

November 7, 2007

CITY COMMISSION
AGENDA
WEDNESDAY, NOVEMBER 7, 2007
6:15 P.M.

- A. CALL TO ORDER OF REGULAR CITY COMMISSION MEETING, PLEDGE OF ALLEGIANCE, ROLL CALL
- B. PRESENTATION
Peter Vertin essay winner
- C. PUBLIC COMMENTS (non-agenda items)
- D. OLD CITY BUSINESS
 - 1. Tri-Media Bike Path \$6,000.00 Payment
 - 2. Project Contract Bid Awarding
 - Contract A- Sanitary Sewer, Water Main & Storm Sewer Construction
 - Contract B- Wastewater Treatment Plant Improvements
 - Contract C- Industrial Park Elevated Water Tank Painting
 - Contract D- Combination Vacuum Jet Rodder (vactor)
 - Contract E- Water Meter Replacement & Radio Read System
- E. NEW CITY BUSINESS
 - 1. Mead & Hunt Alley and Cherry Street Engineering Contract Amendment
 - 2. Mead & Hunt Three Billings
 - 3. Mead & Hunt Engineering Services Proposal Munising Avenue (H-58) Bike Path Design
 - 4. Mead & Hunt Agreement for Environmental Clean Up at old Alger County Road Commission property
 - 5. Mead & Hunt Engineering Services Proposal Tourist Park Campground Improvements
 - 6. Mead & Hunt Tourist Park Additional Services Contract
 - 7. Munising Post Office Name Dedication to Elizabeth L. Paasto
 - 8. Munising Housing Commission Re-appointment of Dr. James Benam for another 5 year term
 - 9. Mayor's Appointments to Munising Area Partnership for Development
 - 10. Recreation Committee Recommendations Bayshore Park Pavilion
 - 11. Recreation Committee Recommendations Name for Washington Street Overlook
 - 12. Bids for 1991 Truck for Sale
 - 13. Resolution Opposing House Bill 811 as Currently Before the U.S. House of Representatives
 - 14. Possible Meeting Date Change for the November 19th Meeting
 - 15. Approve City Commission Meeting Minutes 10/15/07 & 10/24/07
 - 16. Check Register - List of Bills
 - 17. City Manager Updates
- F. CORRESPONDENCE
- G. PUBLIC COMMENTS (non-agenda items)
- H. ADJOURNMENT

CITY COMMISSION

November 7, 2007

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 7, 2007**, in the City Commission Meeting Room of City Hall. Mayor DesJardins called the Regular Meeting to order at 6:15 p.m.

PRESENT: Commissioners: Lovellette, Scholtz, Bornslaeger, Swanberg and Mayor DesJardins

ABSENT: None

B. PRESENTATION

1. Peter Vertin essay winner

Mayor DesJardins presented Peter Vertin with a check for \$250.00 for his winning essay.

C. PUBLIC COMMENTS (non-agenda items)

There were none.

D. OLD CITY BUSINESS

1. Tri-Media Bike Path \$6,000.00 Payment

Moved by Commissioner Bornslaeger to authorize the City Manager to pay Tri-Media up to \$6,000.00 for Bike Path work. Supported by Commissioner Scholtz.

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

2. Project Contract Bid Awarding

Contract A- Sanitary Sewer, Water Main & Storm Sewer Construction
Contract B- Wastewater Treatment Plant Improvements
Contract C- Industrial Park Elevated Water Tank Painting
Contract D- Combination Vacuum Jet Rodder (vactor)
Contract E- Water Meter Replacement & Radio Read System

Moved by Commissioner Lovellette to award Contract A - Sanitary sewer, water main & storm sewer construction to Bacco Construction in the amount of \$10,310,283.25 contingent upon Rural Developments approval. Supported by Commissioner Bornslaeger.

Roll Call Vote:

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

Moved by Commissioner Lovellette to award Contract B - Wastewater Treatment Plant Improvements to Gundlach Champion in the amount of \$3,710,000.00 contingent upon Rural Developments approval. Supported by Commissioner Bornslaeger.

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

Moved by Commissioner Scholtz to award Contract C - Industrial Park Elevated Water Tank Painting to LC United Painting in the amount of \$114,000.00 contingent upon Rural Developments approval. Supported by Commissioner Swanberg.

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

Moved by Commissioner Bornslaeger to award Contract D - Combination vacuum jet rodder (vactor) to Jack Doheny Supplies, Inc. in the amount of \$273,500.00 contingent upon Rural Developments approval. Supported by Commissioner Scholtz.

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

Contract E-Water Meter Replacement and Radio Read System was not awarded at this time; prices have been extended for ninety (90) days.

Moved by Commissioner Lovellette to amend the agenda to hear item #7 Munising Post Office Name Dedication to Elizabeth L. Paasto to number 1 and to add 1A-Resolution Recognizing Joe Beatty for years of Service on Munising Volunteer Fire Department. Supported by Commissioner Scholtz.

Unanimous Voice Vote:

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

E. NEW CITY BUSINESS

1. Munising Post Office Name Dedication to Elizabeth L. Paasto

Moved by Commissioner Lovellette to approve drafting a resolution in support of dedicating/naming the Munising Post Office after Elizabeth L. Paasto Two Gold Star Mother. Supported by Commissioner Scholtz.

Roll Call Vote:

Approved: Yeas: Commissioners: Lovellette, Scholtz, Swanberg and Mayor
DesJardins
Nays: Commissioner: Bornslaeger

1A. Resolution Recognizing Joe Beatty for Years of Service on
Munising Volunteer Fire Department

Moved by Commissioner Bornslaeger to approve the Resolution recognizing Joe Beatty for forty (40) years of service on the Munising Volunteer Fire Department. Supported by Commissioner Scholtz.

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

RESOLUTION RECOGNIZING
JOE BEATTY FOR
YEARS SERVED ON THE
MUNISING VOLUNTEER FIRE DEPARTMENT

Whereas, in April of 1967 Joe Beatty joined the Munising Volunteer Fire Department and,

Whereas, the past forty (40) years Joe has served and protected the citizens of the City of Munising and surrounding townships and,

Whereas, during his tenure Joe was very active in the Department including the Acting Fire Chief and Fire Chief of the Department and,

Whereas, Joe decided to retire after forty (40) years of faithful service and he will be missed and,

Now Therefore let it be resolved that the City of Munising commends Joe Beatty for his years of volunteer service. Best wishes to Joe and his family.

Rod DesJardins, Mayor

2. Mead & Hunt Alley and Cherry Street Engineering Contract
Amendment

Moved by Commissioner Lovellette to approve the Mead & Hunt Engineering Contract Amendment regarding the Alley and Cherry Street in the amount up to \$10,000.00. Supported by Commissioner Swanberg.

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

3. Mead & Hunt Three Billings

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This was an explanation of billings no action was necessary.

4. Mead & Hunt Engineering Services Proposal Munising Avenue (H-58) Bike Path Design

Moved by Commissioner Swanberg to approve Mead & Hunt Engineering service proposal for an Enhancement Grant for the (H-58) Bike Path. Supported by Commissioner Bornslaeger.

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

5. Mead & Hunt Agreement for Environmental Clean Up at old Alger County Road Commission property

Moved by Commissioner Lovellette to approve the City of Munising entering into a contract with Mead & Hunt for a plan for environmental clean up at the old Alger County Road Commission property in the amount of \$6,000.00. Supported by Commissioner Bornslaeger.

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

6. Mead & Hunt Engineering Services Proposal Tourist Park Campground Improvements

Moved by Commissioner Lovellette to approve the Mead & Hunt Engineering Services Proposal for the Tourist Park Campground Improvements up to \$25,800.00. Supported by Commissioner Bornslaeger.

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

7. Mead & Hunt Tourist Park Additional Services Contract

There was no action necessary; Mead & Hunt pulled this from the agenda.

8. Munising Housing Commission Re-appointment of Dr. James Benam for another 5 year term

Moved by Commissioner Bornslaeger to approve the Mayor's appointment of Dr. James Benam to the Munising Housing Commission for another five-year term. Supported by Commissioner Lovellette.

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

9. Mayor's Appointments to Munising Area Partnership for Development

Moved by Commissioner Lovellette to approve the Mayor's appointment of himself and City Manager Doug Bovin to the Munising Area Partnership for Development. Supported by Commissioner Swanberg.

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

10. Recreation Committee Recommendations Bayshore Park Pavilion

Moved by Commissioner Bornslaeger to approve the concept of and to authorize the City to start fund raising for the demolition and rebuilding of a pavilion at the Bayshore Park. Supported by Commissioner Lovellette.

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

11. Recreation Committee Recommendations Name for Washington Street Overlook

Moved by Commissioner Lovellette to name the Washington Street Overlook "Tannery Park". Supported by Commissioner Bornslaeger.

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

12. Bids for 1991 Truck for Sale

Moved by Commissioner Bornslaeger to accept and place on file the bids received for the 1991 truck for sale. Supported by Commissioner Swanberg.

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

1991 L8000 Ford
4x4 Diesel with plow & dump box
bids received

Ken Maki	\$3,890.00
John Thompson	\$4,176.00
Bell Timber, Inc. Bryan Hill	\$4,275.00
Paul Hartman	\$5,900.00
Chris Johnson	\$6,111.00
Gerou Excavating, Inc.	\$7,140.00

Moved by Commissioner Lovellette to award the truck to Gerou Excavating, Inc. in the amount of \$7,140.00. Supported by Commissioner Swanberg.

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

13. Resolution Opposing House Bill 811 as Currently Before the U.S.
House of Representatives

Moved by Commissioner Scholtz to approve the Resolution opposing House Bill 811 as currently before the U.S. House of Representatives. Supported by Commissioner Bornslaeger.

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

CITY OF MUNISING

Sue Roberts, Clerk

100 W. MUNISING AVE., MUNISING, MI 49862

RESOLUTION 07-20

RESOLUTION OPPOSING HOUSE BILL 811, AS CURRENTLY BEFORE THE U.S. HOUSE OF REPRESENTATIVES

Whereas, the Michigan Election system, utilizing paper ballots that are scanned via the optical scan process, has proven in this state as well as many others, to be an almost foolproof system and was used in many of the Florida counties in 2000 that had zero election problems, and that we find it almost foolproof and it is successfully used in many of the states throughout the country; and

Whereas, the State also provides for a very user friendly optical scan compatible marking machine that works to assist voters who cannot physically mark a ballot, which can be used by the blind as well as the physically handicapped persons and it includes a touch screen feature likewise; and

Whereas, the State of Michigan has invested millions in U.S. Taxpayers' dollars in the purchase and installation of "optical scan and handicapped marking equipment" in every polling precinct in the State of Michigan and has trained clerks and local elections officials on how to best use said equipment; and

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Whereas, the proposed legislation will not allow for the current and recently installed optical scan equipment to be used, thereby calling upon the local units to invest monies to satisfy unneeded and unwanted and possibly unsecured technology; and

Whereas, this proposed legislation mandates hand count audits of election results of 9 to 30% of all precincts (an almost impossibility) not allowing for other more likely needed recounts to occur and this would slow down that process making post election a nightmare for the duly constituted and appointed election officials to canvass, who have many statutory duties to perform including checking for ballots processed and voted; and

Whereas, a recount of the magnitude suggested (or required) by the house bill would put a burden upon the taxpayers and local election officials for no good cause.

WE THEREFORE FURTHER BELIEVE that ballot security would be jeopardized should untrained and or skilled workers who would "hand recount" ballots, which are currently, subject to the 22-month federal retention period; and further

WE THEREFORE URGE all Congressmen to defeat House Bill 811 and we further suggest that more control of elections remain with the various states and their local political subdivisions; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to our Congressman Bart Stupak as well as our U.S. Senators Levin and Stabenow, the Michigan Secretary of State, Governor Granholm, the Michigan Association of County Clerks and the Michigan Association of Counties as well as all local clerks in Alger County and the other 82 counties.

Dated: November 7, 2007

Rod DesJardins, Mayor

14. Possible Meeting Date Change for the November 19th Meeting

There was no action necessary the Meeting will be held on November 19th as scheduled.

15. Approve City Commission Meeting Minutes 10/15/07 & 10/24/07

Moved by Commissioner Scholtz to approve the City Commission Meeting Minutes of 10-15-07 and 10-24-07 as submitted. Supported by Commissioner Swanberg.

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

16. Check Register - List of Bills

Moved by Commissioner Bornslaeger to approve and pay the check register/list of bills as submitted. Supported by Commissioner Scholtz.

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

17. City Manager Updates

City Manager Bovin began by handing out a sheet on new state law requirements; that would require public employees to bid out insurance benefits. Then he mentioned a letter to the snowmobilers from the Chief of Police he felt the letter was very good. He then gave out a letter regarding the Schooner Madeline it is and instructional schooner that may be coming to Munising. Next Bovin mentioned a fire hydrant by the hospital, it has been determined that the hydrant will be placed on the street so the City will be purchasing the hydrant. Next he gave an article on snowplowing guidelines for M-28. Then he stated that Bob Eslinger went to a Port Authority meeting in Port Huron to represent the City and to support tourism. Bovin then reminded everyone of the MDOT meeting in Escanaba on 11-8-07 at 10:00 a.m. Lastly Bovin showed the Commission a thank you card from Alger Parks and Recreation.

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F. CORRESPONDENCE

This included a letter from the auditors regarding the Housing Commission.

G. PUBLIC COMMENTS (non-agenda items)

Commissioner Bornslaeger made comment on the International Property Maintenance Code, 2003 Edition given to the Planning Commission for review and thought that it could be used as an enforcement tool in the Zoning Ordinance. He also recommended that the Commission read the property maintenance code for future discussion. Commissioner Swanberg announced that the Munising Bay Arts Committee was having an Arts Festival this Saturday at the Munising High School.

H. ADJOURNMENT

Moved by Commissioner Lovellette to adjourn the Regular Meeting of the City Commission. Supported by Commissioner Bornslaeger.

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

The Regular Meeting of the City Commission adjourned at 8:15 p.m.

Rod DesJardins, Mayor

Sue Roberts, City Clerk

LIST OF BILLS

18289)41 LUMBER COMPANY	390.82
18290)AIRGAS NORTH CENTRAL	68.10
18291)ALL-PHASE ELECTRIC SUPPLY COMPANY	526.50
18292)ALTRAN	7.50
18293)ANDERSON, TACKMAN & COMPANY	3003.00
18294)AUTO VALUE OF MUNISING-OK AUTO	1912.04
18295)BECKER ARENA PRODUCTS, INC.	1366.23
18296)BLUE CROSS BLUE SHIELD OF MICHIGAN	4149.57
18297)BLUE CROSS BLUE SHIELD OF MICHIGAN	3689.37
18298)BLUE CROSS BLUE SHIELD OF MICHIGAN	2710.71
18299)BLUE CROSS BLUE SHIELD OF MICHIGAN	18673.80
18300)BLUE CROSS BLUE SHIELD OF MICHIGAN	510.11
18301)BLUE CROSS BLUE SHIELD OF MICHIGAN	2213.84
18302)BOB'S IGA	12.02
18303)DOUG BOVIN, INC.	537.38
18304)CITY OF MUNISING - PETTY CASH	91.67
18305)DTE ENERGY	310.42
18306)GREAT AMERICAN DISPOSAL COMPANY	5.00
18307)GREAT AMERICAN DISPOSAL COMPANY	4518.47
18308)HYDE EQUIPMENT COMPANY	269.38
18309)KOLBUS SALES & SERVICE	180.00
18310)MADIGAN'S HARDWARE	40.45
18311)VOIDED	VOIDED
18312)MICHIGAN DEPT. ON ENVIRONMENTAL	18.00
18313)MICHIGAN DEPARTMENT OF TREASURY	21.65
18314)MICHIGAN GOVT. FINANCE OFFICERS	70.00
18315)MICHIGAN MUNICIPAL BOND AUTHORITY	39313.75
18316)MICHIGAN STATE POLICE	173.00
18317)MUNISING AREA PARTNERSHIP FOR DEV.	20000.00
18318)MUNISING COMMUNITY CREDIT UNION VISA	582.17
18319)MUNISING COMMUNITY CREDIT UNION VISA	11.28
18320)MUNISING COMMUNITY CREDIT UNION VISA	545.92
18321)MUNISING VOLUNTEER FIRE DEPARTMENT	2010.00
18322)NYE UNIFORM COMPANY	144.84
18323)PARAGON LABORATORIES, INC.	180.00
18324)PETERSON PUBLISHING, INC.	827.19
18325)POMASL FIRE EQUIPMENT	334.00
18326)PUTVIN DRUG STORE	38.97
18327)QUILL CORPORATION	316.48
18328)RANGE TELECOMMUNICATIONS	221.65
18329)RMI425.00	
18330)SHELL FLEET PLUS	3711.95

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18331)TELNET WORLDWIDE, INC.	22.39
18332)TRI-COUNTY SEPTIC	300.00
18333)TRIMEDIA CONSULTANTS	1123.00
18334)U.P. POWER COMPANY	18245.93
18335)UPPER PENINSULA RECREATION INC.	1000.00
18336)UPPER PENINSULA RECREATION INC.	974.16
18337)VOIDED	VOIDED
18338)WELLS FARGO BANK	400.00
18339)ZEE MEDICAL, INC.	132.40
18340)ALGER PARKS & REC. - PETTY CASH	137.00
18341)ALTRAN	162.50
18342)JERRY GOSS	185.40
18343)GREAT LAKES CENTER	60.00
18344)MUNISING COMMUNITY CREDIT UNION - VISA	567.91
18345)NORTHERN STATIONERS, INC.	3579.99
18346)PETERSON PUBLISHING INC.	371.50
18347)DENMAN'S HARDWARE	592.94
18348)MADIGAN'S HARDWARE	594.51
18349)PETER VERTIN	250.00
18350)KELLEY MARKETING	449.50
18351)KELLEY MARKETING	750.00
18352)ALGER COUNTY HUMANE SOCIETY	325.00
18353)AUTO VALUE OF MUNISING-OK AUTO	119.54
18354)BANC OF AMERICA LEASING	346.65
18355)BAY DE NOC COMMUNITY COLLEGE	581.51
18356)BDS INSTRUMENTATION	650.00
18357)DOUG BOVIN, INC.	7250.18
18358)DOUG BOVIN, INC.	467.33
18359)CELLULAR ONE	252.42
18360)CELLULAR ONE	39.82
18361)CITY OF MUNISING PETTY CASH	20.33
18362)CUMMINS N POWER LLC	203.88
18363)DTE ENERGY	544.11
18364)D. ROBB FERGUSON	1666.66
18365)GEROU EXCAVATING, INC.	1012.00
18366)GREAT LAKES WOOD PRODUCTS	775.96
18367)H & L MESABI	2490.95
18368)HIAWATHA TELEPHONE COMPANY	860.24
18369)HYDRITE CHEMICAL COMPANY	1995.98
18370)MARK MAKI	1000.00
18371)MARQUETTE GENERAL HOSPITAL	780.00
18372)MICHIGAN DEPT. OF ENVIRONMENTAL	383.00
18373)MICHIGAN DEPT. OF ENVIRONMENTAL	163.00
18374)MICHIGAN DEPT. OF ENVIRONMENTAL	816.00
18375)MICK'S PLUMBING AND HEATING	313.60
18376)NAPA AUTO PARTS	566.18
18377)VOIDED	VOIDED
18378)NORTH AMERICAN SALT COMPANY	12574.04
18379)NORTH CENTRAL LABORATORIES	731.89
18380)NORTHERN MICHIGAN UNIVERSITY	120.00
18381)NORTRAX EQUIPMENT INC.	103.47
18382)STEVEN PAWIELSKI	5000.00
18383)POMASL FIRE EQUIPMENT	3225.10
18384)PONTEM SOFTWARE BY RIA	169.90
18385)QUILL CORPORATION	120.35
18386)SAWYER INTERNATIONAL AIRPORT	10.00
18387)STANDARD INSURANCE COMPANY	718.10
18388)NICHOLE M. SWANBERG	64.98
18389)TELNET WORLDWIDE, INC.	28.95
18390)TRI-COUNTY SEPTIC	105.00
18391)TRUDELL PLUMBING & HEATING	105.00
18392)U.P. POWER COMPANY	12.00
18393)UPPER PENINSULA RECREATION INC.	1000.00
18394)USA BLUE BOOK	427.76
18395)WEST PAYMENT CENTER	1158.00
18396)ALGER PARKS & REC -PETTY CASH	40.77
18397)BOB'S IGA	40.57
18398)JERRY GOSS	154.50
18399)HIAWATHA TELEPHONE COMPANY	140.79
18400)MAIN STREET PIZZA	132.00
18401)MUNISING PUBLIC SCHOOLS	457.50
18402)KATHLEEN PAQUETTE	97.00
18403)GETHYN WAY	544.00