marine safety and to enforce statutes of the State of Michigan within the confines of the City pertaining to the licensing of watercraft. Watercraft not fully complying with the laws of the State of Michigan relative to licensing shall not be permitted to use the facility until full compliance with those laws has been made.

7. To comply with all terms of the Agreement, including all terms not specifically set forth in the foregoing portions of this Resolution."

The following aye votes were recorded: 5
The following nay votes were recorded: 0

November 3, 2010

STATE OF MICHIGAN)
)
County of Alger)

I, Sue Roberts, Clerk of the City of Munising, Michigan, certify that the above is a true and correct copy of the Resolution relative to the Agreement with the Michigan Department of Natural Resources and Environment, which was adopted by the City Board at a meeting held November 3, 2010.

Date: _____

Sue Roberts, City Clerk

Moved by Commissioner Beauprey to approve the Contract with the Michigan Department of Natural Resources and Environment with the Mayor signing the contract. Support by Commissioner Bornslaeger.

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

4. Anna River Fishing Pier & DNRE Lease

Mayor DesJardins explained that he had met with the Alger County Fish & Game Alliance and reviewed the damage at the Anna River Fishing pier. DesJardins stated that he will help fix the pier; the damage was much less than he thought it would be. City Manager Bovin stated that it is possible that there may be some grant monies available to revamp the pier. No action was necessary at this time.

D. NEW CITY BUSINESS

1. Water Project in Commercial Alley

City Manager Bovin stated that he is still talking with Duane Reid regarding this water project. The surveying is finished and paid for we are ready to do whatever work we need to. Bovin stated that there is only money for Water repairs available, not resurfacing. Everything is still in the works.

2. Advertise for Sealed Bids on Parcel For Sale Commercial Alley

Moved by Commissioner Beauprey to approve advertising for sealed bids on the Commercial Alley parcel. Support by Commissioner Bornslaeger.

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

3. BACCO Change Order - Water & Sewer Project Second Phase

Moved by Commissioner Beauprey to approve BACCO's Change Order #7 as submitted. Support by Commissioner Daniels.

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

4. Final BACCO Payment

The final BACCO payment will be put on the agenda when all information is received.

Agenda Amended

5. Accept/Award Bids on City Hall Building - **Discussion/Possible Action on New City Hall Location**

Moved by Commissioner Bornslaeger to accept and place on file the bid received for the City Hall Building. Support by Commissioner Beauprey.

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

Bid Received: Pictured Rocks Cruises, Inc. \$325,000.00

November 3, 2010

Moved by Commissioner Beauprey to instruct the City Manager and the City Attorney to draw up a Purchase Agreement for the sale of City Hall. Support by Commissioner Dolaskie.

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

6. Airport Land Exchange

City Manager Bovin stated that he has discussed this with City Attorney Ferguson finding a legal description is the hold up. Also, this is supposed to be a gift of land and is not to cost the City anything. This was informational no action was necessary.

7. Department of Public Works Bids for Screened Sand

Moved by Commissioner Bornslaeger to accept and place on file bids received for screened sand. Support by Commissioner Dolaskie.

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

Bids Received: Northern Excavating \$3,800.00 delivered, Gerou Excavating, Inc. \$1,575.00 delivered.

Moved by Commissioner Dolaskie to award the bid for screened sand to Gerou Excavating, Inc. at \$3.15 per yard delivered. Support by Commissioner Daniels.

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

8. Appointment to Downtown Development Authority

Moved by Commissioner Bornslaeger to accept with regret Ginger Erwin's resignation from the Downtown Development Authority. Support by Commissioner Dolaskie.

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

Moved by Commissioner Beauprey to approve the Mayor's appointment of Tom Hall to the Downtown Development Authority. Support by Commissioner Daniels.

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

9. Tourist Park 2011 Season Rate Increases

Moved by Commissioner Dolaskie to approve the recommended rate increases of \$3.00 per regular site and \$2.00 per tent sites at the Tourist Park beginning with the 2011 season. Support by Commissioner Bornslaeger.

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

10. Storage Building at Wastewater Treatment Plant

City Manager Bovin informed the Commission that the staff would be building a storage building at the Wastewater Treatment Plant the cost would be around \$771.00. No action was necessary.

11. Approve Proclamation November 2010 National Family Caregivers Month

Moved by Commissioner Dolaskie to approve the Proclamation for November 2010 National Family Caregivers month. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Dolaskie, Daniels, Bornslaeger, Beauprey and Mayor DesJardins

November 3, 2010

Nays: None

PROCLAMATION

NATIONAL FAMILY CAREGIVERS MONTH

WHEREAS, Thanksgiving is the season where we pause to reflect on the many blessings bestowed on us as a city and as individuals. We are especially grateful for the profound love that is expressed through the support, care and compassion that is provided by family caregivers to our loved ones; the chronically ill, terminally ill, elderly and frail, young, or those living with a disability. Caregivers reflect family and community life at its best, and should be counted as one of our most important natural resources; and

WHEREAS, the need for family caregivers is growing. The blessings of medicine and technology have helped us live longer; as a result, persons with disabilities are enjoying longer lives and people over 85 are the fastest growing segment of our population. Family caregivers can be found in every city and town in America. It is very likely that we all know at least one family caregiver; and

WHEREAS, these everyday heroes among us deserve our lasting gratitude and respect. This month, as we honor the many contributions that family caregivers make to the quality of life, let us resolve to work through our community, religious, social, business and other organizations to offer programs and services that will provide caregivers the support and encouragement they need to carry out their vital responsibilities; and

NOW, THEREFORE BE IT RESOLVED, that Rod DesJardins the Mayor of the City of Munising, does hereby recognize November 2010 as National Family Caregivers month in the City of Munising.

Date: _____

By: _____
Rod DesJardins, Mayor

12. Approve City Commission Meeting Minutes of 10/18/2010

Moved by Commissioner Beauprey to approve the City Commission Meeting Minutes of 10/18/2010 as submitted. Support by Commissioner Dolaskie.

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

13. Check Register - List of Bills

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

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

14. City Manager Report

City Manager Bovin began with a handout of election results and thanked the Clerk and Election workers for a job well done. Next, he stated that MDOT had a meeting discussing their five year plan. The City has put in a request for more work on M-28. He then stated that up at the Industrial Park the Visitors Bureau is upset because the Railroad has closed off the snowmobile crossing at the railroad tracks. Vehicle usage was observed and is not permitted. Next, someone has shown interest in the old Peoples State Bank building at the Industrial Park. The alley behind Skip's and Vardon Road has been paved and looks good. The City is working with Tonya Young to recap some funds for the project. Building and Grounds met with Bruce Closser and John Madigan regarding the appraisal of the entire L-dock and the part Pictured Rocks Cruises is interested in. Next, Bovin stated that the Lame Duck Session is beginning and is hopeful there is nothing to worry about. Then he stated that Teresa Chase with the Forest Service has indicated that the number of drop ins at the Visitor's Center is way up. He then stated that the Partnership Director has resigned and a Search Committee has been formed; ads will be going out for a replacement director. The hope is for a recommendation in January. Bovin mentioned that he is working with the Assessor regarding a Headlee Rollback for 2011. The state has a dilemma; local governments have been short changed by about one billion dollars. Next

November 3, 2010

Bovin stated that there is a light down on Elm Ave. UPPCO is to replace it and it is possible that they could take over all our lights. Regarding Bluff St. there are still some questions about ownership the City never vacated the street. This will come back to the Commission with a solution. Bovin then went on to explain that the Volunteer Fire Department has had some problems, their home phones ring continuously when there is a fire. It is possible that this will no longer be the case with the new fiber optics. It was also noted that the board at the Fire Hall has some issues they are working on the situation. Also, the Fire Department will be getting training from Chuck Booth on the ladder truck, also hoses are needed for the truck.

E. CORRESPONDENCE

Correspondence included an update on Teresa Chase's transfer.

F. PUBLIC COMMENTS (non-agenda items)

Mayor DesJardins stated that the new road to Grand Marais is beautiful and packed with people; and this should increase the visitors to the park.

G. ADJOURNMENT

Moved by Commissioner Daniels to adjourn the Regular Meeting of the City Commission. Support by Commissioner Dolaskie.

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

The Regular Meeting of the City Commission adjourned at 7:50 p.m.

Rod DesJardins, Mayor

Sue Roberts, City Clerk

LIST OF BILLS

| | | |
|--------|--------------------------------------|----------|
| 23000) | KRISTIE COTA | 292.50 |
| 23001) | GEROU EXCAVATING, INC. | 18455.00 |
| 23002) | GREATER MUNISING BAY | 7500.00 |
| 23003) | GREATER MUNISING BAY | 1000.00 |
| 23004) | HIAWATHA TELEPHONE COMPANY | 44.04 |
| 23005) | MADIGAN'S HARDWARE | 10.27 |
| 23006) | MICHIGAN DOWNTOWN ASSOCIATION | 100.00 |
| 23007) | PETERSON PUBLISHING INC. | 86.05 |
| 23008) | HOLBEN PROFESSIONAL EH SERVICE | 150.00 |
| 23009) | AIRGAS NORTH CENTRAL | 21.75 |
| 23010) | ALGER PARKS & RECREATION | 4482.27 |
| 23011) | ALGER TITLE AGENCY | 725.00 |
| 23012) | AUTO VALUE OF MUNISING-OK AUTO | 706.64 |
| 23013) | DTE ENERGY | 302.00 |
| 23014) | HEALTHY HOMES INC. | 84.70 |
| 23015) | MENARDS | 523.78 |
| 23016) | MUNISING COMMUNITY CREDIT UNION-VISA | 31.10 |
| 23017) | NORTH AMERICAN SALT COMPANY | 18760.44 |
| 23018) | NORTRAX EQUIPMENT INC. | 342.23 |
| 23019) | POMASL FIRE EQUIPMENT | 190.84 |
| 23020) | SUPERIOR ICE | 6.42 |
| 23021) | U.P. POWER COMPANY | 21214.33 |
| 23022) | U.S. BANK, N.A. | 51300.00 |
| 23023) | UPPER PENINSULA RECREATION INC. | 1816.01 |
| 23024) | GALL'S INC. | 449.03 |
| 23025) | VOIDED | VOIDED |
| 23026) | PONTEM SOFTWARE BY RIA | 198.50 |
| 23027) | SEW FOR YOU | 18.00 |
| 23028) | U.P. POWER COMPANY | 2405.32 |
| 23029) | AECOM USA INC. | 853.25 |
| 23030) | ALGER COUNTY HUMANE SOCIETY | 325.00 |
| 23031) | AN*SER SERVICES & TEL/SEE | 50.00 |
| 23032) | AUTO VALUE OF MUNISING-OK AUTO | 599.03 |
| 23033) | BLUE CROSS BLUE SHIELD OF MICHIGAN | 926.76 |
| 23034) | BLUE CROSS BLUE SHIELD OF MICHIGAN | 1281.90 |

November 3, 2010

| | | |
|--------|--------------------------------------|----------|
| 23035) | BLUE CROSS BLUE SHIELD OF MICHIGAN | 1533.74 |
| 23036) | BLUE CROSS BLUE SHIELD OF MICHIGAN | 16572.66 |
| 23037) | BLUE CROSS BLUE SHIELD OF MICHIGAN | 4335.73 |
| 23038) | BLUE CROSS BLUE SHIELD OF MICHIGAN | 472.94 |
| 23039) | DOUG BOVIN, INC. | 8384.74 |
| 23040) | CRANE ENGINEERING SALES INC. | 342.09 |
| 23041) | DENMAN'S HARDWARE | 240.76 |
| 23042) | EL-COM SERVICES, INC. | 354.75 |
| 23043) | GREAT AMERICAN DISPOSAL COMPANY | 4822.33 |
| 23044) | HAWORTH, INC. | 281.50 |
| 23045) | MADIGAN'S HARDWARE | 1062.52 |
| 23046) | MENARDS | 488.93 |
| 23047) | MUNISING COMMUNITY CREDIT UNION-VISA | 7207.18 |
| 23048) | MUNISING FLOWER SHOP | 75.00 |
| 23049) | NORTHERN MICHIGAN UNIVERSITY | 24.00 |
| 23050) | NYE UNIFORM COMPANY | 146.41 |
| 23051) | OSHKOSH FIRE & POLICE EQUIPMENT | 621.06 |
| 23052) | PETERSON PUBLISHING INC. | 375.87 |
| 23053) | POMASL FIRE EQUIPMENT | 210.42 |
| 23054) | U.P. POWER COMPANY | 6.58 |
| 23055) | UPPER PENINSULA RECREATION INC. | 1230.77 |
| 23056) | WEST PAYMENT CENTER | 895.38 |
| 23057) | WOOD ISLAND WASTE MANAGEMENT | 40.70 |
| 23058) | ALGER COUNTY CLERK | 17.00 |
| 23059) | 41 LUMBER COMPANY | 8.99 |
| 23060) | AT&T MOBILITY | 45.63 |
| 23061) | BANC OF AMERICA LEASING | 346.65 |
| 23062) | BLUE BOOK | 43.95 |
| 23063) | CITY OF MUNISING-PETTY CASH | 134.05 |
| 23064) | DELL MARKETING L.P. | 2918.66 |
| 23065) | DTE ENERGY | 328.05 |
| 23066) | ECONO SIGN & BARRICADE | 493.00 |
| 23067) | D. ROBB FERGUSON | 1666.66 |
| 23068) | FRED'S LOCKSMITHING | 35.00 |
| 23069) | GEROU EXCAVATING, INC. | 581.00 |
| 23070) | HALLSTROM COMPANY | 395.00 |
| 23071) | HAWORTH, INC. | 402.91 |
| 23072) | HOLIDAY COMPANIES | 3350.87 |
| 23073) | INTERPHASE | 6808.32 |
| 23074) | MACPHERSON, D.A., INC. | 847.56 |
| 23075) | MEAD & HUNT | 2561.89 |
| 23076) | MICHIGAN ELECTION RESOURCES | 117.12 |
| 23077) | MIDWEST CONNECTION, LLC | 983.35 |
| 23078) | NAPA AUTO PARTS | 510.55 |
| 23079) | MICHAEL NIEMI | 143.59 |
| 23080) | P.K. CONTRACTING, INC. | 1368.00 |
| 23081) | POMASL FIRE EQUIPMENT | 179.00 |
| 23082) | QUILL CORPORATION | 695.27 |
| 23083) | STANDARD INSURANCE COMPANY | 658.05 |
| 23084) | TANNEHILL CONCRETE CONSTRUCTION | 7100.00 |
| 23085) | TELNET WORLDWIDE, INC. | 7.80 |
| 23086) | U.P. POWER COMPANY | 4210.28 |
| 23087) | WEST SHORE FIRE INC. | 2935.82 |
| 23088) | PEOPLES STATE BANK | 9931.25 |
| 23089) | PEOPLES STATE BANK | 22797.61 |
| 23090) | WELLS FARGO BANK | 400.00 |