

OCTOBER 2, 2019

CITY COMMISSION
AGENDA
WEDNESDAY, OCTOBER 2, 2019
6:00 P.M.

- A. CALL TO ORDER THE PUBLIC HEARING AND REGULAR CITY COMMISSION MEETING, PLEDGE OF ALLEGIANCE, ROLL CALL
- B. PUBLIC COMMENT (non-agenda items)
- C. PUBLIC HEARING
 - 1. Removal of on-street parking and installation of a painted bike lane along one side of Washington St.
 - 2. Adjourn Public Hearing and Enter Regular Meeting
- D. OLD CITY BUSINESS
 - 1. Van Neste Surveying Glen C. Van Neste request for Dennis VanLandschoot to vacate the short alley east of Commercial St. at very end of Re-Plat of Block 14 of the Plat of Bayview Addition - tabled from 9-16-19
- E. NEW CITY BUSINESS
 - 1. MDOT FLAP Reconstruct Washington St. to Connors Rd. invoice \$25,496.66
 - 2. Coleman Engineering Company H-58 FLAP Phase II - Washington St. to Connors Rd. invoice \$20,040.50
 - 3. City of Munising Development Liquor License Resolution
 - 4. UPEA invoice for M-28 Water System Improvements \$10,939.50
 - 5. UPEA invoice for MDOT TAP Grant Project \$10,350.00
 - 6. Purchase 2020 GMC Sierra - Water/Sewer Vehicle \$33,702.50
 - 7. Resolution to apply for USDA - RD Sewer Funds
 - 8. 2020 Seasonal and Transient Docking Fees
 - 9. Approve City Commission Meeting Minutes of 09-16-19
 - 10. Check Register/List of Bills
 - 11. City Manager Report
- F. CORRESPONDENCE
- G. PUBLIC COMMENTS (non-agenda items)
- H. ADJOURNMENT

CITY COMMISSION

Official Proceedings

- A. CALL TO ORDER THE PUBLIC HEARING AND REGULAR CITY COMMISSION MEETING, PLEDGE OF ALLEGIANCE, ROLL CALL

The Regular Meeting of the City Commission was duly called and held on Wednesday, **October 2, 2019**, in the City Commission Room of City Hall. Mayor Pro-Tem Nettleton called the meeting to order at 6:00 p.m.

PRESENT: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-Tem Nettleton
ABSENT: Mayor DesJardins - excused

- B. PUBLIC COMMENT (non-agenda items)

There were no public comments.

C. PUBLIC HEARING

Moved by Commissioner Bogater to open the Public Hearing. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro
Tem Nettleton
Nays: None

1. Removal of on-street parking and installation of a painted bike lane along one side of Washington St.

The following were not in favor of the painted bike lane along one side of Washington St.: Glen Marshall, Debi Cromell, Bob Cornish, Joe Case, Mary Jo Cook, Virginia Marshall, John Ochman and Therese Palomaki. All that were in favor: Bob Kueber, Linda Kueber, John Hermann, Diane Jacobsen and Mike Kolbus is for the bike path on the west side of the street.

2. Adjourn Public Hearing and Enter Regular Meeting

Moved by Commissioner Bornslaeger to close the Public Hearing and enter the Regular Meeting. Support by Commissioner Bogater.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro
Tem Nettleton
Nays: None

Moved by Commissioner Bornslaeger to **not** move forward with this idea. Support by Commissioner Bogater.

Approved: Yeas: Commissioners: Bornslaeger, Bogater and Mayor Pro-Tem
Nettleton
Nays: Commissioner: Ballas

D. OLD CITY BUSINESS

1. Van Neste Surveying Glen C. Van Neste request for Dennis VanLandschoot to vacate the short alley east of Commercial St. at very end of Re-Plat of Block 14 of the Plat of Bayview Addition - tabled from 9-16-19

City Manager Olson informed the Commission that there has been no movement on this, it has been tabled from the last two meetings. He felt the Commission should wait until the VanLandschoot's come back to the City regarding this issue. No action necessary.

E. NEW CITY BUSINESS

Moved by Commissioner Ballas to amend the agenda to include 7A. Bill Ramsey Alley Improvement Agreement. Support by Commissioner Bornslaeger.

Unanimous Voice Vote:

**Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-
Tem Nettleton
Nays: None**

1. MDOT FLAP Reconstruct Washington St. to Connors Rd. invoice \$25,496.66

Moved by Commissioner Bogater to approve payment to the State of Michigan for the FLAP Reconstruct Project - Washington St. to Connors Rd. in the amount of \$25,496.66. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-
Tem Nettleton
Nays: None

2. Coleman Engineering Company H-58 FLAP Phase II - Washington St. to Connors Rd. invoice \$20,040.50

Moved by Commissioner Bornslaeger to approve payment to Coleman Engineering Company for the H-58 FLAP Phase II project - Washington St. to Connors Rd. in the amount of \$20,040.50. Support by Commissioner Bogater.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-
Tem Nettleton

OCTOBER 2, 2019

Nays: None

3. City of Munising Development Liquor License Resolution

Moved by Commissioner Bornslaeger to approve the City of Munising Development Liquor License Resolution as written. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-Tem Nettleton

Nays: None

City of Munising
Development Liquor License Resolution

Whereas, in 2006 in an effort to promote economic development in qualifying communities, the Michigan Legislature passed Act 501, being Section 521a of the Michigan Liquor Control Code of 1998, being MCL 436.1521a, which established the criteria for Development Area Liquor Licenses; and

Whereas, through the provisions of Public Act 501 of 2006, as amended, the Michigan Liquor Control Commission (LCC) may issue new public on-premises liquor licenses in order to allow cities to enhance the quality of life for their residents and visitors to their communities; and

Whereas, Provisions of MCL 436.1521 a (1) (a) of the Act requires a resolution from the governing body of the community that established and certifies certain criteria, including a certification that the community has created a qualifying development area, and approving an applicant at a location within a development area before that applicant may apply to the Michigan Liquor Commission for a development area liquor license; and

Whereas, the Munising City Commission renewed the Munising Downtown Development District by Resolution in 2013 which the Act defines as a qualifying development area, and

Whereas, Gallery Coffee Co, LLC, intends to apply to the Liquor Control Commission for a development area liquor license for its new business located at 120 Elm Avenue, Munising, MI 49862, and

Whereas, Gallery Coffee Co, LLC, meets the statutory requirements for a development area liquor license as its business of dining, entertainment or recreation, will be open to the general public and will have a seating capacity of not less than 25 persons, and

Whereas, Gallery Coffee CO, LLC, has provided evidence that it can document the expenditure to the Michigan Liquor Control Commission, of not less than \$75,000.00 in the rehabilitation or restoration of the building that houses the licensed premises over the preceding 5 years as required by the Act, and

Whereas, Gallery Coffee Co, LL,C has been informed that final approval of a license at 120 Elm Avenue, Munising, Michigan will be subject to approval by the Michigan Liquor Control Commission and a background investigation and approval by this body; and

NOW, THEREFORE, BE IT RESOLVED, that City Commission recommend for the reasons stated above that the Michigan Liquor Control Commission approve the request from Gallery Coffee Co, LLC, for the issuance of a Redevelopment Liquor License under the Act, and

BE IT FURTHER RESOLVED, the City Commission affirms that Gallery Coffee, Co, LLC is within the established boundaries of the development district (Munising Downtown Development District); and

BE IT FINALLY RESOLVED, that the City Clerk forwards a copy of this resolution to Gallery Coffee Co, LLC, and the Michigan Liquor Control Commission

Motion made by Commissioner Bornslaeger, seconded by Commissioner Ballas to adopt the Resolution as stated above.

Upon roll call vote, the following voted:

YES: Commissioners Ballas, Bornslaeger, Bogater, and Mayor Pro-Tem Nettleton

NO:

Mayor Pro-Tem Nettleton declared the motion passed on October 2nd, 2019.

Sue Roberts, City Clerk

4. UPEA invoice for M-28 Water System Improvements \$10,939.50

Moved by Commissioner Bogater to approve payment to UPEA for M-28 Water System Improvements in the amount of \$10,939.50. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-Tem Nettleton
Nays: None

5. UPEA invoice for MDOT TAP Grant Project \$10,350.00

Moved by Commissioner Bornslaeger to approve payment to UPEA for the MDOT TAP Grant Project in the amount of \$10,350.00. Support by Commissioner Bogater.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-Tem Nettleton
Nays: None

6. Purchase 2020 GMC Sierra - Water/Sewer Vehicle \$33,702.50

Moved by Commissioner Bornslaeger to authorize the City Manager to purchase a 2020 GMC Sierra vehicle for \$33,702.50 through the MI-Deal program. Support by Commissioner Bogater.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-Tem Nettleton
Nays: None

City Manager Recommended Action:

My Recommendation is to sole source the purchase of the 2020 GMC Sierra to Todd Wenzel Buick GMC of Westland at a cost of \$33,702.50.

7. Resolution to apply for USDA - RD Sewer Funds

Moved by Commissioner Bornslaeger to approve the Resolution to apply for USDA/RD Sewer Funds. Support by Mayor Pro-Tem Nettleton.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-Tem Nettleton
Nays: None

CITY OF MUNISING
RESOLUTION TO APPLY FOR
USDA RD SEWER FUNDS

WHEREAS, the City of Munising intends to submit a \$2 million funding application to USDA Rural Development for the USDA RD M28 Sewer Replacement & Expansion Project in the City of Munising Alger County, Michigan

WHEREAS, the City of Munising authorizes the Mayor and City Manager as the designated representatives to sign the necessary documents required by Rural Development throughout the project process, up to official loan closing

WHEREAS, the City of Munising approves UP Engineers & Architects, Inc. as the Engineer of record, pending USDA RD and City attorney approval

THEREFORE, The City of Munising hereby approves the \$2 million funding application to USDA RD, the designation of approved representatives, and UP Engineers & Architects, Inc. as the Engineer of record

Motion made by Commissioner Bornslaeger, seconded by Mayor Pro-tem Nettleton to adopt the Resolution as stated above. Effective October 2, 2019.

Upon roll call vote, the following voted:

YES: Commissioners Ballas, Bornslaeger, Bogater and Mayor Pro-tem Nettleton

NO:

Mayor Pro-Tem Nettleton declared the motion passed on the 2nd of October, 2019

Sue Roberts, City Clerk

Agenda Amended

7A. Bill Ramsey Alley Improvement Agreement

Moved by Commissioner Ballas to approve the Alley Improvement Agreement with the correction of Bill Ramsey changed to Munising Lodging, Inc. and changing Mayor DesJardins to Mayor Pro-Tem Nettleton. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro
Tem Nettleton
Nays: None

8. 2020 Seasonal and Transient Docking Fees

Moved by Commissioner Bornslaeger to approve Column H for the Transient Boaters and Rate 8 for seasonal slips for the 2020 season. Support by Commissioner Bogater.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-
Tem Nettleton
Nays: None

9. Approve City Commission Meeting Minutes of 09-16-19

Moved by Commissioner Bogater to approve the City Commission Meeting Minutes of 09-16-19 as presented. Support by Commissioner Bornslaeger.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-
Tem Nettleton
Nays: None

10. Check Register/List of Bills

Moved by Commissioner Bornslaeger to approve and pay the Check Register/List of Bills as submitted. Support by Commissioner Bogater.

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-
Tem Nettleton
Nays: None

11. City Manager Report

City Manager Olson stated that with the seasons changing the Tourist Park and Marina will be getting winterized. The Tourist Park's reservations system had a failure on the evening of October 1st so reservations will be up and running by 8:00 p.m. on the 21st of October. As for the Marina we will be running bubbling deicers throughout the fixed dock and gangway of the floating dock. Last season there was damage from ice on both docks. As for the Ice Arena the compressors were started and running, only one compressor will need to be replaced and or repaired. The Hockey Agreement will be on the next Commission agenda. Regarding Washington St. the old water main along the intersection is offline and a new 12" is online. This will increase the volume of available flow along Washington St. and Sand Point Rd. The culvert and man hole by Kolbus' are installed and operational. On to Sand Point Rd. the culvert at Tim Tiernan's has been removed, installation of a 48" concrete culvert has begun the 24" culvert will be replaced with a 48" culvert. Also, BACCO still has to replace two areas of substandard asphalt. Olson stated that he will be getting a price from BAACO to patch Washington St. The MDOT Phase II bid opening is on Thursday, so he should have a list of bidders and prices by late Monday. Next, Olson stated that MDOT (EGLE) is starting a Local Safety Initiative Program, this will entail a safety and signage review on the local road system in the City. They will look at traffic crash reports, intersection design and existing signage. For problem areas MDOT is looking for low to no cost recommendations for fixes. MDOT is currently pushing safety as a key road component so this is at a no charge to the City. As for the Fire Department engine #1 was taken out of service and taken to Pomasl Equipment in Antigo, Wisconsin, they will be replacing mechanic seals on the main pump and pump accessories.

F. CORRESPONDENCE

OCTOBER 2, 2019

Correspondence included a thank you from Alice Frantz for placing a new drop box on the east side of City Hall.

G. PUBLIC COMMENTS (non-agenda items)

There were none.

H. ADJOURNMENT

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

Approved: Yeas: Commissioners: Ballas, Bornslaeger, Bogater and Mayor Pro-Tem Nettleton
Nays: None

The Regular Meeting of the City Commission adjourned at 7:16 p.m.

Donald Nettleton, Mayor Pro-Tem

Sue Roberts, City Clerk

LIST OF BILLS

| | | |
|--------|------------------------------------|-----------|
| 34469) | EMBERS CREDIT UNION | 10.59 |
| 34470) | HUBER TECHNOLOGY | 270.00 |
| 34471) | NORTH CENTRAL LABORATORIES | 515.04 |
| 34472) | COMPUDYNE, INC. | 70.00 |
| 34473) | GREAT LAKES TESTING, INC. | 355.00 |
| 34474) | SUPERIOR ICE | 169.68 |
| 34475) | MADIGAN'S HARDWARE | 571.06 |
| 34476) | PARAGON LABORATORIES, INC. | 114.00 |
| 34477) | ETNA SUPPLY COMPANY | 26.89 |
| 34478) | MI-AWWA | 360.00 |
| 34479) | PEOPLES STATE BANK | 37546.60 |
| 34480) | HILLSIDE PARTY STORE LLC | 21.19 |
| 34481) | MUNISING MEMORIAL HOSPITAL | 465.00 |
| 34482) | HUNTINGTON BANK | 24840.02 |
| 34483) | GREAT AMERICAN DISPOSAL COMPANY | 5840.25 |
| 34484) | UPPER PENINSULA POWER COMPANY | 21372.27 |
| 34485) | DTE ENERGY | 384.40 |
| 34486) | PAYNE & DOLAN, INC. | 1370.20 |
| 34487) | UPPER PENINSULA RECREATION INC. | 1230.77 |
| 34488) | UPPER PENINSULA RECREATION INC. | 2726.24 |
| 34489) | UPPER PENINSULA RECREATION INC. | 2341.46 |
| 34490) | MICHIGAN STATE POLICE | 132.00 |
| 34491) | A-1 WATER SYSTEMS, INC. | 93.00 |
| 34492) | ACUITY SPECIALTY PRODUCTS, INC. | 84.99 |
| 34493) | POMASL FIRE EQUIPMENT | 278.48 |
| 34494) | COLEMAN ENGINEERING COMPANY | 1928.00 |
| 34495) | TRI-COUNTY SEPTIC | 200.00 |
| 34496) | BLUE CROSS BLUE SHIELD OF MICHIGAN | 22938.66 |
| 34497) | TRUCK EQUIPMENT, INC. | 927.27 |
| 34498) | MISS GOOD STITCH | 102.98 |
| 34499) | DELTA DENTAL | 1944.20 |
| 34500) | SUPERIORLAND SERVICES, INC. | 25.77 |
| 34501) | BECKER ARENA PRODUCTS, INC. | 549.00 |
| 34502) | BECKER ARENA PRODUCTS, INC. | 1414.12 |
| 34503) | SLC METER LLC | 12696.62 |
| 34504) | DR. LAB SERVICES, LLC | 1860.00 |
| 34505) | DENMAN'S HARDWARE | 272.33 |
| 34506) | AUTO-WARES GROUP | 2156.59 |
| 34507) | NAPA AUTO PARTS | 1811.91 |
| 34508) | DALCO | 26.03 |
| 34509) | DSTECH | 106.25 |
| 34510) | PUTVIN DRUG STORE | 165.16 |
| 34511) | QUILL CORPORATION | 44.97 |
| 34512) | EMBERS CREDIT UNION | 2907.68 |
| 34513) | UPPER PENINSULA RECREATION INC. | 2272.38 |
| 34514) | UPPER PENINSULA RECREATION INC. | 2884.20 |
| 34515) | COMPASS MINERALS AMERICA INC. | 8960.74 |
| 34516) | QUEST DIAGNOSTICS | 97.00 |
| 34517) | STATE OF MICHIGAN | 119252.39 |

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|--------|----------------------------|---------|
| 34518) | STANDARD INSURANCE COMPANY | 474.75 |
| 34519) | STANDARD INSURANCE COMPANY | 288.84 |
| 34520) | VISION SERVICE PLAN | 438.80 |
| 34521) | HOLIDAY COMPANIES | 1061.75 |
| 34522) | U.S. POSTMASTER | 55.00 |