

March 3, 2010

CITY COMMISSION  
AGENDA  
WEDNESDAY, MARCH 3, 2010  
6:00 P.M.

- A. CALL TO ORDER OF REGULAR CITY COMMISSION MEETING, PLEDGE OF ALLEGIANCE, ROLL CALL
- B. PUBLIC COMMENTS (non-agenda items)
- C. OLD CITY BUSINESS
  - 1. Bayshore Park Pavilion Contract - Tabled from 2-3-2010
  - 2. Committee Reports - Updates
  - 3. Approve Treasurer's Report
  - 4. Monthly Report - Fire
- D. NEW CITY BUSINESS
  - 1. Approve Pay Request for Munising Wastewater Project in the amount of \$113,472.07
  - 2. Approve Pay Request for Munising Water Project in the amount of \$2,602.00
  - 3. Approve Change Order #7 Gundlach Champion increase of \$26,500.00
  - 4. Approve Water Department Parts \$1,459.33
  - 5. Approve Property Licenses for Stephen Dausey
  - 6. Approve Pay Request #1 Fire Hall - Police Hall \$140,591.38
  - 7. Approve Final Contractual Tri-Media - Boat Launch Project
  - 8. Approve City Attorney Ferguson's invoice \$3,056.25 Re: Forbes
  - 9. Approve City Commission Meeting Minutes of 2-3-10
  - 10. Check Register - List of Bills
  - 11. City Manager Report
- E. CORRESPONDENCE
- F. PUBLIC COMMENTS (non-agenda items)
- G. ADJOURNMENT

CITY COMMISSION

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, **March 3, 2010**, in the City Commission Meeting Room of City Hall. Mayor DesJardins called the Meeting to order at 6:00 p.m.

PRESENT: Commissioners: Scholtz, Bornslaeger, Beauprey and Mayor DesJardins  
ABSENT: Commissioner: Lovellette - absent excused

- B. PUBLIC COMMENTS (non-agenda items)

There were none.

- C. OLD CITY BUSINESS

- 1. Bayshore Park Pavilion Contract - Tabled from 2-3-2010

March 3, 2010

Moved by Commissioner Beauprey to approve the Bayshore Park Pavilion Contract as submitted. Support by Commissioner Bornslaeger.

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

CONTRACT FOR USE OF PAVILION IN BAYSHORE PARK

This Agreement is made and entered into by the City of Munising ("City"), of 100 West Munising Avenue, Munising, Michigan 49862, and \_\_\_\_\_ ("User"), of \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_.

Whereas City owns the Pavilion in the Bayshore Park in Munising, Michigan;

Whereas User wishes to utilize the Pavilion on the \_\_\_\_\_ day of \_\_\_\_\_, for the following purpose:

\_\_\_\_\_.

Whereas the Parties have come to an agreement whereby City will allow User the right to use the Pavilion, for the purpose stated, and the Parties wish to reduce their agreement in the regard to writing.

Now, therefore, in consideration of the mutual covenants contained herein, the Parties agree as follows:

1. User shall obtain liability insurance (including, if appropriate, liquor liability insurance), in amounts and with coverage satisfactory to City, protecting City, its employees, agents and representatives; further, User shall supply City with copies of insurance policies supporting this obligation; or

(Alternate)

1. City has checked with its liability insurance carrier and User's purposes are charitable in nature and are covered under City's liability policy. Therefore, User need not obtain liability insurance.

2. User shall leave the Pavilion in a completely clean condition (i.e. all trash shall be picked up and removed from the premises, all personal property shall be removed, and any damage done to the premises shall be repaired or arrangements for such repair shall be made, at User's expense).

3. User shall promptly inform City of any faulty or malfunctioning City services (e.g. electricity), and shall also immediately advise City of any damage done to the Pavilion or Bayshore Park during User's occupation.

4. User acknowledges that, while it has the exclusive right to occupy the Pavilion under the Contract, its occupation of the Bayshore Park is not exclusive: The entire park shall be open to the general public; the activities carried on by User in the Pavilion, however, need not be open to the general public.

5. City acknowledges that User, or its agents and representatives, may charge a fee to members of the public for participation in special events occurring within the Pavilion.

6. User shall pay City a fee in the amount of \$\_\_\_\_\_ for use of the Pavilion. City may waive this fee if User will use the Pavilion for charitable purposes, but only in that event.

7. Additional provisions:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
User

March 3, 2010

2. Committee Reports - Updates

Commissioner Bornslaeger stated that Building and Grounds had met and have been discussing left over monies from the projects. They will also be meeting this Thursday. Commissioner Scholtz stated that the Planning Commission did not have a quorum and he was out of town for the Housing Commission Meeting. Mayor DesJardins stated that the DDA had met and discussed projects like the Old Cox building, the bus depot, Fineman's building and other downtown issues like the lighting, and attempting to modify area's for snowmobilers and ORV's in the downtown area.

3. Approve Treasurer's Report

Moved by Commissioner Beauprey to approve the Treasurer's monthly report for January as submitted. Support by Commissioner Scholtz.

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

4. Monthly Report - Fire

There were no comments.

Moved by Commissioner Beauprey to amend the agenda to include 3A Approval of Substantial Completion Certificate and 4A Approve Grader Repairs up to \$1,600.00. Support by Commissioner Bornslaeger.

Unanimous Voice Vote:

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

D. NEW CITY BUSINESS

1. Approve Pay Request for Munising Wastewater Project in the amount of \$113,472.07

Moved by Commissioner Beauprey to approve the pay request for the Wastewater Plant Project in the amount of \$113,472.07. Support by Commissioner Scholtz.

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

2. Approve Pay Request for Munising Water Project in the amount of \$2,602.00

Moved by Commissioner Beauprey to approve the pay request for the Water Project in the amount of \$2,602.00. Support by Commissioner Bornslaeger.

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

3. Approve Change Order #7 Gundlach Champion increase of \$26,500.00

Moved by Commissioner Scholtz to approve Change Order #7 Gundlach Champion to reflect an increase of \$26,500.00. Support by Commissioner Bornslaeger.

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

**Agenda Amended:**

3A. Approve Certificate of Substantial Completion on the Wastewater Treatment Plant Project with Gundlach Champion with a starting date of February 11, 2010. Support by Commissioner Bornslaeger.

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

March 3, 2010

4. Approve Water Department Parts \$1,459.33

Moved by Commissioner Beauprey to approve the Water Department's request for \$1,459.33 for parts. Support by Commissioner Scholtz.

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

**Agenda Amended:**

- 4A. Approve Grader Repairs up to \$1,600.00

Moved by Commissioner Beauprey to approve grader repairs in an amount not to exceed \$1,600.00. Support by Commissioner Scholtz.

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

5. Approve Property Licenses for Stephen Dausey

This item does not need any action it has been deleted from the agenda.

6. Approve Pay Request #1 Fire Hall - Police Hall \$140,591.38

Moved by Commissioner Beauprey to approve Pay Request #1 for the Fire Hall - Police Hall Project in the amount of \$140,591.38. Support by Commissioner Scholtz.

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

7. Approve Final Contractual Tri-Media - Boat Launch Project

Moved by Commissioner Beauprey to approve the final contractual payment to Tri-Media for the Boat Launch Project in the amount of \$2,000.00. Support by Commissioner Bornslaeger.

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

8. Approve City Attorney Ferguson's invoice \$3,056.25 Re: Forbes

Moved by Commissioner Scholtz to approve City Attorney Ferguson's invoice of \$3,056.25 for services regarding the Forbes case. (Dangerous Building on Varnum St.) Support by Commissioner Bornslaeger.

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

9. Approve City Commission Meeting Minutes of 2-3-10

Moved by Commissioner Scholtz to approve the City Commission Meeting Minutes of 2-3-10 as submitted. Support by Commissioner Beauprey.

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

10. Check Register - List of Bills

Moved by Commissioner Beauprey to approve the Check Register-List of Bills as submitted. Support by Commissioner Bornslaeger.

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

11. City Manager Report

March 3, 2010

City Manager Bovin began his report by stating that Building and Grounds is to meet Thursday, March 4, 2010 at 3:00 p.m. and they have lots of things to go over. Next, regarding the Forbes home on Varnum Street it is possible that the City Crew will be able to begin demolition on April 5, 2010. Regarding some other news UPPCO has sold the AuTrain dam it is good news for the area. They are looking at what to do with the basin upstream. Bovin then gave the Commission an MDOT 2010 Construction Schedule there will also be some stop/light improvements. As for the City's new dump truck it was delivered and had some issues. It was then sent back, the issues have been fixed and we are in possession of the truck. This is scheduled for Closing on March 16, 2010. Next Bovin stated that the Snowmobile Drag Race is scheduled for this weekend there are approximately 80 machines participating.

E. CORRESPONDENCE

Correspondence included a letter from the Department of Natural Resources & Environment approving the City of Munising's Recreation Plan. A notice of the 2010 Pictured Rocks Trout & Salmon Classic was included for information only at this time. Also, included was a letter from the Office of Financial and Insurance Regulations acknowledging receipt of our application and resolution to participate in the Michigan Fire Insurance Withholding Program. The City will be included on this list. A letter from the Department of Natural Resources & Environment regarding the Tourist Park Campground-Boardwalk and Deck request is included informing us that funding was not recommended. Last a letter from letter carrier Kristine Kolbus commending the City on the sidewalk/street snow removal. She was very happy at our efforts.

F. PUBLIC COMMENTS (non-agenda items)

Commissioner Bornslaeger asked if the Commission could obtain a copy of the Recreation Plan and Master Plan. City Manager Bovin stated that copies are available at City Hall.

G. ADJOURNMENT

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

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

The Regular Meeting of the City Commission adjourned at 6:50 p.m.

\_\_\_\_\_  
Rod DesJardins, Mayor

\_\_\_\_\_  
Sue Roberts, City Clerk

LIST OF BILLS

21925)	AT&T MOBILITY	25.96
21926)	BLUE CROSS BLUE SHIELD OF MICHIGAN	9499.24
21927)	BLUE CROSS BLUE SHIELD OF MICHIGAN	1759.38
21928)	CHARLENE CARBERRY	769.23
21929)	UPPER PENINSULA RECREATION INC.	1230.77
21930)	U.S. POSTMASTER-MUNISING	243.04
21931)	HIAWATHA TELEPHONE COMPANY	43.81
21932)	MUNISING VOLUNTEER FIRE DEPT.	2000.00
21933)	PETERSON PUBLISHING INC.	33.19
21934)	SUPERIORLAND CLEANERS	70.00
21935)	41 LUMBER COMPANY	16.98
21936)	AIRGAS NORTH CENTRAL	845.55
21937)	AUTO VALUE OF MUNISING-OK AUTO	165.37
21938)	BAY DE NOC COMMUNITY COLLEGE	581.51
21939)	CITY OF MUNISING-WATER DEPT.	850.78
21940)	COLLEGE LAUNDRY & RENTAL	206.50
21941)	DENMAN'S HARDWARE	118.06
21942)	EL-COM SERVICES, INC.	100.00
21943)	GREAT AMERICAN DISPOSAL COMPANY	4270.97
21944)	HEALTHY HOMES INC.	84.70

March 3, 2010

21945)	HIAWATHA TELEPHONE COMPANY	1037.35
21946)	LMAS LUCE COUNTY	150.00
21947)	MADIGAN'S HARDWARE	365.74
21948)	MUNISING COMMUNITY CREDIT UNION-VISA	660.00
21949)	MUNISING COMMUNITY CREDIT UNION-VISA	15.48
21950)	MUNISING COMMUNITY CREDIT UNION-VISA	279.90
21951)	NAPA AUTO PARTS	180.25
21952)	NORTH CENTRAL LABORATOREIS	209.49
21953)	NORTHERN MICHIGAN UNIVERSITY	24.00
21954)	NORTHWOODS PRINTING	42.50
21955)	NORTRAX EQUIPMENT INC.	656.18
21956)	SCHULTZ EQUIPMENT & PARTS COMPANY	739.64
21957)	TELNET WORLDWIDE, INC.	15.03
21958)	TRUCK EQUIPMENT, INC.	30.72
21959)	U.P. FIRE CHIDF'S ASSOCIATION	50.00
21960)	VANTAGE FLEX, LLC	100.00
21961)	VERIZON WIRELESS	313.79
21962)	AECOM USA INC.	19791.00
21963)	AIRGAS NORTH CENTRAL	63.55
21964)	AN*SER SERVICES & TEL/SEE	45.00
21965)	DOUG BOVIN, INC.	13069.32
21966)	DTE ENERGY	6243.86
21967)	NORTHERN MICHIGAN UNIVERSITY	40.00
21968)	PUTVIN DRUG STORE	5000.00
21969)	U.P. POWER COMPANY	22415.30
21970)	VOIDED	VOIDED
21971)	J & B RENTALS	1015.00
21972)	CHARLENE CARBERRY	769.23
21973)	U.P. POWER COMPANY	13.71
21974)	CARGILL, INCORPORATED	11204.23
21975)	CUSTOM FENCE, INC.	650.00
21976)	DTE ENERGY	683.81
21977)	LAGASCO PROPANE	193.80
21978)	PETERSON PUBLISHING INC.	188.84
21979)	RANGE TELECOMMUNICATIONS	107.50
21980)	U.P. POWER COMPANY	6648.20
21981)	UPPER PENINSULA RECREATION INC.	1230.77
21982)	ZEE MEDICAL, INC.	26.25
21983)	HIAWATHA TELEPHONE COMPANY	202.73
21984)	MUNISING 300 RACE COMMITTEE	1500.00
21985)	ALGER COUNTY HAMANE SOCIETY	325.00
21986)	ALGER COUNTY TREASURER	396.84
21987)	AT&T MOBILITY	45.65
21988)	BANC OF AMERICA LEASING	346.65
21989)	BLUE CROSS BLUE SHIELD OF MICHIGAN	5581.91
21990)	BLUE CROSS BLUE SHIELD OF MICHIGAN	1139.62
21991)	BLUE CROSS BLUE SHIELD OF MICHIGAN	498.07
21992)	BLUE CROSS BLUE SHIELD OF MICHIGAN	2732.34
21993)	BLUE CROSS BLUE SHIELD OF MICHIGAN	14453.67
21994)	CITY OF MUNISING-PETTY CASH	63.41
21995)	FABCO EQUIPMENT INC.	183.30
21996)	FASTENAL COMPANY	37.33
21997)	D. ROBB FERGUSON	1666.66
21998)	HYDRITE CHEMICAL COMPANY	8535.37
21999)	KELLEY MARKETING	150.00
22000)	DAN MALONE	50.00
22001)	MML-WORKER'S COMPENSATION FUND	7620.00
22002)	MML-WORKER'S COMPENSATION FUND	2210.00
22003)	MONROE TRUCK EQUIPMENT	67.68
22004)	STAMP FULFILLMENT SERVICES	1584.60
22005)	STANDARD INSURANCE COMPANY	674.37
22006)	WELLS FARGO BANK, N.A.	8912.50
22007)	ZEE MEDICAL, INC.	145.85
22008)	STATE OF MICHIGAN (MDOT)	58616.00
22009)	RURAL DEVELOPMENT	2724.85
22010)	RURAL DEVELOPMENT	5734.93
22011)	RURAL DEVELOPMENT	111437.09
22012)	RURAL DEVELOPMENT	6750.71
22013)	WEST PAYMENT CENTER	367.50