



City of Boyne City

Founded 1856

319 N. Lake Street

Boyne City, Michigan 49712
www.cityofboynecity.com

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(REVISED)
BOYNE CITY
CITY COMMISSION REGULAR MEETING
Boyne City Hall
319 North Lake Street
Tuesday, August 13, 2019 at 7:00 p.m.

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE
2. ROLL CALL
 - A. Excuse Commissioner Sally Page from attending tonight's meeting
3. CONSENT AGENDA

The purpose of the consent agenda is to expedite business by grouping non-controversial items together to be dealt with by one Commission motion without discussion. Any member of the Commission, staff, or the public may ask that any item(s) on the consent agenda be removed and placed as the last item under new business to receive full discussion. Such requests will be automatically respected.

 - A. Approval of the July 23, 2019 City Commission regular meeting minutes as presented
 - B. Approval to schedule a City Commission work session on Tuesday, August 20th at 1:00 p.m. in the Parkview Room to discuss Marihuana public engagement opportunities.
 - C. Approval to designate Mayor Tom Neidhamer as the official representative of the City of Boyne City to cast the vote of the municipality for the MML Election of Trustees at the annual meeting and to designate Mayor Pro-Tem Ron Grunch to serve as alternate
 - D. Approval of Amendment No. 2 to the contract with Rieth-Riley Construction for the 2019/2020 Road Rehabilitation Project in an amount not-to-exceed \$14,438.46 to reflect the final quantities; approve payment of a total amount of \$274,609.29 and authorize the City Manager to execute the documents
4. HEARING CITIZENS COMMENTS (on non-agenda items; 5 minute limit)
5. CORRESPONDENCE
6. CITY MANAGER'S REPORT
7. REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES
 - A. Draft minutes of the June 27, 2019 Airport Board Meeting
 - B. Draft minutes of the July 15, 2019 Planning Commission Meeting
 - C. Draft minutes of the July 25, 2019 Airport Board Meeting
8. OLD BUSINESS
9. NEW BUSINESS

- A. Boyne City to Boyne Falls Non-motorized trail contract
Discussion of contracts for the Boyne City to Boyne Falls Trail pending further information
- B. Edwin Street Vacation Request
Consideration of a street vacation from Charles Johnson to vacate the west 150.6 foot section of the undeveloped Edwin Street between Union and Jefferson Streets
- C. Rubbish Collection Change
Consideration to approve to change the fall rubbish collection program from three (3) days to two (2) days, namely August 28th and 29th (Week 1) and September 4th and 5th (Week 2)
- D. GPS Units
Consideration to purchase two Eos Arrow 100 GNSS GPS units with optional accessories as quoted by infoGraphics for a cost not to exceed \$9,697.90 and authorize the City Manager to execute the documents
- E. Tree Trimming Contract Amendment
Approval of a change order amending purchase order #5608 with All Aspects Forestry for the 2019/2020 Street Removal and Trimming work in an amount not-to-exceed an additional \$17,125 and authorize the City Manager to execute the documents
- F. Dump Truck #17 Rebuild
Approval to award a purchase order contract with Truck & Trailer Specialties of Boyne Falls for the rebuild of Truck #17 in an amount not-to-exceed \$43,503.87 and authorize the City Manager to execute the documents
- G. Marina Lighthouse Painting Bid
Consideration to award a bid to Futurity19, Inc. in the amount of \$6,250 to clean, repair and paint the marina lighthouse and authorize the City Manager to execute the documents
- H. 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)

10. GOOD OF THE ORDER

11. ANNOUNCEMENTS

- A City Commission work session will be held on Tuesday, August 20th at 1:00 p.m. in the Parkview Room to discuss Marihuana public engagement opportunities.
- The next regular City Commission meeting is scheduled for Tuesday, August 27, 2019 at noon.

12. ADJOURNMENT

Individuals with disabilities requiring auxiliary aids or services in order to participate in municipal meetings may contact Boyne City Hall for assistance: Cindy Grice, City Clerk/Treasurer, 319 North Lake Street, Boyne City, MI 49712; phone (231) 582-0334



Scan QR code or go to www.boyne-city.com
click on Boards & Commissions for complete agenda packets & minutes for each board

**JULY 23, 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 JULY 23, 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 Ron Grunch, Commissioners Hugh Conklin and Dean Solomon

Absent: Commissioner Page

Staff: Cindy Grice, Scott McPherson and Tim Faas

Others: There were 10 citizens in attendance.

**Excuse Commissioner
Page
MOTION**

2019-07-086
Moved by Neidhamer
Second by Solomon

To excuse Commissioner Page from attending today's meeting

Ayes: 4
Nays: 0
Absent: 1
Motion carried

**CONSENT AGENDA
MOTION**

2019-07-087
Moved by Conklin
Second by Grunch

Approval of the July 9, 2019 City Commission regular meeting minutes as presented

Ayes: 4
Nays: 0
Absent: 1
Motion carried

CITIZENS COMMENTS

None

CORRESPONDENCE

None

**CITY MANAGERS
REPORT**

There was no City Manager's report.

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

The June, 2019 Financial Statement was received and filed.

Consideration to approve Layout Option C for the conversion of tennis court #3 at Rotary Park to two Pickle Ball courts as presented.

Public Works Superintendent Tim Faas stated that at the June 13, 2019 Parks & Recreation Commission meeting, a contingent of

**Pickle Ball Court
Striping
Recommendation**

pickle ball enthusiasts made a request to the Commissioners to convert Tennis Court #4 at Rotary Park from a combined tennis & pickle ball use to four (4) dedicated pickle ball courts. The group cited rising growth of recreational pickle ball by an aging demographic. The Parks & Recreation Commission unanimously supported the request directing staff to speak with the various users of the courts and analyze the layout feasibility and determine the costs.

Tim added that he reached out to the MSU Extension 4-H Coordinator who organizes tennis clinics and tournaments throughout the season, as well as the Boyne City Schools Athletic Secretary who programs tennis court use, mostly for practices, at Rotary Park. Neither of these users have major objections to the conversion to pickle ball of one tennis court. Aa few random tennis players at Rotary Park were asked about it and did not seem opposed.

Tim recommended the layout that creates two (2) dedicated pickle ball courts on existing Tennis Court #4. In addition, suggesting we add pickle ball court striping to Tennis Courts #2 & #3 when the courts repairs are done later this summer. Currently only Tennis Courts #3 and #4 have the dual striping.

Staff Comments: None

Citizens Comments: Anne Eagle said she think this plan sounds great. Shirley Suiter said there are several people who play and is in favor.

Board Discussion: All are in support of the recommendation.

2019-07-088
Moved by Conklin
Second by Solomon

To approve Layout Option C for the conversion of tennis court #3 at Rotary Park to two Pickle Ball courts as presented

Ayes: 4
Nays: 0
Absent: 1
Motion carried

Good Of The Order

None

ADJOURNMENT

Motion by Mayor Neidhamer, second by Mayor Pro-Tem Grunch to adjourn the Regular City Commission meeting of Tuesday, July 23, 2019 at 12:21 p.m.

Tom Neidhamer
Mayor

Cindy Grice
Clerk/Treasurer



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July 10, 2019

Michigan Municipal League Annual Meeting Notice

(Please present at the next Council, Commission or Board Meeting)

Dear Official:

The Michigan Municipal League Annual Convention will be held in Detroit, September 25-27, 2019. The League's "Annual Meeting" is scheduled for 4:15 pm on Wednesday, September 25 in Room 320 at the Cobo Center. The meeting will be held for the following purposes:

1. Election of Trustees. To elect six members of the Board of Trustees for terms of three years each (see #1 on page 2).
2. Policy. A) To vote on the Core Legislative Principles document.

In regard to the proposed League Core Legislative Principles, the document is available on the League website at <http://www.mml.org/delegate>. If you would like to receive a copy of the proposed principles by fax, please call Monica Drukis at the League at 800-653-2483.

B) If the League Board of Trustees has presented any resolutions to the membership, they also will be voted on. (See #2 on page 2.)

In regard to resolutions, member municipalities planning on submitting resolutions for consideration by the League Trustees are reminded that under the Bylaws, they must be submitted to the Trustees for their review by August 21, 2019.

3. Other Business. To transact such other business as may properly come before the meeting.

Designation of Voting Delegates

Pursuant to the provisions of the League Bylaws, you are requested to designate by action of your governing body one of your officials who will be in attendance at the Convention as your official representative to cast the vote of the municipality at the Annual Meeting, and, if possible, to designate one other official to serve as alternate. Please submit this information through the League website by visiting <http://www.mml.org/delegate> no later than August 21, 2019.

We love where you live.



Regarding the designation of an official representative of the member to the annual meeting, please note the following section of the League Bylaws:

“Section 4.4 - Votes of Members. Each member shall be equally privileged with all other members in its voice and vote in the election of officers and upon any proposition presented for discussion or decision at any meeting of the members. Honorary members shall be entitled to participate in the discussion of any question, but such members shall not be entitled to vote. The vote of each member shall be cast by its official representative attending the meeting at which an election of officers or a decision on any proposition shall take place. Each member shall, by action of its governing body prior to the annual meeting or any special meeting, appoint one official of such member as its principal official representative to cast the vote of the member at such meeting, and may appoint one official as its alternate official representative to serve in the absence or inability to act of the principal representative.”

1. Election of Trustees

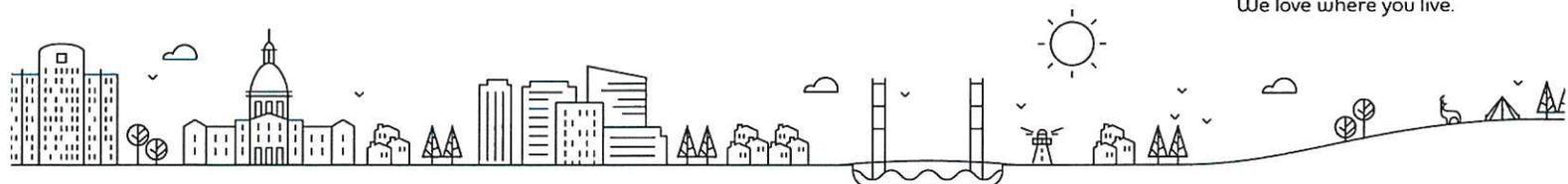
Regarding election of Trustees, under Section 5.3 of the League Bylaws, six members of the Board of Trustees will be elected at the annual meeting for a term of three years. The regulations of the Board of Trustees require the Nominations Committee to complete its recommendations and post the names of the nominees for the Board of Trustees on a board at the registration desk at least four hours before the hour of the business meeting.

2. Statements of Policy and Resolutions

Regarding consideration of resolutions and statements of policy, under Section 4.5 of the League Bylaws, the Board of Trustees acts as the Resolutions Committee, and “no resolution or motion, except procedural and incidental matters having to do with business properly before the annual meeting or pertaining to the conduct of the meeting, shall be considered at the annual meeting unless it is either (1) submitted to the meeting by the Board of Trustees, or (2) submitted in writing to the Board of Trustees by resolution of the governing body of a member at least thirty (30) days preceding the date of the annual meeting.” Thus the deadline this year for the League to receive resolutions is **August 21, 2019**. Please submit resolutions to the attention of Daniel P. Gilmartin, Executive Director/CEO at 1675 Green Rd., Ann Arbor, MI 48105. Any resolution submitted by a member municipality will go to the League Board of Trustees, serving as the resolutions committee under the Bylaws, which may present it to the membership at the Annual Meeting or refer it to the appropriate policy committee for additional action.

Further, “Every proposed resolution submitted by a member shall be stated in clear and concise language and shall be accompanied by a statement setting forth the reasons for recommending the proposed resolution. The Board shall consider the proposal at a Board meeting prior to the next annual meeting and, after consideration, shall make a recommendation as to the advisability of adopting each such resolution or modification thereof.”

We love where you live.



3. Posting of Proposed Resolutions and Core Legislative Principles

The proposed Michigan Municipal League Core Legislative Principles and any new proposed Resolutions recommended by the Board of Trustees for adoption by the membership will be available on the League website, or at the League registration desk to permit governing bodies of member communities to have an opportunity to review such proposals and delegate to their voting representative the responsibility for expressing the official point of view of the member at the Annual Meeting.

The Board of Trustees will meet on Tuesday, September 24 at Cobo Center for the purpose of considering such other matters as may be requested by the membership, in addition to other agenda items.

Sincerely,



Brenda F. Moore
President
Mayor Pro Tem, City of Saginaw



Daniel P. Gilmartin
Executive Director & CEO



CITY OF BOYNE CITY



To: Michael Cain, City Manager *Mc*
 From: Tim Faas, Director of Public Works *TF*
 Date: August 8, 2019
 Subject: **2019/2020 Road Rehabilitation Project
 Amendment No. 2 to Rieth-Riley Contract Recommendation**

BACKGROUND:

In May 2018, the City Commission awarded a contract to Rieth-Riley Construction for the 2018/2019 Pavement Maintenance Project in an amount of \$203,993.96. In early 2019 the amount awarded was amended to reflect revised quantities based on a more accurate estimate to \$260,170.83 (per Amendment No. 1).

The work was completed in May per the agreed to schedule. The final measured quantities of pavement were a little higher than my revised estimate in May. The final total square yards was 14,678 versus 13,888 (5.7% more). The reasons for the overage are as noted below:

1. The final pavement widths on the local streets were slightly wider than the existing widths in order to have a continuous straight pavement edge that meets the city standards; and
2. The estimate did not include as many asphalt tapers which tie into the drive approaches along each street as were necessary.

The additional quantities mean an increase in cost of \$14,438.46. Note, no contingency was included in the contract award. The extra represents a little less than 6% additional cost.

The \$274,609.29 in costs for this project is included in the 2019/2020 budget as presented to the City Commission and would be charged to the following accounts:
 #202-463-930.000 (Major Roads – Maintenance) \$111,192.22 and
 #203-463-930.000 (Local Roads – Maintenance) \$163,417.07

A budget amendment will be necessary in April 2020, to move funds from the major streets line item above to the local streets line item as each was budgeted an equal \$150,000.

RECOMMENDATION:

It is my recommendation that the City Commission approve Amendment No. 2 to the contract with Rieth-Riley Construction for the 2019/2020 Road Rehabilitation Project in an amount not-to-exceed \$14,438.46 to reflect the final quantities; and approve payment of a total amount of \$274,609.29.

OPTIONS:

1. That this matter be postponed for further information or consideration
2. That this matter be approved subject to some revision
3. Other options as determined by the City Commission

Encl: Crush & Shape Spreadsheet of Final Quantities

**Crush & Shape Estimate
2018 Road Rehab Program**

5/3/2019

7/22/2019

Street Name	From	To	Area (sq yds)	Area (sq yds)	Cost
Front Street	Division	Lake Park	5,892	6,043	\$111,192.22
First Street	Division	Ann	2,180	2,358	\$45,592.67
Trent Street	Pleasant	S Lake	1,836	2,099	\$38,625.69
Ann	Pleasant	Wilson	2,684	2,708	\$50,532.02
Wilson	Ann	Avalanche	1,296	1,469	\$28,666.69
			13,888	14,678	\$274,609.29
			<u>As Budgeted:</u>	<u>13,888</u>	<u>\$260,170.83</u>
				-790	-\$14,438.46
				-5.7%	



Approved: _____

**MEETING OF
June 27, 2019**

**RECORD OF THE PROCEEDINGS OF THE MEETING OF THE BOYNE
CITY AIRPORT ADVISORY BOARD held June 27th, 2019.**

CALL TO ORDER

Chair Richard Bouters called the meeting to order at 5:30 PM followed by the Pledge of Allegiance.

ROLL CALL

Present: Richard Bouters, Doug Brubaker, Brian Harrington, Richard Wright, Leon Vercruysee, Jerry Schmidt*, Rod Cortright*, Bud Chipman*, Allen Struza*

Absences: Leon Jarema* (excused)

**Ex Officio Members*

Staff: Airport/City Manager - Michael Cain

Citizens: Reg Cooper

COOPER HANGAR TOUR

Immediately following the Pledge of Allegiance Messrs. John and Reg Cooper demonstrated the operation of their newly installed and fully operational custom hangar door. Previously approved by the airport board, the new hangar door concept provides additional hangar entrance vertical clearance to accommodate Boyne City Airport's first home based business jet.

**READING AND
APPROVAL OF
MINUTES**

Motion by Leon Vercruysee, seconded by Brian Harrington, to approve the April 4th, 2019 minutes as written. Unanimously passed.

**CITIZENS COMMENTS
(NON-AGENDA ITEMS)**

None

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

None

UNFINISHED BUSINESS

Safety Seminar

Scheduled for October 10th, 2019 suggested advisory board topics for the FAA Safety Seminar Presentation were discussed. Richard Bouters provided candidate seminar topics:

- Automatic Dependent Surveillance Broadcast (ADS-B) - Out
- Cold weather/winter operations
- *Fly the Aircraft First*
- *The Flight Review*
- Runway Safety
- Loss of Control – Approach, Go Around, Take-off and Climb Out

Airport Patron Event

Richard Wright provided event planning progress.

Lions Club will provide turn-key catering billed directly to Boyne City.

Menu items provided:

- Hamburgers, hot dogs and possible pulled pork sandwiches
- One side dish
- Potato chips
- Bottled water and a selection of assorted soda beverages served in original cans or bottles
- Ice cream sandwiches
- Flatware and napkins
- Iced drinks

City provided beverages:

- Beer and wine

Richard Wright pledged to draft an RSVP letter to invitees for approval by the airport manager, then subsequent mailing. Following RSVP/Regrets responses those numbers will in-turn drive menu and other event planning actions.

Messrs. John and Reg Cooper have graciously allowed use of their hangar (A-12) for the event.

Consolidation of Airport Policies, Guides and Procedures

Richard Bouters is continuing his review of disparate Boyne City Airport policies, guides and procedures. His near term efforts include an airport search of like directives for use as a benchmark to consolidate Boyne City Airport directives.

Tie Down Cables Refurbishment

Project action person Brian Harrington relayed his thanks to Richard Bouters, Jerry Schmidt, Allen Sturza and Richard Wright for their hard work in tie down cable lifting, cleaning, painting, weed and grass control and replacement of the airport tie down cables. Existing cables refurbished are those adjacent to the aircraft refueling area and those positioned between the hangar row east of the taxiway and the runway.

Emergency Plan Status

Richard Wright provided the following chronology of actions taken, not-taken or inadvertently over looked further delaying City Council Emergency Plan approval and implementation (Bulleted items in italics are archived AAB minutes excerpts).

- **Feb 2018**, *ON GOING or NEAR TERM GOALS (Go-Do): Review and Revise Boyne City Emergency Plan (Richard Wright)*
- **Mar 2018**, *Review and Revise Boyne City Municipal Airport Emergency Plan. Richard Wright committed to attend the April 10th City of Boyne City Commissioner's meeting for formal presentation and acceptance of the plan.*

NOTE: April 10th, 2018 City Commission Meeting attend by RKW.

Airport Mission Statement Ayes - 4, Nay - 0, Absent - 1; Motion Carried. Airport Emergency Plan not on Agenda.

- **Apr 2018**, *Plan ... provided to ... Fire Chief...for review, comments and edits [implemented]. Plan forwarded to EMT chief for review. Never responded to.*
- **Jun 2018**, *Edited plan received from MDOT (Randy Collier) review, changes incorporated.*
- **Oct 2018**, *Review of National Fire Protection Association (NFPA) 407 Standard for Aircraft Fuel Servicing pending with Boyne City Fire Chief. Never responded to.*
- **Feb 2019**, *Awaiting review and approval by Airport Manager*

Richard Wright took an action to provide an electronic plan copy to Boyne City Hall for dissemination to the Boyne City's Fire and EMS Chiefs.

Distance Remaining Signs Installation

Information relayed to Richard Wright in June by Mr. Tim Fass' (Boyne City Director of Public Works -DPW) are, "Marker installation is awaiting DPW's opportunity to leverage availability of a leased heavy duty ground auger maximizing auger use between two city jobs. Mr. Fass anticipates work completion near the end of June".

Terminal Grounds Landscaping

The Terminal Grounds Landscaping project champion, Allen Sturza relayed his planning progress with landscaping professional and Boyne City resident Gau Litzenburger. Overall the plan presented for approval is a crawl-walk-run approach first aimed towards no cost, followed by low cost then a shared cost approach. Action items planned for the terminal grounds north side include:

- Power Pole
 - Remove pole
 - Relocate powerline underground
 - No cost objective (Spectrum)

- Weather/Light/Radio Pole
 - Determine functional items on pole, then relocate
 - Remove pole, discard inoperative items
 - No cost objective
- Drip Edge
 - Remove all north-side vegetation next to terminal foundation
 - Lay weed blocking fabric and river rock directly under roof drip edge
 - Add topsoil contour
 - Contour beginning six inches below siding
 - Slope away from building
 - Low cost action
 - Compost soil available from DPW
 - Possible river rock donation
- Outdoor Water Spigot
 - Install water spigot on southwest corner of terminal building
 - Relocate water hose and associated items to terminal SW side
 - Low cost action
- Utility Meters
 - Install utility enclosure structure (visual appeal)
 - Low cost action
- Airport Street Sign
 - Remodel reflecting Trail Head
 - Relocate to street corner
- Northside Sidewalk Porch
 - Replace sidewalk with wider, curving sidewalk displaced further from building edge
 - Possible trailhead funds
- Northside Porch
 - Remove porch
 - Replace with American Disabilities Act (ADA) compliant entrance way
 - Possible trailhead funds

Michael Cain granted permission for AAB volunteers to immediately begin work on the terminal building Drip Edge and Weather/Light/Radio Pole initiatives.

Other

Airport Advisory Board members commented on the recent dumping of dirt by DPW adjacent to the boat parking area. Michael Cain pledged to research the issue.

The frayed and torn condition of the City of Boyne City Flag flown at the airport terminal was noted. A new flag is available and will replace the currently displayed unserviceable flag.

NEW BUSINESS

Michael Cain shared information he received regarding an inquiry from a representative from the Clare, MI airport for a sponsor and working space for an airport Fixed Based Operator (FBO). Board members agreed the solicitation is interesting and merits further detailed information from the caller. Michael Cain to follow-up.

Mr. Cain asked the Board if free use bicycles available at the airport would offer a useable convenience to airport visitors. The collective response was to the affirmative. Michael Cain to pursue this action.

GOOD OF THE ORDER

Boyne City Airport 100 Low Lead aviation fuel price remains at \$4.51 per gallon.

ANNOUNCEMENTS

The next regular Airport Advisory Board meeting is scheduled for Thursday, July 25th, 2019 at 5:30 PM.

ADJOURNMENT

The meeting was adjourned at 7:19 P.M. by meeting chair, Richard Bouters.

Richard K. Wright
Boyne City Airport Advisory Board Secretary

Approved:

**Meeting of
July 15, 2019**

Record of the proceedings of the Boyne City Planning Commission meeting held at Boyne City Hall, 319 North Lake Street, on Monday July 15, 2019 at 5:00 pm.

Call to Order

Chair Place called the meeting to order at 5:00 p.m.

Roll Call

Present: Larry Chute, George Ellwanger, Skylar MacNaughton, Tom Neidhamer, Rose Newton, Aaron Place, Jeff Ross and Joe St. Dennis
 Absent: None
 Vacancy: One

Jim Kozlowski submitted his resignation from the board, effective immediately. The board wishes him well in his future endeavors.

Meeting Attendance

City Officials/Staff: Planning and Zoning Administrator Scott McPherson and Recording Secretary Pat Haver
 Public Present: Four

Consent Agenda

****Motion**

2019-7-15-03

Ellwanger moved, Neidhamer seconded, PASSED UNANIMOUSLY, a motion to approve the consent agenda, the Planning Commission minutes from June 17, 2019 as presented.

**Citizen comments on
Non-Agenda Items**

**Reports of Officers,
Boards and Standing
Committees**

None

Unfinished Business

New Business

**Edwin Street Vacation
Request**

Planning Director McPherson reviewed his staff report in the agenda packet. The Law Offices of Daniel J. Harris, representing Charles Johnson, owner of properties at 410 Jefferson, submitted an application to have approximately a 150.6 foot section of undeveloped Edwin Street between Union and Jefferson Streets vacated. The driveway to access the property is located within the ROW of Edwin St and appears to have been built when the house was constructed in 1992. The existing structure is significantly different than the plot plan that was submitted to obtain an approved zoning permit. The original plan showed a 24' x 34' 816 sqft structure accessed directly from Jefferson St. The existing structure appears to encroach into the required 10' setback from the north lot line. Staff checked prior records and cannot find any additional zoning permits or variance requests for this property, so appears that it is illegally placed within the setbacks. The city does plow the developed portion of Edwin Street, however, it is not listed on the ACT 51 maps. Adjacent property owners did not sign the petition for application. Because there is potential for future development, future access for utilities and parcels would become landlocked, the request is not supported by various department heads and staff members of the city who reviewed the plans.

Katherine Mott, representing Charles Johnson - My client is the first purchaser of this property after it was developed by Dino Franchino. The driveway is in the existing position as it was developed and purchased which was in the 1990s. My client did his due diligence at the time of the purchase with getting a property survey and appraisal, and none of those indicated that the driveway was outside of his property. He has

maintained it for 25+ years. The neighbor who lives at the corner of Vogel and Jefferson did not sign the petition, due to an issue, which precipitated the desire to install a fence due to a dog, and that is when he learned a property line was at issue. The other two developed properties with homes have access from Vogel. I don't see a need to have any property access from Edwin Street. There are properties at the end of Edwin St. that have been developed, and the areas in between, we are not asking to have that closed. He did not modify anything, he inherited this issue. We are only asking to have 50 ft x 200 ft vacated.

Place - During the purchase when the survey was done, it did not show any encroachment of Edwin street at all?

Mott - Through the title search, survey or initial appraisal should have indicated the encroachment. It was when he obtained a new appraisal in August of 2015, exhibit C that he was put on notice that a portion of the driveway was in the abandoned portion of the right of way easement. He had no reason to doubt it when he got his refinancing done in 2015.

Chute - When did the owner purchase the property?

Mott - June 28, 1994, soon after it was built

Neidhamer - Scott, when we have this situation that the owner is not a cause of the situation, is there a process to vacate the street; or other options?

McPherson - The primary issue with the property is that it is non-conforming with the encroachment into the setback. I'm not sure how it happened. The issue would be the illegal non-conformity at a transfer of property. The way to solve is a variance request, the hardship would be to prove that it was not self-created, even though he did not do it. I do not see how it would meet the criteria of the variance request that the Zoning Board of Appeals.

Public Comment opened at 11:12

With no comments closed at 11:13

Board Discussion

Chute - Should the owner have checked out the initial plans from the developer? This situation is unfortunate. It is a 50 ft ROW, the homeowner would be 12 to 15 feet into the easement; however it would still be non-conforming with the setback issue. Did the non-conformity hold up the refinance?

Mott - They were not aware of it, and no it did not hold up the refinancing.

Newton - In 1992 when this was built the driveway into the road access was created, would this not been approved "as built"?

McPherson - Do not see where the city signed off on the final permit. That is not generally done for occupancy. The County building department has final approval for occupancy.

Newton - State statute under Michigan law, is there not a provision that if someone was to take care of property considered abandoned that it reverts to that person taking care of it? **McPherson** - not public property.

Chute - It appears that with the abandonment of Edwin Street, a couple of properties would be land locked, and the street actually would need to be extended. 50 ft is quite a large easement, is there a method to reduce the width?

McPherson - No this street is only 50' wide and not the typical 66'

Neidhamer - The original hand drawing that was turned in for the permit does not show the garage.

McPherson - No it does not; the garage and driveway placement were added and/or changed after the permit was issued.

Ross - Setback is only 10' on frontage. **McPherson** - it is now, at the time it was built the setback was 20'

Mott – Asked if she could speak as she has a different exhibit that shows the garage on the building permit that is dated 7/24 (without a year) and turned it over to Chair Place for board and staff review.

McPherson was not aware of this document and indicated that something different was applied to the building department and was not in accordance to the city's zoning ordinance with a 6' setback. This was different than what was approved on the city's zoning permit issued on 4-27-92. He is not sure what documents were looked at when it was approved by the Building Department.

St. Dennis – When the mortgage survey was done at the time of the appraisal, the owner would have prior knowledge of the encroachment when the stakes were put out.

Place – at the time of the 2015 appraisal, it was indicated that the street was abandoned, and that was false.

Neidhamer – Not everyone is knowledgeable about survey stakes

Newton – A survey is not required at the time of a mortgage.

Mott – I can't speak if it was or was not surveyed at that time of an appraisal. I think he had it surveyed initially. After looking through her files, she was able to find a survey dated 1994. Not sure if he got this subsequent of learning of the issue, or got it at the time of purchase. She submitted the survey to Chair Place for board and staff review.

McPherson – This 1994 survey shows a 2'9" setback from the lot line

Chute – There are a number of streets in the TRD with a mixture of large and smaller lots, the streets are platted straight through, and some are not platted all the way. Is it the intent to keep the ROW clear for the possibility of future development?

McPherson - Department heads and staff look at all of that for future potential; and we do not like to limit future potential and routes for utilities.

Neidhamer – The driveway within the ROW is not as big an issue as there are other in the city that are the same, what is of concern is the garage is not built within the zoning setbacks, and was built not based on the plans approved by the city; you cannot have a fence within the right of way. I support staff conclusions to not vacate this street. He had no problems with refinancing, but could have problems if he chose to sell.

McPherson – The survey that was provided to the board tonight was dated June 15, 1994 and MBD Mortgage Company certified it at the time of purchase.

****Motion**

With no further board discussion, **motion by Newton, seconded by Chute**, to recommend to the City Commission not to vacate Edwin Street, based on owner's prior knowledge and survey submitted for review by the applicant's representative.

2019-7-15-7A

Roll Call:

Aye: Chute, Ellwanger, MacNaughton, Neidhamer, Newton, Place, Ross and St. Dennis

Nay: None

Absent: None

Vacancy: One

Motion Carries

Staff asked Kathleen Mott if the copies of the documents submitted for review tonight, were for the board, she said they were her file copies. McPherson asked for copies and she indicated that she would get them to him.

Balsam Street Vacation Request

Planning Director McPherson reviewed his staff report in the agenda packet. Law Office of Barron & Engstrom, PLC, representing, Final Mile Investments, LLC of 639 Woodland Dr. submitted an application for the vacation of Balsam Place from Woodland Drive to Shady Lane. Currently there are 4 properties that are accessed from Balsam Place and three parcels are bifurcated by Balsam Street. Two new driveways would need to be created with the vacation and the owners would create the driveways at their expense.

City sanitary sewer lines are located in the developed portion of the street. The portion of the street requested to be vacated is 33' by 200' and although a public thoroughfare, it is typically only used by the residents. It is designated on the City's ACT 51 map and is maintained by the city. All of the adjacent property owners have signed the petition for the application. This application has been reviewed by Department Heads and staff and they do not see any reason to grant the request.

Attorney Edward Engstrom, representing Final Mile Investments, LLC – A vacation has been requested in the past, and was denied. At the time of submission in 2002, one owner would not sign the petition. All of the owners at that time, put money into the upgrade of the street and the application has been resubmitted with all of the neighbors signing the petition. The street currently doesn't benefit the public, as it is essentially used as a driveway for the residents. Safety is of the major concern with running back and forth to the garages, kids running and playing in the area, the road divides the properties, it would benefit the city by increased tax revenues, they would no longer have to maintain the street, the current utility easements would remain, the lake access from Shady Lane would not go away, and it would not land lock any parcels. There is not any available lots to develop, so future potential is not there. If you were to send out notices to the neighbors within 300 feet, no one would care. The addresses for the effected parcels are Woodland Ave, and not Balsam Place, as placement of the mailboxes would indicate. It is common sense; if you lived here, you would want to have the street vacated.

Board Discussion

Chute – The parcels between Woodland Ave. and Balsam Street, would they be sold or built on?

Binder: 631 Woodland Ave. – No, that portion would be a part of any future sale.

Place – If this was vacated would the easement still remain to the sewer?

McPherson – The city would have to reserve an easement as part of the vacation for city utilities.

Engstrom – We are not going to take anything away from the public.

Ross – What way would you deal with the existing pavement? How would you indicate private and not the public?

Applicant - There is not a street sign, just used as driveways for the properties. The portion that is not needed for driveway access would be taken out, and lawn established. Live trees would be planted at the edge of Shady Lane.

Neidhamer – is the first part of Shady Lane paved? **Stockbridge** – No it is all grassy, with a sign indicating a road end public access to the lake.

St. Dennis – Why is staff against the closure?

McPherson – Department heads and staff are not comfortable with vacating established streets on Act 51 maps and where we have existing infrastructure.

Ellwanger – There is not a possibility of future development potential in this area, the city would no longer be required to maintain this street, however, we would still have access to maintain the utilities, seems like a win/win situation.

Newton – I almost hit someone when I was looking at the area, it makes no sense to me not to vacate it as it would streamline city utilities and give the city more tax revenue.

Chute - With the owners taking responsibility to remove the street at their expense, there would not be any additional cost to the city?

Stockbridge – No there is no additional cost to the city.

With no further board discussion, **motion by Ellwanger, seconded by Newton** to recommend to the City Commission the vacation of Balsam Street as presented.

****Motion**

2019-7-15-7B

Roll Call:

Aye: Chute, Ellwanger, MacNaughton, Neidhamer, Newton, Place, Ross and St. Dennis

Nay: None

Absent: None

Vacancy: One

Motion Carries

Review draft zoning ordinance amendments intended to eliminate unnecessary barriers to providing needed housing options.

Planning Director McPherson facilitated discussion on the proposed amendments to eliminate housing barriers. The amendments provided tonight are a starting point for discussion and began with several amendments to the definition Article I; amendments that would allow accessory dwellings and duplexes as a use by right and permit multiple family units with a maximum 4 units as a conditional use; change terminology from mobile home to manufactured home and park to development and make sure that the changes are consistent in Article VII; Article X amendments proposed would eliminate the setback requirements for apartment buildings in the CBD district and would permit dwellings on the ground floor of mixed use developments. With this discussion, the board felt things were moving in the right direction, so staff will continue to look at additional sections, however, felt that cluster housing should be looked at separately for any possible amendments.

Staff Report

- As we have several new planning commissioners, I have reached out to our RRC coordinator to see if it would be possible to schedule some training on a Monday night, sometime in September or October. We would open the training up to adjoining and neighboring communities, hopefully, we can have it hosted here.
 - Tomorrow, Tuesday, July 16th at 10:00 am, will be a marijuana webinar on updated rules. All are invited to attend. This one is not a part of the MSU extension series.
-

Good of the Order

With the resignation of Kozlowski, the process will be the same as before, gather any interested applicants and make a recommendation to the City Commission.

Adjournment

****Motion**

The next regular meeting of the Boyne City Planning Commission is scheduled for Monday, August 19, 2019 at 5:00 p.m.

2019-7-15-10

Ross moved, MacNaughton seconded, PASSED UNANIMOUSLY a motion to adjourn the July 15, 2019 meeting at 6:21 pm

Chair Aaron Place

Recording Secretary Pat Haver



Approved: _____

**MEETING OF
July 25th, 2019**

**RECORD OF THE PROCEEDINGS OF THE MEETING OF THE BOYNE
CITY AIRPORT ADVISORY BOARD held July 25th, 2019.**

CALL TO ORDER

Chair Richard Bouters called the meeting to order at 5:30 PM followed by the Pledge of Allegiance.

ROLL CALL

Present: Richard Bouters, Doug Brubaker, Brian Harrington, Richard Wright, Jerry Schmidt*, Allen Struza*

Absences: Airport/City Manager - Michael Cain, Bud Chipman*, Leon Vercruysee, Leon Jarema*, Rod Cortright*,

**Ex Officio Members*

Staff: None

Citizens: None

**READING AND
APPROVAL OF
MINUTES**

Motion by Doug Brubaker, seconded by Brian Harrington, to approve the June 27th, 2019 minutes as written. Unanimously passed.

**CITIZENS COMMENTS
(NON-AGENDA ITEMS)**

None

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

None

UNFINISHED BUSINESS

Safety Seminar

Acton point of contact Richard Bouters relayed the FAA seminar is at the airport terminal on October 10th, 2019 at 6PM. Subjects covered are Automatic Dependent Surveillance Broadcast – Out (ADS-B-Out) and “Fly the Aircraft First” [inflight initial pilot actions in emergency situations].

Airport Patron Event

Richard Wright expressed concern over a lack of “will attend” RSVP replies. Collectively the board decided to continue accepting all RSVPs until the invitation cut-off date, August 4th. At that point if the “will attend” number does not equal the break even count of 50 attendees the board’s recommendation is to cancel the event.

Consolidation of Airport Policies, Guides and Procedures

Richard Bouters relayed no progress on this initiative.

Emergency Plan Status

No representation or information provided.

Distance Remaining Signs Installation

Discussion continued regarding the best distance from the runway edge for sign installation. Richard Wright relayed, "... [as of the meeting date] the signs are sitting on the ground 50 feet from the runway edge in accordance with FAA Advisory Circular 15/5340-18F. They are not permanently installed according to the manufacturer's installation recommendations."

Richard provided key points of interest from his visit to the Bellaire, MI airport and subsequent discussion with a Bellaire Airport Representative. The Bellaire airport is classified by the Michigan Department of Transportation (MDOT) as a General Utility Airport. Yet their distance remaining signs are located approximately 30 feet from the runway edge, not in accordance with Advisory Circular 15/5340-18F. However the Bellaire Airport has never received any notice of noncompliance with the Advisory Circular from MDOT. If the signs are located within the 50 foot runway edge distance Bellaire's airport representative recommended locating the signs at a distance greater than the width of Boyne City's grass mowing equipment.

With the Board's long range goal of achieving General Utility Airport status from MDOT, and to avoid any future sign location issues, the board unanimously elected to install the signs in accordance with the FAA Advisory Circular.

Terminal Grounds Landscaping

Allan Sturza reported his concern regarding city purchased flowers in his wife's (Boyne City Garden Club) possession that were never planted in a new proposed city garden. Allan suggested immediate flower planting along the north side of the airport terminal building.

Allan requested the Board to ask the City Manager's permission to purchase supplies to build a small visual screen to block unsightly utility equipment of the north side of the terminal building.

NEW BUSINESS

Finally Allen rallied support to remove partially damaged landscaping Arbor Vita trees adjacent to the aircraft parking ramp.

GOOD OF THE ORDER

The Airport Advisory Board acknowledged and endorsed Mr. Van Etten's strong credentials and application to become an Airport Advisory Board Ex Officio member.

Boyne City Airport 100 Low Lead aviation fuel price increased to \$4.68 per gallon on July 18th 2019.

ANNOUNCEMENTS

Young Eagle Event Saturday, August 10th from 9AM to Noon.

The next regular Airport Advisory Board meeting is scheduled for Thursday, August 29th, 2019 at 5:30 PM.

ADJOURNMENT

The meeting was adjourned at 6:56 P.M. by meeting chair, Richard Bouters.

Richard K. Wright
Boyne City Airport Advisory Board Secretary

draft

CITY OF BOYNE CITY

To: Michael Cain, City Manager *Me*
From: Scott McPherson, Planning Director *SM*
Date: August 13, 2019
Subject: MDOT Contract #19-5389



Background

The Boyne City to Boyne Falls Trail was advertised for bids on July 19, 2019 and bids were let on August 9, 2019. The project received 6 bidders with a low bid of \$1,775,720.09 which is \$159,313.34 (9.86%) over the engineer's estimate of \$1,616,406.75. To initiate the project the City and MDOT must first execute the provided contract.

Discussion

As a precondition to executing the contract the City needs to pass a resolution approving the contract and naming the officials authorized to sign the contract, a draft resolution meeting this requirements has been attached. As this project would require additional \$159,313 funds staff is gathering information on options available to City.

Recommendation

As staff is continuing to gather information a specific recommendation is not being made at this time. As additional information is obtained it will be submitted to the Commission as soon as possible in an effort to provide the Commission with sufficient basis to consider a decision on this matter at the time of the meeting.

Options

1. Approve the resolution.
2. Do not approve the resolution.
3. Take no action pending further information.
4. Other action as the Commission deems appropriate.

Letting of August 09, 2019

Letting Call: 1908 040

Low Bid: \$1,775,720.09

Project: TAL 15029-133276

Engineer Estimate: \$1,616,406.75

Local Agreement: 19-5389

Pct Over/Under Estimate: 9.86 %

Start Date: 10 days after award

Completion Date: June 12, 2020

Description:

6.50 mi of hot mix asphalt shared use path along Boyne Valley Trailway from Boyne City Airport to Railroad Street in the village of Boyne Falls, city of Boyne City, Charlevoix County. This is a Local Agency project.

4.00 % DBE participation required

Bidder	As-Submittted
J & N Construction, LLC	\$1,775,720.09
M & M Excavating Company	\$1,857,562.30
Elmer's Crane and Dozer, Inc.	\$2,122,046.75
Rieth-Riley Construction Co., Inc.	\$2,267,735.25
Tri-City Groundbreakers, Inc.	\$2,271,144.00
Payne & Dolan Inc.	\$2,336,569.45

Total Number of Bidders: 6

RESOLUTION

Commissioner _____, moved the adoption of the following resolutions

WHEREAS, the City of Boyne City has received and reviewed Contract #19-5389 from Michigan Department of Transportation for the City of Boyne City Airport to Railroad Street, Control Section TAL 15029, Job #133276CON, Non-Motorized Trail project.

WHEREAS, the parties hereto have reached an understanding with each other regarding the performance of the project work and desire to set forth the understanding in the form of a written contract.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City of Boyne City City Commission approves Contract #19-5389
2. Michael Cain, City Manager, and Cindy Grice, City Clerk/Treasurer are designated as authorized signatories for this project.

The motion was supported by Commissioner _____, and carried by the following votes

Yeas

Nays

Absent

Adopted by the City of Boyne City City Commissioners
On August 13, 2019.

Cindy Grice, City Clerk/Treasurer

TAP

	DA	
Control Section		TAL 15029
Job Number		133276CON
Project		1900(917)
CFDA No.		20.205 (Highway Research Planning & Construction)
Contract No.		19-5389

PART I

THIS CONTRACT, consisting of PART I and PART II (Standard Agreement Provisions), is made and entered into this date of DO NOT DATE, by and between the MICHIGAN DEPARTMENT OF TRANSPORTATION, hereinafter referred to as the "DEPARTMENT"; and the CITY OF BOYNE CITY, a Michigan municipal corporation, hereinafter referred to as the "REQUESTING PARTY";; for the purpose of fixing the rights and obligations of the parties in agreeing to the following improvements, in the City of Boyne City, Michigan, hereinafter referred to as the "PROJECT" and estimated in detail on EXHIBIT "I", dated July 8, 2019, attached hereto and made a part hereof:

PART A – NON-MOTORIZED PATH WORK

Non-motorized path construction work along the Boyne Valley Trailway from the Boyne City airport to Railroad Street; and all together with necessary related work.

PART B – RR FORCE ACCOUNT WORK

Crossing surface installation at the at-grade crossing of the tracks of the Great Lakes Central Railroad, Inc., hereinafter referred to as the "RAILROAD" to accommodate adjacent trail work as described in PART A (National Inventory #548-270-R); and all together with necessary related work.

WITNESSETH:

WHEREAS, pursuant to Federal law, monies have been provided for the performance of certain improvements on public roads; and

WHEREAS, the reference "FHWA" in PART I and PART II refers to the United States Department of Transportation, Federal Highway Administration; and

WHEREAS, the PROJECT, or portions of the PROJECT, at the request of the REQUESTING PARTY, are being programmed with the FHWA, for implementation with the use of Federal Funds under the following Federal program(s) or funding:

TRANSPORTATION ALTERNATIVES PROGRAM

WHEREAS, the parties hereto have reached an understanding with each other regarding the performance of the PROJECT work and desire to set forth this understanding in the form of a written contract.

NOW, THEREFORE, in consideration of the premises and of the mutual undertakings of the parties and in conformity with applicable law, it is agreed:

1. The parties hereto shall undertake and complete the PROJECT in accordance with the terms of this contract.

The PART B of the PROJECT work will be performed by the RAILROAD pursuant to the contract #94-0804 dated July 28, 1994 and Novation contract #94-0804/A1 dated March 9, 2007, by and between the DEPARTMENT and the RAILROAD, hereinafter referred to as "ADDENDUM A" and attached hereto. The REQUESTING PARTY does hereby acknowledge its acceptance of the terms of ADDENDUM A with respect to this PROJECT.

The parties agree that programming and/or authorization of the construction of the PROJECT for Federal funding does not void or compromise in any way the statutory obligations which may be imposed by safety orders issued under the authority of 1909 PA 283, 1921 PA 270, 1873 PA 198, and/or 1993 PA 354, or may be imposed under 1993 PA 354.

2. The term "PROJECT COST", as herein used, is hereby defined as the cost of the physical construction necessary for the completion of the PROJECT, including costs incurred by the RAILROAD for the PART B portion of the PROJECT and any other costs incurred by the DEPARTMENT as a result of this contract, except for construction engineering and inspection.

No charges will be made by the DEPARTMENT to the PROJECT for any inspection work or construction engineering

The costs incurred by the REQUESTING PARTY for preliminary engineering, construction engineering, construction materials testing, inspection, and right-of-way are excluded from the PROJECT COST as defined by this contract.

3. The DEPARTMENT is authorized by the REQUESTING PARTY to administer on behalf of the REQUESTING PARTY all phases of the PROJECT including advertising and awarding the construction contract for the PROJECT or portions of the PROJECT. Such administration shall be in accordance with PART II, Section II of this contract.

It is understood that the DEPARTMENT, by written authorization, will directly authorize the RAILROAD to commence performance of the PART B portion of the PROJECT work.

Any items of the PROJECT COST incurred by the DEPARTMENT may be charged to the PROJECT.

4. The REQUESTING PARTY, under the terms of this contract, shall:
 - A. At no cost to the PROJECT
 - (1) Design or cause to be designed the plans for the PROJECT.
 - (2) Appoint a project engineer who shall be in responsible charge of the PROJECT and ensure that the plans and specifications are followed.
 - (3) Perform or cause to be performed the construction engineering, construction materials testing, and inspection services necessary for the completion of the PROJECT.
 - (4) Place and maintain advance warning signs and pavement markings in full accord with the Michigan Manual of Uniform Traffic Control Devices and the provisions of 1993 PA 354 and that it will not install, or permit to be installed, any signs, signals or markings not in conformance with the standards approved by the FHWA, pursuant to 23 USC 109(d).
 - (5) Perform, as may be necessary, in conjunction with the highway-railroad crossing improvement, all approach work so as to provide a smooth-riding crossing.
 - (6) Assume responsibility for work zone traffic control for railroad improvements by coordinating with the railroad authority as necessary to ensure appropriate traffic controls and protection during project operations in full accord with the Michigan Manual of Uniform Traffic Control Devices.
 - (7) Provide and maintain detour routes necessary to accommodate traffic when required during the construction of the PROJECT and ensure that these detour routes are signed in accordance with the Michigan Manual of Uniform Traffic Control Devices.
 - (8) Enact and enforce such ordinances or regulations as may be necessary to prohibit parking along either side of the roadway within 50 feet of the nearest rail of the grade crossing in compliance with

MCL 257.674(i).

(9) Maintain the approaches and those portions of the PROJECT under the REQUESTING PARTY'S jurisdiction pursuant to the provisions of MCL 691.1402, 1993 PA 354, and the requirements of the FHWA.

B. At least 10 days prior to any ceremony to be held in connection with the PROJECT, notify the DEPARTMENT.

C. When issuing any news release or promotional material regarding the PROJECT, give the DEPARTMENT and FHWA credit for participation in the PROJECT and provide a copy of such material to the DEPARTMENT.

The REQUESTING PARTY will furnish the DEPARTMENT proposed timing sequences for trunkline signals that, if any, are being made part of the improvement. No timing adjustments shall be made by the REQUESTING PARTY at any trunkline intersection, without prior issuances by the DEPARTMENT of Standard Traffic Signal Timing Permits.

5. The PROJECT COST shall be met in accordance with the following:

PART A and PART B

Federal Transportation Alternatives Program Funds shall be applied to the eligible items of the PART A and PART B portions of the PROJECT COST at a participation ratio equal to 81.85 percent up to an amount not to exceed \$1,070,146. The balance of the PART A and PART B portions of the PROJECT COST, after deduction of Federal Funds, shall be charged to and paid by the REQUESTING PARTY in the manner and at the times hereinafter set forth.

Any items of PROJECT COST not reimbursed by Federal Funds will be the sole responsibility of the REQUESTING PARTY.

6. It is understood that the RAILROAD, at its sole expense, pursuant to ADDENDUM A, will own, operate, and maintain the railroad facilities unless otherwise provided between the REQUESTING PARTY and the RAILROAD.

7. A working capital deposit by the REQUESTING PARTY will not be required for this PROJECT.

In order to fulfill the obligations assumed by the REQUESTING PARTY under the provisions of this contract, the REQUESTING PARTY shall make prompt payments of its share of the PROJECT COST upon receipt of progress billings from the DEPARTMENT as herein provided. All payments will be made within 30 days of receipt of billings from the

DEPARTMENT. Billings to the REQUESTING PARTY will be based upon the REQUESTING PARTY'S share of the actual costs incurred less Federal Funds earned as the PROJECT progresses.

8. It is understood that the REQUESTING PARTY is responsible for the facilities constructed as the PROJECT and that said facilities may require special or unusual operation and/or maintenance. The REQUESTING PARTY certifies, by execution of this contract, that upon completion of construction and at no cost to the PROJECT or the DEPARTMENT, it will properly maintain or provide for the maintenance and operation of the PROJECT, making ample provisions each year for the performance of such maintenance work as may be required. Upon completion of the PROJECT, the REQUESTING PARTY shall accept the facilities constructed as built to specifications within the construction contract documents.

On projects involving the mobility for bicyclists, the REQUESTING PARTY will enact no ordinances or regulations prohibiting the use of bicycles on the facility hereinbefore described as the PROJECT and will amend any existing restrictive ordinances in this regard so as to allow use of this facility by bicycles. No motorized vehicles shall be permitted on such facility constructed as the PROJECT except those for maintenance or emergency assistance purposes, or mobility for persons with disabilities.

On projects involving the restoration of historic facilities, the REQUESTING PARTY agrees that the project will not be awarded until the owner of such facilities has an Historic Preservation Covenant, which includes an Historic Preservation Easement, or an Historic Preservation Agreement, as appropriate, with the Michigan State Historic Preservation Office in accordance with 1995 PA 60 for the purpose of ensuring that the historic property will be preserved. The REQUESTING PARTY also agrees that such facilities shall be maintained and repaired by the REQUESTING PARTY or owner, as applicable, at no cost to the DEPARTMENT or the PROJECT, in such a manner as to preserve the historical integrity of features, materials, appearance, workmanship, and environment.

On projects which include landscaping, the DEPARTMENT, at PROJECT COST, agrees to perform or cause to be performed, the watering and cultivating necessary to properly establish the plantings for a period of two growing seasons, in general conformance with Section 815.03(L) of the DEPARTMENT'S Standard Specifications for Construction. The REQUESTING PARTY shall maintain all plantings following completion of said period of establishment.

Failure of the REQUESTING PARTY to fulfill its responsibilities as outlined herein may disqualify the REQUESTING PARTY from future Federal aid participation in Transportation Alternatives Program projects or in other projects on roads or streets for which it has maintenance responsibility. Federal aid may be withheld until such time as deficiencies in regulations have been corrected, and the improvements constructed as the PROJECT are brought to a satisfactory condition of maintenance.

9. The performance of the entire PROJECT under this contract, whether Federally funded or not, will be subject to the provisions and requirements of PART II that are applicable to a Federally funded project.

In the event of any discrepancies between PART I and PART II of this contract, the provisions of PART I shall prevail

Buy America Requirements (23 CFR 635.410) shall apply to the PROJECT and will be adhere to, as applicable, by the parties hereto.

10. The REQUESTING PARTY certifies that a) it is a person under the Natural Resources and Environmental Protection Act, MCL 324.20101 et seq., as amended, (NREPA) and is not aware of and has no reason to believe that the property is a facility as defined in the NREPA; b) the REQUESTING PARTY further certifies that it has completed the tasks required by MCL 324.20126 (3)(h); c) it conducted a visual inspection of property within the existing right of way on which construction is to be performed to determine if any hazardous substances were present; and at sites on which historically were located businesses that involved hazardous substances, it performed a reasonable investigation to determine whether hazardous substances exist.

This reasonable investigation should include, at a minimum, contact with local, state and federal environmental agencies to determine if the site has been identified as, or potentially as, a site containing hazardous substances; d) it did not cause or contribute to the release or threat of release of any hazardous substance found within the PROJECT limits.

The REQUESTING PARTY also certifies that, in addition to reporting the presence of any hazardous substances to the Department of Environmental Quality, it has advised the DEPARTMENT of the presence of any and all hazardous substances which the REQUESTING PARTY found within the PROJECT limits, as a result of performing the investigation and visual inspection required herein. The REQUESTING PARTY also certifies that it has been unable to identify any entity who may be liable for the cost of remediation. As a result, the REQUESTING PARTY has included all estimated costs of remediation of such hazardous substances in its estimated cost of construction of the PROJECT.

11. If, subsequent to execution of this contract, previously unknown hazardous substances are discovered within the PROJECT limits, which require environmental remediation pursuant to either state or federal law, the REQUESTING PARTY, in addition to reporting that fact to the Department of Environmental Quality, shall immediately notify the DEPARTMENT, both orally and in writing of such discovery. The DEPARTMENT shall consult with the REQUESTING PARTY to determine if it is willing to pay for the cost of remediation and, with the FHWA, to determine the eligibility, for reimbursement, of the remediation costs. The REQUESTING PARTY shall be charged for and shall pay all costs associated with such remediation, including all delay costs of the contractor for the PROJECT, in the event that remediation and delay costs are not deemed eligible by the FHWA. If the REQUESTING PARTY

refuses to participate in the cost of remediation, the DEPARTMENT shall terminate the PROJECT. The parties agree that any costs or damages that the DEPARTMENT incurs as a result of such termination shall be considered a PROJECT COST.

12. If federal and/or state funds administered by the DEPARTMENT are used to pay the cost of remediating any hazardous substances discovered after the execution of this contract and if there is a reasonable likelihood of recovery, the REQUESTING PARTY, in cooperation with the Department of Environmental Quality and the DEPARTMENT, shall make a diligent effort to recover such costs from all other possible entities. If recovery is made, the DEPARTMENT shall be reimbursed from such recovery for the proportionate share of the amount paid by the FHWA and/or the DEPARTMENT and the DEPARTMENT shall credit such sums to the appropriate funding source.

13. The DEPARTMENT'S sole reason for entering into this contract is to enable the REQUESTING PARTY to obtain and use funds provided by the state and/or the Federal Highway Administration pursuant to Title 23 of the United States Code.

Any and all approvals of, reviews of, and recommendations regarding contracts, agreements, permits, plans, specifications, or documents, of any nature, or any inspections of work by the DEPARTMENT or its agents pursuant to the terms of this contract are done to assist the REQUESTING PARTY in meeting program guidelines in order to qualify for available funds. Such approvals, reviews, inspections and recommendations by the DEPARTMENT or its agents shall not relieve the REQUESTING PARTY and the local agencies, as applicable, of their ultimate control and shall not be construed as a warranty of their propriety or that the DEPARTMENT or its agents is assuming any liability, control or jurisdiction.

The providing of recommendations or advice by the DEPARTMENT or its agents does not relieve the REQUESTING PARTY and the local agencies, as applicable of their exclusive jurisdiction of the highway and responsibility under MCL 691.1402 et seq., as amended.

When providing approvals, reviews and recommendations under this contract, the DEPARTMENT or its agents is performing a governmental function, as that term is defined in MCL 691.1401 et seq., as amended, which is incidental to the completion of the PROJECT.

14. The DEPARTMENT, by executing this contract, and rendering services pursuant to this contract, has not and does not assume jurisdiction of the highway, described as the PROJECT for purposes of MCL 691.1402 et seq., as amended. Exclusive jurisdiction of such highway for the purposes of MCL 691.1402 et seq., as amended, rests with the REQUESTING PARTY and other local agencies having respective jurisdiction.

15. The REQUESTING PARTY shall approve all of the plans and specifications to be used on the PROJECT and shall be deemed to have approved all changes to the plans and

specifications when put into effect. It is agreed that ultimate responsibility and control over the PROJECT rests with the REQUESTING PARTY and local agencies, as applicable.

16. The REQUESTING PARTY agrees that the costs reported to the DEPARTMENT for this contract will represent only those items that are properly chargeable in accordance with this contract. The REQUESTING PARTY also certifies that it has read the contract terms and has made itself aware of the applicable laws, regulations, and terms of this contract that apply to the reporting of costs incurred under the terms of this contract.

17. Each party to this contract will remain responsible for any and all claims arising out of its own acts and/or omissions during the performance of the contract, as provided by this contract or by law. In addition, this is not intended to increase or decrease either party's liability for or immunity from tort claims. This contract is also not intended to nor will it be interpreted as giving either party a right of indemnification, either by contract or by law, for claims arising out of the performance of this contract.

18. The parties shall promptly provide comprehensive assistance and cooperation in defending and resolving any claims brought against the DEPARTMENT by the contractor, vendors or suppliers as a result of the DEPARTMENT'S award of the construction contract for the PROJECT. Costs incurred by the DEPARTMENT in defending or resolving such claims shall be considered PROJECT COSTS.

19. The DEPARTMENT shall require the contractor who is awarded the contract for the construction of the PROJECT to provide insurance in the amounts specified and in accordance with the DEPARTMENT'S current Standard Specifications for Construction and to:

- A. Maintain bodily injury and property damage insurance for the duration of the PROJECT.

- B. Provide owner's protective liability insurance naming as insureds the State of Michigan, the Michigan State Transportation Commission, the DEPARTMENT and its officials, agents and employees, the REQUESTING PARTY and any other county, county road commission, or municipality in whose jurisdiction the PROJECT is located, and their employees, for the duration of the PROJECT and to provide, upon request, copies of certificates of insurance to the insureds. It is understood that the DEPARTMENT does not assume jurisdiction of the highway described as the PROJECT as a result of being named as an insured on the owner's protective liability insurance policy.

- C. Comply with the requirements of notice of cancellation and reduction of insurance set forth in the current standard specifications for construction and to provide, upon request, copies of notices and reports prepared to those insured.

20. This contract shall become binding on the parties hereto and of full force and effect upon the signing thereof by the duly authorized officials for the parties hereto and upon the adoption of the necessary resolutions approving said contract and authorizing the signatures thereto of the respective officials of the REQUESTING PARTY, a certified copy of which resolution shall be attached to this contract.

IN WITNESS WHEREOF, the parties hereto have caused this contract to be executed the day and year first above written.

CITY OF BOYNE CITY

MICHIGAN DEPARTMENT
OF TRANSPORTATION

By _____
Title:

By _____
Department Director MDOT

By _____
Title:



July 8, 2019

EXHIBIT I

CONTROL SECTION TAL 15029
JOB NUMBER 133276CON
PROJECT 1900(917)

ESTIMATED COST

CONTRACTED WORK

	<u>PART A</u>	<u>PART B</u>	<u>TOTAL</u>
Estimated Cost	\$1,616,400.00	\$ -0-	\$1,616,400.00
FORCE ACCOUNT WORK (by RAILROAD thru DEPARTMENT)			
Crossing Surface Work	\$ -0-	\$3,682.16	\$ 3,682.16
GRAND TOTAL	\$1,616,400.00	\$3,682.16	\$1,620,082.16

COST PARTICIPATION

GRAND TOTAL ESTIMATED COST	\$1,616,400.00	\$3,682.16	\$1,620,082.16
Less Transportation Alternatives Program Funds *	<u>\$1,067,132.15</u>	<u>\$3,013.85</u>	<u>\$1,070,146.00</u>
BALANCE (REQUESTING PARTY'S SHARE)	\$ 549,267.85	\$ 668.31	\$ 549,936.16

*Federal Funds for the PART A and the PART B portions of the PROJECT are limited to an amount as described in Section 5.

NO DEPOSIT

CITY OF BOYNE CITY

To: Michael Cain, City Manager *Mc*
From: Scott McPherson, Planning Director *SM*
Date: August 13, 2019
Subject: Application for Edwin Street vacation



Background

An application for the vacation of a public was submitted by the Law Offices of Daniel J Harris representing Charles Johnson at 410 Jefferson Street. He is requesting the west 150.6' section of the undeveloped Edwin Street between Union and Jefferson be vacated. Mr. Johnson's driveway that accesses his property at 410 Jefferson is located within the ROW of Edwin Street. It appears the driveway was constructed when the house was constructed in 1992 as aerial imagery from May 1993 shows the house and driveway in the current locations. The zoning permit for construction of the home has been attached. The existing structure is significantly different than the plot plan submitted with the approved zoning permit which shows a 24' x 34', 816 sqft structure accessed directly from Jefferson Street.



Mr. Johnson was the first occupant in the home and purchased the home in 1994. A mortgage survey prepared for NBD bank dated June 15 1994, shows the house and driveway as currently configured. The existing structure is an illegal nonconformity as it encroaches 7.1' into the required 10' setback for the north lot line. The City has no records of additional zoning permits or variance requests for this property. Approximately 200' of the east end of Edwin Street developed which provides access to two homes. City water and sewer lines are located in the developed portion of the street as shown in the vicinity map (red lines sanitary sewer, blue water and tan storm sewer). The portion of the street that is proposed to be vacated is 50' wide and borders two other adjacent property owners. The adjacent property owners have not signed the petition for the application. The developed portion of the street is currently plowed by the City but it is not designated on the City's Act 51 map. The proposal has been reviewed by City Department heads and given the potential future use of the street for access and utilities the vacation request is not supported by City Staff.

Process

The Planning Commission reviewed the request at their regular meeting on July 15, 2019 and based on findings that; the proposed vacation request petition was not signed by either of the two other adjacent property owners, the vacation would eliminate the possibility of a future extension of Edwin Street and utilities through to Jefferson Street and the proposed vacation would land lock a potentially buildable parcel, the Planning Commission recommended the street vacation as requested be denied. Based on the report of the Planning Commission the City Commission determines if the application should proceed.

Recommendation

Not to proceed with the street vacation request.

Options

1. Proceed with the requested street vacation and direct staff to schedule and notice the required public hearing.
2. Postpone action on the request pending further information
3. Other action as determined by the Commission

This permit must be displayed, within twenty-four (24) hours of its issuance, by placing it in a conspicuous place on the premises facing the nearest street and shall be continuously so displayed until all work is completed.

60
paid
RTE
16372

BOYNE CITY ZONING APPROVAL APPLICATION
319 North Lake Street - P. O. Box 68
Boyne City, MI 49712

Case 92-24-4 Map ___ Date 4-24-92
Referred to: Plan.Bd. ___ ZBA ___
Reason for Referral: _____

I. GENERAL INFORMATION

Name of Property Owner DINO FRANCHINO Telephone 582-3592
Address 733 B LINE ST
City BOYNE State & Zip _____

II. PROPERTY DESCRIPTION

Legal Description (attach separate sheet, if necessary) LOT #9
LEWISS ADDITION TO BOYNE VILLAGE

Property Tax Code Number 1551-265-009-00
Nearest Intersection (Name Roads) JEFFERSON & CLARK

Zone District in which property is located R-2

III. PROPOSED USE

410 Jefferson St.

What type of construction is proposed:

- Single-Family Residential
- Multiple-Family Residential
- Other Residential (Describe) _____
- Commerical (Describe) _____
- Industrial (Describe) _____
- Addition (Describe) _____
- Other (Describe) _____

Two-Family Residential
 Number of Units

Height of the proposed structure? 24'
Exterior dimensions of the proposed structure? 24' X 34'
Approximate cost? \$25,000

IV. NAME OF BUILDING CONTRACTOR SELF
Address _____

V. SIGNATURE CLAUSE:

I hereby agree to comply with the provisions of the Boyne City Zoning Ordinance #A-28 in the installation, construction, alteration, addition, or demolition described herein and, if not the applicant, I hereby certify that the proposed work is authorized by the property owner and that I have been empowered by the owner to make this application as his selected agent.

DINO FRANCHINO
(Signature)

Date 4/23/92

VI. PLEASE COMPLETE THE FOLLOWING. Use care as this drawing will be used to determine if a permit may be issued in accordance with the Boyne City Zoning Ordinance.

Include: Proposed Building & Dimensions Approximate well & septic tank & field location.
 Front, Side and Rear Yard Setbacks Roads (named), lakeshores, streams, easements, or other dedicated rights-of-way. Other topographic features.

CM

ALL SETBACKS MUST BE MEASURED FROM THE EAVES DRIPLINE AND NOT THE WALL.

SEE ATTACHED

VII. DATE APPLICATION RECEIVED _____ Case _____ Map _____
APPROVALS: Health _____ Date _____
Soil Erosion _____ Date _____
ACTION: Permit Granted _____ Permit Denied _____
REASONS FOR DENIAL: _____

W. Randolph Lukens

Date 4-27-92

(Zoning Administrator's Signature)

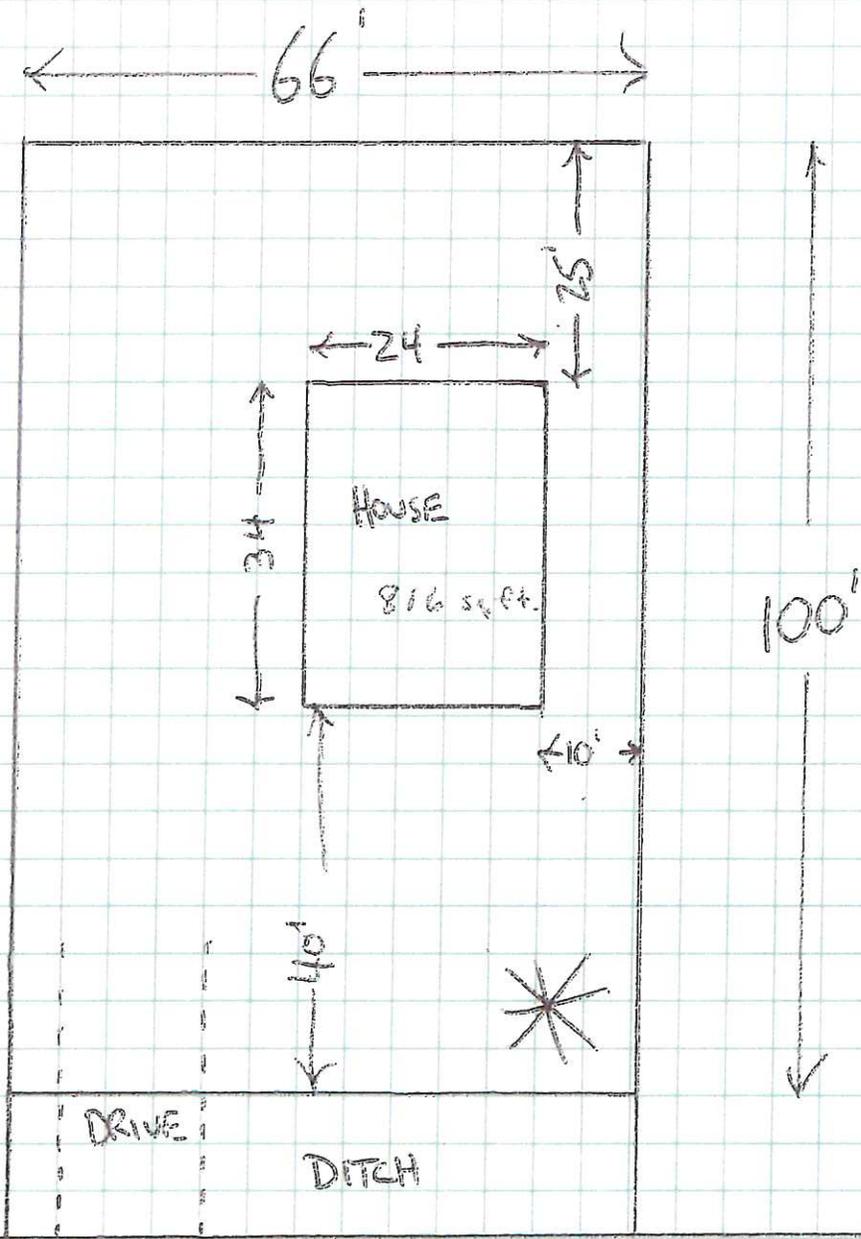
CERTIFICATE OF OCCUPANCY

It shall be unlawful to use or permit the use of any structure or premises hereafter altered, extended or erected, until the City Manager or his representative shall have made an inspection of the premises and shall have approved the same for occupancy. Call City Hall (582-6597) a minimum of two (2) working days in advance to schedule inspections.

Approved _____ Denied _____

Inspection Date _____

Signature of Approval _____



JEFFERSON ST.

□ = 5' x 5'

CITY WATER & SEWER

15" CULVERT BEING USED IN DITCH FOR DRIVE

CERTIFICATE OF MORTGAGE INSPECTION

CERTIFIED TO: NED MORTGAGE CO.

P.O. Box 527

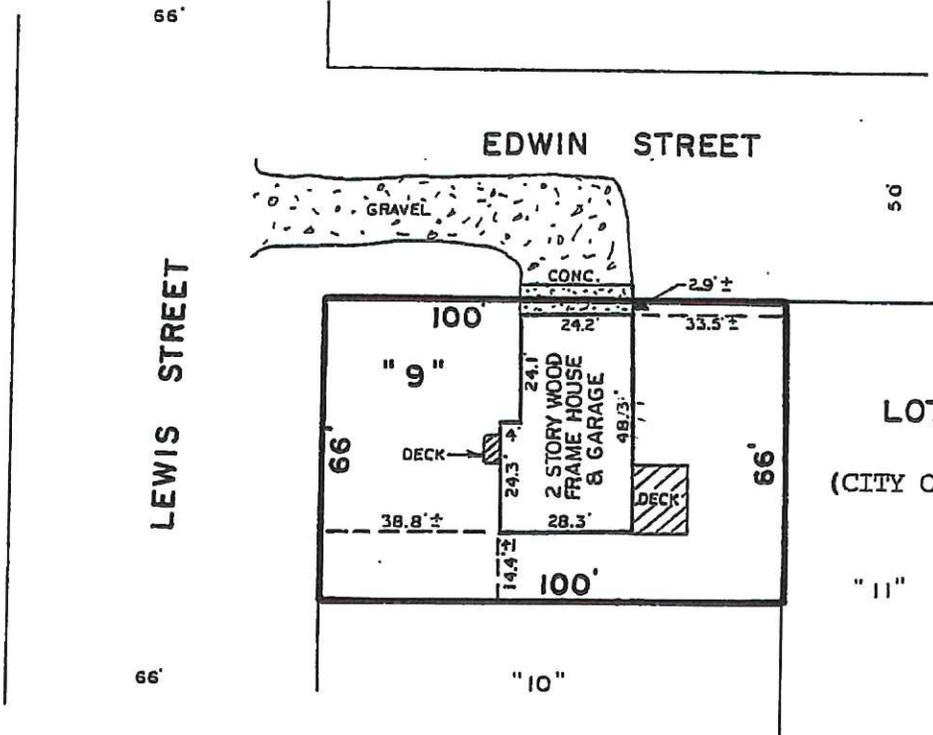
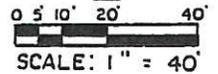
Petoskey, Michigan 49770, and

CHARLEVOIX ABSTRACT & ENGINEERING CO.

213 Bridge Street

Charlevoix, Michigan 49720

DATE: June 15, 1994



**LOT 9, LEWIS ADDITION
TO BOYNE**
(CITY OF BOYNE CITY, CHARLEVOIX CO)

PROPERTY DESCRIPTION: Land located in the City of Boyne City, County of Charlevoix, State of Michigan, described as: Lot 9, Lewis Addition to Boyne, according to the recorded plat thereof.



NOTE: Eaves and utility lines are not shown. Precise set-backs are subject to survey.

JOHN E. FERGUSON - P.S. 24595

I HEREBY CERTIFY that I have inspected the property hereon described; that there are no visible encroachments except as noted.

FERGUSON & CHAMBERLAIN ASSOCIATES, INC.

LICENSED LAND SURVEYORS

101 BRIDGE STREET, PINE RIVER BUILDING - CHARLEVOIX, MICHIGAN 49720

(616) 547-8882 - FAX (616) 547-0021

300 PARK AVENUE - PETOSKEY, MICHIGAN 49770

(616) 348-2003 - FAX (616) 347-8747

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THE LAW OFFICES OF
DANIEL J. HARRIS, P.C.

www.nmilawyers.com

410 PETOSKEY STREET
PETOSKEY, MICHIGAN 49770
TELEPHONE (231) 347-4444
FAX (231) 347-0415

101 WEST MAIN STREET
GAYLORD, MICHIGAN 49735
TELEPHONE (989) 731-4444
FAX (989) 731-4449

J. TIMOTHY ESPER, OF COUNSEL
ESPER AIELLO LAW GROUP, PLLC
3031 WEST GRAND BLVD., STE 440
DETROIT, MICHIGAN 48202
TELEPHONE (313) 964-4900
FAX (313) 961-1893

JON R. GARRETT, OF COUNSEL (1949-2014)

June 24, 2019

Boyne City Planning Commission
319 N. Lake St.
Boyne City, MI 49712
231-582-0337

RE: Edwin Street – Vacation Application

To Whom It May Concern:

I represent Charles A. Johnson who owns the residence located at 410 Jefferson Street, Boyne City, MI, which includes Lots 9, 10, and 11. *See Exhibit A.* We are asking the City to vacate a portion of the “paper street” of Edwin Street which lies adjacent to my client’s property.

Mr. Johnson purchased his property on or about June 28, 1994 and at the time of purchase the driveway was situated in the same location as it is today. *See Exhibit B.* Mr. Johnson was informed that the driveway was situated on his land and he had no reason to doubt its placement.

In 2015, Mr. Johnson had an appraisal completed for refinancing. *See Exhibit C.* As was his understanding for years, the Appraiser noted “[p]art of the subject’s driveway lies on abandon public alleyway or abandon public right-of-way easement.

Mr. Johnson has maintained the parcel of land marked as “A” on the attached *Exhibit D* for approximately 25 years. He only recently learned that this parcel of land is the City’s paper street of Edwin. The City does not utilize this section of land for a utility easement or any other purpose and does not maintain this parcel.

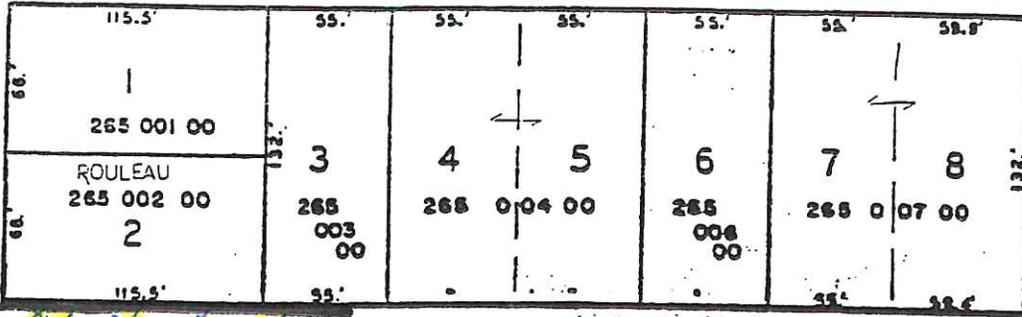
My client is respectfully seeking for the City to vacate the section of Edwin Street which is identified as “A” on *Exhibit D.*

Please contact me with any questions at 231-347-4444 or at katie@nmilawyers.com. Thank you in advance.

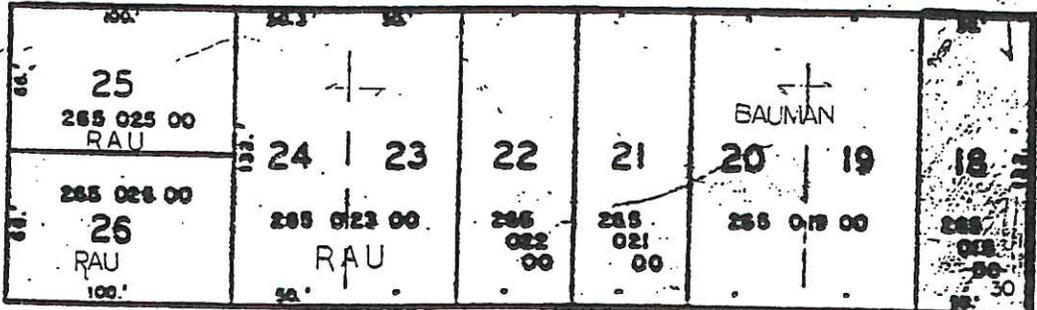
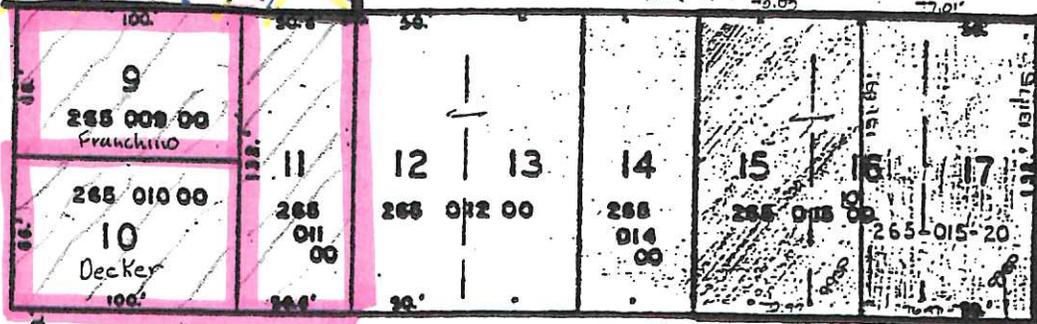
Sincerely,

Katherine E. Mott

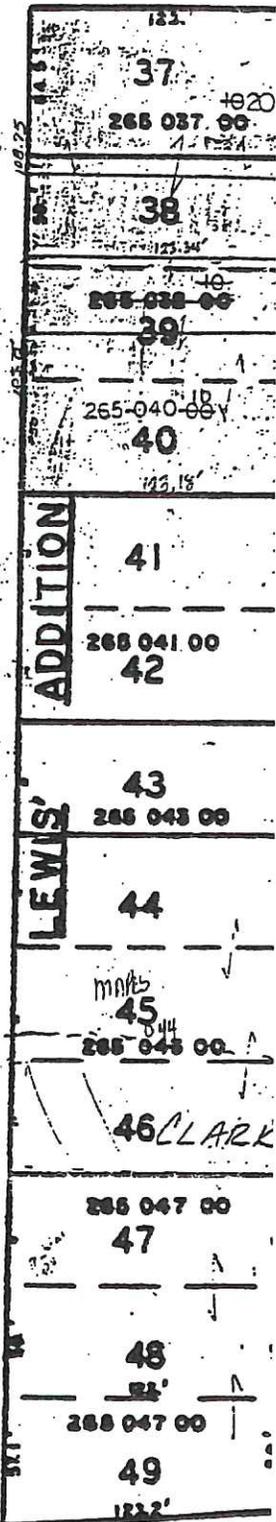
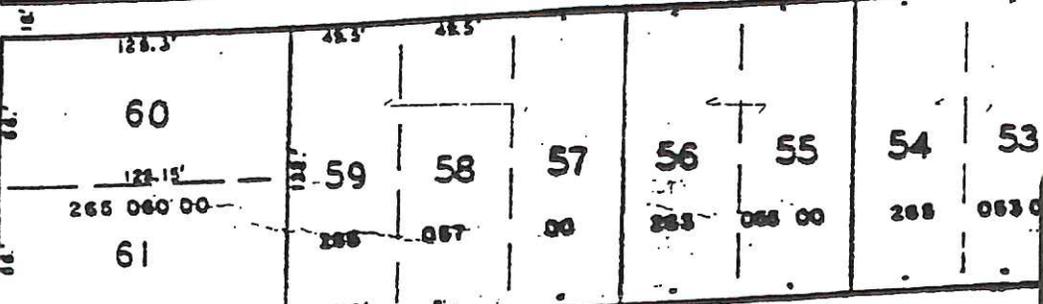
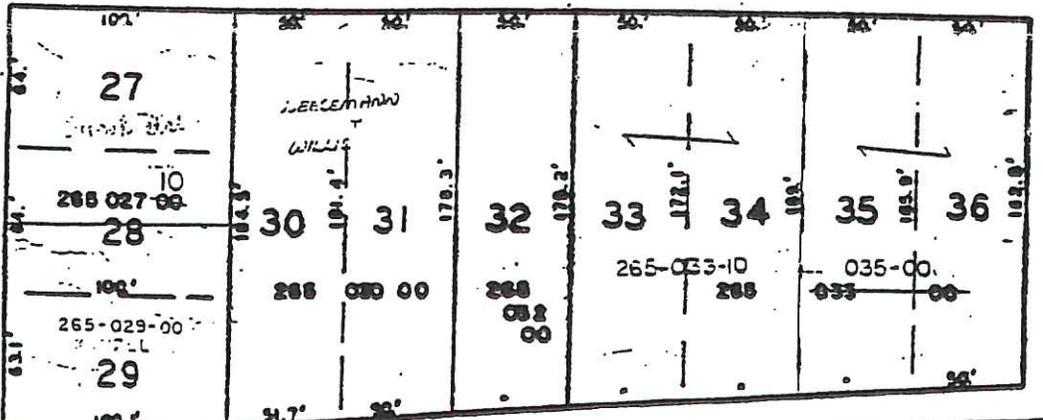
VOGEL



EDWIN ST.



CLARK ST.



410 ST.

ST.

UNION

JEFFERSON

SEE SHEET 2-7

N. & S. 1/4 LINE





EXHIBIT
B

tabbies

Blue - water
Red - sewer (sanitary)
Tan - storm sewer

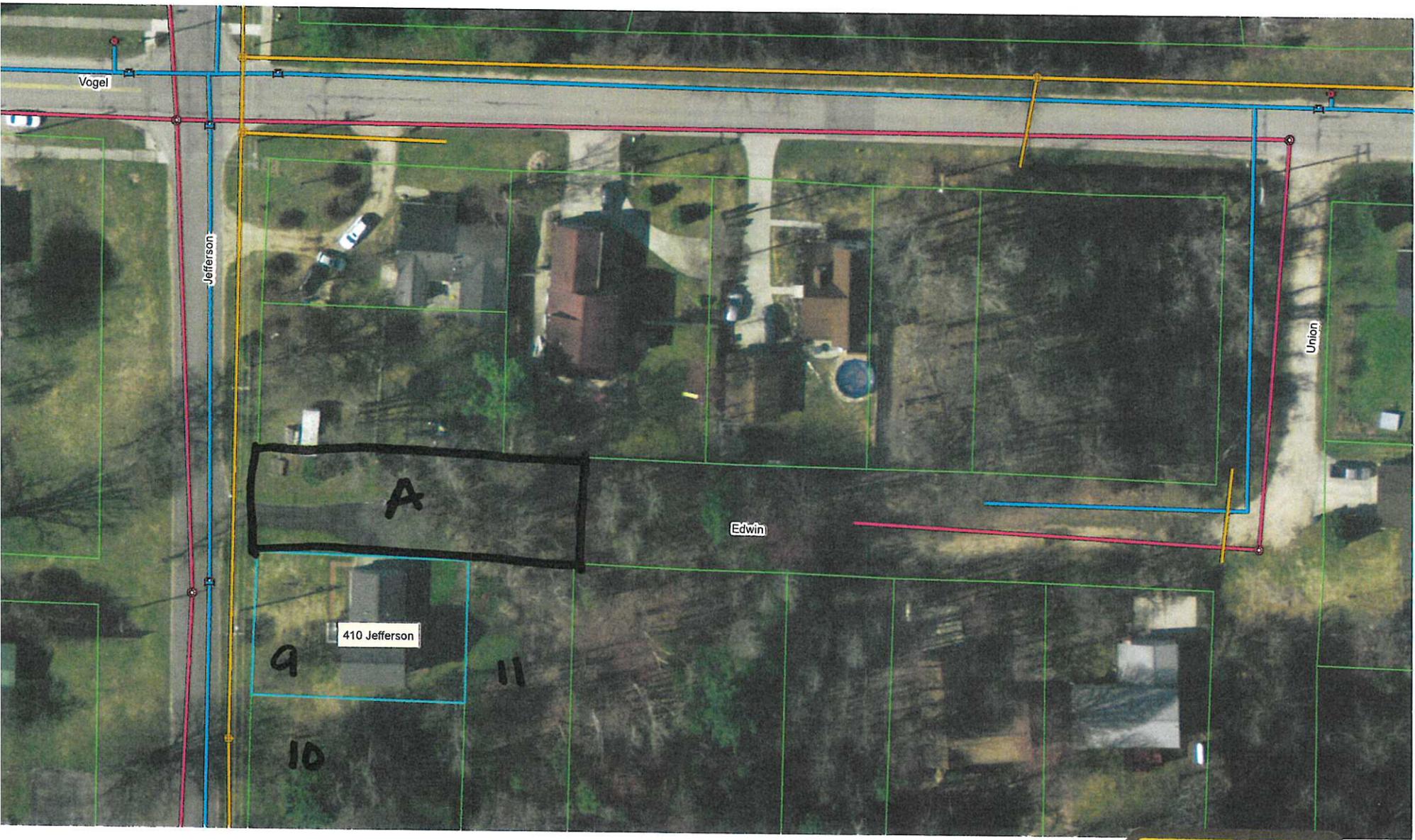


EXHIBIT
D

APPRAISAL OF



SINGLE FAMILY HOME - EXTERIOR ONLY INSPECTION

LOCATED AT:

410 JEFFERSON ST
Boyne City, MI 49712

FOR:

JP Morgan Chase Bank, NA
111 E Wisconsin Ave
Milwaukee, WI 53202

BORROWER:

CHARLES JOHNSON

AS OF:

August 19, 2015

BY:

Stephen H. Ball
MI # 1201004923



08/20/2015

Stewart Valuation Services, LLC - 120200094
JP Morgan Chase Bank, NA
111 E Wisconsin Ave
Milwaukee, WI 53202

File Number: 4652419

Attn: Sir or Madam

In accordance with your request, I have appraised the real property at:

410 JEFFERSON ST
Boyne City, MI 49712

The purpose of this appraisal is to develop an opinion of the market value of the subject property, as improved.

In my opinion, the market value of the property as of August 19, 2015 is:

\$126,000
One Hundred Twenty-Six Thousand Dollars

The attached report contains the description, analysis and supportive data for the conclusions, final opinion of value, descriptive photographs, limiting conditions and appropriate certifications.

Respectfully submitted,



Stephen H. Ball
MI # 1201004923
Stephen & Associates Appraisals

Exterior-Only Inspection Residential Appraisal Report File No. 4652419

The purpose of this summary appraisal report is to provide the lender/client with an accurate, and adequately supported, opinion of the market value of the subject property.

Property Address: 410 JEFFERSON ST City: Boyne City State: MI Zip Code: 49712
Borrower: CHARLES JOHNSON Owner of Public Record: CHARLES & SUZANNE JOHNSON County: Charlevoix
Legal Description: THE FOLLOWING DESCRIBED PREMISES SITUATED IN THE CITY OF BOYNE CITY. See Attached Addendum
Assessor's Parcel #: 15-051-265-009-00, 15-051-265-011-00 Tax Year: 2014 R.E. Taxes: \$ 1,664
Neighborhood Name: Boyne City Map Reference: Plat Census Tract: 0014
Occupant: [X] Owner [] Tenant [] Vacant Special Assessments \$: 0 [] PUD HOA \$: 0 [] per year [] per month
Property Rights Appraised: [X] Fee Simple [] Leasehold [] Other (describe)
Assignment Type: [] Purchase Transaction [X] Refinance Transaction [] Other (describe)
Lender/Client: JP Morgan Chase Bank, NA Address: 111 E Wisconsin Ave, Milwaukee, WI 53202
Is the subject property currently offered for sale or has it been offered for sale in the twelve months prior to the effective date of this appraisal? [] Yes [X] No
Report data source(s) used, offering price(s), and date(s): Northern Michigan MLS

Contract Price \$ Date of Contract Is the property seller the owner of public record? [] Yes [] No Data Source(s)
Is there any financial assistance (loan charges, sale concessions, gift or downpayment assistance, etc.) to be paid by any party on behalf of the borrower? [] Yes [] No
If Yes, report the total dollar amount and describe the items to be paid.

Table with 4 columns: Neighborhood Characteristics, One-Unit Housing Trends, One-Unit Housing, Present Land Use %. Includes data for Location (Suburban), Property Values (Stable), PRICE, AGE, One-Unit (70%), etc.

Dimensions: Irregular Area: 13213 sf Shape: Basically Rectangular View N:Res:
Specific Zoning Classification: TRD Zoning Description: Traditional Residential District (Single Family Residential)
Zoning Compliance: [X] Legal [] Local Nonconforming (Grandfathered Use) [] No Zoning [] Illegal (describe)
Is the highest and best use of the subject property as improved (or as proposed per plans and specifications) the present use? [X] Yes [] No If No, describe.

Utilities: Public Other (describe) Public Other (describe) Off-site Improvements - Type: Public Private
Electricity: [X] Gas: [X] Water: [X] Sanitary Sewer: [X] Street: Asphalt Alley: None
FEMA Special Flood Hazard Area: [] Yes [X] No FEMA Flood Zone: C FEMA Map #: 2600560001B FEMA Map Date: 07/19/1982

Are there any adverse site conditions or external factors (easements, encroachments, environmental conditions, land uses, etc.)? [] Yes [X] No If Yes, describe. Date enter in "FEMA Map Date" is the date that FEMA info was verified. Flood information per InterFlood by AIA mode. There are NO farm activities were being done on the subject's site. Part of the subject's driveway lies on abandon public alleyway or abandon public right-of-way easement.

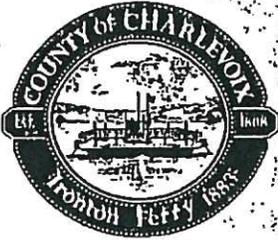
Source(s) Used for Physical Characteristics of Property: [] Appraisal Files [] MLS [X] Assessment and Tax Records [] Prior Inspection [X] Property Owner
[X] Other (describe): Exterior Inspection & Owner Data Source(s) for Gross Living Area: Exterior Inspection
GENERAL DESCRIPTION GENERAL DESCRIPTION Heating/Cooling Amenities Car Storage
Units: [X] One [] One with Accessory Unit Concrete Slab [X] Craw Space [X] FWA [] HWBB Fireplaces: # 0 None
of Stories: 2 Full Basement Finished Radiant WoodStove(s): # 0 [X] Driveway # of Cars: 2
Type: [X] Det [] Att [] S-Det/End Unit Partial Basement Finished Other [X] Patio/Deck Deck Driveway Surface Paved
[X] Existing [] Proposed [] Under Const. Exterior Walls: Vinyl Lap Fuel Gas [X] Porch Open [X] Garage # of Cars: 2
Design (Style): Traditional Roof Surface: Comp. Shing. Central Air Conditioning Pool: None Carport # of Cars: 0
Year Built: 1992 Gutters & Downspouts: Yes Individual Fence: None [X] Attached [] Detached
Effective Age (Yrs): 10 Window Type: Thermo/DH [X] Other: None [X] Other: Shed [] Built-in
Appliances: [] Refrigerator [] Range/Oven [X] Dishwasher [X] Disposal [] Microwave [] Washer/Dryer [] Other (describe)

Finished area above grade contains: 5 Rooms 2 Bedrooms 1.1 Bath(s) 1,344 Square Feet of Gross Living Area Above Grade
Additional features (special energy efficient items, etc.): Refrigerator, Range and Washer/Dryer are personal property.

Describe the condition of the property and data source(s) (including apparent needed repairs, deterioration, renovations, remodeling, etc.): C3: Subject is a frame built home. Condition is good. Quality of construction is average to good. No physical, functional, or external depreciation noted. No known repairs needed. Subject has been well maintained thus reducing the dwelling's estimated effective age from the current or estimated actual age.

Are there any apparent physical deficiencies or adverse conditions that affect the livability, soundness, or structural integrity of the property? [] Yes [X] No If Yes, describe. See Attached Addendum

Does the property generally conform to the neighborhood (functional utility, style, condition, use, construction, etc.)? [X] Yes [] No If No, describe.



A MICHIGAN HISTORICAL SITE

**CHARLEVOIX COUNTY
DEPARTMENT OF BUILDING INSPECTION**

County Building Annex
208 Mason Street
Charlevoix, Michigan 49720
(616) 547-7236

DATE: 8-20-92

CONTRACTOR/HOMEOWNER: DINO FRANCHINO

JOB LOCATION/TOWNSHIP/CITY: JEFFERSON ST. BOYNE CITY

*** WE HAVE COMPLETED A REVIEW OF YOUR APPLICATION, AND PLANS FOR:

A NEW RESIDENCE

*** THE FOLLOWING ITEMS MUST BE ON FILE - BEFORE - YOUR PERMIT CAN BE ISSUED TO YOU.

[ONLY THE CHECKED ITEMS ARE BEING REQUESTED.]

- 1.) A VALID COPY of the SEPTIC and WELL PERMIT _____
- 2.) A VALID COPY of the TOWNSHIP/CITY ZONING PERMIT _____
- 3.) A VALID COPY of the SOIL EROSION PERMIT _____
- 4.) A MICHIGAN ENERGY CODE FORM (Enclosed) _____
- 5.) A COMPLETE SET OF PLANS for the structure _____
(includes floor plan, cross-section, measurement, etc.)
- 6.) A SPECIFICATIONS SHEET ONLY _____
- 7.) A "BUILDINGS SYSTEMS APPROVAL REPORT" from the State of Michigan _____
(This is required for "PRE-MANUFACTURED HOMES ONLY" and is to be
obtained from the sales agent.)
- 8.) OTHER REQUESTED ITEMS: PROTECT HAS BEEN STARTED
WITHOUT PERMIT

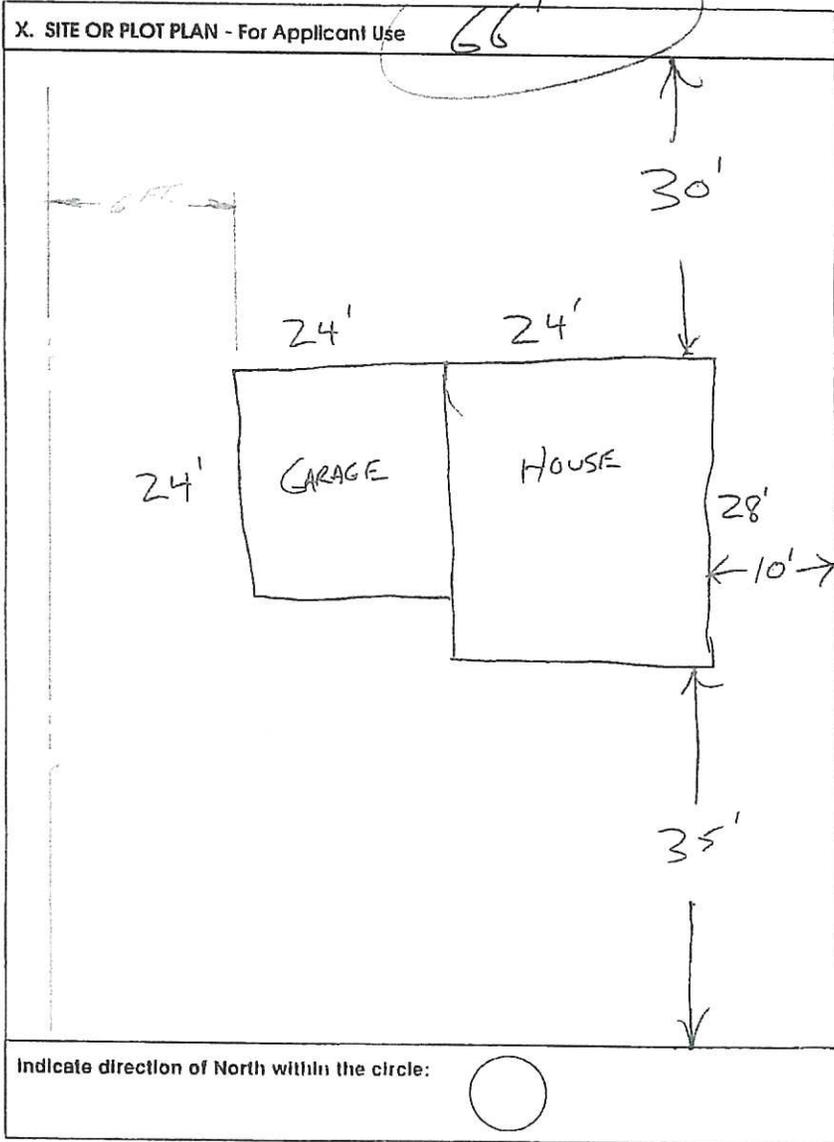
*** PLEASE BE SURE TO CALL US IF YOU NEED ASSISTANCE WITH THE ABOVE ITEMS.

*** YOUR BUILDING PERMIT FEE IS: NO INFORMATION DUE.

RESPECTFULLY YOURS,
CHARLEVOIX COUNTY
DEPT OF BUILDING INSPECTION

Howard M. Carson
SIGNATURE OF BUILDING OFFICIAL
HOWARD M. CARSON

X. SITE OR PLOT PLAN - For Applicant Use



Indicate direction of North within the circle:



[I.] CHARLEVOIX COUNTY DEPARTMENT OF BUILDING INSPECTION
 County Building Annex
 208 Mason Street
 Charlevoix, Michigan 49720

APPLICATION FOR --0584
 BUILDING PERMIT

TELEPHONE (616) 547-7236

INFORMATION REQUIRED: As per Public Acts 230, of 1972, and 135 of 1989

*** LOCATION OF STRUCTURE:
 ADDRESS: (if established OR Road Name, Twp. Sec. JEFFERSON ST.
 BETWEEN: (Crossroads, Nearest Intersection M-75- ? ?
 SUBDIVISION, LOT # if applies. LOT #9

*** IDENTIFICATION REQUIREMENTS: ALL items MUST BE COMPLETED to obtain PERMIT.
 NAME OF OWNER/LESSEE: DINO FRANCHINO
 MAILING ADDRESS: 753 B LINE
 CITY/ STATE / ZIP: BOYNE CITY MI
 TELEPHONE # (616) 582-3592 PROPERTY TAX DESCRIPTION # 1551-265-009-00
 (REQUIRED FOR PERMIT)

*** ARCHITECT OR ENGINEER:
 NAME: _____
 MAILING ADDRESS: _____
 CITY/ STATE/ ZIP: _____
 TELEPHONE # () _____ LICENSE # _____
 EXPIRATION DATE: _____

*** NAME OF CONTRACTOR: ALL items MUST BE COMPLETED to obtain PERMIT.
 BUSINESS NAME: FRANCHINO CONST.
 CONTRACTOR'S NAME: DINO FRANCHINO
 MAILING ADDRESS: 753 B LINE ST City BOYNE State MI Zip 49712
 TELEPHONE # () 582-3592 LICENSE # _____
 EXPIRATION DATE: _____

*** LICENSE INFORMATION: Continued

FEDERAL EMPLOYER ID NUMBER OR REASON FOR EXEMPTION: _____

WORKER'S COMP. INSURANCE CARRIER OR REASON FOR EXEMPTION: _____

M.E.S.C. EMPLOYER NUMBER OR REASON FOR EXEMPTION: _____

*** INFORMATION NEEDED FOR PLAN REVIEW: Characteristics of proposed building.

TYPE OF IMPROVEMENT: PLEASE CHECK type of improvement to be made:

- | | | |
|----------------------------------------------------------|-----------------------------------------------------------|---------------------------------------------------|
| 1. New Residence [<input checked="" type="checkbox"/>] | 7. Res. Garage (unattached) [<input type="checkbox"/>] | 13. Demolition [<input type="checkbox"/>] |
| 2. New Commercial Bldg [<input type="checkbox"/>] | 8. Res. Garage (attached) [<input type="checkbox"/>] | 14. Relocation [<input type="checkbox"/>] |
| 3. Residential Addition [<input type="checkbox"/>] | 9. New Mobile Home installed [<input type="checkbox"/>] | 15. Other (Describe) [<input type="checkbox"/>] |
| 4. Residential Remodeling [<input type="checkbox"/>] | 10. Mobile Home Addition [<input type="checkbox"/>] | |
| 5. Foundation Only [<input type="checkbox"/>] | 11. Res. Pole Building [<input type="checkbox"/>] | |
| 6. Roof Only [<input type="checkbox"/>] | 12. Comm. Pole Building [<input type="checkbox"/>] | |

*** BUILDING CHARACTERISTICS: To be reviewed by Inspector PRIOR to starting work.

PRINCIPAL TYPE OF FRAME: CRAWLSPACE [] //OR// BASEMENT []

MASONRY (wall bearing) []
WOOD FRAME []
STRUCTURAL STEEL []

REINFORCED CONCRETE []
OTHER (Specify) _____

PRINCIPAL TYPE OF HEATING:

GAS []
OIL []
ELECTRICITY []

COAL []
WOOD HEAT []
OTHER (Specify) _____

SEWAGE DISPOSAL:

PUBLIC OR PRIVATE COMPANY [] SEPTIC SYSTEM []

TYPE OF WATER SUPPLY:

PUBLIC OR PRIVATE COMPANY [] PRIVATE WELL OR CISTERN []

TYPE OF MECHANICAL:

WILL THERE BE AIR CONDITIONING?
YES [] NO []

WILL THERE BE AN ELEVATOR?
YES [] NO []

BUILDING DIMENSIONS: 24 x 28 FEET AND INCHES?

NUMBER OF STORIES 2 TOTAL SQ. FEET OF FLOOR AREA (Based on exterior dimensions) 1,344

ESTIMATED COST \$25,000 CONTINUED ON PAGE THREE [III.]

*** BUILDING CHARACTERISTICS: Continued

RESIDENTIAL BUILDINGS ONLY:

NUMBER OF BEDROOMS: [3] NUMBER OF BATHROOMS: [1.5]

PROPOSED USE OF BUILDING: FOR NON-RESIDENTIAL BUILDINGS - - Describe, in detail, the proposed use of the building, such as; office building, industrial plant, shopping mall, machine shop, restaurant, etc.

HOUSE

OFF STREET PARKING SPACES:

ENCLOSED PARKING SPACES: [] OUTDOOR PARKING SPACES: []

DEMOLITIONS: (Wrecking) PLEASE SHOW MOST RECENT USE OF BUILDING BEING ELIMINATED.

SINGLE FAMILY RES. [] COMMERCIAL, INDUSTRIAL BLDG [] OTHER (Describe) _____
TWO OR MORE FAMILY RES. [] PUBLIC PROFESSIONAL BLDG []
GARAGE, OUTBUILDING [] TANK, TOWERS, ETC. []

*** APPLICANT INFORMATION; ALL items MUST BE PROVIDED, to obtain PERMIT.

APPLICANT IS RESPONSIBLE FOR PAYMENT OF ALL FEES AND CHARGES APPLICABLE TO THIS APPLICATION AND MUST PROVIDE THE FOLLOWING INFORMATION:

NAME: Please Print DINO FRANCHINO Telephone # (66) 582-3592

MAILING ADDRESS: 753 B LINE ST Bozette MI 49712
Street Address City State Zip Code

FEDERAL ID/SOCIAL SECURITY NO. 375-90-8527

I hereby certify that the proposed work is authorized by the Owner of Record and that I have been authorized by the Owner to make the application as his AUTHORIZED AGENT, and WE AGREE to conform to all applicable laws of the STATE OF MICHIGAN. ALL INFORMATION SUBMITTED ON THIS APPLICATION IS ACCURATE TO THE BEST OF MY KNOWLEDGE.

ORDERED TO APPEAR HERE BY PUBLIC ACTS 230, of 1972, and 135 of 1989, STATE OF MICHIGAN

SECTION 23a OF THE STATE CONSTRUCTION CODE ACT OF 1972, ACT NO. 230 OF THE PUBLIC ACTS OF 1972, BEING SECTION 125.1523a OF THE MICHIGAN COMPILED LAWS, PROHIBITS A PERSON FROM CONSPIRING TO CIRCUMVENT THE LICENSING REQUIREMENTS OF THIS STATE RELATING TO PERSONS WHO ARE TO PERFORM WORK ON A RESIDENTIAL BUILDING OR A RESIDENTIAL STRUCTURE. VIOLATORS OF SECTION 23a ARE SUBJECT TO CIVIL FINES.

*** SIGNATURE OF APPLICANT: Dino Franchino DATE: 7-24

***** SIGNATURE MUST BE PRESENT OR APPLICATION IS INVALID *****

///// SEE PAGE FOUR FOR SITE PLAN - - - - -

This permit must be displayed, within twenty-four (24) hours of its issuance, by placing it in a conspicuous place on the premises facing the nearest street and shall be continuously so displayed until all work is completed. Paid
R#
16372.

BOYNE CITY ZONING APPROVAL APPLICATION
319 North Lake Street - P. O. Box 68
Boyne City, MI 49712

Case 92-24-4 Map _____ Date 4-24-92
Referred to: Plan.Bd. _____ ZBA _____
Reason for Referral: _____

I. GENERAL INFORMATION

Name of Property Owner DINO FRANCHINO Telephone 82-3592
Address 733 B LINE ST
City BOYNE State & Zip _____

II. PROPERTY DESCRIPTION

Legal Description (attach separate sheet, if necessary) LOT #9
LEWISS ADDITION TO BOYNE VILLAGE

Property Tax Code Number 1551-265-009-00
Nearest Intersection (Name Roads) JEFFERSON & CLARK

Zone District in which property is located R-2

III. PROPOSED USE

What type of construction is proposed:
 Single-Family Residential Two-Family Residential
 Multiple-Family Residential Number of Units
 Other Residential (Describe) _____
 Commercial (Describe) _____
 Industrial (Describe) _____
 Addition (Describe) _____
 Other (Describe) _____

Height of the proposed structure? 24'
Exterior dimensions of the proposed structure? 24' X 34'
Approximate cost? \$25,000

IV. NAME OF BUILDING CONTRACTOR SELF
Address _____

V. SIGNATURE CLAUSE:

I hereby agree to comply with the provisions of the Boyne City Zoning Ordinance #A-28 in the installation, construction, alteration, addition, or demolition described herein and, if not the applicant, I hereby certify that the proposed work is authorized by the property owner and that I have been empowered by the owner to make this application as his selected agent.

DINO FRANCHINO
(Signature)

Date 4/23/92

VI. PLEASE COMPLETE THE FOLLOWING. Use care as this drawing will be used to determine if a permit may be issued in accordance with the Boyne City Zoning Ordinance.

Include: Proposed Building & Dimensions Approximate well & septic tank & field location.
 Front, Side and Rear Yard Setbacks Other topographic features.
 Roads (named), lakeshores, streams, easements, or other dedicated rights-of-way.

CM

ALL SETBACKS MUST BE MEASURED FROM THE EAVES DRIPLINE AND NOT THE WALL.

SEE ATTACHED

VII. DATE APPLICATION RECEIVED _____ Case _____ Map _____
APPROVALS: Health _____ Date _____
Soil Erosion _____ Date _____
ACTION: Permit Granted _____ Permit Denied _____
REASONS FOR DENIAL: _____

W. Randolph Stevens Date 4-27-97
(Zoning Administrator's Signature)

CERTIFICATE OF OCCUPANCY

It shall be unlawful to use or permit the use of any structure or premises hereafter altered, extended or erected, until the City Manager or his representative shall have made an inspection of the premises and shall have approved the same for occupancy. Call City Hall (582-6597) a minimum of two (2) working days in advance to schedule inspections.

Inspection Date _____ Approved _____ Denied _____
Signature of Approver _____

CHARLEVOIX COUNTY
DEPARTMENT OF BUILDING INSPECTION
TELEPHONE (616) 547-7236

BUILDING PERMIT

DEPT. FILE NO. 1
AMOUNT PAID \$186.00 Rctp #20009
A0584 7-24-92
VALIDATION

APPLICANT Dino Franchino DATE September 2, 1992 PERMIT NO. 92 7368 BC
ADDRESS 753-B Line St. Boyne City, MI
PERMIT TO construct (CONTR'S LICENSE)
PERMIT TO new residence & garage (TYPE OF IMPROVEMENT) NO. 1 STORY new residence & garage (PROPOSED USE) NUMBER OF DWELLING UNITS (1)

AT (LOCATION) Boyne City (NO.) 410 Jefferson Street (STREET) ZONING DISTRICT BC 4-24-92
BETWEEN _____ (CROSS STREET) AND _____ (CROSS STREET)

SUBDIVISION _____ LOT _____ BLOCK _____ LOT SIZE _____

BUILDING IS TO BE 24' FT. WIDE BY 28' FT. LONG BY _____ FT. IN HEIGHT AND SHALL CONFORM IN CONSTRUCTION
garage 22' X 24'

TO TYPE _____ USE GROUP R-3 BASEMENT WALLS OR FOUNDATION _____ (TYPE)

REMARKS: 15-51-265-009-00

AREA OR VOLUME _____ (CUBIC/SQUARE FEET) ESTIMATED COST \$ 56,172.00 PERMIT FEE \$ 186.00

OWNER Dino Franchino
ADDRESS 753-B, Line St. Boyne City, MI 49712
BUILDING DEPT BY Howard Brown

(Affidavit on reverse side of application to be completed by authorized agent of owner)

FORM NO. BOCA-BP 1989

I hereby certify that the proposed work is authorized by the owner of record and I have been authorized by the owner to make this application as his authorized agent.

SIGNATURE OF AGENT _____

ADDRESS _____
(NUMBER) (STREET) (CITY)

APPROVED BY _____ TITLE _____

DATE _____ 19 ____.

CHARLEVOIX COUNTY
DEPARTMENT OF BUILDING INSPECTION
TELEPHONE (616) 547-7236.

CERTIFICATE ISSUED
5166.00 ~~12/1/2009~~
DATE

BUILDING PERMIT - CERTIFICATE OF OCCUPANCY

APPLICANT Dino Franchino DATE September 2, 19 92 PERMIT NO. 92 7368 BC
ADDRESS 753-B Line St., Boyne City, MI
PERMIT TO construct (CONTR'S LICENSE)
new residence & garage (TYPE OF IMPROVEMENT) NO. STORY new residence & garage (PROPOSED USE) NUMBER OF DWELLING UNITS (1)

AT (LOCATION) Boyne City (NO.) 410 Jefferson Street (STREET) ZONING DISTRICT BC 4-24-92
BETWEEN _____ (CROSS STREET) AND _____ (CROSS STREET)

SUBDIVISION _____ LOT _____ BLOCK _____ LOT SIZE _____

BUILDING IS TO BE 24' FT. WIDE BY 28' FT. LONG BY _____ FT. IN HEIGHT AND SHALL CONFORM IN CONSTRUCTION
garage 22' X 24'

TO TYPE _____ USE GROUP R-3 BASEMENT WALLS OR FOUNDATION _____ (TYPE)

REMARKS: 15-51-265-009-00

AREA OR VOLUME _____ (CUBIC/SQUARE FEET)

OWNER Dino Franchino
ADDRESS 753-B, Line St., Boyne City, MI 49712



TO BE POSTED ON PREMISES
SEE REVERSE SIDE FOR CONDITIONS OF CERTIFICATE

FORM NO. BOCA - BP 1969

CITY OF BOYNE CITY



To: Michael Cain, City Manager *Mc*
 From: Tim Faas, Director of Public Works *TF*
 Date: August 8, 2019
 Hour:
 Subject: **Solid Waste Collection & Disposal Services
 Fall Rubbish Collection Program Recommendation**

BACKGROUND:

In April 2019, the City Commission approved a one-year extension of a contract with American Waste for solid waste collection and disposal services including the spring & fall rubbish collection program. The approved budget for the annual rubbish collection program is \$65,000. At that time, the City Commission was advised that staff would work with American Waste on ensuring the approved budget is not exceeded.

Following the spring collection, I met with American Waste to review the hours, volumes and costs of the service. The table below shows a comparison of last year versus this year's data.

<u>Collection</u>	<u>2018</u>	<u>2019</u>	<u>Difference</u>
Spring Hours	100	115	+15 (15% more - actual)
Spring Cu. Yards	600	675	+75 (13% more - actual)
Spring Costs	\$35,348	\$41,600	+\$6,252 (18% more - actual)
Fall Hours	75	tbd	
Fall Cu. Yards	459	tbd	
Fall Costs	\$26,727	tbd	
Annual Hours	175	tbd	
Annual Cu. Yards	1,059	tbd	
Annual Costs	\$62,075	\$65,000	+\$2,925 (5% more – as budgeted)

Historically the City of Boyne City has offered a three (3) week long program in both the spring and the fall. Based on the increase in hours, volume and associated costs for the spring 2019 collection program, we would likely not have sufficient funds to offer a three (3) week long program in the fall and stay within the \$65,000 approved budget. My best projection would be that a three (3) week long collection program would cost an additional \$8,138 should the increase trend this fall be as it was this spring. As such, I would recommend we scale back the number of collection days from three (3) days to two (2) days for the fall collection program.

RECOMMENDATION:

It is my recommendation that the City Commission approve the change in the fall rubbish collection program from three (3) days to two (2) days; namely, August 28th and 29th (Week 1) and September 4th and 5th (Week 2) as outlined on the informational flyer.

OPTIONS:

1. That this matter be postponed for further information or consideration
2. That this matter be approved subject to some revision
3. Other options as determined by the City Commission

Encl: Letter from American Waste dated July 30, 2019
Fall Rubbish Collection Program Flyer



July 30, 2019

City of Boyne City

Boyne City, MI 49712

Re: Spring Clean Up 2019

To: Tim Faas,

These are the yards picked up and hours spent:

115 hours billed at \$215.00 per hour = \$24,725.00 Hours

675 yards picked up at \$25.00 per yard= \$16,875.00 yardage cost

Total \$41,600.00

2018 totals:

Spring

100 hours billed at \$209.48 per hour \$20,948.00

600 yards billed at \$24.00 per yard\$14,400.00

Total \$35,348.00

Fall

75 hours billed at \$209.48 per hour \$15,711.00

459 yards billed at \$24.00 per yard \$11,016.00

Total \$26,727.00

2018 totals \$62,075.00

Jill Harris
Account Manager



City of Boyne City Weekly Residential Rubbish-Collection Program - 2019

The City will hold its weekly residential rubbish collection program starting on August 28th. This collection will serve all 3 unit or less residential properties in the City. It does not serve commercial properties.

Main Street and the areas South of Main Street: Pick - up service will begin on Wednesday August 28th. Items for collection should be placed out after 5 p.m. on Tuesdays and before 7 a.m. Wednesdays. See schedule below for dates of collection.

North of Main Street: Pick-up service will begin on Thursday, August 29th. Items for this collection should be placed out after 5 p.m. on Wednesday and before 7 a.m. Thursday. See schedule below for dates of collection.

Collection Area	Weekly Pick-up day	August	September
Main Street and the area South of Main Street	Wednesday	28 th	4 th
North of Main Street	Thursday	29 th	5 th

This program is in addition to, not a replacement of, your existing residential household garbage collection. It is still your responsibility to properly dispose of your garbage separately.

On the reverse side are lists of materials that may be placed out for collection and those that are excluded from collection under this program. **Materials must originate from the residence, and not from elsewhere or from residents' contractors.** Materials for collection must be placed within the curb-lawn areas of right of way - that is between curbs and sidewalks; or just behind curbs where there are no sidewalks; or at street shoulders where there are no curbs.

The total volume of all items that may be placed out for collection per house each week is limited to **two cubic yards (think of filling an area the size of a short bed pick-up truck)**. Because this program is not limited to 1 week, you have plenty of time to have your items collected and do not have to have them all out for the first collection or all at once. Please do not place materials out at the street for collection before 5 p.m. the day before your pick-up. **In addition, the pick-up will start at 7 a.m. so have any items out by then.**

For more information or program updates visit us on the web at www.cityofboynecity.com or call City Hall at 582-6597.

CITY OF BOYNE CITY

To: Michael Cain, City Manager *Mc*
From: Scott McPherson, Planning Director *SM*
Date: August 13, 2019
Subject: GPS Units Purchase

**Background**

In the fall of 2016 the City received funding approval for the Storm Water Management and Wastewater (SAW) grant application submitted in 2013. The MDEQ established the Strategic Water Quality Initiatives Fund (SWQIF) for the planning, design and construction of improvements for the collection and treatment of wastewater and/or stormwater systems. The submitted grant request was for a total estimated project amount of \$767,608.00 of which the City would be required to match 10% totaling \$76,760.00. Its primary focus is to encourage developing asset management programs that outline cost-effective operation and maintenance measures. Through the grant program funding is provided to communities to develop Wastewater Management Plans (WAMP), Stormwater Asset Management Plans (SAMP), and Stormwater Management Plans (SWMP). In addition to the development of the plans the purchase of computer hardware, software and training to develop and maintain the data are also grant eligible.

Discussion

To date approximately \$563,000 of the grant funds have been used leaving approximately \$204,000 of the grant remaining. Anticipated work that has yet to be completed will account for approximately \$144,000 leaving approximately \$60,000 of unallocated funds. To maximize the use of the grant dollars staff has been reviewing additional items that qualify for funding. It is being proposed the City purchase two Eos Arrow 100 GNSS GPS units with optional accessories as quoted by infoGeographics at total cost of \$9,697.90.

This purchase will give the City the ability to provide one GPS unit each for the W-WW and DPW departments. These units will allow DPW and W-WW personnel the capacity to collect highly accurate data points (+/- 18 inches) while in the field which then can be integrated into the City GIS system. Funds for the purchase of the hardware would be allocated as follows: SAW grant 90% (\$8,728.11); DPW 5% (\$484.90) and W-WW 5% (\$484.90).

Recommendation

Approve purchase of two Eos Arrow 100 GNSS GPS units with optional accessories as quoted by infoGeographics for a cost not to exceed the amount of \$9,697.90.

Other Options

1. Do not approve purchase
2. Take no action pending further information.
3. Other action as the Commission deems appropriate.

infoGeographics

has joined the Technical Services Group of



AVINEON[®]

Visualize | See | Through.

Phone: (231) 995-8266
 Email: ccollins@avineon.com
 Web: www.avineon.com

310 W Front St, Ste 225

Quote/Order by: CMC 7/26/19

Job # : _____

Ship to:

Name: Scott McPherson
 Title: Planning/Zoning Director
 Organization: City of Boyne City
 Address: 319 N Lake Street
 City, State Zip: Boyne City, MI 49712
 Email: smcpherson@boynecity.com

Payment Information:

(Check or Purchase Order)
 Purchase Order # _____ (30 days net)
 Tax Exempt ID # _____

Product	Number	Price	Subtotal
EOS Arrow 100 GPS/GNSS Kit (sub-meter) w/shipping	2	\$2,995.00	\$5,990.00
Nylong carrying pouch			
Antenna (L1, G1, Lband)			
Antenna cable (1.5m)			
Antenna hat w/pouch			
3350mAh battery			
Battery charger - 100-240V			
6' USB A (M)-Mini B (M) cable			
Two-year warranty			
Accessories-Optional			
Hard Shell Pelican Case	2	\$225.00	\$450.00
12V Vehicle Charger	2	\$65.00	\$130.00
2m Carbon Fiber Range Pole	2	\$225.00	\$450.00
<i>required antenna mounting plate</i>	2	\$65.00	\$130.00
<i>required range pole kit/attachment</i>	2	\$245.00	\$490.00
Carbon Fiber Bi-pod w/thumb release	2	\$298.95	\$597.90
Tablet Ram Mount (9.7"-10.5")	2	\$140.00	\$280.00
Setup/Configuration	1	\$960.00	\$960.00
		Tax (6%)	\$0.00
		Shipping	\$220.00
		Total	\$9,697.90

Please Email or Mail to Address Above.
 Call us at (231) 995-8266 with any questions & **Thanks for Your Order !**



Arrow 100 GNSS – Four Constellation 30-50cm

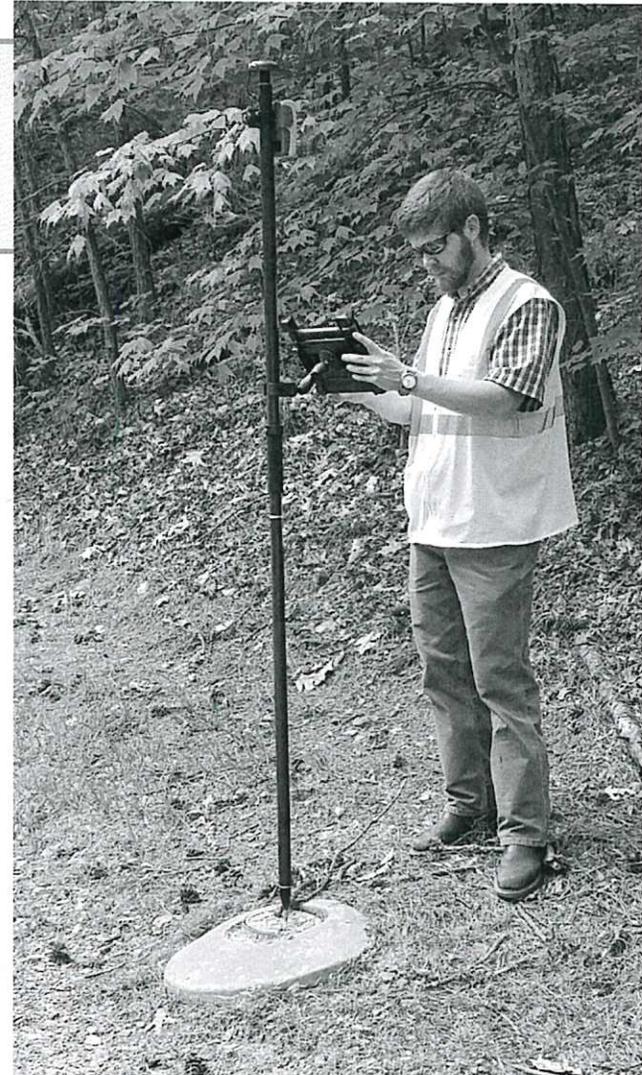
- **Single Frequency GNSS – Multi-Constellation**
Supports GPS, GLONASS, BeiDou, Galileo, QZSS
- **Real-time 30-50cm accuracy with free SBAS**
WAAS, EGNOS, MSAS, GAGAN
- **<30cm with RTK Networks**
- **Superior performance in harsh environment**
All-day DGNS positioning in forestry using SBAS alone
- **Compatible iOS, Android, Windows**





Range Pole Config

- Arrow receiver on a range pole.
- Antenna cable very short.
- ~5 lbs total weight with carbon fiber range pole.



CITY OF BOYNE CITY

To: Michael Cain, City Manager *Mc*
 From: Tim Faas, Director of Public Works *TF*
 Date: August 8, 2019
 Subject: **Tree Removal & Trimming Contract
 Change Order Recommendation**

**BACKGROUND:**

Each year the Public Works Department has a list of locations where trees located in the public right-of-way require removal and/or trimming. Routinely maintaining the trees reduces the liability the City has along our streets. For the sixth consecutive year, the 2019 Contract was awarded to All Aspects Forestry LLC in an amount not-to-exceed \$25,000 based on the tree quantities provided by the City and an estimate of the required hours by the Contractor.

After the award of the contract, an additional 12 trees were added to the tree removal list as these trees were reported to the City of Boyne City during May and June. Once the removals were completed in July, the Contractor informed me that the hours spent on the original 38 trees plus the additional 12 trees totaled more than originally estimated.

The reasons the removal hours were more is as noted below:

1. The diameter of the trees cut in 2019 was substantially larger than past years, as many of the large dead trees reported in 2017 and 2018 for removal were deferred due to budget concerns. A detailed inventory of the trees was completed in the fall of 2018 by Mike Wiesner and Gow Litzenburger. Many of the trees cut in the past ranged from 4" diameter to 30" diameter which was the basis for the Contractor's estimate. The trees this year ranged from 6" diameter to 84" diameter for comparison.
2. Very few of the trees were in areas that had clear fall zones like the past several years. Most trees were around overhead electric & utility lines, so more care was required for safety reasons during the removal process.

Together with the Contractor, I have estimated the costs for the remaining work (trimming and stump removal) to be roughly \$17,125 as summarized on the attached spreadsheet. There is sufficient budget included in the 2019/2020 budget and the costs would be charged to the following accounts:

#202-463-819.000 (Major Roads – Tree Maintenance & Replacement); and
 #203-463-819.000 (Local Roads – Tree Maintenance & Replacement).

At this time, the work is on-hold pending approval by the City Commission on a change order to PO #5608 to cover the additional \$17,125.

RECOMMENDATION:

It is my recommendation that the City Commission approve a change order amending purchase order #5608 with All Aspects Forestry for the 2019/2020 Street Removal and Trimming work in an amount not-to-exceed an additional \$17,125. Further, I would recommend the City Manager to execute the amended purchase order.

OPTIONS:

1. That this matter be postponed for further information or consideration
2. That this matter be approved subject to some revision
3. Other options as determined by the City Commission

Encl: 2019 Tree Trimming & Removal Budget

2019 Tree Removal & Trimming Budget

Component	Number	Hours	Hourly Rate	Total
Removals (Planned)	38	40.00	\$250	\$10,000
Removals (Actual) *	50	104.50	\$250	\$26,125
Extra Work	12	64.50		\$16,125
Stump Removals (Planned)	29	30.00	\$250	\$7,500
Stump Removals (Actual) **	31	34.00	\$250	\$8,500
Extra Work	2	4.00		\$1,000
Trimming (Planned)	31	33.33	\$225	\$7,500
Trimming (Actual)	31	33.33	\$225	\$7,500
Extra Work	0	0.00		\$0
Total Planned =				\$25,000
Total Actual =				\$42,125
Total Extra Work =				\$17,125

* means additional trees were reported after award of the contract that posed a serious safety risk

** means 2 additional stumps from 2018 were not included on the original estimate

CITY OF BOYNE CITY

To: Michael Cain, City Manager *MC*
 From: Tim Faas, Director of Public Works *TF*
 Date: August 8, 2019
 Subject: **Dump Truck #17 Rebuild Recommendation**



BACKGROUND:

Public Works has four (4) dump/plow trucks in the motor pool fleet. Three (3) of the trucks are about fifteen (15) years old. One unit (Truck #3) is scheduled for replacement this year which once ordered will take about a year for delivery. Another unit (Truck #17) is scheduled for replacement of the underbody scraper blade and salt/sand conveyer system. The estimated budget for this rebuild is \$27,000.

The Public Works Streets Foreman has been working out the detailed specifications with our contact at Truck & Trailer Specialties of Boyne Falls where the RDS truck box and attachments were originally purchased. The highest probable cost for the rebuild is summarized below:

Component	Cost
Rexroth Hydraulic Valve for Scraper	\$7,226.32
Monroe Scraper Blade	\$12,189.32
RDS Box and Conveyer Rebuild	\$24,088.23
Total	=\$43,503.87

The amount could be less once the truck body and existing scraper blade are removed from the International Truck chassis. Despite being more cost than what was budgeted, since the replacement of Truck #3 will not be charged until 2020 now, there is more than sufficient funds to pay for the rebuild of Truck #17 this fiscal year. During the year, the rental rates continue to be charged on all four trucks which should help bolster the revenues necessary for replacement in 2020. This equipment investment will outlive the remaining life of the truck chassis and can be re-used on a future chassis replacement.

The cost for this rebuild is included in the 2019/2020 motor pool budget as presented to the City Commission and would be charged to the following account: #661-040-970.000 (Motor Pool – Capital Outlay).

RECOMMENDATION:

It is my recommendation that the City Commission award a purchase order contract with Truck & Trailer Specialties of Boyne Falls for the rebuild of Truck #17 in an amount not-to-exceed \$43,503.87. Further, I would recommend the City Manager to execute the documents.

OPTIONS:

1. That this matter be postponed for further information or consideration
2. That this matter be approved subject to some revision
3. Other options as determined by the City Commission

Encl: Quotations from Truck & Trailer Specialties dated 7/15/2019

**TRUCK & TRAILER SPECIALTIES OF
BOYNE FALLS, INC.**

P.O. Box 473 - 00399 US 131 - Boyne Falls, MI 49713

Phone: 231-549-8500 - Fax: 231-549-3555

FAX COVER SHEET

DATE: 07/15/19

TO: Darcy

FAX NO: 582-6506

FROM: Rory Diamond

NUMBER OF PAGES (Including this cover sheet): 6

MESSAGE: _____

ATT: DARCY

v

Q U O T A T I O N

Quote NO. BJO001702

=====

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
 399 US 131, PO Box 473
 BOYNE FALLS, MI 49713
 PH:231-549-3500 FX:231-549-3555

Customer: 185
 CITY OF BOYNE CITY
 319 N. LAKE STREET

 BOYNE CITY MI 49712

06/29/19: Quote Date
 07/29/19: Expire Date

Contact: DARCY

Salesperson: X

Make: WESTERN STAR Model: 4700 Year: 2020

Terms: N30 Job Description: RDS REBUILD

Part Number	Description	Quantity	UOM
LABORJOB	JOB LABOR	95.00	HRS
TRUCKING	TRUCKING/TRANSPORT CHARGES	1.00	EA
05022013	PIN FLAT HEAD REPAIR AL667XH	2.00	EA
05022021	PIN .125 x 1.00 COTTER	2.00	EA
00012214	RDS BODY PROP KIT	1.00	EA
00020774	CARBON STEEL 1 PAIR SHAFT IDLER 2"x43" DUZMOR	1.00	EA
00020775	SHAFT DRIVER 2"x49.75" 4KW REA	1.00	EA
00024610	WIPER, 2 PLY, REAR APRON ASSY 28.5 X .313 X 5	3.00	EA
00025196-B	WIPER SUPPORT	3.00	EA
00032786	BEARING ADJ ASSY RDS/DM/DVS	2.00	EA
00032981-E	CHAIN COVER 201 SS	2.00	EA
00048480	10' RDS CRADLE WELDMNT	1.00	EA
00050382-F	SS 201 FLOOR	1.00	EA

*** CONTINUED NEXT PAGE ***

Q U O T A T I O N

Quote NO. BJO001702

=====

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
 399 US 131, PO Box 473
 BOYNE FALLS, MI 49713
 PH:231-549-3500 FX:231-549-3555

Customer: 185
 CITY OF BOYNE CITY
 319 N. LAKE STREET

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06/29/19: Quote Date
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Contact: DARCY

Salesperson: X

Make: WESTERN STAR Model: 4700 Year: 2020

Terms: N30 Job Description: RDS REBUILD

Part Number	Description	Quantity	UOM
00067170	BEARING ADJ ASSY RDS CROSS	3.00	EA
00078966	WIPER FOR RDS SPREADER	2.00	EA
00085083	MTE ROLLER WELDMENT RDS (DRIVE N/S	2.00	EA
00085087	ROLLER WELDMENT RDS CROSS IDLE	2.00	EA
00096811	TORQUE ARM 6:1 GEAR GOX	2.00	EA
05006553	MOTOR HYD WHITE 15.5 CI 2 BOLT	1.00	EA
05006555	MOTOR HYD WHITE 18 CI 4 BOLT 1	1.00	EA
05006595	MOTOR HYD WHITE 15.5 CI 2 BOLT	1.00	EA
05030029	BEARING 1.25" 4B FLANGE	5.00	EA
05030078	BEARING 2" 4B FLANGE MSV-MV	2.00	EA
05033028H	8TOOTH HARDENED SPROCKET 2" BORE	4.00	EA
05033054	SPROCKET 40B16FX1" BORE .25" K	1.00	EA
05033055	SPROCKET 40B16FX1.25" BORE	1.00	EA

*** CONTINUED NEXT PAGE ***

Q U O T A T I O N

Quote NO. BJO001702

=====

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
 399 US 131, PO Box 473
 BOYNE FALLS, MI 49713
 PH:231-549-3500 FX:231-549-3555

Customer: 185

CITY OF BOYNE CITY
 319 N. LAKE STREET

06/29/19: Quote Date
 07/29/19: Expire Date

BOYNE CITY MI 49712

Contact: DARCY

Salesperson: X

Make: WESTERN STAR Model: 4700 Year: 2020

Terms: N30 Job Description: RDS REBUILD

Part Number	Description	Quantity	UOM
05033056	CHAIN #40 DOUBLE CHAIN COUPLER	1.00	EA
05033057	COVER F/40-16 CHAIN COUPLER	1.00	EA
05036369	*RDS CHAIN	1.00	EA
05039776	BELTING 19.563"x155" HOT 220	1.00	EA
05050053	KEY SQ .5"x.5"x2.5" MV/MSV	3.00	EA
05051148-S	GEARBOX 6:12 INSFT DIA 3.56" L	2.00	EA
1/2SSPIPE	1/2 T304L SCH 40 SS PIPE A312	480.00	IN
235208	DELO NLGI2 EXT.PRESSURE HIGHLOAD BLUE GRSE	3.00	EA
2405-08-08	1/2 Male JIC x 1/2 Female Pipe	8.00	EA
2405-12-12	3/4 Male JIC x 3/4 Female Pipe	8.00	EA
3/4SSPIPE	3/4 T304L SCH 40 SS PIPE A312	480.00	IN
45A-BA1-DDCA-1BA	MAC SOL. AIR VALVE MAC	1.00	EA
46430-31	PIVOT SET 3 SPRING w/ 31" ALUM	1.00	EA

*** CONTINUED NEXT PAGE ***

Q U O T A T I O N

Quote NO. BJO001702

=====

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
 399 US 131, PO Box 473
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Make: WESTERN STAR Model: 4700 Year: 2020

Terms: N30 Job Description: RDS REBUILD

Part Number	Description	Quantity	UOM
CS90-4.5-3DA	CS90 4.5-3 DA CYLINDER MAILHOT	1.00	EA
L3335	AL667XH-100-100-30-1/4"C/C 1/2-1-1/2 (11')	1.00	EA
PB3005002	B1875 UPPER BLOCK, ASSY, MAILHOT	2.00	EA
PP3004010	P200 PEL-T BACK HINGE MAILHOT	1.00	EA
SP1/2	1/2X10'HMWPE REGRIND BLACK 1/2"X10'X163' ROLL	5,896.00	SQ
MISCHOSE	MISC HOSE CHARGE	1.00	EA

Subject: International 7400 2007, VIN# 7N483928, Remove 10FT RDS and Front Cross Conveyor, Complete Rebuild. Would include the following:

- New Mailhot telescopic hoist system complete, cylinder, upper and lower trunnion block, hoist saddle, cradle.
- New rear hinge system, paddles and pins.
- (2) New body props.
- New stainless steel floor with rubber seals.
- New chain bar every link.
- New chain shield with stainless steel hardware.
- New air tailgate cylinder, including Mac solenoid and in-cab switch.
- New front idler shaft, chain adjusters, sprockets and keys.
- Replace both torque arms, link style with pins and bracket.

*** CONTINUED NEXT PAGE ***

Q U O T A T I O N

Quote NO. BJO001702

=====

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
399 US 131, PO Box 473
BOYNE FALLS, MI 49713
PH:231-549-3500 FX:231-549-3555

Customer: 185

CITY OF BOYNE CITY
319 N. LAKE STREET

06/29/19: Quote Date
07/29/19: Expire Date

BOYNE CITY MI 49712

Contact: DARCY

Salesperson: X

Make: WESTERN STAR Model: 4700 Year: 2020

Terms: N30 Job Description: RDS REBUILD

Replace carbon steel piping with stainless steel, including hydraulic jumper hoses at each end of piping.

Replace rear drive shaft, sprockets and keys.

Replace both drive motors, and gear boxes.

Fill gear boxes with corn head grease, in lieu of 80-90.

New poly under chain to help protect truck components.

Front Cross Conveyor. Would include the following:

(2) New drive drums.

(2) New idler drums.

(2) New bearing adjusters.

(5) 1 flange bearings.

New drive motor, chain coupler, and cover.

New belt and wipers.

Subtotal 24,088.23
Sales Tax 0.00
FET 0.00

NOTE: SALES TAX & FREIGHT MAY APPLY

Total \$ 24,088.23
=====

Q U O T A T I O N

Quote NO. BJO001557

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
399 US 131, PO Box 473
BOYNE FALLS, MI 49713
PH:231-549-3500 FX:231-549-3555

Customer: 185
CITY OF BOYNE CITY
319 N. LAKE ST.

BOYNE CITY MI 49712

02/06/19: Quote Date
03/08/19: Expire Date

Contact:

Salesperson:

Make: INTERNATIONAL Model: Year:

Terms: N30 Job Description: QUOTE FOR VALVE

Part Number	Description	Quantity	UOM
8M4-12BOYNECITY19	*	1.00	EA
LABORJOB	JOB LABOR	12.00	HRS
TRUCKING	TRUCKING/TRANSPORT CHARGES	1.00	EA
10643-12-12	FEM JIC STR #12FJX-#12HOSE PARKER CRIMP FITTING	6.00	EA
10643-16-16	1" JIC FM SW HOSE END	1.00	EA
10643-20-20	1+1/4 ID-20 JICFS Strt Hose EN	1.00	EA
10643-6-6	3/8ID-6 JIC FS Hose End	6.00	EA
10643-8-8	1/2ID 8 JIC FS Hose End	6.00	EA
13943-12-12	3/4 ID-12 JIC FS 90 ELBOW Hose	3.00	EA
13943-16-16	1-16 JIC 90 ELBOW	1.00	EA
13943-20-20	1-1/4 JIC 90 HOSE END	1.00	EA
13943-6-6	3/8ID-6 FS ELBOW JIC 90 DEGREE	3.00	EA
13943-8-8	1/2 ID-8 JIC FS 90 ELBOW	3.00	EA

*** CONTINUED NEXT PAGE ***

Q U O T A T I O N

Quote NO. BJO001557

=====

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
 399 US 131, PO Box 473
 BOYNE FALLS, MI 49713
 PH:231-549-3500 FX:231-549-3555

Customer: 185

CITY OF BOYNE CITY
 319 N. LAKE ST.

02/06/19: Quote Date

03/08/19: Expire Date

BOYNE CITY MI 49712

Contact:

Salesperson: .

Make: INTERNATIONAL Model: Year:

Terms: N30 Job Description: QUOTE FOR VALVE

Part Number	Description	Quantity	UOM
14143-12-12	12 JIC FS 90 ELBOW	3.00	EA
14143-6-6	3/8ID-6JL ELBOW FM JIC SW 90 ELBOW LONG	3.00	EA
14143-8-8	1/2 ID-8 FJICFS Long El Hose	3.00	EA
387TC-12	3/4" PARKER HYD HOSE	180.00	IN
387TC-16	1" PARKER HYD HOSE	35.00	IN
387TC-6	3/8" PARKER HYD HOSE	180.00	IN
387TC-8	1/2" PARKER HYD HOSE	300.00	IN
6400-06-06	3/8 Male JIC x 3/8 Male O-RING	6.00	EA
6400-08-08	1/2 Male JIC x 1/2 Male O-Ring	6.00	EA
6400-12-12	3/4 Male JIC x 3/4 Male O-RING	6.00	EA
6400-20-20	1-1/4 Male JIC x 1-1/4 Male O-	1.00	EA
811-20	1-1/4 SUCTION HOSE	30.00	IN
AW32	AW32 HYD OIL BULK AW 32 OIL	8.00	GAL

*** CONTINUED NEXT PAGE ***

Q U O T A T I O N

Quote NO. BJO001557

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
399 US 131, PO Box 473
BOYNE FALLS, MI 49713
PH:231-549-3500 FX:231-549-3555

Customer: 185
CITY OF BOYNE CITY
319 N. LAKE ST.

02/06/19: Quote Date
03/08/19: Expire Date

BOYNE CITY MI 49712

Contact:

Salesperson:

Make: INTERNATIONAL Model: Year:

Terms: N30 Job Description: QUOTE FOR VALVE

Part Number	Description	Quantity	UOM
MISC	MISC CHARGES	1.00	EA

REMOVE OLD MP 18 VALVE
SUPPLY AND INSTALL NEW REXROTH 8M4-12 VALVE
5 AIR 3EPC VALVE
REMOUNT VALVE AND WIRE NEW CONNECTORS AND MAKE NEW HOSES
HOSES ARE ESTIMATED AS REPLACING ALL WE MAY BE ABLE TO REUSE SOME HOSES
WILL CREDIT FOR HOSES NOT USED

Subtotal	7,226.32
Sales Tax	0.00
FET	0.00

NOTE: SALES TAX & FREIGHT MAY APPLY

Total \$ 7,226.32

Q U O T A T I O N

Quote NO. BJO001556

 TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
 399 US 131, PO Box 473
 BOYNE FALLS, MI 49713
 PH:231-549-3500 FX:231-549-3555

Customer: 185

CITY OF BOYNE CITY
 319 N. LAKE STREET

02/06/19: Quote Date
 03/08/19: Expire Date

BOYNE CITY MI 49712

Contact:

Salesperson: .

 Make: INTERNATIONAL Model: Year: 2007

 Terms: N30 Job Description: QUOTE

SUPPLY AND INSTALL:

12 Monroe Model HD 4500 Scraper assemble:

HANGERBOARD: Designed and engineered for optimum strength. formed plate reinforced by X 7-1/2 flat plate to make full 1 thickness. 3.25 X .344 mechanical tube outer hinge tubes. bar reinforced full length of the hinge. thick trunnion arms. Outer trunnion arms shall be bolted to hanger board. Welded on is unacceptable. Shall include a Manifold bracket for the grease line kit, one installed each side of the hanger board.

HINGE SHAFT: 2-1/2 OD X 96 long with (4) grease points and (3) hinge points. The two (2) outer hinges are 3-1/4 OD X 6 long with .344 wall thickness. Each outer hinge has (1) wrap - around gusset, center hinge shall be 3 OD X 10 long with .344 wall and have (2) thick wrap - around gussets, including thrust bearing wear plates to prevent side to side shifting of moldboard.

MOLDBOARD: 1 thick X 20 high X 12 long moldboard. Integral pressed in lower offset. 5/8 -7/8 x8. Extra edge flame hardened double beveled cutting edge with standard highway punch.

SHOCKS & HOUSINGS: Cushioned by two (2) heavy duty spring housings. Two (2) thick flange retaining plates held by (4) 5/8 bolts with prevailing lock nuts. Housings to be slotted to relieve contaminates. Grease-able trunnion mount bushings are 2-3/4 OD with a .344 wall mechanical tube trunnion mount pins

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Q U O T A T I O N

Quote NO. BJO001556

=====

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
 399 US 131, PO Box 473
 BOYNE FALLS, MI 49713
 PH:231-549-3500 FX:231-549-3555

Customer: 185

CITY OF BOYNE CITY
 319 N. LAKE STREET

02/06/19: Quote Date
 03/08/19: Expire Date

BOYNE CITY MI 49712

Contact:

Salesperson:

Make: INTERNATIONAL Model: Year: 2007

Terms: N30 Job Description: QUOTE

are 2 solid rod, bolt in removable and replaceable design.

ACTUATING CYLINDERS: Shall be 3-1/2 bore X 10 stroke with 2 Socatri 1000 rods, with poly pac seals and cast steel heads, hoses and piping (supported with poly clamps) to be externally mounted for easy access. Prince in-line relief valve shall be supplied.

CIRCLE: Shall be 1 solid one piece with infinite plowing positions (no notches), minimum cut out for power reverse cylinder travel and full front circle ears as to have clamps in full contact of circle at 45 degree angle for maximum circle bearing surface. 5 ID X 6.5 OD X 1 hardened center pin bushing.

CENTER PIN: Heavy Duty 5 diameter, hardened center pin, zinc coated. Grease-able with 3 port grease journal and 5/16 wide X 3/16 deep grease groove around pin. Center pin is piloted into the hanger board.

CLAMPS: 20.5 long X 7 deep X 1 thick. Shaped to follow the contour of the circle. 3/8 UHMW wear pads. Entire clamps must remain fully on the circle throughout the entire rotation of the scraper.

REVERSE CYLINDERS AND HARDWARE: (2) 4 Dual - acting cylinders containing #8 SAE ports, 2 Socatri 1000 rods, poly pac seals, and cast steel heads. 3 OD - 2 ID anchor pivots, 2 hardened zinc coated with spiraled grease groove removable pivot pins (grease-able at each end). Prince Cross over relief valve

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Q U O T A T I O N

Quote NO. BJO001556

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
399 US 131, PO Box 473
BOYNE FALLS, MI 49713
PH:231-549-3500 FX:231-549-3555

Customer: 185
CITY OF BOYNE CITY
319 N. LAKE STREET

BOYNE CITY MI 49712

02/06/19: Quote Date
03/08/19: Expire Date

Contact:

Salesperson: .

Make: INTERNATIONAL Model: Year: 2007

Terms: N30 Job Description: QUOTE

set at 2000 PSI to protect reversing cylinders from shock impacts.

MOUNTING PLATES: thick full plate steel construction. With 7 X 7 cut out for ease of cleaning. Attached to the truck using grade 8 bolts, SAE washers and prevailing lock nuts that are electronically plated for corrosion resistance.

PAINT: Shot-blasted, washed and powder coat paint TGIC polyester black. All parts are powder coated prior to assembly of scraper.

GREASE LINE KIT: Remote grease kit that allows grease to be applied at centralized locations outside of the chassis frame. Grease hoses shall be SAE 107 Hytron hose rated at 3000 psi. Grease line kit will incorporate all 15 grease point on the scraper.

Accepted by: _____
Date: _____
Bid submitted by: _____
For Truck and Trailer Specialties of Boyne Falls, Inc.

Part Number	Description	Quantity	UOM
00150977I	SCRAPER GREASE LINE KIT 15 PT	1.00	EA
00156158	HANGER PL .75X22X25, .50	2.00	EA

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Q U O T A T I O N

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Quote NO. BJO001556

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
 399 US 131, PO Box 473
 BOYNE FALLS, MI 49713
 PH:231-549-3500 FX:231-549-3555

Customer: 185

CITY OF BOYNE CITY
 319 N. LAKE STREET

02/06/19: Quote Date

03/08/19: Expire Date

BOYNE CITY MI 49712

Contact:

Salesperson: .

Make: INTERNATIONAL Model: Year: 2007

Terms: N30 Job Description: QUOTE

Part Number	Description	Quantity	UOM
00183842I	MS4512 SCPR,1X20,MS,SOCA	1.00	EA
GB82013	HD SPRING/UPDATED HANGER BOARD	2.00	EA
LABORJOB	JOB LABOR	21.00	HRS
TRUCKING	TRUCKING/TRANSPORT CHARGES	1.00	EA
0643-8-8	1/2ID 8 JIC FS Hose End	4.00	EA
1343-8-8	1/2ID 1/2MPS Hose End	2.00	EA
13743-8-8	FEM JIC 45DEG EL #8FJX-#8HOSE	2.00	EA
13943-8-8	PARKER CRIMP FITTING	3.00	EA
14143-8-8	1/2 ID-8 JIC FS 90 ELBOW	1.00	EA
14143-8-8	1/2 ID-8 FJICFS Long El Hose	1.00	EA
1405-08-08	1/2 Male JIC x 1/2 Female Pipe	2.00	EA
187TC-8	1/2" PARKER HYD HOSE	249.00	IN
1400-08-12	1/2 Male JIC x 3/4 Male O-RING	4.00	EA
1602-08-08-08-4	1/2 Male JIC x 1/2 Female JIC	1.00	EA

*** CONTINUED NEXT PAGE ***

Q U O T A T I O N

Quote NO. BJO001556

TRUCK & TRAILER SPECIALTIES of BOYNE FALLS, INC
399 US 131, PO Box 473
BOYNE FALLS, MI 49713
PH:231-549-3500 FX:231-549-3555

Customer: 185
CITY OF BOYNE CITY
319 N. LAKE STREET

BOYNE CITY MI 49712

02/06/19: Quote Date
03/08/19: Expire Date

Contact:

Salesperson:

Make: INTERNATIONAL Model: Year: 2007

Terms: N30 Job Description: QUOTE

Part Number	Description	Quantity	UOM
801-08-08-4	MALE JIC X MALE O-RING 90 DEG.	4.00	EA
804-08-08-08-4	RUNTEE 8MJ-8MB-8MJ	2.00	EA
RV-3L-500	IN-LINE RELIEF VALVE 500 PSI ORING	1.00	EA

Subtotal 12,189.32
Sales Tax 0.00
FET 0.00

NOTE: SALES TAX & FREIGHT MAY APPLY

Total \$ 12,189.32



CITY OF BOYNE CITY

MEMO

To: Michael Cain, City Manager *Mc*
From: Barb Brooks, Executive Assistant *BB*
Date: August 9, 2019
Subject: Marina Lighthouse Painting Bid Award

In early June the City issued a request for proposals to clean, repair and paint the lighthouse at the marina. Bids were due by June 17th at 2 p.m. There were no bids received by the deadline.

I reached out to several area contractors and painters to get some feedback. Most of them said that they couldn't meet the deadlines that were proposed in the RFP and some had concerns about the condition of the stucco and how much repair might be required and the cleaning process.

Bob Kroondyk of Kroondyk Construction had submitted a proposal in 2018 for this work but I had not budgeted enough funds that year to undertake the project. I asked Bob to resubmit a bid for this year if he was still interested. His first bid this year came in substantially higher than the one in 2018 so Bob and I met to discuss the difference and what has changed. During our meeting he submitted a revised bid, which is attached.

Prior to my meeting with Bob, I was approached by one of our regular customers (Jason Scherencel, Futurity19, Inc.) at the marina and he asked what the status was of the project and that he had an interest in submitting a proposal. Jason is a general contractor, fully licensed, insured and has experience working with municipalities. Originally Jason had planned to submit a bid for the original RFP through his father-in-law, local contractor Lee Sherwood, Sherwood Builders but the timing didn't work out. His current proposal with references is attached.

The Kroondyk Construction Proposal is \$7,860 and would work on the project during the same time his crews are working on the Pavilion Project. Futurity19, Inc. could have the project completed in August.

Recommendation: To award the bid to Futurity19, Inc. in the amount of \$6,250 and authorize the City Manager to sign the required documents.



Boyne City Municipal Marina Lighthouse Exterior Cleaning and Painting

The City of Boyne City is seeking bids to clean, repair and paint the exterior of the lighthouse building located at 20 State St. in Veterans' Park at the municipal marina. Sealed bids, clearly marked "Marina Lighthouse Painting Bid", must be submitted to the City of Boyne City, 319 N. Lake St., Boyne City, MI 49712 no later than 2 p.m. on Monday, June 17, 2019. Bid specifications are listed below and available at City Hall or at cityofboynecity.com under "News & Information". Questions may be directed to Barb Brooks (231)582.0336 or bbrooks@boynecity.com. EOE

Specifications

Surface wash: The surface areas must be cleaned and free of moss, mildew, dirt and debris in preparation for painting (power washing will not be allowed)

Caulk: Mortar & Stucco Repair – seal all cracks

Primer: PPG Seal Grip Stain Block Primer

Paint: PPG Timeless Exterior 100% Acrylic Paint - two coats of eggshell or comparable finish (color to be determined)

Bidder is responsible for measuring exact square footage and determining product amount and supplies.

- An alternate bid may be provided detailing other products than those specified above. You must attach a list of the suggested products and provide a total alternative bid to be considered.
- Include 3 work related references and/or examples of previous projects
- Work must be performed between July 16 – August 1, 2019 (No weekend work allowed)
- The successful bidder must carry and provide proof of business liability insurance in an amount no less than \$50,000, add the City of Boyne City as an additional insured and carry workmen's comprehensive insurance on any employees present on the job site.
- Work must be guaranteed for 12 months from date of completion

Company / Business Name: _____

Address: _____

Phone #: _____

Total Project Bid: \$ _____

Signature Name & Title: _____ **Date:** _____

Boyne City Municipal Marina Lighthouse Exterior Cleaning and Painting

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- The successful bidder must carry and provide proof of business liability insurance in an amount no less than \$50,000, add the City of Boyne City as an additional insured and carry workmen's comprehensive insurance on any employees present on the job site.
- Work must be guaranteed for 12 months from date of completion

Company / Business Name: Futurity 19, Inc

Address: 3 Grant Square #310 Hinsdale IL 60521

Phone #: 616.443.5654

Total Project Bid: \$ 6,250.00

Signature Name & Title: Jason Scherencel Vice President Date: 7/5/19



7-15-2018

To: City of Boyne City
 Harborage Lighthouse
 Repaint Lighthouse
 Boyne City, Mi. 49712
 Barb Brooks / Harbor master – Assistant City Manager
 Ph. # 231-582-0336

Re: Repaint Light house

specifics:

~ Hire Kroondyk Construction Inc. to wash exterior stucco. Remove dirt and fungus. Scrap loose paint and repaint entire structure with exterior paint products.

~ UGL Drylock Masonry waterproofer Latex paint over stucco. Color: _____

~ Semigloss exterior paint for railings and vents. Colors: _____

~ Lift or bucket or scaffolding included in bid.

~ Any repair due to rot or cracking will be extra.

~ Labor for painting: 120 hrs. @ \$56.00/hr. \$6,720.00

~ 4 - 5 Gal. Buckets Laytex Base Drylock \$600.00

~ 2 - 1 Gal. cans Exterior Semigloss paint \$140.00

~ Caulk, Rollers, Brushes, Drop cloths, cleaning products: \$400.00

TOTAL: \$7,860.00

Thank you,

Bob Kroondyk

Builder's License #2101195378 expires 05-31-2020

The City of Boyne City agrees with the above proposal and agrees to pay Kroondyk Construction the cost of materials and labor as stated in the above details.

signature

Date

Email: kbob57@gmail.com

Futurity19, Inc.
3 Grant Square Ste 310
Hinsdale, IL 60521
(616) 443-5654
jason@futurity19.com



ADDRESS

Barb Brooks
F Grant Moore Municipal Marina
F Grant Moore Municipal Marina
20 State St
Boyne City, MI 49712

SHIP TO

Barb Brooks
F Grant Moore Municipal Marina
F Grant Moore Municipal Marina
20 State St
Boyne City, MI 49712

ESTIMATE 1172

DATE 07/05/2019

ACTIVITY	QTY	RATE	AMOUNT
Proposal is to power wash all 4 sides of the lighthouse at the marina, seal the cracks in the dryvit, and apply 2 coats of paint to the surface. Final color to be chosen by city. Work to be performed off ladders, picks, and tie offs.			
Masonry:Power wash Power wash all 4 sides of the light house. Use cleaning agent to clean remaining stains on the surface of the dryvit.	1	2,250.00	2,250.00
Masonry:Masonry coating Apply 1 coat of stain blocking primer and 2 coats of acrylic paint to 4 sides of the light house. Final color to be chosen by city.	1	3,500.00	3,500.00
Masonry:General Seal the cracks in the dryvit after the power washing is complete.	1	500.00	500.00

TOTAL \$6,250.00

Accepted By

Accepted Date

Please make all checks payable to:
Futurity19, Inc.
3 Grant Sq. Suite #310
Hinsdale, IL 60521

Cindy Grice

From: Barb Brooks
Sent: Friday, August 09, 2019 2:34 PM
To: Cindy Grice
Subject: Fw: Estimate Lighthouse Bid from Futurity19, Inc.

Barb Brooks
City of Boyne City

----- Original message-----

From: Jason Scherence
Date: Fri, Aug 9, 2019 10:10 AM
To: Barb Brooks;
Cc:
Subject: Re: Estimate Lighthouse Bid from Futurity19, Inc.

Morning Barb,

Mark Janopoulos - Supt of Operations - Village of River Forest

Restored the masonry on Public Works building. Work include grind and tuck point, seal limestone edge joints, cleaned masonry, and install new commercial windows.

We restored the bulging masonry on pumping station. Sealed the terra cotta on the building to stop future water leaks.

mjanop@vrf.us

Jon Pape - Mayor Assistant - Village of River Forest

Built a new interior wall for the new monitors for 2 conference rooms. We removed wall paper, repaired the drywall, primed and painted, installed new baseboard, installed new carpet, and install new LED lighting.

Jpape@vrf.us

Bill Tomczyk - Supt of Operations - Village of Western Springs

We did grinding and tuck pointing of the washed out mortar joints on the fire station. We also installed new liquid membrane on the roof of the pumping station. Replaced bad brick, grind and tuck pointed, and applied masonry sealer.

Painted new parking lines for east half of village.

wtomczyk@wsprings.com

Justin Reed - Project Manager - Garland Ind

Installed new epoxy floor for Village of Niles fire station. Installed new patio membrane for a Ingalls Hospital.

Mike Gasen - Supt of Operations - City of Naperville

Removed granite coping for installation of new roof. Core drilled new hole through granite for new drinking fountain. Installed new epoxy floor for parking garage for police station. Restored bad masonry on fire station 7. Ground out vertical cracks on police station retaining wall and applied new masonry sealing paint.
gasenm@naperville.il.us

Shawn Browning - Project Manager - Garland Ind

Power washed the entire North West water works building. Applied new masonry coating. Restored spalled areas of stucco. Applied new wall sealant to Springbrook outlining buildings. Installed new epoxy floor for springbrook admin building garage.

Garland is a material supplier for many US Community jobs. I'm one of their preferred contractors for Chicagoland.

I hope this works for you. If you need pictures and more descriptions I can send later today but it'd be late.

Thanks again,

JASON SCHERENCEL

Vice President

Futurity 19, Inc.

3 Grant Square #310

Hinsdale, IL 60521

Work (630) 708-6160

Click link below to see calendar and schedule a meeting

<https://calendly.com/jason-6969/30min>

On Aug 9, 2019, at 8:24 AM, Barb Brooks <bbrooks@boyncity.com> wrote:

Jason,

Will you send me 3 references? I am currently working on my recommendation for our City Commission approval to award the bid to you. It will go before the commission on Tuesday but I need to submit my recommendation today.

Barb Brooks
Executive Assistant / Harbormaster
City of Boyne City
231.582.0336
231.535.0077 fax

From: Futurity19, Inc. [mailto:quickbooks@notification.intuit.com]
Sent: Sunday, July 07, 2019 6:11 PM
To: Barb Brooks <bbrooks@boynecity.com>
Cc: jason@futurity19.com
Subject: Estimate Lighthouse Bid from Futurity19, Inc.

Hi Barb,

Attached is the bid for the lighthouse we spoke about on Friday.

Please review the estimate below. Feel free to contact us if you have any questions.
We look forward to working with you.

Thanks for your business!
Futurity19, Inc.

----- Estimate Summary -----
Estimate # : 1172
Estimate Date: 07/05/2019
Total: \$6,250.00
The complete version has been provided as an attachment to this email.



August 2019

August 2019						
Su	Mo	Tu	We	Th	Fr	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

September 2019						
Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Jul 28	29	30	31	Aug 1 8:30am Main Street Board mtg.	2	3 6:00am Mich Mtn. Mayhem
4	5	6	7	8 5:00pm Parks & Rec	9	10 Antique Auto Show/Flea M
11 Antique Auto Show/Flea Market	12	13 7:00pm City Commission	14	15 5:00pm Historic District	16	17
18	19 9:00am Historical Commission 5:00pm Planning Commission	20	21	22	23	24
25	26	27 12:00pm City Commission	28	29 5:30pm Airport Advisory Board	30	31

September 2019

September 2019							October 2019						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7	6	7	8	9	10	11	12
8	9	10	11	12	13	14	13	14	15	16	17	18	19
15	16	17	18	19	20	21	20	21	22	23	24	25	26
22	23	24	25	26	27	28	27	28	29	30	31		
29	30												

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Sep 1	2 Labor Day (United States)	3 5:00pm ZBA	4	5 8:30am Main Street Board mtg.	6	7
8	9 12:00pm EDC/LDFA	10 7:00pm City Commission	11	12 5:00pm Parks & Rec	13	14 Summer Taxes due
15	16 5:00pm Planning Commission 7:00pm Historical Commission	17	18	19	20	21
22	23	24 12:00pm City Commission	25	26 5:30pm Airport Advisory Board	27	28
29	30	Oct 1	2	3	4	5