

**JULY 28, 2015
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 JULY 28, 2015

CALL TO ORDER

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

Present: Mayor Ron Grunch, Mayor Pro Tem Gene Towne, Commissioners Laura Sansom, Tom Neidhamer and Derek Gaylord

Absent: None

Staff: Cindy Grice, Michael Cain, Lori Meeder, Mark Fowler, Scott McPherson, Jeff Gaither, Andy Kovolski, Patrick Kilkenny and Barb Brooks

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

**CONSENT AGENDA
MOTION**

2015-07-095
Moved by Towne
Second by Sansom

To approve the July 14, 2015 City Commission regular meeting minutes as presented

Ayes: 5
Nays: 0
Absent: 0
Motion carried

CITIZENS COMMENTS

Boyne Area Chamber Director Jim Baumann asked if Ray Kendra, our architect for the city facilities could provide options for bidding purposes on green alternatives for the new City Hall facility. It is a 50 year building and over that lifetime, it's possible money could be saved. It could be a good example in town.

CORRESPONDENCE

Correspondence from Heather Van Poucker with the Michigan Municipal League regarding the recent Boyne On The Water event; the Michigan Municipal League regarding their 2015 Annual Meeting; Correspondence and Certificate of Appreciation / 2014 Community Fluoridation Reaffirmation Award from the State of Michigan Department of Health and Human Services; and the Protec 2014 / 2015 Annual Report were received and filed.

Commissioner Sansom requested information on the 50 years of history that was stated in the Fluoridation certificate. She would like our records updated and someone to contact the Department of Health and Human Services regarding the difference in years from what we have in our records.

CITY MANAGERS REPORT

City Manager Cain reported:

- The FYE 2015 Audit field work was finished on Friday, July 10. They are several weeks ahead of schedule compared to the past few years and we hope to have the report to the City Commission in September.

- The 2nd annual Food Truck Rally was well received. There were about 200 more people in attendance than last year.
- We had a very successful second session of our Boyne on the Water Placemaking Project. Lots of people attended and there was good media coverage as well. The concepts and images will be online soon.
- The Michigan Local Government Management Association held their annual summer conference at Boyne Mountain last week. There were about 80 attendees from across Michigan. Most of them visited our community and were very impressed with all we are doing here.
- Work at the DPW site continues to go well.

Commissioner Gaylord stated that he heard mentioned by a few individuals at the Placemaking session that one of the drawings did not show the current playground. Because nothing has been determined, where did that information come from and why was the playground not on the plans? City Manager Cain said we didn't give the guidance; this was not a City-led project. No direction on the playground was discussed.

Lori Meeder updated the Commissioners on the recent Boyne Thunder event. She shared positive survey comments on how open and welcome the community is and the impact on our community. This event is now second to the Miami event. Lori presented Harbormaster Barb Brooks with Boyne Bucks from the Boyne Thunder Committee as a thank you for her hard work and dedication to the event.

REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES

Division Street Drainage Alternative

The June, 2015 Financial Statement was received and filed.

Consideration to allow City personnel to take the necessary steps to implement Option 4, reusing abandoned storm drain line

City Manager Cain said since our last meeting, our DPW has unearthed the easternmost known stormwater structure which was part of the old system and replaced with Division Street was rebuilt in 2010. That old system segment lies north of Division Street and ran from just west of Grant Street to slightly east of Park Street. When the road was rebuilt, this segment was abandoned but still exists. The tops of the old catch basins were removed, the structures filled and the pipes capped. We believe the system is still pretty much intact and with some effort, can be put back in to service. This would be good because it's about two feet deeper than the existing one that runs down the center of the road to just east of Park Street where it ties into the old system north of the edge of the road. The option presented would be a deeper depth that allow us to be five feet lower than the existing inlet elevation near the entrance to Parkview Apartments. We have also been informed that it would cost us approximately \$17,000 to bore under the street rather than make a cut through Division Street. City Manager Cain recommended taking this option.

Staff Comments: None

Citizens Comments: Bill Kuhn said this option looks great. He suggested lowering it around the pod area and protecting the retention area with fencing to keep it safe.

Joe Quandt, the attorney for Parkview Apartments provided plans from the former construction showing where the former drain lines were. He stated that Parkview has suffered significant damages, road damages, due to the increase in groundwater pressure. Parkview is willing to grant an easement if we want to go in that direction. None of these proposals addressed the damages to Parkview. Why not combine all within a PILOT (Payment in lieu of taxes) for the damages and other work to be done at Parkview. The PILOT would be revenue neutral to the City, but obviously an offset of taxes to other taxing authorities. The City could get it's remedy paid for, Parkview would get help for their improvements, low income housing would see improvements. Mr. Quandt said they strongly recommend to work this out to remedy the damages suffered by Parkview and he believes the law allows for the captured cost of the remedy. Parkview has about \$100,000 wrapped up in this now.

Commissioner Gaylord inquired if Parkview has requested a PILOT in the past. Bob Brooks of Parkview said yes, but it was rejected in the end after being approved at the first two meetings. City Manager Cain added he thinks this is a conversation we should have. We can continue to work on the other issues and dialogue but he recommends we go forward with his recommendation. Bob Brooks said they are trying to get a PILOT because it's the only financing they can get to fund the improvements and rehabilitation of their affordable housing.

Board Discussion: Commissioner Neidhamer agrees we should move forward. Is the \$17,000 in boring fees recoverable by the PILOT? City Manager Cain said generally no, it is usually not recoverably. Commissioner Neidhamer said he does like the expedited process of getting this taken care of and is skeptical of the PILOT process time to get this resolved. Mayor Pro-Tem Towne likes the idea of boring under the road also. If the old system can be used, it's the most cost effective way. He would like to see the total costs of going with this option. Commissioner Gaylord said he appreciates the information. Historically, were usually in a position to take advantage of grants. This project isn't one of them. The situation is here. Let's look to fix it. This is not saying the City caused it, but let's get it fixed. City Commissioner Samson said she is in favor of the presented option four, ASAP, before winter. It sounds adequate and she is also in favor of boring under the road. Mayor Grunch said he feels we should move forward with the presented option as well. We have several acres of property that's damaged. It should be expedited as quickly as we can, and it needs to be done.

MOTION

2015-07-096

Moved by Towne

Second by Sansom

To approve to allow City personnel to take the necessary steps to implement Option 4, reusing abandoned storm drain line

Ayes: 5

Nays: 0

Absent: 0

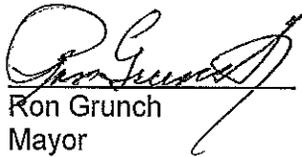
Motion carried

GOOD OF THE ORDER

Commissioner Sansom asked if there is a way to get the word out on fireworks? City Manager Cain said we have been. Chief Gaither said we do receive complaints and respond to them. By the time officers get to the area, the show is sometimes over. We do need to know about it. Commissioner Sansom also asked who she would pass changes to the Master Plan to and was informed, to Planning Director Scott McPherson. Commissioner Gaylord said he appreciates there are those who are bothered by the fireworks outside of the ordinance allowed days.

ADJOURNMENT
MOTION

Moved by Mayor Grunch seconded by Commissioner Gaylord to adjourn the regular City Commission meeting of Tuesday, July 28, 2015 at 1:15 p.m.



Ron Grunch
Mayor



Cindy Grice
Clerk / Treasurer