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

B. PUBLIC COMMENTS (non-agenda items)

C. OLD CITY BUSINESS
   1. Gary Bovan Munising Cruisers Road Closure Request
   2. Committee Reports – Updates

D. NEW CITY BUSINESS
   1. Treasa Sowa Farmers Market License Agreement
   2. Sanders & Czapski Associates, PLLC fee increase
   3. GEI Consultants invoice $13,125.00 Bayshore Marina Expansion
   4. Pictured Rocks Cruises Dockage Agreement
   5. Intensified Wood Restoration – City Hall Building Maintenance
   6. Kendricks, Bordeau, Adamini, Greenlee & Keefe, P.C. invoice for Legal Services $2,292.50
   7. Traverse Engineering invoice $13,497.50 H-58 Water Main Replacement
   8. Munising Bay Universal Access Site- Anna River Agreement Amendment
   9. Munising Bay Universal Access Site- Vault Style Facility
   10. Munising Bay Universal Access Site- Dock Renovation and Extension
   11. Munising Bay Universal Access Site- Universal Kayak Launch
   12. Lynn Street Tennis Court Renovation Agreement Amendment
   14. Approve City Commission Meeting Minutes of 3-16-15
   15. Check Register - List of Bills
   16. 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 Wednesday, April 1, 2015, in the City Commission Room of City Hall. Mayor DesJardins called the Regular Meeting to order at 6:00 p.m.

PRESENT: Commissioners: Cotev, Nettleton and Mayor DesJardins
ABSENT: Commissioners: Dolaskie and Bornslaeger - absent excused

B. PUBLIC COMMENTS (non-agenda items)

There were none.

C. OLD CITY BUSINESS
1. Gary Bovan Munising Cruisers Road Closure Request

Moved by Commissioner Nettleton to approve the road closure request from the Munising Cruisers for September 19th; Superior Street from the corner of Lynn Street east to Birch Street, Elm Ave. from the alley south of First Merit Bank, south to the alley between Madigan’s and Northern Light Vision. Support by Commissioner Cotey.

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

2. Committee Reports - Updates

There were none.

Moved by Commissioner Nettleton to amend the agenda to include under New City Business A1. Alger Parks and Recreation – Debi Fulcher Update. Support by Commissioner Cotey.

Unanimous Voice Vote:
Approved: Yeas: Commissioners: Cotey, Nettleton and Mayor DesJardins
Nays: None

D. NEW CITY BUSINESS

Agenda Amended:

A1. Alger Parks and Recreation – Debi Fulcher Update

Debi went over her handouts: 2015 Spring Activities listing; Little League Baseball & Softball, Swim Lessons, Spring Gymnastics, Fuzzy Fitness Center & Fitness Classes, Gymnasium Memberships, Superior Play Land, Day Kamp, Soccer, Golf Clinic, Tennis Kamp, Adult and Family Activities. Debi also provided the Commission with the financials for Alger Parks and Recreation. The Commission was thanked for being the first to commit to a three year contract with Alger Parks and Recreation; Debi indicated that many other supporters have also committed to the three year contracts. Overall Debi stated that she is happy with everything they have to offer and believes they are essential to the community.

1. Treasa Sowa Farmers Market License Agreement

Moved by Commissioner Cotey to approve the License Agreement with Treasa Sowa for the Farmers Market. Support by Commissioner Nettleton.

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

2. Sanders & Czapski Associates, PLLC fee increase

Moved by Commissioner Nettleton to approve the fee increase for Sanders & Czapski Associates, PLLC in the amount of $1,150.00 for the Munising Bay Universal Access Site – Anna River project. Support by Commissioner Cotey.

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

3. GEI Consultants invoice $13,125.00 Bayshore Marina Expansion

Moved by Commissioner Cotey to approve engineering costs with GEI Consultants in the amount of $13,125.00 for the Bayshore Marina Expansion project. Support by Commissioner Nettleton.

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

4. Pictured Rocks Cruises Dockage Agreement

Moved by Commissioner Cotey to table this item until the April 20, 2015 meeting. Support by Commissioner Nettleton.

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

5. Intensified Wood Restoration – City Hall Building Maintenance
Moved by Commissioner Cotey to approve building maintenance for City Hall with Intensified Wood Restoration in the amount of $2,250.00; work to be completed and paid for in July. Support by Commissioner Nettleton.

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

6. Kendricks, Bordeau, Adamini, Greenlee & Keefe, P.C. invoice for Legal Services $2,292.50

Moved by Commissioner Cotey to approve the legal services invoice in the amount of $2,292.50 with Kendricks, Bordeau, Adamini, Greenlee & Keefe, P.C. Support by Commissioner Nettleton.

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

7. Traverse Engineering invoice $13,497.50 H-58 Water Main Replacement

Moved by Commissioner Cotey to approve the invoice from Traverse Engineering in the amount of $13,497.50 for the H-58 Water Main Replacement project. Support by Commissioner Nettleton.

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

8. Munising Bay Universal Access Site- Anna River Agreement Amendment

Moved by Commissioner Cotey to approve the agreement amendment with the Michigan Department of Natural Resources for the Munising Bay Universal Access Site – Anna River project. Support by Commissioner Nettleton.

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

9. Munising Bay Universal Access Site- Vault Style Facility

Moved by Commissioner Cotey to accept and place on file the bids received for the Munising Bay Universal Access Site vault style facility. Support by Commissioner Nettleton.

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

Bids Received:
- Missoula Concrete Construction $18,150.00
- CXT Incorporated, an LBFoster Co. $20,100.00

Moved by Commissioner Nettleton to award the bid for the vault style facility to Missoula Concrete Construction in the amount of $18,150.00. Support by Commissioner Cotey.

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

10. Munising Bay Universal Access Site- Dock Renovation and Extension

Moved by Commissioner Cotey to accept and place on file the bids received for the Munising Bay Universal Access Site Dock Renovation and Extension project. Support by Commissioner Nettleton.

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

Bids Received:
- Associated Constructors base bid $290,000.00 informational breakdown $120,000.00, Bacco Construction Company base bid $313,701.40 informational breakdown $89,624.00, Cross General Contracting base bid $181,150.00 informational breakdown $88,150.00 and Olson and Olson Contracting base bid $196,813.00 informational breakdown $72,794.00.

Moved by Commissioner Nettleton to award the bid for the Munising Bay Universal Access Site Dock Renovation and Extension to Cross General Contracting in the amount of $181,150.00, contingent on the post bid bulletin and DNR approval. Support by Commissioner Cotey.

Approved: Yeas: Commissioners: Cotey, Nettleton and Mayor DesJardins
Nays: None
11. Munising Bay Universal Access Site– Universal Kayak Launch

Moved by Commissioner Nettleton to approve the sole source purchase of the kayak launch in the amount of $26,010.13 from Great Lakes Lift and Dock pending DNR approval. Support by Commissioner Cotey.

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

City Manager Recommendation: I recommend that the Commission sole source the purchase of the universally accessible kayak launch to Great Lakes Lift and Dock for the price of $26,010.13 pending DNR approval. (Due to the very unique nature of the specified launch, Great Lakes Lift and Dock was the only provider that submitted a proposal that was within specifications).

12. Lynn Street Tennis Court Renovation Agreement Amendment

Moved by Commissioner Nettleton to approve the Lynn Street Tennis Court Renovation Agreement amendment with the Michigan Department of Natural Resources. Support by Commissioner Cotey.

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


Moved by Commissioner Nettleton to approve the Resolution Policy for Excessive Force. Support by Commissioner Cotey.

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

RESOLUTION
ADOPTING A POLICY PROHIBITING THE USE OF EXCESSIVE FORCE AGAINST NON-VIOLENT CIVIL RIGHTS DEMONSTRATORS

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MUNISING, ADOPTING A POLICY PROHIBITING THE USE OF EXCESSIVE FORCE AGAINST NON-VIOLENT CIVIL RIGHTS DEMONSTRATORS.

WHEREAS, the Congress of the United States has passed the Armstrong/Walker “Excessive Force” Amendment (Section 104 (L)(1) of Title 1 of the Housing and Community Development Act of 1974 as amended) prohibiting the use of excessive force by a local law enforcement agency against any individual engaged in nonviolent civil rights demonstration within its jurisdiction;

AND WHEREAS, the City of Munising has received a Michigan Community Development Block Grant and is required to comply with the Armstrong/Walker “Excessive Force” Amendment;

AND WHEREAS, the use of excessive force against demonstrators may cause the CITY to lose its grant or eligibility for future federal grants;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMISSION OF THE CITY OF MUNISING, MICHIGAN:

It is POLICY of the CITY that the use of excessive force is prohibited by local law enforcement agencies against individuals engaged in lawful and nonviolent civil rights demonstrations within the City.

The City Council directs the City Manager and Police Chief to implement this Resolution by amending applicable police department procedures.

PASSED BY THE CITY COMMISSION, CITY OF MUNISING, MICHIGAN.

SIGNED BY:_______________________  TITLE: Mayor, City of Munising
DATE:____________________________  ATTEST:_______________________
Sue Roberts, City Clerk

14. Approve City Commission Meeting Minutes of 3-16-15

Moved by Commissioner Cotey to approve the City Commission Meeting Minutes of 3-16-15 as submitted. Support by Commissioner Nettleton.

Approved: Yeas: Commissioners: Cotey, Nettleton and Mayor DesJardins
15. Check Register – List of Bills

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

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

16. City Manager Report

City Manager Olson began by stating the Recreation Plan was officially approved today by the DNR, we should have the final documents by the end of next week. The Wastewater Treatment Plant is finally getting a new roof, Independent Roofing is currently replacing the roof with a twenty year material warranty, this is all part of the Phase 3 project. As for the Tourist Park, bidding documents for the septic field will be out next week, this will be a mixture of in house (in kind) and contracted work. Hall Contracting is already putting the building together. The H-58 water main replacement bids are due April 10th. Olson then informed the Commission that the City received a letter from the State of Michigan State Tax Commission regarding a new Audit of Minimum Assessing Requirements, this is to ensure compliance with assessing standards. Next, Olson stated that he would be putting the old Tahoe up for sale, an advertisement for sealed bids would be going out within the next couple of weeks. Olson then let the Commission know that John Madigan would be attending the next Commission meeting to give them an update of the old City Hall Building. Last, Olson reminded the Commission that City Hall would be closed on Friday, April 3rd for system upgrades associated with the new software.

E. CORRESPONDENCE

There was none.

F. PUBLIC COMMENTS (non-agenda items)

There were none.

G. ADJOURNMENT

Moved by Commissioner Nettleton to adjourn the Regular Meeting of the City Commission. Support by Commissioner Cotey.

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

The Regular Meeting of the City Commission adjourned at 6:48 p.m.

Rod DesJardins, Mayor

Sue Roberts, City Clerk

LIST OF BILLS

28914) ANDERSON, TACKMAN & CO. 1000.00
28915) CHARTER COMMUNICATIONS 78.28
28916) CRANE ENGINEERING SALES INC. 10267.37
28917) DORNER COMPANY 457.00
28918) DTE ENERGY 1495.26
28919) ERA 282.54
28920) HONEYWELL BUILDING SOLUTIONS 9152.25
28921) LMAS DISTRICT HEALTH DEPT 300.00
28922) QUILL CORPORATION 567.52
28923) UPPER PENINSULA POWER COMPANY 41.25
28924) WEST PAYMENT CENTER 469.04
28925) WEST PAYMENT CENTER 165.75
28926) STATE OF MICHIGAN 132.00
28927) VISION SERVICE PLAN 386.77
28928) MINING JOURNAL 117.04
28929) MUNISING BAY ART ASSOCIATION 500.00
28930) UPPER PENINSULA POWER COMPANY 19.45
28931) CUPPAD REGIONAL COMMISSION 500.00
28932) DELTA DENTAL 1740.84
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