

JUNE 21, 2021

CITY COMMISSION OF THE CITY OF MUNISING
AGENDA
MONDAY, JUNE 21, 2021
6:00 P.M.

- A. CALL TO ORDER THE REGULAR CITY COMMISSION MEETING, PLEDGE OF ALLEGIANCE, ROLL CALL
- B. PUBLIC COMMENT (non-agenda items)
- C. PUBLIC HEARING - Proposed Budget
 - 1. Comments on 2021-2022 Proposed Budget
 - 2. Commissioner Comments on 2021-2022 Proposed Budget
 - 3. Approve Tax Millage Rate Levied at 17.4701
 - 4. Approve Voted Headlee Rate at 1.9632
 - 5. Approve Fee Schedule
 - 6. Adopt Proposed 2021-2022 Budget - Resolution
 - 7. Adjourn Budget Public Hearing
- D. PUBLIC HEARING - Zoning Ordinance Amendment
 - 1. Comments on Amending the Zoning Ordinance Section 424 Temporary Sales Stand
 - 2. Commissioner Comments on Amending the Zoning Ordinance Section 424 Temporary Sales Stand
 - 3. Adopt Zoning Ordinance Amendment to Section 424 Temporary Sales Stand
 - 4. Adjourn Public Hearing and Enter Regular Meeting
- E. OLD CITY BUSINESS
 - 1. Animal Ordinance Discussion
 - 2. Treasurer's Monthly Report
 - 3. Monthly Reports - Committee- Fire - Harbor Master -Police - WWTP
 - 4. DDA - Partnerships updates Kathy Reynolds
- F. NEW CITY BUSINESS
 - 1. Parking at the Marina Letter
 - 2. M-28 Sewer Project Change Order #1 Increase of \$10,671.00
 - 3. M-28 Water Project Change Order #1 Decrease of \$60,442.06
 - 4. Appointment to the Zoning Board of Appeals
 - 5. Coleman Engineering Company Professional Services for H-58 Mill & Fill Project and FY 2021 Highway Infrastructure Program not to Exceed \$18,000.00
 - 6. Munising Bay Trail Network - Bike Park Expansion
 - 7. Waterways Grant Agreement
 - 8. Approve City Commission Meeting Minutes of 06-2-2021
 - 9. Approve Check Register/List of Bills
 - 10. City Manager Report

CLOSED SESSION

- 1. Pending Litigation Settlement Recommendations

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2. Adjourn Closed Session Re-Enter Regular Meeting

G. CORRESPONDENCE

H. PUBLIC COMMENTS (non-agenda items)

I. ADJOURNMENT

CITY COMMISSION

Official Proceedings

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

The Regular Meeting of the City Commission was duly called and held on Monday, **June 21, 2021**, at 411 Mill St. and zoom. Mayor Nettleton called the Regular Meeting to order at 6:00 p.m.

PRESENT: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton

ABSENT: Commissioner: Bogater - excused

B. PUBLIC COMMENT (non-agenda items)

There were no public comments.

C. PUBLIC HEARING - Proposed Budget

Moved by Commissioner Berry to open the public hearing on the proposed budget. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

1. Comments on 2021-2022 Proposed Budget

There were no comments on the proposed 2021-2022 budget.

2. Commissioner Comments on 2021-2022 Proposed Budget

There were no comments from the Commission on the proposed 2021-2022 proposed budget.

3. Approve Tax Millage Rate Levied at 17.4701

Moved by Commissioner Ballas to approve the tax millage rate levied at 17.4701. Support by Commissioner Eckert.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

4. Approve Voted Headlee Rate at 1.9632

Moved by Commissioner Berry to approve the voted headlee rate at 1.9632. Support by Commissioner Eckert.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

5. Approve Fee Schedule

Moved by Commissioner Ballas to accept/approve the fee schedule as presented. Support by Commissioner Berry.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

6. Adopt Proposed 2021-2022 Budget - Resolution

Moved by Commissioner Eckert to adopt the Proposed 2021-2022 budget and resolution. Support by Commissioner Berry.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

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2021-22 BUDGET RESOLUTION

Whereas, the City Manager has submitted the Proposed Budget for the fiscal year beginning July 1, 2021 and ending June 30, 2022 outlining the estimated fund balances, estimated revenues and the planned expenditures for the City of Munising from July 1, 2021 to June 30, 2022; and

Whereas, the budget document has been placed on file in the office of the City Clerk and made available for public examination via publicly accessible virtual means, and

Whereas, a Public Hearing upon the adoption of this document has been properly noticed and held as required by City Charter and Law as well as State of Michigan Executive Orders,

Now, Therefore, Be It Resolved by the Munising City Commission that:

1: The City Commission adopts this proposed budget, as modified by the City Commission at its budget hearing, as the budget for the City of Munising for the fiscal year beginning July 1, 2021 to June 30, 2022 and established the millage rate at 17.4701 mills and 1.9632 mills for the voter approved Headlee override for the General Fund.

2: The Department Heads of the various departments as designated by the City Manager, are responsible for keeping the expenditures within the appropriation and shall not exceed any appropriation without prior approval of the City Commission. The City Manager is further authorized to approve budgeted purchases up to \$5,000.00.

3: That from time to time, as the situation indicates, the City Commission may amend the budget, provided that expenditures do not exceed revenues and available surplus.

This resolution declared adopted this 21st day of June, 2021.

D. Mike Nettleton, Mayor

Sue Roberts, City Clerk

7. Adjourn Budget Public Hearing

Moved by Commissioner Ballas to adjourn the Budget Public Hearing. Support by Commissioner Eckert.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

All Commissioners remained seated.

D. PUBLIC HEARING - Zoning Ordinance Amendment

Moved by Commissioner Berry to open the Public Hearing regarding Zoning Ordinance Amendment. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

1. Comments on Amending the Zoning Ordinance Section 424 Temporary Sales Stand

There were no comments regarding Amending the Zoning Ordinance Section 424 Temporary Sales Stand.

2. Commissioner Comments on Amending the Zoning Ordinance Section 424 Temporary Sales Stand

There were no Commissioner comments regarding Amending the Zoning Ordinance Section 424 Temporary Sales Stand.

3. Adopt Zoning Ordinance Amendment to Section 424 Temporary Sales Stand

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Moved by Commissioner Ballas to adopt the amended Zoning Ordinance Section 424 Temporary Sales Stand. Support by Commissioner Berry.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

4. Adjourn Public Hearing and Enter Regular Meeting

Moved by Commissioner Eckert to adjourn the Public Hearing and enter into the Regular Meeting. Support by Commissioner Berry.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

All Commissioners remained seated.

E. OLD CITY BUSINESS

1. Animal Ordinance Discussion

Moved by Commissioner Berry to let Commissioner Ballas contact the City of Marquette's Commission to see how their Animal Ordinance is going in regards to chickens. Support by Commissioner Eckert.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

2. Treasurer's Monthly Report

Moved by Commissioner Berry to approve the Treasurer's monthly report as presented. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

3. Monthly Reports - Committee- Fire - Harbor Master -Police - WWTP

There were no comments on the monthly reports.

4. DDA - Partnerships updates Kathy Reynolds

Reynolds began by stating that their office is open and they have been very busy. As for the DDA she indicated that they have to have two informational meetings a year. It may be possible to hold these meetings in the evening so people might attend. Regarding the façade program, at least 120 grants totaling about \$485,000.00 have been given since 2006. Downtown is looking better all the time. The small murals are going up at the park in July. UPEDA had a virtual event "Work Place of the Future". The gardening is working out well.

F. NEW CITY BUSINESS

1. Parking at the Marina Letter

This item was talked about, the big problem is enforcing it. No action was needed.

2. M-28 Sewer Project Change Order #1 Increase of \$10,671.00

Moved by Commissioner Eckert to approve Change Order #1 with an increase of \$10,671.00 for the M-28 Sewer Program. Support by Commissioner Berry.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

3. M-28 Water Project Change Order #1 Decrease of \$60,442.06

Moved by Commissioner Ballas to approve Change Order #1 with a decrease of \$60,442.06 for the M-28 Water Project. Support by Commissioner Berry.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

4. Appointment to the Zoning Board of Appeals

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Moved by Commissioner Eckert to appoint Brian Buysee as an alternate member on the Zoning Board of Appeals. Support by Commissioner Berry.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

Moved by Commissioner Berry to appoint Patty Britton as an alternate member on the Zoning Board of Appeals. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

5. Coleman Engineering Company Professional Services for H-58 Mill & Fill Project and FY 2021 Highway Infrastructure Program not to Exceed \$18,000.00

Moved by Commissioner Eckert to approve the Professional Services agreement with Coleman Engineering Company, for the H-58 mill & fill project not to exceed \$18,000.00. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

6. Munising Bay Trail Network - Bike Park Expansion

Moved by Commissioner Berry to approve the proposed Munising Bay Trail Network bike park expansion as presented. Support by Commissioner Eckert.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

7. Waterways Grant Agreement

Moved by Commissioner Ballas to approve the Waterways Grant Agreement as presented. Support by Commissioner Eckert.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

8. Approve City Commission Meeting Minutes of 06-2-2021

Moved by Commissioner Berry to approve the City Commission Meeting Minutes of 06-2-2021 as presented. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

9. Approve Check Register/List of Bills

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

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

10. City Manager Report

The M-28 project is progressing well as the M-28/Onota intersection should be completed in the next week. All of the underground work has been installed in this area and we are already seen a positive impact on our flows at the wastewater treatment plant. For the first time ever, our average daily flow is under 400,000 and is a stark comparison to our 2016 average of over 700,000 gallons per day. The completion of Onota St. intersection will allow the second crew to advance to the Lynn St. intersection where they will follow the pipe crew.

UPEA is finalizing our paperwork and agreements that are necessary to move forward with the westward expansion of our sanitary sewer system. The Alger County Road Commission was gracious enough to provide us with a permit allowing us to utilize a portion of their property for the placement of our premanufactured lift station. We anticipate that the project will be out to bid by the end of next week pending final USDA approval. Due to serious supply chain issues, we expect that this project will begin in May of 2022. PVC pipe fittings manufactures are seriously backlogged at this point with potential lead times of 2-5 months.

Proposals were submitted for the refunding bonds for the 2013 Energy Debt with all five proposals being favorable. Peoples State Bank submitted

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the lowest proposal with a True Interest Cost (TIC) of 1.15%. This will provide a total cashflow savings of \$108,106.12 over the life of refunding bond. Julie and myself are proceeding forward with the working group to close on the bond issue next month. The bond proceeds will be held in escrow until October when we are eligible to refund the existing debt item.

We are continuing to move forward on completing the necessary regulatory steps to address a potential pension refunding bond during the next fiscal year. We were notified by the State of Michigan Department of Treasuries Local Retirement Board that our current plan has been deemed "underfunded" at this time. Public Act 202 of 2017 has created a number of indicator items which trigger the status reviews. We will be reviewing our options for the submittal of a waiver or a corrective action plan to the state. We must remain in compliance with the Local Retirement Board in order to be eligible to issue pension bonds. This item is expected to be an action item for the City Commission in the month of August.

As we near the completion of Fiscal Year 2020-21, we have our onsite audit work scheduled for the week of July 19th. This is in line with our historical scheduling which should put us in a position to not have to request an extension from the state.

The harbormaster with assistance from our public works crew has connected the gangway of the floating dock and has reattached the eastern most finger piers. This has the marina effectively operating at full capacity at this time.

Olson indicated that the paving scheduled for today was rained out. He also informed the Commission that he would not be at the July 7th meeting. Last, we are going to shoot for the second meeting in July to be at City Hall.

CLOSED SESSION

Moved by Commissioner Berry to enter Closed Session for the purpose of discussing pending litigation. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

All Commissioners remained seated.

1. Pending Litigation Settlement Recommendations
2. Adjourn Closed Session Re-Enter Regular Meeting

Moved by Commissioner Eckert to adjourn the Closed Session meeting and re-enter the Regular meeting. Support by Commissioner Ballas.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton.
Nays: None

Moved by Commissioner Berry to accept the City Attorney's recommendation to settle with Grand Island Township in accord with the recommendation made. Authorize the City Manager to sign the settlement agreement if and when one is produced that satisfies him and the City Attorney. Support by Mayor Nettleton.

Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

All Commissioners remained seated.

G. CORRESPONDENCE

There was no new correspondence.

H. PUBLIC COMMENTS (non-agenda items)

Brian Buysee made the comment that since the Michigan Nature Association's closed people are climbing the fences, going over or under them to get to the falls. Totally disobeying the postings.

Commissioner Eckert stated that there are maps that do not include the falls in that area. Commissioner Berry stated there is no respect for the property.

I. ADJOURNMENT

Moved by Commissioner Eckert to adjourn the Regular Meeting of the City Commission. Support by Commissioner Berry.

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Approved: Yeas: Commissioners: Ballas, Berry, Eckert and Mayor Nettleton
Nays: None

The Regular Meeting of the City Commission adjourned at 7:51 p.m.

D.M.Nettleton, Mayor

Sue Roberts, City Clerk

LIST OF BILLS

36430)	D ROBB FERGUSON	3000.00
36431)	DEVIN OLSON	190.00
36432)	ALGER COUNTY HUMANE SOCIETY	325.00
36433)	ALGER PARKS & RECREATION	6477.25
36434)	SCOTT STEINHOFF	1500.00
36435)	SHELL FLEET PLUS	787.15
36436)	CHARTER COMMUNICATIONS	114.03
36437)	LASCO	446.50
36438)	UPEA ENGINEERS & ARCHITECTS	1701.53
36439)	WETMORE PROPERTIES, LLC	5000.00
36440)	ALL-PHASE ELECTRIC SUPPLY COMPANY	209.38
36441)	NORTH CENTRAL LABORATORIES	280.12
36442)	PARAGON LABORATORIES, INC.	2875.00
36443)	NAPA AUTO PARTS	530.85
36444)	AUTO-WARES GROUP	893.33
36445)	HOLIDAY COMPANIES	1446.03
36446)	HYDRO CORP	359.00
36447)	USA BLUE BOOK	1261.20
36448)	LASCO	267.15
36449)	ALGER COUNTY FOOD PANTRY	2000.00
36450)	HIAWATHA TELEPHONE COMPANY	1292.69
36451)	VERIZON WIRELESS	571.72
36452)	ANSER SERVICES	75.50
36453)	BEAUCHAMP PLUMBING & HEATING	225.00
36454)	MIKE SOWA	25.00
36455)	UPPER PENINSULA RECREATION INC.	4225.21
36456)	KONICA MINOLTA BUSINESS SOLUTIONS	106.83
36457)	TRI-COUNTY SEPTIC & SONS LLC	300.00
36458)	NORTH COUNTRY DISPOSAL	95.00
36459)	41 LUMBER COMPANY	151.59
36460)	UPPER PENINSULA POWER COMPANY	5369.03
36461)	DALCO	40.88
36462)	SUPERIORLAND SERVICES, INC.	515.62
36463)	KCI	527.35
36464)	UPPER PENINSULA RECREATION INC.	1230.77
36465)	VANTAGE FLEX, LLC	110.00
36466)	FOUR SEASON'S SMALL ENGINE	245.00
36467)	HOLIDAY INN EXPRESS LAKEVIEW	121.90
36468)	FALLING ROCK CAFÉ	264.00
36469)	JACKLIN STEEL SUPPLY COMPANY	453.81
36470)	COLLEGE LAUNDRY & RENTAL	278.00
36471)	POMASL FIRE EQUIPMENT	426.30
36472)	ALGER COUNTY ELECTRIC	250.00
36473)	UPPER PENINSULA RECREATION INC.	4281.64
36474)	EMBERS CREDIT UNION	188.84
36475)	QUILL CORPORATION	30.92
36476)	CITY OF MUNISING-WATER	2668.42
36477)	AUTO-WARES GROUP	153.89
36478)	MY WEB MAESTRO	312.00
36479)	OK INDUSTRIAL SUPPLY	56.52
36480)	UPPER PENINSULA RECREATION INC.	3096.50
36481)	TRUDELL PLUMBING & HEATING	363.08
36482)	MADIGAN'S HARDWARE	2214.25
36483)	D ROBB FERGUSON	970.00
36484)	PUTVIN DRUG STORE	149.99
36485)	GREAT AMERICAN DISPOSAL CO.	6274.09
36486)	SLC METER LLC	1385.97
36487)	ALL-PHASE ELECTRIC SUPPLY COMPANY	6.09
36488)	BEAUCHAMP PLUMBING & HEATING	1493.75
36489)	BADGER METER, INC.	737.28
36490)	DENMAN'S HARDWARE	576.08
36491)	COMPUDYNE, INC.	70.00

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36492)	HILLSIDE PARTY STORE LLC	61.47
36493)	KCI	255.97
36494)	PICTURED ROCKS INN & SUITES	250.00
36495)	MAZZALI AGENCY	250.00
36496)	THE GET AWAY DROP IN CENTER	102.67
36497)	WAYNE'S WATER	1557.18
36498)	BARRY HOOVER	5921.00