

**JUNE 13, 2017
REGULAR MEETING**

RECORD OF THE PROCEEDINGS OF THE REGULAR BOYNE CITY COMMISSION MEETING DULY CALLED AND HELD AT BOYNE CITY HALL, 364 NORTH LAKE STREET, ON TUESDAY JUNE 13, 2017

CALL TO ORDER

Mayor Neidhamer called the meeting to order at 7:00 p.m. followed by the Pledge of Allegiance.

Present: Mayor Tom Neidhamer, Mayor Pro-Tem Gene Towne, Commissioners Ron Grunch, Laura Sansom and Hugh Conklin

Absent: None

Staff: Cindy Grice, Barb Brooks, Kelsie King-Duff, Scott McPherson, Andy Kovolski, Michael Cain, Jeff Gaither and Christie Hoenicke

Others: There were nine citizens in attendance

**CONSENT AGENDA
MOTION**

2017-06-045

Moved by Conklin
Second by Grunch

2017-06-045A

Approval of the May 9, 2017 City Commission regular meeting as presented
2017-06-045B

Approval of the recommendation of the Planning Commission to reappoint Jason Biskner to the Planning Commission for a three year term expiring May 31, 2020

2017-06-045C

Approval of the recommendation of the Planning Commission to reappoint James Kozlowski to the Planning Commission for a three year term expiring May 31, 2020

2017-06-045D

Approval of the recommendation of the Planning Commission to appoint Jeffery Ross to the Planning Commission for a three year term expiring May 31, 2020

2017-06-045E

Approval of the recommendation in support of the Boyne City Main Street Program to apply for a special liquor license to serve alcohol on July 13, 2017 for the Food Truck Rally and on August 12, 2017 for the Farm Meal and authorize City Staff to complete any necessary forms

2017-06-045F

Approval to authorize staff to have West Shore Services supply and install the necessary equipment to operate the curfew siren at a cost of \$1,115

2017-06-045G

Approval to authorize the City Manager to apply for a grant of \$12,242,40 to the Grand Traverse Band of Ottawa and Chippewa Indians for the purchase of a Lucas (Medtronic) automated CPR machine and purchase the equipment if successful in obtaining the grant

2017-06-045H

Approval to purchase a replacement Philips Cardiac AED for the Police Department from Moore Medical at a cost of \$1,371 and authorize the City Manager to execute the documents

Ayes: 5
 Nays: 0
 Absent: 0
 Motion carried

CITIZENS COMMENTS

None

CORRESPONDENCE

Correspondence from the State of Michigan Department of Licensing & Regulatory Affairs; the United States Department of the Interior Fish & Wildlife Service; VanDam requesting the establishment of an Industrial Development District for the property located at 970 and 974 E Division Streets and Consumers Energy Business Energy Efficiency Program regarding an incentive check earned in the amount of \$3,726 was received and filed.

CITY MANAGERS REPORT

City Manager Cain reported:

- The traffic signals at Water and Lake Streets will be installed this week.
- The new fence has been installed at the Community Garden
- New sculptures are being installed around downtown today.
- All of the roads under our crush and shape program for this season have been repaved. Site restoration has also begun.

REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES

Draft minutes of the May 1, 2017 Historical Commission Special Meeting; draft minutes of the May 2, 2017 Zoning Board of Appeals Meeting; draft minutes of the May 4, 2017 Parks & Recreation Board Meeting; Official minutes of the May 11, 2017 Main Street Board Meeting; draft minutes of the May 22, Planning Commission Meeting; Draft minutes of the May 22, 2017 Historical Commission Meeting; draft minutes of the May 25, 2017 Historic District Board Meeting and draft minutes of the May 25, 2017 Airport Board Meeting were received and filed.

MOTION

2017-06-045
 Moved by Conklin
 Second by Grunch

Approved the request of the City Manager to go into closed session with our attorney regarding Attorney/Client Privilege document as provided in MCL 15.268 (h) of the Michigan Open Meetings Act (PA 267 of 1976) after the last agenda item

Ayes: 5
 Nays: 0
 Absent: 0
 Motion carried

Cedar Street Engineering Services

Consideration to approve the contract with C2AE for design engineering services in the amount of \$23,800 and authorize the City Manager to execute the documents

Public Works Superintendent Andy Kovolski discussed the design engineering proposal for Cedar Street, from Lake to Douglas. It is in dire need of reconstruction. The pavement surface is rapidly failing. The Transit water and sewer mains need to be replaced and the storm sewer system

needs upgrading as well. C2AE has proposed to complete the engineering work for this project. Completion of this engineering will result in a ready to bid project that we would like to include in the FYE 2019 budget.

Staff Comments: None

Citizens Comments: None

Board Discussion: Commissioner Conklin had questions regarding the placement of this project on the Capital Improvement Plan. All Commissioners are in agreement with the recommendation.

MOTION

2017-06-046

Moved by Towne

Second by Sansom

To approve the contract with C2AE for design engineering services in the amount of \$23,800 and authorize the City Manager to execute the documents

Ayes: 5

Nays: 0

Absent: 0

Motion carried

Water Balloon Educational Efforts Support

Consideration to support the volunteer efforts to educate the public and work towards reducing the amount of litter and debris stemming from community festivals and events

Public Works Superintendent Andy Kovolski discussed the concern the Friends of the Boyne River (FOBR) brought to the Parks and Recreation Board regarding the after effects of Boyne City's 4th of July celebration's raft race event. This popular, fun event that attracts hundreds of people to the banks of the Boyne River, who in turn bring thousands of water balloons. The water / water balloon fight has been a long standing tradition, but as it continues to grow, it has come to light that the balloon fragments found after the event are not only in the park, but in the river and being carried out into Lake Charlevoix. In the past, volunteers have tried to clean up the balloon fragments the best they could, both on land and in the water, but it is proving to be an overwhelming task. Latex balloons take many years to degrade and in the meantime, the fragments are leaving a negative effect on the environment impacting both land and water wildlife, and is considered litter.

Members of the 4th of July Committee, Friends of the Boyne River, Lake Charlevoix Associations, Tip of the Mitt Watershed Council and the Parks and Recreation board met to discuss what could be done to lessen the litter and negative environmental impacts. The general consensus was that they were not looking to end the event, but start educating the people who attend and participate. There can still be a Raft Race, it can still be fun and water battles can still take place with devices other than water balloons. The Committee realizes that the balloon use will not disappear overnight but by educating the participants and attendees, eventually everyone will figure out a way to still have fun without littering the park, river and lake with balloon fragments. A poster has been created that will be posted around the community and used as a tool to educate. The same verbiage that is on the poster will be used to

spread the word in newsletter, brochures and social media with the intent to make this a positive message resulting in a positive outcome.

Staff Comments: City Manager Cain added this is not a City event.

Citizens Comments: Tom Smith said this has been a good process. We're getting there and he is really pleased to see this support. Nancy Cunningham said you can't believe how hard it was to pick up the balloon litter and how much was collected.

Board Discussion: Mayor Pro-Tem Towne said he likes the poster, it's a great idea and is more information to the public. Commissioner Sansom said she is in full support to reduce and eliminate water balloons in the future. Should the sling shots also be stopped? Commissioner Conklin said he appreciates the FOBR starting this. We need to be consistent with how we treat the lake, look at Boyne Thunder. He said he is sensitive to how people feel about it. Commissioner Grunch said he supports the volunteer efforts. Mayor Neidhamer said his concern is that we might be losing the fun factor, but he does support the right decision to protect our river and water. Let's have fun, let's have solutions. We will work thru it.

MOTION

2017-06-047

Moved by Sansom

Second by Towne

To approve to support the volunteer efforts to educate the public and work towards reducing the amount of litter and debris stemming from community festivals and events

Ayes: 5

Nays: 0

Absent: 0

Motion carried

Marina Expansion Engineering Services Proposal

Consideration to approve a contract with Abonmarche for engineering services for Phase I of the marina expansion floating wave attenuator project for an amount not to exceed \$62,000 and authorize the City Manager to sign all of the required documents associated with the project

Harbormaster Barb Brooks discussed the proposal from Abonmarche to complete the required engineering, bidding, project oversight, assistance with permitting and regulatory agencies and anything else required to meet all of the DNR requirements for grant compliance for the first phase of the Marina expansion project. The City was successful in receiving a Michigan Waterways Department of Natural Resources grant for this project which is estimated to cost \$520,000. Funds to cover the grant match are available in the marina's budget.

Staff Comments: None

Citizens Comments: None

Board Discussion: All Commissioner are in agreement with the recommendation.

MOTION

2017-06-048
 Moved by Grunch
 Second by Sansom

To approve a contract with Abonmarche for engineering services for Phase I of the marina expansion floating wave attenuator project for an amount not to exceed \$62,000 and authorize the City Manager to sign all of the required documents associated with the project

Ayes: 5
 Nays: 0
 Absent: 0
 Motion carried

Trackless Purchase

Consideration to approve the purchase of a Trackless MT7 Tractor and attachments in the amount of \$147,632 from Bell Equipment and authorize the City Manager to execute the documents

Public Works Superintendent Andy Kovolski discussed the bid received to purchase a 2017 Trackless MT7 Tractor including an auger snow blower with the telescoping truck loading, with the 168 in rotary finish mower at a total cost of \$147,632 from Bell Equipment. This will replace the 1997 Holder tractor that is wearing out and we have issue with part replacements.

Staff Comments: None

Citizens Comments: None

Board Discussion: Commissioner Conklin inquired who will service this and was informed that Bell equipment will send a mobile service person. There will be a one year warranty. Commissioner Grunch asked if there is a comparable piece of equipment that costs less? Andy said that until he hears of a better one, he supports this purchase. Commissioner Sansom asked if parts are interchangeable and was informed yes. Mayor Neidhamer said we do need new equipment for the safety of our crew.

MOTION

2017-06-049
 Moved by Towne
 Second by Sansom

To approve to purchase of a Trackless MT7 Tractor and attachments in the amount of \$147,632 from Bell Equipment and authorize the City Manager to execute the documents

Ayes: 5
 Nays: 0
 Absent: 0
 Motion carried

Boyer City Parks and Recreation Brochure

Consideration to approve the proposal from Harbor House Publishers to design and produce 10,000 copies of a parks and recreation brochure in the amount of \$2,495 and authorize the City Manager to execute the documents

Public Works Superintendent Andy Kovolski discussed the Parks and Recreation board member's research and review of recreation brochures that

are available for the public that would promote the parks and recreation activities in a community. With Boyne City having an abundance of parks and activities, it seems that our community should have an informational brochure that boasts all that the City has to offer including activities, park locations and amenities.

Harbor House Publishing in Boyne City was asked to provide a proposal for design and production of the proposed brochure. While this item was not specifically budgeted for, there are funds that can be pulled from areas with the parks budget to pay for it. The board feels it will be a great asset and tool to showcase all that Boyne City has to offer at our parks and recreational opportunities in and around the community.

MOTION

2017-06-050

Moved by Grunch

Second by Sansom

To approve the proposal from Harbor House Publishers to design and produce 10,000 copies of a parks and recreation brochure in the amount of \$2,495 and authorize the City Manager to execute the documents

Ayes: 5

Nays: 0

Absent: 0

Motion carried

Marina Truck Purchase

Consideration to allow staff to search and purchase a used truck for use at the Marina, if necessary or if the perfect replacement truck opportunity presents itself in an amount not to exceed \$10,000

Harbormaster Barb Brooks discussed the request to replace the old Dodge Dakota that the marina has been using for several years. It is very rusty, still is working, but it is not a good representation of the City and marina. It also may not last much longer. This vehicle is also used occasionally as a courtesy vehicle for transient boaters. At this time, we are asking for advance approval of a not to exceed amount of \$10,000 in the case a replacement vehicle needs to be purchased unexpectedly or we come across a great deal. Most businesses and individuals are not willing to wait two or more weeks for staff to seek approval to purchase.

Staff Comments: None

Citizens Comments: None

Board Discussion: Commissioner Conklin asked if a gator would work in place of a truck and was informed that type of vehicle is not road worthy. All Commissioners are in agreement with the request.

MOTION

2017-06-051

Moved by Conklin

Second by Towne

To allow staff to search and purchase a used truck for use at the Marina, if necessary or the perfect replacement truck opportunity presents itself in an amount not to exceed \$10,000

Ayes: 5
 Nays: 0
 Absent: 0
 Motion carried

**North Boyne Yard
 Clean Up**

Consideration to approve of the contract with Team Elmers to provide services to grind the brush, log and stump piles at the North Boyne Yard in the amount of \$31,780 and authorize the City Manager to execute the documents

Public Works Superintendent Andy Kovolski discussed his recommendation to have a company grind the brush pile and large trucks and stumps at the North Boyne Yard. This was not done last year so there is a large quantity of brush onsite. Team Elmer's has quoted us \$31,780 to complete the work.

Staff Comments: None

Citizens Comments: None

Board Discussion: Commissioner Conklin said that he requested that this item be pulled from the Consent Agenda this evening and inquired if there should be a policy regarding the dollar amount of items on the Consent Agenda. After discussion, all Commissioners were in agreement with the recommendation as presented.

MOTION

2017-06-052
 Moved by Conklin
 Second by Grunch

To approve of the contract with Team Elmers to provide services to grind the brush, log and stump piles at the North Boyne Yard in the amount of \$31,780 and authorize the City Manager to execute the documents

Ayes: 5
 Nays: 0
 Absent: 0
 Motion carried

**Anderson Road
 Reconstruction**

City Manager Cain and Andy Kovolski discussed the information received that the Charlevoix County Road Commission opened bids for the Anderson Road Reconstruction project. Wilson Township is doing some additional work on that road. Boyne City's portion of the project would be approximately \$71,933.45, The County is looking for approval from both Wilson Township and the City prior to their next Road Commission meeting on June 26. This is one of the worst roads in the City. It's something that needs to be done. It will be good to work in partnership with Wilson Township. It is budgeted.

Staff Comments: Officer Hoenicki agrees the road is in need of this reconstruction.

Citizens Comments: None

Board Discussion: All are in agreement with the recommendation.

MOTION

2017-06-53
Moved by Conklin
Second by Sansom

To approve of the City's participation in the Anderson Road Reconstruction project in conjunction with Wilson Township and the Charlevoix County Road Commission in the amount of \$71,933.45 and authorize the City Manager to execute the documents

Ayes: 5
Nays: 0
Absent: 0
Motion carried

Pursuant to the motion earlier in the meeting, the City Commission went into closed session at 8:44 p.m.

2017-06-054
Moved by Neidhamer
Second by Towne

To return to open session at 9:22 p.m.

Ayes: 5
Nays: 0
Absent: 0
Motion carried

Good of the Order

Commissioner Sansom discussed some concerns with Maple Lawn Cemetery maintenance.

ADJOURNMENT

Motion by Mayor Neidhamer seconded by Commissioner Conklin to adjourn the Regular City Commission meeting of Tuesday, June 13, 2017 at 9:23 p.m.



Tom Neidhamer
Mayor



Cindy Grice
Clerk / Treasurer