OCTOBER 14, 2014 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 OCTOBER 14, 2014

CALL TO ORDER

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

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

Absent: Commissioner Gaylord

Staff: Cindy Grice, Michael Cain, Scott McPherson, Dan Meads, Andy Kovolski, Barb Brooks and Jeff Gaither

Others: There were 10 citizens in attendance including representatives from the Petoskey News Review and Charlevoix County News.

EXCUSE COMMISSIONER GAYLORD

2014-10-138
Moved by Grunch
Second by Towne

To excuse Commissioner Gaylord from attending today's meeting

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

CONSENT AGENDA
MOTION

2014-10-139
Moved by Towne
Second by Sansom

2014-10-139A
Approved of the September 23, 2014 Regular City Commission meeting minutes as presented
2014-10-139B
Approved to reappoint Mark Dole to the Boyne City Historical Commission Board for a three year term to expire June 30, 2017

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

CITIZENS COMMENTS

Pat Kujawski said she had thought there was going to be a discussion at tonight's meeting regarding the Division Street water issue and was informed that Kevin Klevorn suggested we wait.

CITY MANAGERS REPORT

City Manager Cain reported:

- The Fall leaf pick up has begun.
- The MDEQ marina expansion permit was received.
- The marina closes for the season tomorrow.

None

CORRESPONDENCE

Draft Minutes of the September 4, 2014 Main Street Board Meeting; the September 4, 2014 Parks and Recreation Board Meeting; the September 15, 2014 Planning Commission Meeting; the September 15, 2014 Historical Commission Meeting and the September 25, 2014 Airport Board Meeting were received and filed.

REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES

Mayor Grunch presented the winners of the 2014 Marvin Loding Award to Precision Edge for the Industrial Award, Family Fare for the Commercial Award and Dale and Marilyn Goby for the Residential Award.

Marvin Loding Award Presentations

Joe Verlin of Gabridge & Company presented the City of Boyne City FYE 14 Financial Report. The City is in good financial standing. The report received an unmodified opinion which is the highest opinion the auditors can give.

Audit Presentation

City Manager Cain discussed the CDBG grant funds Boyne Mountain is receiving to expand the sanitary force main that runs along M75 South between the Business Park and Topolinski Road. Boyne Mountain will be providing all the local funds necessary to undertake this project. There are two items that need attention. The first is a possible conflict of interest because City Clerk/Treasurer Cindy Grice and the President and General Manager of Boyne Mountain are married. The City Attorney also provided a review letter stating the clerk/treasurer's role is that of reporting and recording, not decision making. City Manager Cain added that he sees no conflict here and the clerk / treasurer works to keep her position with the City and that of her husband with Boyne Mountain as separate whenever the appearance of a conflict arises. The second issue is to approve a revised agreement between Boyne Mountain, Boyne Valley Township and the City that outlines their roles and responsibilities. The revised agreement is very similar to the original one with the biggest change being Boyne Mountain's required match and number of employees to be hired has been decreased, and Boyne Mountain agrees to cover any overruns.

Boyne Mountain Sanitary Sewer Line Expansion

Staff Comments: None
Citizens Comments: None

Board discussion: All are in agreement with the changes and see no issue with conflict of interest.

2014-10-140
Moved by Towne
Second by Neidhamer

MOTION

To acknowledge receipt of information regarding a potential perceived conflict of interest involving the Boyne Mountain Sanitary Sewer Expansion Project; to approve the revised Boyne Mountain Expansion Grant between Boyne USA, The City of Boyne City and Boyne Valley Township; and to authorize the City Manager to complete and return the required documents as presented and any future documents associated with this project that may reflect future non-substitutive changes subject to reporting to the City Commission

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

Insurance Bids

Consideration to authorize the City Manager and City Clerk / Treasurer to take the steps necessary to renew the City's liability insurance through the Michigan Township Participating Plan for 2014 – 2015 for an estimated price of $59,328.

City Manager Cain discussed the bids received for the 2014/15 Liability Insurance coverage. The range was high bid of $91,383 from Michigan Municipal Risk Management Authority to $59,328 from Michigan Underwrites of Michigan, our current carrier. We are recommending to continue with our current carrier.

Staff Comments: None

Citizens Comments: None

Board Discussion: All are in agreement with the recommendation.

MOTION

2014-10-141
Moved by Neidhamer
Second by Sansom

To authorize the City Manager and City Clerk / Treasurer to take the steps necessary to renew the City's liability insurance through the Michigan Township Participating Plan for 2014 – 2015 for an estimated price of $59,328.

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

Goal Setting

Consideration to adopt the Top 10 Goals as presented to use as a tool for future decision making on projects and funding priorities.

Barb Brooks discussed the information received from the public input goal setting meeting and the Online Survey done earlier this year. 20 goals were presented, with the top ten being recommended for adopting.

Citizens Comments: None

Staff Comments: None

Board Discussion: Commissioner Sansom liked the way the top twenty were presented, with the top ten highlighted, but showing the other 10 goals. Commissioner Neidhamer asked if they could be further clarified into 3 major headings. Mayor Pro-Tem Towne thanked Barb for her work – says to use the top 10 as the goals.

MOTION

2014-10-142
Moved by Grunch
Second by Sansom

To approve the suggested 3 categories, and authorize Barb Brooks to make language corrections

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

Sale of 1993 Fire Pumper Truck

Consideration to sell the 1993 Fire Pumper Truck to Sherman Township Fire Department in Keweenaw County in the amount of $30,000 and authorize the City Manager to execute the documents.

Fire Chief Dennis Amesbury discussed the offer of $30,000 to purchase the 1993 Pumper truck that is being replaced this year. It was received from the Sherman Township Fire Department in the Upper Peninsula's Keweenaw County. It was one of two serious offers made and the only one worth considering. He added that he feels this offer is reasonable and we can be assured it is going to a department that is in need of a good used fire truck.

Citizens Comments: None

Staff Comments: None

Board Discussion: All are in agreement with the recommendation.

MOTION

2014-10-143
Moved by Towne
Second by Sansom

To sell the 1993 Fire Pumper Truck to Sherman Township Fire Department in Keweenaw County in the amount of $30,000 and authorize the City Manager to execute the documents

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

New Computer Purchases

Consideration to authorize staff to purchase three new computers from Marcor Technologies, LLC in the amount of $4,816 and authorize the City Manager to execute the documents

Barb Brooks discussed the plan to purchase the 3 new computers to update the Planning Director, City Clerk / Treasurer and Deputy Treasurer's computers. We will return their current computers back to the factory settings to be used in other departments.

Staff Comments: None

Citizens Comments: None

Board Discussion: All are in agreement with the recommendation.

MOTION

2014-10-144
Moved by Sansom
Second by Towne

To authorize staff to purchase three new computers from Marcor Technologies, LLC in the amount of $4,816 and authorize the City Manager to execute the documents

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

CAT 120 Road Grader Disposal

Consideration to authorize the City Manager to direct staff to solicit bids from area metal recycling companies and sell the CAT 120 Road Grader to the highest bidder

Public Works Superintendent Andy Kovolski discussed the Cat 120 Grader that has not been functional for the past two years. The diesel engine has seized up, the rear brakes have failed, and it has a noticeable miss. At this point, Andy does not recommend we spend any money on this machine and feels the only market is to sell this machine for scrap.

Citizens Comments: None

Staff Comments: None

Board Discussion: Commissioner Sansom asked Andy if he had any idea what we'd get for scrap and Andy was not sure. All agreed with the recommendation.

MOTION

2014-10-145
Moved by Neidhamer
Second by Sansom

To authorize the City Manager to direct staff to solicit bids from area metal recycling companies and sell the CAT 120 Road Grader to the highest bidder

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

Pavement Crack Seal Bids

Consideration to award a contract to Applied Pavement Maintenance in the amount of $12,397.76 for pavement crack sealing and authorize the City Manager to execute the documents.

Public Works Superintendent Andy Kovolski discussed the bids received for this year's crack sealing project. Applied Pavement Maintenance was the only bid received. They have done this work for us the last four years and have done an excellent job.

Citizens Comments: None

Staff Comments: None

Board Discussion: Mayor Pro-Tem Towne said it would have been nice to receive more bids. All are in agreement with the recommendation.

MOTION

2014-10-146
Moved by Towne
Second by Sansom

To award a contract to Applied Pavement Maintenance in the amount of $12,397.76 for pavement crack sealing and authorize the City Manager to execute the documents

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

Smart Growth America Grant

Consideration to authorize City Manager Michael Cain to prepare and submit a grant application for a Smart Growth America technical assistance workshop.

City Manager Cain discussed the opportunity we received late last week regarding a grant opportunity for a free 2 day workshop / technical assistance program funded by the US Environmental Protection Agency's office of Sustainable Communities through their Building Blocks for Sustainable Communities program. The workshop is being offered to local leaders and residents to help make their communities more livable, sustainable and vibrant places. Any unit of local government is eligible to apply. Applications are due by October 23, 2014 and will be awarded to 14 communities nationwide. Preference is given to communities that show an interest in smart growth, need for the technical assistance, involvement of key community leaders, readiness to implement and a public involvement plan. The training is valued at between $7,500 and $15,000 but is free to communities thru this grant program.

Staff Comments: Scott McPherson is in full support of this opportunity to get free training.

Citizens Comments: None

Board Discussion: All are in agreement with this opportunity.

MOTION

2014-10-147
Moved by Towne
Second by Neidhamer

To authorize City Manager Michael Cain to prepare and submit a grant application for a Smart Growth America technical assistance workshop.

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

Good of the Order

Commissioner Sansom inquired if we will get any information on cost savings for having a new building. She also said it was an interesting live

debate on fluoride. She heard good comments on how respectful people were. She stated the video of the debate is on you-tube. Commissioner Neidhamer asked if we can make an assessment of the public restrooms, get costs of getting them fixed and remodeled along with a cleaning pattern. Mayor Grunch congratulated Commissioner Neidhamer for his recent induction into the Boyne City Schools Hall of Fame.

Closed Session
MOTION

2014-10-148
Moved by Grunch
Second by Towne

To approve the request of the City Manager to go into closed session to consider strategy connected with the negotiation of a collective bargaining agreement as provided in MCL 15.268 (c) of the Michigan Open Meetings Act (PA 267 of 1976 at 9:03 p.m.

Return to Open Session
MOTION

2014-10-149
Moved by Grunch
Second by Towne

To return to Open Session at 9:45 p.m.

Ayes: 4
Nays: 0
Absent: 1, Commissioner Gaylord
Motion carried

ADJOURNMENT
MOTION

Moved by Mayor Grunch seconded by Mayor Pro-Tem Towne to adjourn the regular City Commission meeting of Tuesday, October 14, 2014 at 9:46 p.m.

Mayor Grunch
Mayor

Cindy Grice
Clerk / Treasurer