

**OCTOBER 8, 2019  
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 8, 2019

---

**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 Grunch, Commissioners Hugh Conklin, Sally Page and Dean Solomon

Absent: None

Staff: Jane Halstead, Michael Cain, Scott McPherson, Tim Faas, Jeff Gaither, Kevin Spate, Mark Fowler

Others: There were 4 citizens in attendance including a representative from the Petoskey News Review.

---

Mayor Tom Neidhamer recognized Staff Sgt Kelly Richards of Grayling who died during a training exercise in Seoul South Korea. Richards lived in Boyne City during his younger years. A moment of silence was observed.

---

**CONSENT AGENDA  
MOTION**

2019-10-128  
Moved by Grunch  
Second by Page

Approval of the September 23, 2019 City Commission regular meeting minutes as presented  
Approval of a resolution for Charitable Gaming Licenses for the Boyne City Elementary School PTO for their yearly raffle and authorize the City Clerk to complete the resolution.

Ayes: 5  
Nays: 0  
Absent: 0  
Motion carried

---

**CITIZENS COMMENTS**

Chris Anderson of 635 N East Street asked about the \$1000 for dumping brush at the DPW facility on Robinson. All businesses which use this service are required to pay the fee. Anderson also inquired on why the City doesn't have more to do for kids –for an example a skate park. Mayor Neidhamer offered to meet with Chris after the meeting to discuss the issue with him.

---

**CORRESPONDENCE**

None

---

**CITY MANAGERS  
REPORT**

City Manager Cain reported:

- The force main project on M-75 is nearly complete. The contractors are just working through a punch list.
- All overhead doors in the Pavilion have all been installed.

- Temporary service doors have been placed on the Pavilion and final plans and permits are being secured. Construction will begin soon.
- The work on Cedar Street is mostly completed. Water and sewer connections are being worked on for Terrace Street. Construction is about 2 weeks behind on Terrace due to recent weather. The project is expected to be completed October 25<sup>th</sup>.
- The tennis courts will not be repaired until spring. Night time temps need to be in the high 50's in order for the surface coating to cure so it will not be possible to finish the project this year.
- Ground breaking for the Boyne Valley Trail will be Wednesday, October 9th at 8:00 am near the Boyne Mountain tennis courts.
- The brush grinding at North Boyne has been completed. By renting equipment and doing it ourselves it is estimated that we processed twice the material at half the cost of the previous year.
- Boyne City, Charlevoix and East Jordan are supporting SEEDS effort to obtain a grant to initiate curb side recycling.
- Gravel streets in the City are scheduled to be graded this week.
- Wednesday's Farmer's Markets are done for the season. Beginning October 19<sup>th</sup>, the Saturday market will move inside to City Hall.
- Application of the new diamond dust for the softball fields will take place this week.
- Fall leaf pickup will be on Monday and Fridays beginning October 14<sup>th</sup>.
- Bids on Avalanche and the Open Space project will be reviewed at the next Parks and Recreation meeting. A recommendation for the City Commission will be forthcoming.
- Absentee ballots are available.

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

---

Draft minutes of the September 3, 2019 ZBA Meeting, the September 5, 2019 Main Street Board Meeting, the September 12, 2019 Parks & Recreation Board Meeting, the September 16, 2019 Historical Commission Meeting, the September 16, 2019 Planning Commission Meeting and the September 26, 2019 Airport Board Meeting were received and filed.

---

#### **Storm Water Ordinance**

Consideration of the first reading of the Storm Water Control Ordinance and schedule a second reading for November 12, 2019.

Planning Director Scott McPherson reviewed the history of storm water management in the City. Although Boyne City does not currently have an enforceable ordinance governing storm water, the control and treatment of storm water has been a top concern and priority. Through SAW grant funding, the City, partnering with East Jordan, Charlevoix and the Tappan of the Mitt Watershed Council has been developing a new ordinance. The draft ordinance has been

reviewed and is fully supported by Dr. Grenetta Thomassey, the Director of Watershed Policy for the Tipp of the Mitt Watershed Council. Charlevoix County has tentatively agreed to administer and enforce the ordinance pending review by their legal counsel.

The proposed ordinance is being presented to the City Commission today for a first reading. Ordinance amendments cannot be adopted until at least one month after the meeting at which it is introduced. We are doing this in conjunction with East Jordan and Charlevoix during the same time frame to all the sharing of the publication costs.

Staff Comments: City Manager Cain stated that this is a good collaboration that is consistent with the goals of the City Commission.

Citizens Comments: None

Board Discussion: All are in agreement with the request.

2019-10-129

Moved by Solomon

Second by Page

**MOTION**

To schedule the proposed Storm Water Management Ordinance for a second reading on November 12, 2019

Ayes: 5

Nays: 0

Absent: 0

Motion carried

**Michigan Avenue and  
North Lake Street  
Resurfacing**

---

Consideration to approve the certified resolution approving the contract with MDOT for the Michigan Avenue and North Lake Street Project (Contract No. 19-5469) and further authorize the City Manager and City Clerk/Treasurer to execute the documents.

Director of Public Works Tim Faas discussed the plans to rehabilitate the pavement of N Lake Street from the City boat launch to W Michigan Avenue. The cost estimate for this project is \$325,900. MDOT has programmed \$209,907 in funds to cover a portion of the cost and the City will have to fund \$115,993 from our Major Street Fund in the 2020/2021 Fiscal Year Budget. The plans have been submitted to MDOT and the project is scheduled to be bid in December of this year. The next step is to execute the contract with MDOT and provide the required certified resolution to MDOT from the City Commission.

Staff Comments: City Manager Cain stated this is one of the worst sections of paved road in the City and needs to be replaced. C2AE is also working on a design for the non-motorized trail which will be built along the same route.

Citizens Comments: Chris Anderson of 635 N East Street stated that there are roads in Boyne City that are in worse condition.

Board Discussion: All are in agreement with the request. Commissioner Conklin did express his disappointment in the delay of the non-motorized trail that is to be constructed along the same route. Would it be possible to have plans to the DNR in April of 2020? Commissioner Solomon wondered about the design of the shoulders and if they would be constructed similar to the shoulders of the new portion of Lake Street.

2019-10-130

**MOTION**

Moved by Grunch

Second by Page

To approve the certified resolution approving the contract with MDOT for the Michigan Avenue and North Lake Street Project (Contract No. 19-5469) and further authorize the City Manager and City Clerk/Treasurer to execute the documents.

Ayes: 5

Nays: 0

Absent: 0

Motion carried

**Cyber Insurance  
Quotation**

---

Consideration to authorize the City Manager and the City Clerk/Treasurer to take the steps necessary to obtain Cyber Insurance for \$1,621 as noted under the quotation from the BCS insurance company for 2019-2020.

City Manager Michael Cain discussed the need for Cyber Insurance due to the increase in ransomware and other criminal activities that target computer systems of various organizations including governmental agencies. Our insurance agent Paul Olson has provided a quotation for coverage from a firm that he has worked with previously. This expense has not been include in the current budget but can be provided for when we amend the budget if needed.

Staff Comments: None

Citizens Comments: None

Board Discussion: All are in agreement with the request.

**MOTION**

2019-10-131

Moved by Conklin

Second by Solomon

Authorize the City Manager and the City Clerk/Treasurer to take the steps necessary to obtain Cyber Insurance for \$1,621 as noted under the quotation from the BCS insurance company for 2019-2020.

Ayes: 5

Nays: 0

Absent: 0

Motion carried

**Good Of The Order**

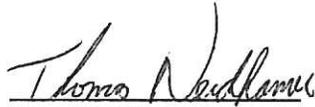
---

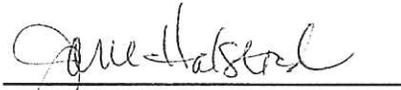
Mayor Neidhamer reported that he and Mayor Pro Tem Grunch attended many good seminars at the MML conference. He plans to compile what they learned and share it with the rest of the Commissioners.

---

**ADJOURNMENT**

Motion by Mayor Neidhamer, second by Mayor Pro Tem Grunch to adjourn the Regular City Commission meeting of Tuesday, October 8, 2019 at 8:00 p.m.

  
\_\_\_\_\_  
Tom Neidhamer  
Mayor

  
\_\_\_\_\_  
Jane Halstead  
Deputy Clerk