

MAY 1, 2019

CITY COMMISSION
AGENDA
WEDNESDAY, MAY 1, 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. Amend the Zoning Ordinance Section 202, Definitions, Section 168- Removing Recreational Structure Replacing it with Short-Term Rental - Citizen Comments - Commission Comments
 - 2. Approve Amendment to Zoning Ordinance
 - 3. Adjourn Public Hearing - Enter Regular Meeting
- D. OLD CITY BUSINESS
 - 1. Resolution to Waive Penalties under MCL 211.27b tabled from 4-15-19 Meeting
 - 2. Gena Johnson - Foster Care Recruitment/Retention Specialist request to place Flag Display at Bayshore Park May 15th
 - 3. H-58 Speed Limit Issues
- E. NEW CITY BUSINESS
 - 1. Fill Vacant Commissioner Seat by Appointment
 - 2. UPEA Engineers & Architects invoice \$15,786.20 - M-28 Water System Improvement Project
 - 3. License Agreement with the Treasa Sowa - Munising Farm Market
 - 4. Approve City Commission Meeting Minutes of 4-15-2019
 - 5. Check Register/List of Bills
 - 6. City Manager Report
- E. CORRESPONDENCE
- F. PUBLIC COMMENTS (non-agenda items)
- G. ADJOURNMENT

CITY COMMISSION
Official Proceedings

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

The Public Hearing and Regular City Commission Meeting were duly called and held on Wednesday, **May 1, 2019**. In the Commission Room of City Hall. Mayor DesJardins called the Public Hearing and Regular Meeting to order at 6:00 p.m.

PRESENT: Commissioners: Ballas, Bogater, Nettleton and Mayor DesJardins
ABSENT: None

- B. PUBLIC COMMENT (non-agenda items)

Helen Sanders asked about the Commission meeting minutes. City Manager Olson informed her that he had recently updated them on the City's web page.
- C. PUBLIC HEARING
 - 1. Amend the Zoning Ordinance Section 202, Definitions, Section 168- Removing Recreational Structure Replacing it with Short-Term Rental - Citizen Comments - Commission Comments

Commissioners Bogater and Ballas had some questions, mainly understanding the wording in the Ordinance. Helen Sanders, Jill and Thomas Baugnet also asked questions. Commissioner Nettleton commended the Planning Commission for all their time and hard work put in on the amended Ordinance.

2. Approve Amendment to Zoning Ordinance

Moved by Commissioner Bogater to approve the amended Zoning Ordinance as presented. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Bogater, Nettleton and Mayor
DesJardins
Nays: None

3. Adjourn Public Hearing - Enter Regular Meeting

Moved by Commissioner Nettleton to adjourn the Public Hearing and enter the Regular Meeting. Support by Commissioner Bogater.

Approved: Yeas: Commissioners: Ballas, Bogater, Nettleton and Mayor
DesJardins
Nays: None

Noting all Commissioners remained seated.

D. OLD CITY BUSINESS

1. Resolution to Waive Penalties under MCL 211.27b tabled from 4-15-19 Meeting

Moved by Commissioner Nettleton to approve the Resolution to Waive Penalties under MCL 211.27b. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Bogater, Nettleton and Mayor
DesJardins
Nays: None

**City of Munising
Resolution to Waive Penalties under MCL 211.27b**

WHEREAS, MCL 211.27a(10) requires the buyer, grantee, or other transferee of the property shall notify the appropriate assessing office in the local unit of government in which the property is located of the transfer of ownership of the property within 45 days of the transfer of ownership, on a form prescribed by the state tax commission that states the parties to the transfer, the date of the transfer, the actual consideration for the transfer, and the property's parcel identification number or legal description and

WHEREAS, MCL 211.27b(1) requires that if the buyer, grantee, or other transferee in the immediately preceding transfer of ownership of property do not notify the appropriate assessing office of the transfer, then penalties as described in MCL 211.27b(1) (c) or (d) are levied and

WHEREAS, MCL 211.27b (5) provides that the governing body of a local tax collecting unit may waive, by resolution, the penalty levied under MCL 211.27b (1)(c) or (d). NOW

THEREFORE BE IT RESOLVED, for a period of one year following the adoption of this resolution, the City of Munising waives the penalty for failure to file the Property Transfer Affidavit following a transfer of ownership pursuant to the local unit's authority contained in MCL 211.27b.

Motion made by _____ seconded by _____ to adopt the resolution as presented.

Upon roll call vote, the following voted:

YES:
NO:

Mayor Rod DesJardins declared the motion _____ on May 1st, 2019

Sue Roberts, City Clerk

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2. Gena Johnson - Foster Care Recruitment/Retention Specialist request to place Flag Display at Bayshore Park May 15th

Gena Johnson was contacted, she informed the City Manager that she would like to withdraw her request. She has found another option. No action necessary.

3. H-58 Speed Limit Issues

City Manager Olson stated that several traffic signs have been placed since the last meeting. Commissioner Ballas gave an update of her findings when she went and sat with George Mannisto to observe the issue. She indicated that George had not been kidding. She stayed there for about an hour and a half she was totally understanding of his situation. Several cars went by slowed and glared at the house, flipped them off, some went slow and some went fast. Just not a good situation.

E. NEW CITY BUSINESS

1. Fill Vacant Commissioner Seat by Appointment

Commissioner Nettleton nominated Dick Bornslaeger Mayor DesJardins supported. Commissioner Ballas nominated Chris Berry Commissioner Bogater supported. Commissioner Nettleton nominated Bob Wilkinson Mayor DesJardins supported.

There were 2 nominations for Chris Berry, 2 nominations for Dick Bornslaeger and no votes for Bob Wilkinson.

Mayor DesJardins asked if any Commissioner would rescind/change their vote. Commissioner Bogater said she would. Dick Bornslaeger was appointed to fill the vacant seat expiring November, 2019.

2. UPEA Engineers & Architects invoice \$15,786.20 - M-28 Water System Improvement Project

Moved by Commissioner Nettleton to approve the invoice from UPEA Engineers & Architects in the amount of \$15,786.20. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Bogater, Nettleton and Mayor DesJardins
Nays: None

3. License Agreement with the Treasa Sowa - Munising Farm Market

Moved by Commissioner Bogater to approve the License Agreement for the Munising Farm Market, Treasa Sowa, contingent on the City Manager designating their location. Support by Commissioner Nettleton.

Approved: Yeas: Commissioners: Ballas, Bogater, Nettleton and Mayor DesJardins
Nays: None

4. Approve City Commission Meeting Minutes of 4-15-2019

Moved by Commissioner Bogater to approve the City Commission Meeting Minutes of 4-15-2019 as submitted. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Bogater, Nettleton and Mayor DesJardins
Nays: None

5. Check Register/List of Bills

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

Approved: Yeas: Commissioners: Ballas, Bogater, Nettleton and Mayor DesJardins
Nays: None

6. City Manager Report

City Manager Olson stated that the Tourist Park should be open for business on May 10th and the Marina by May 15th. We do need backflow preventer testing by an outside entity. Spring pick-up will run through the month of May, limbs and debris in manageable size, and leaves and yard debris bagged and placed

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at the curb. Also, items can be taken across the road at the Wastewater Treatment Plant. The Wastewater Treatment Plant is operational now that clarifier #2 has a new split gear replaced and brought on line Tuesday. The aerobic digester grant application has been sent to the Michigan LARA/Energy office. The grant would cover the cost of aeration grid replacement, valves and automatic controls, with these upgrades the power consumption would be reduced by about 12%. We should have an answer by the end of the month. At the Industrial Park the water tank is scheduled for an inspection and cleaning. Having the variable frequency drives and the original well bladder will allow for uninterrupted service. Olson also, stated that a Michigan Employers Retirement System (MERS) is set to have a meeting on Friday at 1:00 p.m. at the Fire Hall. Next, the DDA will be holding a bi-annual public meeting Monday, May 6, 2019, this is part of the new "TIF District" to comply with transparency law. The UP Peace Officers Memorial will be May 15th at the high school. The event is sponsored by the Michigan State Police Negaunee, Alger County Sheriff office and Munising Police Department. Last, Olson informed the Commission that he will be out of the office May 16th - 19th.

E. CORRESPONDENCE

There was no correspondence.

F. PUBLIC COMMENTS (non-agenda items)

Helen Sanders asked about the Commission Conduct issue. It was explained that anything that would be put in place would be suggestions only with no way to really enforce the rules.

G. ADJOURNMENT

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

Approved: Yeas: Commissioners: Ballas, Bogater, Nettleton and Mayor
DesJardins
Nays: None

The Regular Meeting of the City Commission adjourned at 7:11 p.m.

Rod DesJardins, Mayor

Sue Roberts, City Clerk

LIST OF BILLS

33904)	WOLVERINE DOOR SERVICE INC.	342.92
33905)	HANNULA AGENCY	1998.00
33906)	US BANK EQUIPMENT FINANCE	284.43
33907)	COMPUDYNE, INC.	70.00
33908)	BELL EQUIPMENT COMPANY	233.46
33909)	PAYNE & DOLAN, INC.	1095.90
33910)	UPPER PENINSULA POWER COMPANY	14948.07
33911)	DTE ENERGY	2372.04
33912)	BLUE CROSS BLUE SHIELD OF MICHIGAN	20507.74
33913)	UPPER PENINSULA RECREATION INC.	1230.77
33914)	JACKLIN STEEL SUPPLY COMPANY	932.07
33915)	BELL EQUIPMENT COMPANY	647.45
33916)	NELSON OIL COMPANY	48.00
33917)	GALLS	210.00
33918)	DELTA DENTAL	1510.64
33919)	AN*SER SERVICES	57.00
33920)	RYAN ANDERSON	83.81
33921)	MWEA LOCAL SECTION 21	120.00
33922)	NMU STUDENT SERVICE CENTER	675.00
33923)	LMAS	300.00
33924)	STANDARD INSURANCE COMPANY	284.64
33925)	STANDARD INSURANCE COMPANY	434.41
33926)	VISION SERVICE PLAN	400.99
33927)	DENMAN'S HARDWARE	185.09
33928)	NORTH CENTRAL LABORATORIES	984.62
33929)	PARAGON LABORATORIES, INC.	292.00
33930)	HIAWATHA TELEPHONE COMPANY	40.09
33931)	IMPERIAL ELECTRIC	150.00

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33932)	CRANKING GRAPHICS	550.53
33933)	PETERSON PUBLISHING INC.	210.38
33934)	KATHY REYNOLDS	50.00
33935)	UPPER MICHIGAN COMMUNITY CREDIT UNION	144.00
33936)	USA BLUE BOOK	187.95
33937)	EJ USA INC.	218.48
33938)	HEALTHY HOMES INC.	451.70
33939)	MUNISING BAY TRAIL NETWORK	500.00
33940)	ALGER PARKS & RECREATION	500.00
33941)	GREATER MUNISING BAY	19518.40