

November 4, 2013

CITY COMMISSION
AGENDA
MONDAY, NOVEMBER 4, 2013
6:00 P.M.

- A. CALL TO ORDER REGULAR CITY COMMISSION MEETING, PLEDGE OF ALLEGIANCE, ROLL CALL
- B. PUBLIC COMMENTS (non-agenda items)
- C. OLD CITY BUSINESS
 - 1. Committee Reports - Updates
- D. NEW CITY BUSINESS
 - 1. Kris Petosky Vintage Snow Mobile Race
 - 2. Budget Adjustment for Phil's Tree Service final Invoice \$31,560.00
 - 3. Budget Adjustment Duquaine Freon Purchase \$4,295.50
 - 4. Possible Changes in the Honeywell Project
 - 5. Approve Agreement Addendum for Dredging Project (must be done to submit for reimbursement)
 - 6. Approve Resolution to Accept the Terms of the Agreement Addendum for the Dredging Project
 - 7. Approve Change Order No. 1 Dredging Project Elimination of Beach Nourishment
 - 8. Approve Change Order No. 2 Dredging Project Emergency Response re: Contamination
 - 9. Mead & Hunt Munising Phase 3 Sewer Project invoice \$887.00
 - 10. Mead & Hunt Munising Phase 3 Water Project invoice \$373.00
 - 11. MIOSHA Requirements
 - 12. U.P. Timber Tree Harvesting
 - 13. City Manager Position
 - 14. Change or Cancel the November 18, 2013 Commission Meeting
 - 15. Approve City Commission Meeting Minutes of 10-21-13
 - 16. Check Register - List of Bills
 - 17. Acting City Manager Report
- E. CORRESPONDENCE
- F. PUBLIC COMMENTS (non-agenda items)
- G. ADJOURNMENT

CITY COMMISSION

Official Proceedings

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

The Regular Meeting of the City Commission was duly called and held on Monday, **November 4, 2013**, in the City Commission Room of City Hall. Mayor DesJardins called the Regular Meeting to order at 6:00 p.m.

PRESENT: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins

ABSENT: None

- B. PUBLIC COMMENTS (non-agenda items)

November 4, 2013

There were none.

C. OLD CITY BUSINESS

1. Committee Reports - Updates

There were no updates or Committee reports.

Moved by Commissioner Cotey to amend the agenda to include 8A Marine Tech Pay Request and 14 A Chamber of Commerce Request for Street Closures for Rekindle the Spirit. Support by Commissioner Bornslaeger.

Unanimous Voice Vote:

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

D. NEW CITY BUSINESS

1. Kris Petosky Vintage Snow Mobile Race

Kris Petosky told the Commission that he was trying to put together a Vintage Snowmobile race from Grand Marais to Munising and a modern race from Munising to Grand Marais back to Munising. They would take place January 25, 2014. He will come back to the Commission when he has more details.

2. Budget Adjustment for Phil's Tree Service final Invoice
\$31,560.00

Moved by Commissioner Bornslaeger to make a budget adjustment for the \$31,560.00 invoice to Phil's Tree Service and to cover costs with timber sales. Support by Commissioner Cotey.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

3. Budget Adjustment Duquaine Freon Purchase \$4,295.50

Moved by Commissioner Nettleton to approve a budget adjustment in the amount of \$4,295.50 for the purchase of freon for the arena from its fund balance. Support by Commissioner Daniels.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

4. Possible Changes in the Honeywell Project

At this time a list was given to the Commission for possible changes in the Honeywell Project to cut costs; this will have to come back to the Commission when actual dollar amounts are known for a decision to be made.

5. Approve Agreement Addendum for Dredging Project (must be done to submit for reimbursement)

Moved by Commissioner Nettleton to approve the Agreement Addendum for the Dredging Project to reflect \$274,750.00 as the grant total. Support by Commissioner Cotey.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

AGREEMENT ADDENDUM

(Supplemental Funding, Scope of Work Change, or Time Extension)

THIS AGREEMENT ADDENDUM, made this 4th day of November, 2013, by and between the CITY OF MUNISING, MICHIGAN, a municipal corporation, hereinafter referred to as the "City", and the MICHIGAN DEPARTMENT OF NATURAL RESOURCES, an agency of the State of Michigan, hereinafter referred to as the "Department."

WHEREAS, on November 4, 2013, an agreement was entered into between the Department and City, to assist the City in the Emergency Dredging at the City of Munising, Munising Bayshore Marina facility, under provisions of the State's Waterways Grant-in-Aid Program.

NOW, THEREFORE, in consideration of the mutual promises and conditions contained herein, it is mutually agreed as follows:

1. The Department agrees:

(a) To grant to the City funds for emergency dredging of Munising Bayshore Marina (the facilities). Said total of emergency dredging funds for the project shall not exceed Two Hundred Seventy-four Thousand Seven Hundred Fifty dollars (\$274,750). These monies shall be used only for the project work outlined in the Agreement and this Addendum and related engineering costs.

(b) To release State funds according to the following:

Completion of Department approved plans and cost estimated by the community's engineer.

Twenty-five (25) percent of the total grant upon execution of this Agreement. These advance funds may be used toward the plans, specifications and permits acceptable to the Department and City. The State's ability to advance funds will be dependent on approval of the Emergency Dredge Plan Supplemental, and approval from the Department of Treasury. If the plan is not acceptable to the regulatory agencies and permits are denied, remaining funds will be returned to the State of Michigan.

The remaining seventy-five (75) percent shall be released as a reimbursement. The final ten (10) percent shall be paid upon completion of work and receipt of progress payment requests from the contractor that are approved for payment by the designated project manager. The final ten (10) percent of State funds shall be paid upon completion of the project and 60 days after receipt of project cost documentation to the Department by the City or completion of an audit of the expenditures for the facilities by the Department, whichever occurs first.

2. The City agrees:

(a) Said total grant-in-aid for the project shall not exceed Two Hundred Seventy-four Thousand Seven Hundred Fifty dollars (\$274,750). These monies shall be used for the project work outlined in the Agreement and this Addendum and related engineering costs. This sum represents 50 percent of the total cost of the project work. Any additional funds needed to complete the project work shall be provided by the City. The City must have the prior written approval of the Department for any change orders to the contract(s) in cost, plans or specifications.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seal the day and date first above written.

IN WITNESS WHEREOF, the parties execute this Agreement by the signatures of their duly authorized representatives.

WITNESSES:

CITY OF MUNISING

By: _____
Sue Roberts

Title: Acting City Manager

**MICHIGAN DEPARTMENT OF
NATURAL RESOURCES**

By: _____
Ronald A. Olson, Chief
Parks and Recreation Division

6. Approve Resolution to Accept the Terms of the Agreement Addendum for the Dredging Project

Moved by Commissioner Bornslaeger to approve the Resolution accepting the terms of the Agreement Addendum for the Dredging Project. Support by Commissioner Daniels.

November 4, 2013

Moved by Commissioner Daniels to approve and pay Mead & Hunt \$887.00 for services rendered on the Munising Phase 3 Sewer Project. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

10. Mead & Hunt Munising Phase 3 Water Project invoice \$373.00

Moved by Commissioner Cotey to approve and pay Mead & Hunt \$373.00 for services rendered on the Munising Phase 3 Water Project. Support by Commissioner Daniels.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

11. MIOSHA Requirements

Moved by Commissioner Daniels to approve the required MIOSHA safety equipment in the amount of \$1,847.12. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

12. U.P. Timber Tree Harvesting

Moved by Commissioner Daniels to authorize the Acting City Manager to get the cost estimate on the timber sale regarding a scaled sale. Support by Commissioner Nettleton.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

13. City Manager Position

Moved by Commissioner Daniels to have the Labor Committee invite five second tier candidates for interviews. Support by Commissioner Cotey.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

Moved by Commissioner Cotey to authorize the Labor Committee to find an Interim City Manager offering \$1,000.00 per week with a start date of November 18, 2013. Support by Commissioner Daniels.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

14. Change or Cancel the November 18, 2013 Commission Meeting

Moved by Commissioner Cotey to change the November 18, 2013 meeting to Tuesday, November 12, 2013 at 6:00 p.m. Support by Commissioner Daniels.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

14A. Chamber of Commerce Request for Street Closures for Rekindle the Spirit

Moved by Commissioner Nettleton to approve the request from the Chamber that on December 5th from 4:50 p.m. - 7:30 p.m. to close Superior Street from M-28 to Lynn Street for Rekindle the Spirit activities. Support by Commissioner Daniels.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

15. Approve City Commission Meeting Minutes of 10-21-13

November 4, 2013

Moved by Commissioner Nettleton to approve the City Commission Meeting Minutes of 10-21-13 as submitted. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

16. Check Register - List of Bills

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

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

17. Acting City Manager Report

Commissioner Nettleton asked Acting City Manager Roberts if anything had been decided about the dip in the newly finished H-58 project. Roberts indicated that the inspection had taken place and it was brought the Coleman Engineering's attention she is waiting to hear what they plan to do.

E. CORRESPONDENCE

There was none.

F. PUBLIC COMMENTS (non-agenda items)

There were none.

G. ADJOURNMENT

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

Approved: Yeas: Commissioners: Daniels, Cotey, Bornslaeger, Nettleton and Mayor DesJardins
Nays: None

The Regular Meeting of the City Commission adjourned at 7:00 p.m.

Rod DesJardins, Mayor

Sue Roberts, City Clerk

LIST OF BILLS

27089)	SHAWN BOSLEY	57.63
27090)	DENMAN'S HARDWARE	5.29
27091)	GEROU EXCAVATING, INC.	1112.00
27092)	TONY GRAHOVAC	53.41
27093)	GREATER MUNISING BAY	50.00
27094)	HIAWATHA TELEPHONE COMPANY	50.02
27095)	HOOVER'S TREE SERVICE	2000.00
27096)	MADIGAN'S HARDWARE	9.99
27097)	PETERSON PUBLISHING INC.	96.35
27098)	PUTVIN DRUG STORE	74.96
27099)	U.P. ENGINEERS & ARCHITECTS	2550.61
27100)	UPPER PENINSULA POWER COMPANY	19.18
27101)	MENARDS	125.65
27102)	AECOM TECHNICAL SERVICES	8290.00
27103)	BAY CARE MEDICAL CENTER	28.00
27104)	COLEMAN ENGINEERING COMPANY	21307.75
27105)	ETNA SUPPLY COMPANY	264.52
27106)	MACQUEEN EQUIPMENT INC.	740.83
27107)	MARINE TECH LLC	32665.92
27108)	MICHIGAN MUNICIPAL LEAGUE	8072.93
27109)	NORTH CENTRAL LABORATORIES	247.01
27110)	OLSON TRAILER & BODY	148.76
27111)	SUBURBAN PROPANE	1649.03
27112)	UPPER PENINSULA POWER COMPANY	3206.10
27113)	UPPER PENINSULA RECREATION INC.	1085.26
27114)	USA BLUE BOOK	477.61

November 4, 2013

27115)	WEST PAYMENT CENTER	394.00
27116)	ALGER COUNTY ELECTRIC	94.00
27117)	CITY OF MUNISING-PETTY CASH	110.29
27118)	JACK DOHENEY COMPANIES, INC.	831.93
27119)	DUQUAINE, INC.	4295.40
27120)	FASTENAL COMPANY	4.78
27121)	GEROU EXCAVATING, INC.	513.50
27122)	HOLIDAY COMPANIES	1666.40
27123)	LIDEMAN'S LOGO SPORTSWEAR	390.00
27124)	PHIL'S TREE SERVICES	31560.00
27125)	POMPS TIRE SERVICE, INC.	380.00
27126)	STANDARD ELECTRIC COMPANY	510.54
27127)	STANDARD INSURANCE COMPANY	634.35
27128)	STATE OF MICHIGAN ESSD	1095.00
27129)	SUPERIORLAND SERVICES, INC.	47.47
27130)	UPPER PENINSULA POWER COMPANY	5249.76
27131)	U.S. POSTMASTER	200.00
27132)	VANTAGE FLEX, LLC	100.00
27133)	VERIZON WIRELESS	50.08
27134)	RYAN ANDERSON	67.80
27135)	DSTECH	25.93
27136)	D. ROBB FERGUSON	1666.66
27137)	FREI CHEVERLET	128.52
27138)	MICHIGAN/WISCONSIN SPRING & BRAKE	29.00
27139)	MIDWAY RENTALS	149.00
27140)	VERIZON WIRELESS	417.69