

**MARCH 3, 2020  
REGULAR MEETING**

RECORD OF THE PROCEEDINGS OF THE REGULAR BOYNE CITY COMMISSION MEETING DULY CALLED AND HELD AT BOYNE CITY HALL, 319 NORTH LAKE STREET, ON TUESDAY MARCH 3, 2020

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**CALL TO ORDER**

Mayor Neidhamer called the meeting to order at noon, followed by the Pledge of Allegiance.

Present: Mayor Tom Neidhamer, Mayor Pro-Tem Ron Grunch, Commissioners Hugh Conklin, Sally Page and Dean Solomon

Absent: None

Staff: Michael Cain, Cindy Grice, Kelsie King-Duff, James Manko, Tim Faas, Michele Hewitt, Dan Mercer, Craig Remsberg, John McLeod, Joel Novak, Kyle Smith, Kevin Spate and John Lamont

Others: There were thirteen citizens in attendance.

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**CONSENT AGENDA  
MOTION**

2020-03-026  
Moved by Solomon  
Second by Page

To approve the February 25, 2020 City Commission regular meeting minutes as presented

Ayes: 5  
Nays: 0  
Absent: 0  
Motion carried

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**CITIZENS COMMENTS**

None

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**CORRESPONDENCE**

Correspondence from the Women's Resource Center of Northern Michigan, Inc. declaring April as Sexual Assault Awareness Month and information about the Coronavirus disease from the Health department of Northwest Michigan was received and filed

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**PROCLAMATION  
MOTION**

2020-03-026  
Moved by Neidhamer  
Second by Conklin

To proclaim April as Sexual Assault Awareness Month

Ayes: 5  
Nays: 0  
Absent: 0  
Motion carried

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**CITY MANAGERS  
REPORT**

City Manager Cain reported:

- We have issued nearly 200 ballots for the March 10<sup>th</sup> Presidential Primary.
- The Fire Department's aerial truck is in Grand Rapids for service and may be gone for a few more weeks. We are awaiting estimates on repairs.

Clerk / Treasurer Grice recognized Deputy Treasurer Michele Hewitt. Michele is retiring after 33 years of dedicated service to the City of Boyne City, serving 25 of those years as Deputy Treasurer.

**REPORTS OF  
OFFICERS, BOARDS  
AND STANDING  
COMMITTEES**

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Draft minutes of the February 6, 2020 Main Street Meeting; the February 13, 2020 Parks & Recreation Commission meeting and the February 17, 2020 Planning Commission Meeting were received and filed.

**SWEARING IN OF DAN  
MERCER AS  
ASSISTANT CHIEF OF  
POLICE**

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Police Chief Kevin Spate introduced Officer Dan Mercer as the new Assistant Chief of Police for the City of Boyne City and Clerk / Treasurer administered the Oath of Office for Assistant Chief Mercer.

**SCHOOL MILLAGE  
REQUEST  
PRESENTATION**

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Presentation of the May 5<sup>th</sup> Boyne City Public Schools Bond Proposal by Patrick Little, Boyne City Schools Superintendent

**800 Radio Membership  
Agreement**

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Consideration to approve the Boyne City EMS, Fire and Police Departments to enter into an agreement with the Michigan's Public Communication System to become an active Member in the implementation of the 800 radio system throughout our coverage area and authorize the City Manager to execute the documents.

EMS Director John Lamont discussed the proposed agreement with Michigan's Public Communication system for our City to become an active member of the 800 Radio system throughout our coverage area. This agreement covers our Police, Fire and EMS departments. Our current communication system relies on VHF radio frequencies for vehicle and staff to communicate with the 911 service center CCE during activation of an emergency. By FCC regulations this current system is compromised by continued band width compaction. Two years ago, the Charlevoix, Cheboygan and Emmet county voters approved a millage to join the State system through implementation of towers, mobile base radios, hand-held radios and pagers. This equipment is being provided to the member agencies. As a member, we are agreeing to maintain the equipment, train the user groups and replace any lost or critically damaged equipment. Each department has been working with CCE to establish their equipment needs and to have staff trained.

Staff Comments: None

Citizen Comments: None

Board Discussion: All are in agreement

**MOTION**

2020-03-027  
Moved by Solomon  
Second by Page

To approve the Boyne City EMS, Fire and Police Departments to enter into an agreement with the Michigan's Public Communication System to become an active Member in the implementation of the

800 radio system throughout our coverage area and authorize the City Manager to execute the documents

Ayes: 5  
Nays: 0  
Absent: 0  
Motion carried

## American Waste Contract

Consideration to approve the one-year extension to the contract with American Waste for the 2020/2021 Solid Waste Collection & Disposal Services in an amount not-to-exceed \$6,000 for containerized refuse collection and \$51,000 for the rubbish collection programs, changing from two Spring and two Fall collection days to one each season, and authorize the City Manager to execute the documents

Director of Public Works Tim Faas stated that in April 2019, the City Commission approved a one-year extension of a contract with American Waste for solid waste collection and disposal services. The services include containerized refuse collection and disposal for the City wastewater plant, cemetery, public buildings and parks facilities. In addition, the services also include the annual spring and fall rubbish collections and disposal offered to the residents during three weeks each season.

Over the past month he has been discussing an extension of contract with American Waste for their services in 2020. The proposal received includes cost increases for both collection and disposal. What follows is a summary of the budget impacts by service type for the upcoming fiscal year.

### I. Containerized Refuse Collection

Projecting the containerized refuse collection costs to be \$5,970 in total based on the revised costs. This represents an increase of 10.6% over last year or \$573. There would be no change in the level of service.

### II. Rubbish Collection

The costs of the spring and fall rubbish collection last year was \$62,860 after the City had reduced the number of fall collections down to two days instead of three days as had been the past practice. These costs are based on hourly rates for the staff & equipment plus disposal costs. Under the proposal received, the hourly rates would increase from \$215 to \$220 (2.3% increase) and the waste disposal cost would increase from \$25 to \$26 per cubic yard (4.0% increase) over last year. More importantly, the level of service would be reduced from 5 collections to 2 collections, one in both the spring and one in the fall. The net impact is a significant cost savings to the City.

In order to secure these rates, American Waste also proposed we switch from a weekday collection program to a

Saturday program with one (1) collection day on May 23<sup>rd</sup> and one (1) on September 19<sup>th</sup>.

Based on Tim's projection of both the hours and the volume of waste collected, he believe the cost of the services would be estimated at \$50,240 which is twenty percent (20%) less than last year. Should the City Commission desire the same level of service as last year (i.e. 5 collections); then, the cost would be \$64,730. By comparison the recommended proposal above would save \$14,490 (22.4%).

If the extension request is approved by the City Commission, the staff will prepare the necessary informational flyers, social media & website posts in order to educate the property owners and tenants on the changes to the Rubbish Collection Program over the next 8-12 weeks.

Staff Comments: None

Citizen's Comments: A representative from American Waste agreed that this would be an appropriate cost savings and would work well.

Board Discussion: Commissioner Conklin inquired if there would be any downtown recycling included in this contract. All are in agreement with this proposal

## **MOTION**

2020-03-028  
Moved by Conklin  
Second by Page

To approve the one-year extension to the contract with American Waste for the 2020/2021 Solid Waste Collection & Disposal Services in an amount not-to-exceed \$6,000 for containerized refuse collection and \$51,000 for the rubbish collection programs, changing from two Spring and two Fall collection days to one each season, and authorize the City Manager to execute the documents

Ayes: 5  
Nays: 0  
Absent: 0  
Motion carried

## **North Lake Street Construction Engineering Contract**

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Approval to award a contract for the Construction Engineering services for the N Lake Street & W Michigan Avenue Project in an amount not-to-exceed \$36,000 per the proposal dated 2/25/2020 and authorize the City Manager to execute the documents

Public Works Director Tim Faas stated the past couple of years, the City has been planning the rehabilitation of the existing pavement along N Lake Street from the City boat launch to W Michigan Avenue and then along W Michigan Avenue westerly to Boyne City-Charlevoix Road. A decision was made to mill & resurface the pavements to take advantage of the available State & Federal funding in the current fiscal year of MDOT. This treatment should extend the life of the road by 7-10 years.

MDOT has programmed \$209,907 in funds to cover a portion of the \$311,280 cost of the road project that has been awarded to Payne & Dolan. That amount may vary slightly as the project came in under the engineer's estimate. The balance of the expenses will be budgeted by the City of Boyne City in the upcoming fiscal year. A preconstruction meeting is scheduled in early April as this road project will be commence in the early spring of 2020. The proposal includes some additional time for the engineers to oversee the anticipated widening on the paved shoulders to afford more width for cyclists.

The City requested a formal proposal from C2AE, the City's civil engineering consultant, outlining the project understanding, scope and fee for the desired Construction Engineering services on the project (see attached). C2AE was the designer of this section of this road and are best qualified to perform this work. The total cost of the services is \$36,000 which would be charged to the Professional Services account #202-451-818.000 in the 2020-2021 Major Roads Budget. Under the contract with MDOT, the City picks up the full amount of Construction Engineering expenses.

Staff Comments: None

Citizen's Comments: None

Board Discussion: Commissioner Conklin inquired about the bike path along the proposed project.

**MOTION**

2020-03-029  
 Moved by Conklin  
 Second by Solomon

To award a contract for the Construction Engineering services for the N Lake Street & W Michigan Avenue Project in an amount not-to-exceed \$36,000 per the proposal dated 2/25/2020 and authorize the City Manager to execute the documents

Ayes: 5  
 Nays: 0  
 Absent: 0  
 Motion carried

**Closed Session  
 MOTION**

2020-03-030  
 Moved by Neidhamer  
 Second by Conklin

To approve the request of the City Manager to go into closed session to consider a periodic personnel evaluation of a public officer as provided in MCL 15.268 (a) of the Michigan Open Meetings Act (PA 267 of 1976) at 1:16 p.m.

Ayes: 5  
 Nays: 0  
 Absent: 0

Motion carried

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**Return to Open Session  
MOTION**

2020-03-031  
Moved by Neidhamer  
Second by Grunch

To return to open session at 4:19 p.m.

Ayes: 5  
Nays: 0  
Absent: 0  
Motion carried

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**Good of The Order**

None

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**ADJOURNMENT**

Motion by Mayor Neidhamer, second by Mayor Pro-tem Grunch to adjourn the Regular City Commission meeting of Tuesday, March 3, 2020 at 4:19 p.m.

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Tom Neidhamer  
Mayor

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Cindy Grice  
Clerk / Treasurer

DRAFT

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