AGENDA

ISHPEMING CITY COUNCIL REGULAR MEETING

Wednesday, April 3, 2019 at 7:00 p.m.

Ishpeming City Hall Conference Room, 100 E. Division Street, Ishpeming MI City Hall Telephone Number: (906) 485-1091

- Call to Order
- 2. Pledge of Allegiance
- 3. Roll Call
- 4. Public Comment (limit 5 minutes per person)
- 5. Approval of Agenda
- 6. Agenda Comment (limit 3 minutes per person)
- 7. Consent Agenda
 - a. Minutes of Previous Meeting (March 6th, 20th, and 26th)
 - b. Approval of Disbursements
 - c. Confirm payment to MERS Surplus Division per the MERS Corrective Action Plan
 - d. Crossroads Truck Repair Invoice for Piston Bully Repair
 - e. Industrial Marketing Quotation for TYMCO Sweeper Repair
 - f. Special Event Application: Historical Society 2019 Cemetery Tours
 - g. Special Event Application and Parade Permit: Firefighters Memorial Parade: 6-2-19
 - h. Public Act 369 of 2018 Paid Medical Leave Act
 - i. Special Event Application and Parade Permit: St. John/St. Joseph's Parade: 6/23/19
 - j. Police Department request to purchase bullet proof vest carriers
- 8. Monthly Financial Statement Report
- 9. Second Reading of Amendment to Ordinance #8-100, City of Ishpeming Zoning Ordinance
- 10. Second Reading of Amendment to Ordinance #2-400, Regulation of the ignition, discharge and use of Fireworks
- 11. Resolution #5-2019, Adopt a Local Pavement Warranty Program
- 12. Resolution #6-2019, Implement a Local Pavement Warranty Program
- 13. Resolution #7-2019, MDOT Category B Funding Grant Application
- 14. USDA Rural Development Water Improvement Project
 - a. Pay Application #15, Contract I
 - b. Change Order #10, Contract II
 - c. Pay Application #14, Contract II
 - d. Pay Application #14, Contract III
- 15. Stonehouse Window and Door Estimate for window repairs in tower at City Hall
- 16. Accept Community Energy Management Incentive Program Funding \$25,000
- 17. City Manager Search
- 18. Malton Road/Hematite Heights Development Update
- 19. Senior Center Update
- 20. Rental Inspector and Code Enforcement Wages
- 21. PCBM UCC Financing Statements
- 22. Establish Committee to discuss Ordinance #6-400 and #6-401, Placement of snow in right of way
- 23. Schedule Special Council Meeting for a closed session during the week of April 15th
- 24. Discuss schedule for Budget/Sustainability meetings
- 25. Old Business
- 26. New Business
- 27. Mayor and Council Reports

AGENDA

- 28. Manager's Report
- 29. Attorney's Report
- 30. Closed Session pursuant to MCL 15.268(h) to consider material exempt from discussion or disclosure by state statute and pursuant to MCL 15.268(d) to consider the purchase or lease of real property up to the time an option to purchase or lease that real property is obtained.
- 31. Adjournment

Mark Slown, City Manager

Mark How

CITY OF ISHPEMING

SPECIAL EVENT APPLICATION

Please complete this application and return it to the City Manager's Office at least 30 calendar days prior to the starting date of the event.

Organization's Name 15 hpeming Area Historical Society Phone	
Organization Address 308 Cleveland Ave	
Organization's Agent Karen Kasper Phone 486-9550	
Agent's Title Vice President	
Agent's Address 212 E. North St, Islapening	
Event Name 2019 Cemetery Touc	
Event purpose To educate people about the history of Ishpening	
and some of the people who were important to that history	
Event Dates Jone, July, August & September	
Event Times Tuesday evenings in July & August, other dates as	1
Event Location Ishpening Cemetery	•
1. Type of Event:	
[] City Operated Event [] Co-Sponsored Event	
[] Other Non-Profit Event [] Other For-Profit Event	
[] Political or Ballot Issue Event	

As the duly authorized agent of the organization, I hereby apply for approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with the City's Special Event Policy, the terms of the Written Confirmation of Approval, and all other City requirements, ordinance and other laws which apply to this Special Event.

3-5-2019

Signature of Organization's Agent

Return this Application at least thirty (30) days prior to the first day of the event to:

City Manager's Office City Hall E. Division Street Ishpeming, Michigan 49849

CITY OF ISHPEMING

SPECIAL EVENT APPLICATION

Please complete this application and return it to the City Manager's Office at least 45 calendar days prior to the starting date of the event.

Organization's Name
Organization Address 100 S. 29ke street
Organization's Agent Edward Anderson Phone 486-9012
Agent's Title Fire chief
Agent's Address 217 Hazel ST Ishpening
Event Name Firefighter's Memorial
Event purpose Honor all firetighter's deceased
Event Dates June 2, 2019
Event Times Approx
Event Location 1001 N. second of to Ishpeming Cometery
1. Type of Event:
[X City Operated Event [] Co-Sponsored Event
[] Other Non-Profit Event [] Other For-Profit Event
[] Political or Ballot Issue Event

2. Annual Event: Is this event expected to occur next year? [YES] [NO]

If yes, you can reserve a date for next year with this application. To reserve dates for next year, please provide the following information:

Normal Event Schedule First Sunday after Memorial Day

Next year's Specific Dates: May 31 2020

- 3. An Event Map [Is] [Is Not] attached. If your event will use streets and/or sidewalks (for a parade, run, etc.) or will use multiple locations, please attach a complete map showing the assembly and dispersal locations and the route plan. Also please show any streets or parking lots that you are requesting to be blocked off.
- 4. Vendors: Food Concessions? [Yes] [No] Other vendors? [Yes] [No]
- 5. Event signs: Will this event include the use of signs? [Yes] [No]

6. Other Requests: Police to assure safe

Passage thru us Huy 41

- 7. CERTIFICATION AND SIGNATURE: I understand and agree on behalf of the sponsoring organization that:
- a. A certificate of Insurance must be provided which names the City of Ishpeming as an additional named insured party on the policy.
- b. Event organizers and participants will be required to sign Indemnification Agreement forms.
- c. All food vendors must be approved by the Marquette County Health Department and each food vendor must provide the City with a Certificate of Insurance which names the City as an additional named insured on the policy.
- d. All liquor vendors must obtain a liquor license for the event which must be approved by the Michigan Liquor Control Commission and must provide the City with a Certificate of Insurance which names the City as an additional named insured on the policy.
- e. The approval of this special event may include additional requirements based on the City's review of this application in accordance with the City's Special Event Policy. The event will be operated in conformance with the written confirmation of approval.
- f. The organization will provide a security deposit for the estimated fees as may be required by the City and will promptly pay any billing for City services which may be rendered.

As the duly authorized agent of the organization, I hereby apply for approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with the City's Special Event Policy, the terms of the Written Confirmation of Approval, and all other City requirements, ordinance and other laws which apply to this Special Event.

Return this Application at least forty-five (45) days prior to the first day of the event to:

City Manager's Office City Hall E. Division Street Ishpeming, Michigan 49849



PARADE PERMIT APPLICATION FORM

I, Oerrick Korke, an official representative of (Name of Organization)
Ishproming Fire Opportment
hereby make application to conduct a parade on (date) John 2014. It will begin at
The parade will form at (location) Mission Covenant Church 1001 N. 2nl St.
Line of march will be as follows (List Streets and Directions).
to the cemetery
I wish to have parking restricted on the following streets:
I wish to have the following intersections blocked: both road about 5
Estimated number of units to be in the parade: 4 trucks
Equestrian (horse) units:
Number of people provided to monitor the parade: Police Escent
reamost of people provided to monitor the parade
We understand that the parade route, parking restrictions, and street intersections to be blocked are subject to review and approval by officials of the City. It is also understood that the assignment of City personnel will be subject to review by the proper City officials.
I, hereby, assume full responsibility for the conduct of this parade.
Signature of Applicant:
APPROVED BY:
Chief of Police: City Clerk:

Act No. 369

Public Acts of 2018

Approved by the Governor

December 13, 2018

Filed with the Secretary of State

December 14, 2018

EFFECTIVE DATE: 91st day after final adjournment of 2018 Regular Session

STATE OF MICHIGAN

99TH LEGISLATURE

REGULAR SESSION OF 2018

Introduced by Senator Shirkey

ENROLLED SENATE BILL No. 1175

AN ACT to amend 2018 PA 338, entitled "An initiation of legislation to provide workers with the right to earn sick time for personal or family health needs, as well as purposes related to domestic violence and sexual assault and school meetings needed as the result of a child's disability, health issues or issues due to domestic violence and sexual assault; to specify the conditions for accruing and using earned sick time; to prohibit retaliation against an employee for requesting, exercising, or enforcing rights granted in this act; to prescribe powers and duties of certain state departments, agencies, and officers; to provide for promulgation of rules; and to provide remedies and sanctions," by amending the title and sections 1, 2, 3, 4, 5, 7, 8, 10, 11, and 14 (MCL 408.961, 408.962, 408.963, 408.964, 408.965, 408.967, 408.968, 408.970, 408.971, and 408.974); and to repeal acts and parts of acts.

The People of the State of Michigan enact:

TITLE

An act to require certain employers to provide certain employees with paid medical leave for personal or family health needs, as well as purposes related to domestic violence and sexual assault; to specify the conditions for accruing and using paid medical leave; to prescribe powers and duties of certain state departments, agencies, and officers; and to provide remedies and sanctions.



Sec. 1. This act shall be known and may be cited as the "paid medical leave act".

Sec. 2. As used in this act:

- (a) "Benefit year" means any consecutive 12-month period used by an employer to calculate an eligible employee's benefits.
- (b) "Department" means the department of licensing and regulatory affairs.
- (c) "Director" means the director of the department or the director's designee.
- (d) "Domestic violence" means that term as defined in section 1 of 1978 PA 389, MCL 400.1501.
- (e) "Eligible employee" means an individual engaged in service to an employer in the business of the employer and from whom an employer is required to withhold for federal income tax purposes. Eligible employee does not include any of the following:
- (i) An individual who is exempt from overtime requirements under section 13(a)(1) of the fair labor standards act, 29 USC 213(a)(1).
- (ii) An individual who is not employed by a public agency, as that term is defined in section 3 of the fair labor standards act, 29 USC 203, and who is covered by a collective bargaining agreement that is in effect.
- (iii) An individual employed by the United States government, another state, or a political subdivision of another state.
- (iv) An individual employed by an air carrier as a flight deck or cabin crew member that is subject to title II of the railway labor act, 45 USC 151 to 188.
- (v) An employee as described in section 201 of the railway labor act, 45 USC 181.
- (vi) An employee as defined in section 1 of the railroad unemployment insurance act, 45 USC 351.
- (vii) An individual whose primary work location is not in this state.
- (viii) An individual whose minimum hourly wage rate is determined under section 4b of the improved workforce opportunity wage act, 2018 PA 337, MCL 408.934b.
- (ix) An individual described in section 29(1)(l) of the Michigan employment security act, 1936 (Ex Sess) PA 1, MCL 421.29.
- (x) An individual employed by an employer for 25 weeks or fewer in a calendar year for a job scheduled for 25 weeks or fewer.

- (xi) A variable hour employee as defined in 26 CFR 54.4980H-1.
- (xii) An individual who worked, on average, fewer than 25 hours per week during the immediately preceding calendar year.
- (f) "Employer" means any person, firm, business, educational institution, nonprofit agency, corporation, limited liability company, government entity, or other entity that employs 50 or more individuals. Employer does not include the United States government, another state, or a political subdivision of another state.
- (g) "Family member" includes all of the following:
- (i) A biological, adopted or foster child, stepchild or legal ward, or a child to whom the eligible employee stands in loco parentis.
- (ii) A biological parent, foster parent, stepparent, or adoptive parent or a legal guardian of an eligible employee or an eligible employee's spouse or an individual who stood in loco parentis when the eligible employee was a minor child.
- (iii) An individual to whom the eligible employee is legally married under the laws of any state.
- (iv) A grandparent.
- (v) A grandchild.
- (vi) A biological, foster, or adopted sibling.
- (h) "Health care provider" means that term as defined in section 101 of the family and medical leave act, 29 USC 2611.
- (i) "Paid medical leave" means time off from work that is provided by an employer to an eligible employee that can be used for the purposes described in section 4(1).
- (j) "Sexual assault" means any act that violates section 520b, 520c, 520d, 520e, or 520g of the Michigan penal code, 1931 PA 328, MCL 750.520b, 750.520c, 750.520d, 750.520e, and 750.520g.
- Sec. 3. (1) An employer shall provide paid medical leave to each of the employer's eligible employees in this state.
- (2) Except as otherwise provided in subsection (3), an eligible employee must accrue paid medical leave at a rate of at least one hour of paid medical leave for every 35 hours worked. An employer is not required to allow an eligible employee to accrue more than 1 hour of paid medical leave in a calendar week. An employer may limit an eligible employee's accrual of paid medical leave to not less than 40 hours per benefit year. An employer is not required to allow an eligible employee to carry over more than 40 hours

of unused accrued paid medical leave from one benefit year to another benefit year. An employer is not required to allow an eligible employee to use more than 40 hours of paid family medical leave in a single benefit year.

- (3) As an alternative to subsection (2), an employer may provide at least 40 hours of paid medical leave to an eligible employee at the beginning of a benefit year. For eligible employees hired during a benefit year, an employer may prorate paid medical leave provided under this subsection. If an employer elects to provide paid medical leave to an eligible employee pursuant to this subsection, the employer is not required to allow the eligible employee to carry over any of that paid medical leave to another benefit year.
- (4) Paid medical leave as provided in this section shall begin to accrue on the effective date of this law, or upon commencement of the employee's employment, whichever is later. An employee may use accrued paid medical leave as it is accrued, except that an employer may require an employee to wait until the ninetieth calendar day after commencing employment before using accrued paid medical leave.
- (5) There is a rebuttable presumption that an employer is in compliance with this act if the employer provides at least 40 hours of paid leave to an eligible employee each benefit year.
- (6) An employer shall pay each eligible employee using paid medical leave at a pay rate equal to the greater of either the normal hourly wage or base wage for that eligible employee or the minimum wage rate established in section 4 of the improved workforce opportunity wage act, 2018 PA 337, MCL 408.934. An employer is not required to include overtime pay, holiday pay, bonuses, commissions, supplemental pay, piece-rate pay, or gratuities in the calculation of an eligible employee's normal hourly wage or base wage.
- (7) As used in this section:
- (a) "Hours worked" does not include, unless otherwise included by an employer, hours taken off from work by an eligible employee for paid leave.
- (b) "Paid leave" includes, but is not limited to, paid vacation days, paid personal days, and paid time off.
- Sec. 4. (1) An employer shall allow an eligible employee to use paid medical leave accrued under section 3 for any of the following:
- (a) The eligible employee's mental or physical illness, injury, or health condition; medical diagnosis, care, or treatment of the eligible employee's mental or physical illness, injury, or health condition; or preventative medical care for the eligible employee.
- (b) The eligible employee's family member's mental or physical illness, injury, or health condition; medical diagnosis, care, or treatment of the eligible employee's family

member's mental or physical illness, injury, or health condition; or preventative medical care for a family member of the eligible employee.

- (c) If the eligible employee or the eligible employee's family member is a victim of domestic violence or sexual assault, the medical care or psychological or other counseling for physical or psychological injury or disability; to obtain services from a victim services organization; to relocate due to domestic violence or sexual assault; to obtain legal services; or to participate in any civil or criminal proceedings related to or resulting from the domestic violence or sexual assault.
- (d) For closure of the eligible employee's primary workplace by order of a public official due to a public health emergency; for an eligible employee's need to care for a child whose school or place of care has been closed by order of a public official due to a public health emergency; or if it has been determined by the health authorities having jurisdiction or by a health care provider that the eligible employee's or eligible employee's family member's presence in the community would jeopardize the health of others because of the eligible employee's or family member's exposure to a communicable disease, whether or not the eligible employee or family member has actually contracted the communicable disease.
- (2) An eligible employee shall, when requesting to use paid medical leave, comply with his or her employer's usual and customary notice, procedural, and documentation requirements for requesting leave. An employer shall give an eligible employee at least 3 days to provide the employer with documentation. This act does not prohibit an employer from disciplining or discharging an eligible employee for failing to comply with the employer's usual and customary notice, procedural, and documentation requirements for requesting leave.
- (3) Paid medical leave must be used in 1-hour increments unless the employer has a different increment policy and the policy is in writing in an employee handbook or other employee benefits document.
- (4) An employer may require an eligible employee who is using paid medical leave because of domestic violence or sexual assault to provide documentation that the paid medical leave has been used for that purpose. The following types of documentation are satisfactory for purposes of this subsection:
- (a) A police report indicating that the eligible employee or the eligible employee's family member was a victim of domestic violence or sexual assault.
- (b) A signed statement from a victim and witness advocate affirming that the eligible employee or eligible employee's family member is receiving services from a victim services organization.

- (c) A court document indicating that the eligible employee or eligible employee's family member is involved in legal action related to domestic violence or sexual assault.
- (5) An employer shall not require that the documentation provided under subsection (4) explain the details of the violence. An employer shall not require disclosure of details relating to domestic violence or sexual assault or the details of an eligible employee's or an eligible employee's family member's medical condition as a condition of providing paid medical leave under this act. If an employer possesses health information or information pertaining to domestic violence or sexual assault about an eligible employee or eligible employee's family member, the employer shall treat that information as confidential and shall not disclose that information except to the affected eligible employee or with the permission of the affected eligible employee.
- (6) This act does not require an employer to provide paid medical leave for any purposes other than as described in this section.
- Sec. 5. (1) If an eligible employee is transferred to a separate division, entity, or location, but remains employed by the same employer, the eligible employee retains all paid medical leave that was accrued at the prior division, entity, or location and may use the accrued paid medical leave pursuant to section 4. If an eligible employee separates from employment and is rehired by the same employer, the employer is not required to allow the eligible employee to retain any unused paid medical leave that the eligible employee previously accumulated while working for the employer.
- (2) This act does not require an employer to provide financial or other reimbursement to an eligible employee for accrued paid medical leave that was not used before the end of a benefit year or before the eligible employee's termination, resignation, retirement, or other separation from employment.
- Sec. 7. (1) If an employer violates this act, the eligible employee affected by the violation, at any time within 6 months after the violation may file a claim with the department.
- (2) The director shall enforce this act. The director shall establish a system utilizing multiple means of communication to receive complaints regarding non-compliance with this act and investigate complaints received by the department in a timely manner.
- (3) Upon receiving a complaint alleging a violation of this act, the department shall investigate the complaint and attempt to resolve it through mediation between the complainant and the subject of the complaint, or other means. The department shall keep complainants notified regarding the status of their complaint and any resultant investigation. If the department determines that a violation has occurred, it shall issue to the offending person a notice of violation and the relief required of the offending person. The department shall prescribe the form and wording of notices of violation, which must include the method of appealing the determination of the department.

- (4) The department may impose penalties and grant an eligible employee or former eligible employee payment of all paid medical leave improperly withheld. The department is the trustee for the eligible employee or former eligible employee and shall distribute and account for money collected under this subsection.
- (5) An employer that fails to provide paid medical leave in violation of this act is subject to an administrative fine of not more than \$1,000.00.
- (6) An employer that willfully violates the posting requirement of section 8 is subject to an administrative fine of not more than \$100.00 for each separate violation.
- Sec. 8. (1) An employer shall display a poster at the employer's place of business, in a conspicuous place that is accessible to eligible employees, that contains all of the following information:
- (a) The amount of paid medical leave required to be provided to an eligible employee under this act.
- (b) The terms under which paid medical leave may be used.
- (c) The eligible employee's right to file a complaint with the department for any violation of this act.
- (2) The department shall create and make available to employers, at no cost, posters that contain the information required under subsection (1) for employers' use in complying with this section.
- Sec. 10. An employer shall retain for not less than 1 year records documenting the hours worked and paid medical leave taken by eligible employees. Those records shall be open to inspection by the director at any reasonable time.
- Sec. 11. This act does not do any of the following:
- (a) Prohibit an employer from providing more paid medical leave than is required under this act.
- (b) Diminish any other rights provided to any eligible employee under a collective bargaining agreement.
- (c) Subject to section 12, preempt or override the terms of any collective bargaining agreement in effect prior to the effective date of this act.
- (d) Prohibit an employer from establishing a policy that permits an eligible employee to donate unused accrued paid medical leave to another eligible employee.
- Sec. 14. If any portion of this act or the application thereof to any person or circumstances shall be found to be invalid by a court, such invalidity shall not affect, impair, or

invalidate the other portions or applications of the act that can be given effect without the invalid portion or application, and to this end the provisions of this act are declared to be severable. If a federal paid medical leave mandate is enacted, this act does not apply as of the effective date of the mandate.

Enacting section 1. Sections 6, 9, and 13 of 2018 PA 338, MCL 408.966, 408.969, and 408.973, are repealed.

Secretary of the Senate

Clerk of the House of Representatives

Approved

Governor

CITY OF ISHPEMING

SPECIAL EVENT APPLICATION

Please complete this application and return it to the City Manager's Office at least 45 calendar days prior to the starting date of the event.

	Organization's Name St. John the Evangelist Catholic Church Phone 906-486-6212
	Organization Address 325 S. Pine St., Ichpening
	Organization's Agent Father Ryan Ford Phone 906-399-0553
	Agent's Title Pastor
	Agent's Address 325 S. Pine St.
	Event Name Corpus Christi Procession
	Event purpose To honor the Feast Day of the Body + Blood of Christ, we want
have a	walking procession from St. John's to St. Toseph's, carrying the Eucharist ession with us to bless our city. Event Dates Sunday, June 23rd
in proc	ession with us to bless our city.
/	Event Dates Sunday, June 23rd
	Event Times 10am - 11am
	Event Location Walk from St. John's on Main Street to St. Joseph's
	on Frairie Ave. Procession would be in the street, probably
	1. Type of Event:
	[] City Operated Event [] Co-Sponsored Event
	Other Non-Profit Event [] Other For-Profit Event
	[] Political or Ballot Issue Event

please provide the following information:
Normal Event Schedule In June or late May
Normal Event Schedule <u>In June or late May</u> Next year's Specific Dates: <u>Sunday</u> , June 14th, 2020
3. An Event Map [Is] [Is Not] attached. If your event will use streets and/or sidewalks (for a parade, run, etc.) or will use multiple locations, please attach a complete map showing the assembly and dispersal locations and the route plan. Also please show any streets or parking lots that you are requesting to be blocked off.
4. Vendors: Food Concessions? [Yes] Nol Other vendors? [Yes] Nol
5. Event signs: Will this event include the use of signs? [Yes] [No]
6. Other Requests: The intersections of Main St. / M-28B; Main St. and
6. Other Requests: The intersections of Main St. / M-28B, Man St. and Hematite, and the roundabouts would need to be blocked for a couple Minutes for the procession. Perhaps a police excert would be 7. CERTIFICATION AND SIGNATURE: I understand and agree on behalf of the sponsoring cest.
a. A certificate of Insurance must be provided which names the City of Ishpeming as an

If yes, you can reserve a date for next year with this application. To reserve dates for next year,

2. Annual Event: Is this event expected to occur next year? (YES)

b. Event organizers and participants will be required to sign Indemnification Agreement forms.

additional named insured party on the policy.

- c. All food vendors must be approved by the Marquette County Health Department and each food vendor must provide the City with a Certificate of Insurance which names the City as an additional named insured on the policy.
- d. All liquor vendors must obtain a liquor license for the event which must be approved by the Michigan Liquor Control Commission and must provide the City with a Certificate of Insurance which names the City as an additional named insured on the policy.
- e. The approval of this special event may include additional requirements based on the City's review of this application in accordance with the City's Special Event Policy. The event will be operated in conformance with the written confirmation of approval.
- f. The organization will provide a security deposit for the estimated fees as may be required by the City and will promptly pay any billing for City services which may be rendered.

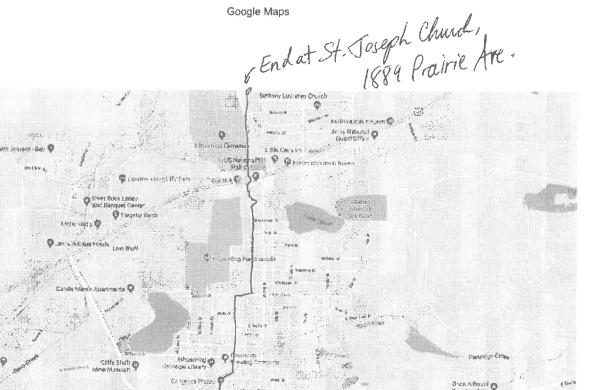
As the duly authorized agent of the organization, I hereby apply for approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with the City's Special Event Policy, the terms of the Written Confirmation of Approval, and all other City requirements, ordinance and other laws which apply to this Special Event.

Date

Signature of Organization's Agent

Return this Application at least forty-five (45) days prior to the first day of the event to:

City Manager's Office City Hall E. Division Street Ishpeming, Michigan 49849 Google Maps



Map data @2019 Google

assemble on main Street in front of St. John the Evangelist Church Probably 100-150 people for walking procession, and maybe one bus for those unable to walk.



PARADE PERMIT APPLICATION FORM

SHPEMING fr. ryanford @ gmail. com, 906-399-0553
I, Father Ryan, Ford, an official representative of (Name of Organization)
St. John the Evangelist and St. Joseph Parish
hereby make application to conduct a parade on (date) June 23,2019. It will begin at
325 S. Pine St. and end at 1889 Prairie Ave.
The parade will form at (location) St. John the Evangelist Parish, front of Church on Main
Line of march will be as follows (List Streets and Directions).
Non Main Ste, Turn R on Hematite Dr.,
Turn Lon 1st St., Go N to Empire St., Ron Empire St.,
Lon 2rd St., then through round about, then
driver across US-41 through roundabout, N to 1889 Prairie Ave.
I wish to have parking restricted on the following streets:
I wish to have the following intersections blocked: Each intersection will take only a couple
minutes to get through: M-286 + Main, Main + Hematik, and the roundabouts
Estimated number of units to be in the parade: 100 people - a walking procession,
Equestran (noise) units.
Number of people provided to monitor the parade: Adulta will be present to monitor maybe hids walking one
We understand that the parade route, parking restrictions, and street intersections to be blocked are subject to review and approval by officials of the City. It is also understood that the assignment of City personnel will be subject to review by the proper City officials. Liberary assume full responsibility for the conduct of this parade.
the assignment of City personnel will be subject to review by the proper City officials.
I, hereby, assume full responsibility for the conduct of this parade.
Signature of Applicant: Kur Ryan Forel Walk
APPROVED BY:
Chief of Police: City Clerk:

Cathy Smith

1

From:

Steve Snowaert

Sent:

Thursday, March 28, 2019 8:34 AM

To: Cc: City Manager Cathy Smith

Subject:

Purchase of Bullet proof vest carriers

Mark,

During the last 6 to 8 months our department has been trying several different Vest Carriers. After our evaluation period, we have chosen the Armor Express Hard Core PT Carrier. Armor Express is a Michigan Company and is the vest panel we are using, so we believe the "fit" will work the best.

I have received two quotes from distributors of the Armor Express product, CMP from Lansing and Nelson Tactical in Green Bay.

CMP: \$328.00 per vest X 11 = \$3608.00 Nelson: \$315.00 per vest X 11 = \$3465.00

Since my total aggregated amount is over \$3000 I am requesting this purchase be brought to Council for approval. We have recently purchased Level 4 Trauma Plates from Nelson Tactical and have been please with their service and request permission to purchase our new carriers through Nelson Tactical.

It should be noted that we will only be buying 8 carriers at this time and will purchase vest carriers as we hire new officers in the future because they are specifically measured for each officer.

Total Spending for the carriers now: \$315 X 8 = \$2520.00

We were approved in the 2019 Budget for \$5000 in the Public Improvement Fund for the purchase of these vest and accessories.

I have supporting documents available for review.

I know this is last minute for the agenda, but these vest can take 2-3 months to receive because they are individually made and I just got the last quote in last night.

Thanks You.

Steve

Steven J. Snowaert Chief of Police Ishpeming Police Department 100 S. Lake Street

Mailing Address: 100 E. Division Street

Ishpeming, MI 49849 Office: (906) 486-4416 Fax: (906) 485-1018

CITY OF ISHPEMING POOLED CASH REPORT (FUND 999) AS OF: MARCH 28TH, 2019

PAGE:	1	8

FUND ACCOUNT# ACCOUNT NAME	BEGINNING BALANCE	CURRENT ACTIVITY	CURRENT BALANCE	
CLAIM ON CASH				
101-000-009-000 CLAIM ON CASH	1,978,177.61	(283, 953.42)	1,694,224.19	
202-000-009-000 CLAIM ON CASH	252,119.45	147,909.97	400,029.42	
203-000-009-000 CLAIM ON CASH	268,131.81	74,301.46	342,433.27	
206-000-009-000 CLAIM ON CASH	114,470.31	(68,123.75)	46,346.56	
211-000-009-000 CLAIM ON CASH	224,956.40	0.00	224,956.40	
220-000-009-000 CLAIM ON CASH	(47,478.03)	2,237.88)	49,715.91)	
226-000-009-000 CLAIM ON CASH	173,584.93	47,537.12	221,122.05	
247-000-009-000 CLAIM ON CASH	(26,410.62)	0.00 (26,410.62)	
248-000-009-000 CLAIM ON CASH	180,031.24	16,458.39	196,489.63	
268-000-009-000 CLAIM ON CASH	45,551.54	0.00	45,551.54	
271-000-009-000 CLAIM ON CASH	(1,772.16)	0.00 (1,772.16)	
401-000-009-000 CLAIM ON CASH	780,328.70	5,678.52	786,007.22	
590-000-009-000 CLAIM ON CASH	1,318,620.22	30,023.74	1,348,643.96	
591-000-009-000 CLAIM ON CASH	77,235.07	99,787.55	177,022.62	
661-000-009-000 CLAIM ON CASH	222,387.45	(31,974.08)	190,413.37	
TOTAL CLAIM ON CASH	5,559,933.92	35,407.62	5,595,341.54	
	=========		=======================================	

List of Funds:

Fund 101 - General Fund

Fund 202 - Major Street Fund Fund 203 - Local Street Fund

Fund 206 - Fire Fund

Fund 211 - Firefighter Longevity Fund 220 - Lake Bancroft Fund

Fund 226 - Garbage Fund

Fund 247 - Building Authority Fund 248 - DDA

Fund 268 - Library Special Fund Fund 271 - Library State Aid Fund 401 - Public Improvement Fund

Fund 590 - Sewer Fund

Fund 591 - Water Fund

Fund 661 - Motor Pool Equipment Fund

Fund 701 - Trust & Agency

Fund 703 - Tax Collection

Fund 711 - Cemetery Perpetual Care

Fund 712 - Cemetery Care Fund

Fund 732 - Act 345 Police/Fire Pension

Please note the following is a summary for the Finance Director to read from during the meeting. The full financial statements are attached.

	101 General Fund	202 Major St	203 Local St	226 Garbage	401 Public Imp	590 Sewer	591 Water
Share Pooled Cash	\$ 1,694,224.19	\$ 400,029.42	\$ 342,433.27	\$ 221,122.05	\$ 786,007.22	\$ 1,348,643.96	\$ 177,022.6
Revenues	1,464,397.50	186,573.36	89,342.93	102,505.53	449,005.02	285,927.05	415,253.6
Expenses	794,436.94	88,974.54	44,734.73	86,680.90	78,025.84	248,706.52	115,320.7
Net Income(Loss)	669,960.56	97,598.82	44,608.20	15,824.63	370,979.18	37,220.53	299,932.9
Fund Balance:							
Non-spendable	56,616.93	(1	(+)		32	920	-
Restricted	-	400,029.42	342,433.27	_	786,007.22		5
Committed	33,000.00	- 5	3.50			300	-
Assigned	-		3.00	220,628.09	_	(4)	-
Unassigned	1,382,004.63	-	120	Œ.	8	-	±;
Inv in Capital Assets	-	*		*	_!	8,572,187.00	6,138,684.1
Restriced for Debt		2	14	\$		5,5,2,107.00	302,630.0
Unrestricted		-		_		940,949.99	(935,587.5
otal Fund Balance	\$ 1,471,621.56	\$ 400,029.42	\$ 342,433.27	\$ 220,628.09	\$ 786,007.22	\$ 9,513,136.99	\$ 5,505,726.6

Notes:

- 1. All fringe benefits are paid from the General Fund and then allocated back to other funds based on a fringe benefit rate on a quarterly basis. The 4th Quarter 2018 has been recorded.
- 2. Depreciation expense has been recorded in the Sewer & Water Funds through March 2019.
- State revenue sharing in the General Fund has been recorded through December 2018.Paid by the state in 2-month increments with a 2-month lag.



ORDINANCE NO. 2-400

FIREWORKS

AN ORDINANCE PROVIDING FOR THE REGULATION OF THE IGNITION, DISCHARGE AND USE OF CONSUMER FIREWORKS

THE CITY OF ISHPEMING ORDAINS:

SECTION 1. PURPOSE.

The purpose of this ordinance is to provide for the regulation of the ignition, discharge and use of consumer fireworks, as allowed under the Michigan Fireworks Safety Act, MCL 28.451 et seq., as amended.

SECTION 2. DEFINITIONS.

As used in this section, the following terms shall be defined as follows:

- (1) APA Standard 87-1 means 2001 APA Standard 87-1, Standard for Construction and Approval for Transportation of Fireworks, Novelties, and Theatrical Pyrotechnics, published by the American Pyrotechnics Association of Bethesda, Maryland.
- (2) Consumer fireworks means fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States Consumer Product Safety Commission under 16 CFR Parts 1500 and 1507, and that are listed in APA Standard 87-1, 3.1.2, 3.1.3, or 3.5. Consumer fireworks do not include low-impact fireworks.
- (3) Fireworks mean any composition or device, except for a starting pistol, a flare gun, or a flare, designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation. Fireworks consist of consumer fireworks, low-impact fireworks, articles pyrotechnic, display fireworks, and special effects.
- (4) Low-impact fireworks mean ground and handheld sparkling devices as that phrase is defined under APA Standard 87-1, 3.1.1.1 to 3.1.1.8 and 3.5.
 - (5) Minor means an individual who is less than 18 years of age.
 - (6) National holiday. The following are legal public holidays:
 - a. New Year's Day, January 1.
 - b. Birthday of Martin Luther King, Jr., the third Monday in January.
 - c. Washington's Birthday, the third Monday in February.
 - d. Memorial Day, the last Monday in May.
 - e. Independence Day, July 4.
 - f. Labor Day, the first Monday in September.
 - g. Columbus Day, the second Monday in October.
 - h. Veteran's Day, November 11.

- i. Thanksgiving Day, the fourth Thursday in November.
- j. Christmas Day, December 25.

SECTION 3. IGNITION, DISCHARGE AND USE.

- (1) A person shall not ignite, discharge, or use consumer fireworks at any time other than permitted hours on the day preceding, the day of, or the day after a national holiday.
- (2) A person shall not ignite, discharge, or use consumer fireworks between the hours of 1:00 a.m. and 8:00 a.m. on the day preceding, the day of, or the day after a national holiday.

SECTION 4. POSSESSION OF CONSUMER FIREWORKS BY MINOR.

A minor shall not possess consumer fireworks.

SECTION 5. DETERMINATION OF VIOLATION; SEIZURE.

If a police officer determines that a violation of this section has occurred, the officer may seize the consumer fireworks as evidence of the violation.

SECTION 6. PENALTY.

Any person in violation of any section of Section 3 shall be guilty of a municipal civil infraction and shall be subject to payment of a civil fine as provided in the schedule below.

- (1) *First violation*. Any person who admits responsibility for, or who is found responsible for, a violation of Section 1 shall be subject to a civil fine of \$100.
- (2) Second violation. Any person who admits responsibility for, or who is found responsible for, a second violation of Section 3, in any 12-month period shall be subject to a civil fine of \$500.
- (3) Following final disposition of a finding of responsibility for violating this section, the City may dispose of or destroy any consumer fireworks retained as evidence in that prosecution.
- (4) In addition to any other penalty, a person that is found responsible for a violation of this section shall be required to reimburse the City for the costs of storing, disposing of, or destroying consumer fireworks that were confiscated for a violation of this section.

SECTION 7. EFFECTIVE DATE

This ordinance shall become effective after publication in accordance with the Charter of the City of Ishpeming.

Adopted: June 8, 1910 Amended: August 8, 2018

Amended:

//

CITY OF ISHPEMING Resolution #5-2019

RESOLUTION TO ADOPT A LOCAL PAVEMENT WARRANTY PROGRAM

WHEREAS, the Michigan Legislature (MCL 247.663) requires each city or village to adopt a Local Agency Pavement Warranty Program that was approved by the Michigan Department of Transportation in 2018;

WHEREAS, the Michigan Local Agency Pavement Warranty Program was developed by the Local Agency Pavement Warranty Task Force for use by all 533 cities and villages in the format approved by the Michigan Department of Transportation in 2018;

WHEREAS, the Michigan Department of Transportation has reviewed and approved the Michigan Local Agency Pavement Warranty Program consisting of Special Provisions (Boilerplate, Concrete, HMA, Location, Pass-Through Warranty Bond); a Warranty Bond Form and Contract Form; and Guidelines for Local Agency Pavement Warranty Programs;

NOW THEREFORE BE IT RESOLVED, the City of Ishpeming hereby adopts the Michigan Local Agency Pavement Warranty Program and accompanying documents in accordance to the requirements of MCL 247.663;

BE IT FURTHER RESOLVED, this resolution is made a part of the minutes of the City of Ishpeming at their regular meeting held on April 3, 2019.

and supported by

The foregoing resolution offered by Councilmember

Councilmember
Ayes:
Nays:
I, <u>Tammie Leece</u> , the duly appointed City Clerk of the <u>City of Ishpeming</u> hereby certify that the foregoing resolution was adopted by the City Council of said City at the regular meeting held on <u>April 3</u> , 2019, at which meeting a quorum was present.
Tammie Leece, City Clerk



City of Ishpeming Resolution #6-2019

RESOLUTION TO IMPLEMENT A LOCAL PAVEMENT WARRANTY PROGRAM

WHEREAS, The Michigan Legislature created a requirement (MCL 247.663) as part of the Transportation Funding Package of 2015 that requires each city and village to adopt a Local Agency Pavement Warranty Program that was approved by the Michigan Department of Transportation in 2018;

WHEREAS, the City of Ishpeming adopted the Michigan Local Agency Pavement Warranty Program on April 3, 2019;

WHEREAS, the City of Ishpeming agrees to consider a local pavement warranty on each project that includes \$2 million or more in paving-related items and includes any state or federal funds;

WHEREAS, the Local Agency Pavement Warranty Program law requires each city and village to report annually on each project that includes \$2 million or more in paving-related items *and* includes any state or federal funds, whether or not a warranty was utilized in the project;

WHEREAS, the City of Ishpeming agrees to implement the Michigan Local Agency Pavement Warranty Program consistent with the Guidelines for Local Agency Pavement Warranty Program document that was approved by the Michigan Department of Transportation in 2018; and which the City of Ishpeming's adopted Implementation Policy defines the City's intent of its pavement warranty program;

NOW THEREFORE BE IT RESOLVED, the City of Ishpeming hereby agrees to implement the Local Agency Pavement Warranty Program and annually report in accordance with the law.

The foregoing resolution offered by Councilmember and supported by Councilmember
Ayes:
Nays:
I, <u>Tammie Leece</u> , the duly appointed City Clerk of the <u>City of Ishpeming</u> hereby certify that the foregoing resolution was adopted by the City Council of said City at the regular meeting held on <u>April 3, 2019</u> , at which meeting a quorum was present.
Tammie Leece, City Clerk

City of Ishpeming Resolution #7-2019

A RESOLUTION TO ESTABLISH A REQUEST FOR FUNDING, DESIGNATE AN AGENT, ATTEST TO THE EXISTENCE OF FUND AND COMMIT TO IMPLEMENTING A MAINTENANCE PROGRAM FOR RESURFACING OF LOCAL CITY ROADS FUNDED BY THE TRANSPORTATION ECONOMIC DEVELOPMENT FUND CATEGORY B PROGRAM

Minutes of a regular meeting of the City Council of the City of Ishpeming, Marquette County, held in the Council Chambers at City Hall, 100 E. Division Street, in said City on April 3, 2019 at 7:00 p.m.

PRESENT:

ABSENT:
The following preamble and resolution were offered by Councilmember and supported by Councilmember
WHEREAS, the City of Ishpeming is applying for \$250,000 in funding through MDOT from the Transportation Economic Development Category B Program to construct Resurfacing of Local City Roads on New York Street, High Street, Marquette Street, Bessemer Street, Hickory Street and Prairie Avenue;
WHEREAS, MDOT requires a formal commitment from the public agency that will be receiving these funds and will be implementing and maintaining these infrastructure projects;
NOW, THEREFORE, BE IT RESOLVED THAT, the City has authorized Mark Stoor, P.E. of GEI Consultants of Michigan, P.C., to act as agent on behalf of the City to request Transportation Economic Development Fund Category B Program funding, to act as the applicant's agent during the project development, and to sign a project agreement upon receipt of a funding award;
BE IT FURTHER RESOLVED THAT, the City attests to the existence of, and commits to, providing at least \$ 250,000 toward the construction costs of the project(s), and all costs for design, permit fees, administration costs, and cost overruns;
BE IT FURTHER RESOLVED THAT, the City commits to owning, operating, funding, and implementing a maintenance program over the deign life of the facilities constructed with Transportation Economic Development Fund Category B Program funding.
Ayes:
Nays:
I, <u>Tammie Leece</u> , the duly appointed City Clerk of the <u>City of Ishpeming</u> hereby certify that the foregoing resolution was adopted by the City Council of said City at the regular meeting held on <u>April 3, 2019</u> , at which meeting a quorum was present.
Tammie Leece, City Clerk

(Date)

Funding Agency (if applicable)

(Date)

(Owner)

EJCDC	Contractor's Application for Payment No.	Payment No.	15
	Application 12/20/18 - 3/17/19 Period:	Application Date:	03/72/20
To City of Ishpeming (Owner);	Fröm (Contractor): A. Lindberg & Sons, Inc.	Via (Engineer);	GEI Consultants of Michigan, P.C.
Project: RD Water System Improvements	Contract. I		
Owner's Contract No.:	Contractor's Project No.: 22263,17	Engineer's Project No.:	1508090

on For Payment	
Applicati	

	1. ORIGINAL CONTRACT PRICE\$ \$3,066,628.00	Deductions S 1.278.843.13		4. TOTAL COMPLETED AND STORED TO DATE	(Column F on Progress Estimate)	S. RETAINAGE:	a. 2.5% X S 3.582,095.99 Work Completed \$ \$ 89,552.40	1	S	3.6	7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application) S \$ 3.642,666.23		9. BALANCE TO FINISH, PLUS RETAINAGE	
Change Order Summary	Approved Change Orders	Number Additions	Change Order #1 - #8 \$1,275,326,73	CO#9 \$22,687.00	CO # 10 -\$19,170,60						TOTALS \$1,278,843,13	NET CHANGE BY S1.278.843.13	CHANGE ORDERS	

Contractor's Certification		
The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior	Payment of:	ي ا
Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances);	is recommended by:	
and (s) an work covered by this Application for Fayinghi is in accordance with the Contract Documents and is not defective.	Payment of:	69
	is approved by:	ļ
By: Acut Rea. Date: 3/27/2019	Approved by:	

03/27/2019

(Line 8 or other - attach explanation of the other amount)

\$3,065.40

(Date)

(Line 8 or other - attach explanation of the other amount)

(Engineer) \$3,065.40





					Change Ord	er No	10
Date of Issu	ance:			Effective Date:			
Owner:	City of Ishpeming			Owner's Contract	No.:		
Contractor:				Contractor's Proje	ect No.:		
Engineer:	GEI Consultants of Mic	higan, P.C.		Engineer's Projec	t No.: 1508	3090	
Project:	RD Water System Impr	ovements		Contract Name:	Con	tract II	
The Contrac	t is modified as follows up	on execution	of this (Change Order:			
to keep Boo		ring construc	tion. Re	of year survey. Add quant move watermain quantity for part of this change order.			
Attachment	s: Change Order Summary						
	CHANGE IN CONTRACT	PRICE			CONTRACT		
				[note changes in	Milestones ij	applicable	le]
Original Co	ontract Price:			Original Contract Times:		4.0	
A 4 0 C C O 1	<i>c.o.c</i>			Substantial Completion:			
\$ <u>4,256,81</u>	0.06			Ready for Final Payment:			
Fr. 1	(D. 1.6 : 1	Lel		f) 150 36		or dates	Cl
	[Decrease] from previously	/ approved Cr	nange	[Increase] [Decrease] from		approvea	Change
Orders No.	<u>1</u> to No. <u>9</u> :			Orders No. 1 to No. 5 Substantial Completion:			
\$ 1,767,19	5 61			Ready for Final Payment:			
<u> </u>	3.01			heady for tillar rayment.	233		
Contract P	rice prior to this Change Or	der:		Contract Times prior to th	nis Change Or	der:	
				Substantial Completion:	July 17, 2019		
\$ 6,024,01	1.67			Ready for Final Payment:			
					days	or dates	
[Increase]	[Decrease] of this Change (Order:		[Increase] [Decrease] of t			
				Substantial Completion: _			
\$ <u>(1,122.50</u>))			Ready for Final Payment:			
						or dates	
Contract Pi	rice incorporating this Char	ige Order:		Contract Times with all ap	•	ge Orders	:
A C 022 000	0.47			Substantial Completion:			
\$ 6,022,889	9.1/			Ready for Final Payment:		or dates	
	RECOMMENDED:		ACCE	DTED.		PTED# /	,
By:	·MA-A	By:	ACCE	By:	Area	10	aan'
ъу.	Engineer (if required)	_ '	mar (Aut	horized Signature)	Contractor A	uthorized S	Signature)
Title:	Project Manager	Title	mer (Aut	Title	An.		7 0 9 9 EA
Date:	03/27/2019	Date		Date	2/00	lia	17470
Date,	03/2//2019			-		#7	
Approved bapplicable)	by Funding Agency (if						
Ву:				Date:			
Title:							
							
							_
	Droparod and publishe	EJCDC" C-9	_	e Order.	200		

14c

EJCDC	Contractor's Application for Payment No.	Payment No.	14
for the second	Application 12/20/18 - 3/17/19 Period:	Application Date:	3/27/2019
To City of Ishpeming (Owner):	From (Contractor): A. Lindberg & Sons, Inc.	Via (Engineer):	GEI Consultants of Michigan, P.C.
Project: R.D. Water System Improvemets	Сопизет:		
Owner's Contract No.:	Contractor's Project No.: 22263.17	Engineer's Project No.:	1508090

Application For Payment

	1. ORIGINAL CONTRACT PRICE \$ \$4,256,816,06		3. Current Contract Price (Line 1 ± 2)	4. TOTAL COMPLETED AND STORED TO DATE	(Column F on Progress Estimate)		a. 2.5% X \$ 4,667,620.69 Work Completed \$ \$ 116,690.52	b. 2.5% X \$ 227.923.77 Stored Material \$ \$ 5.698.00	=	7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)	8. AMOUNT DUE THIS APPLICATION	
Change Order Summary		Additions Deductions	\$1,763,586.61	-\$23,991.00	\$27,600.00	-\$1,122.50				\$1,766,073.11	\$ 1,766,073.11	
	Approved Change Orders	Number	Change Order #1 - #7	8# OO	6# OO	CO#10				TOTALS	NET CHANGE BY CHANGE ORDERS	

Contractor's Certification		
The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior	S Payment of:	3,
Applications for Payment: (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Licins, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Licens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is an accordance with the Contract Documents.	is recommended by:	Bby:
and is not defective.	Payment of:	V .
•	is approved by:	
	_	
By: Austral Date: 3/27/2019	9 Approved by:	

03/27/2019 (Date)

(Line 8 or other - attach explanation of the other amount)

\$137,769.16

Funding Agency (if applicable)

(Date)

(Owner)

(Line 8 or other - attach explanation of the other amount)

(Engineer) \$137,769.16

(Date)

141

EJCDC	Contractor's Application for Payment No.	Payment No.	14
	Application 12/20/2018 - 3/17/2019 Period:	Application Date:	3/27/2019
To City of Ishpeming (Owner):	From (Contractor): A. Lindberg & Sons, Inc.	Via (Engineer):	GEI Consultants of Michigan, P.C.
Project: RD Water System Improvements	Contract: III		
Owner's Contract No.:	Contractor's Project No.: 22263,17	Engineer's Project No.:	1508090

Application For Payment Change Order Summery

Amengod Change Orders	Change Order Summary			
שלוטוחות ביושוולה חומנו	The same same same same same same same sam		1. ORIGINAL CONTRACT PRICEs	\$565,602.50
Number	Additions	Deductions	2. Net change by Change Orders.	C221 755 40
#001 - #002	\$224,647.65		3. Corrent Contract Price (Line 1 + 2)	0402 200
CO #6	-\$2,891.25		4. TOTAL COMPLETED AND STORED TO DATE	3101,330,30
			(Column Fon Progress Estimate)	200 002
			& RETAINAGE:	00/,300,32
			a. 2.5% X \$ 679 548.24 Work Completed c c 16 869 71	1,5 000 71
			b. 2.5% X \$ 7.812.68 Storad Metarial C &	10,500./1
			C. Total Retains of Line St. + Line St.)	193,62
			6 AMOTIVE RICHER TO DATE Give A Time S.	
TOTALS	\$221,756.40		T TOC OBDITIONS NATURALISM OF THE STATE OF T	6/U,I96.4U
NET CUANCE 60	The state of the s		" LESS FREVIOUS FAYIMEINIS (Line o from prior Application) \$ \$	622,918.14
CHANGE OPDED	\$221,756.40	56.40		. \$ 47,278.26
Jenaco apriento			9. BALANCE TO FINISH, PLUS RETAINAGE	
			(Column G on Progress Estimate + Line 5 above) \$ \$ 117,162.50	117,162.50

Contractor's Certification

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment will pass to Owner at time of payment or the of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment with the Contract Documents and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By:

By:

Date:

3127/2019

Approved by:

Payment of: \$ \$47,278.26

(Line 8 or other - attach explanation of the other amount)

(Line 8 or other - attach explanation of the other amount)

(Engineer) (Bate)

Payment of: \$ \$47,278.26

(Line 8 or other - attach explanation of the other amount)

is approved by: (Owner) (Date)

Funding Agency (if applicable) (Date)



GRETCHEN WHITMER
GOVERNOR

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS MICHIGAN AGENCY FOR ENERGY

ORLENE HAWKS DIRECTOR

February 25, 2019

Mark Sloan, City Manager City of Ishpeming 100 East Division St Ishpeming, MI 49849

Subj: Application - Community Energy Management Program

Dear Mark,

Thank you for your application, submitted in response to the Community Energy Management Incentive Program. After reviewing your application, we have reserved funding for your project in the amount of \$25,000, that will be administered by the Michigan Energy Office.

This incentive funding is contingent upon the Michigan Energy Office receiving a final project report, verification of work completed, invoices, and proof of payment. To receive reimbursement, you will need to submit the above-mentioned documentation by August 31, 2019.

Please sign and return the attached form to show your acceptance to this agreement within five (5) business days. Once signed, please scan and email the completed form to Julie Staveland at staveland@michigan.gov.

We are pleased to provide support for Community Energy Management in your community. If you have any questions, please contact the Program Manager, Julie Staveland at (517) 284-8344 or stavelandj@michigan.gov. We look forward to working with you on this project.

Sincerely,

Robert Jackson,

Director, Michigan Energy Office

Enclosures cc: file

Michigan Energy Office - CEM Incentive Program Acceptance Form

l,	, the		of
(Print name of Authorized Negotiator)		(Title/Position)	
City of Ishpeming	understand that:		
(Organization Name)	_		

- 1. The Michigan Energy Office (the "MEO") has reserved funding for our organization under the CEM Incentive Program (the "Program") in the amount of \$25,000.
- 2. This incentive is contingent upon the MEO receiving this form completed, signed, and returned to MEO within five (5) business days of the date of this letter. Please email scanned copy to Julie Staveland at StavelandJ@michigan.gov.
- 3. We agree to strive to Buy Michigan and Buy American for all project related purchases made as a result of this award.
- 4. The MEO is not liable for any costs incurred by our organization before the date of this acceptance form or after August 31, 2019.
- 5. The funding amount in item 1 is not guaranteed and the MEO is under no obligation to make payment to our organization if:
 - a. The project is not completed as stated in our application (see Attachment A).
 - b. Prior approval is not received from MEO project manager on all work to be completed prior to project implementation.
 - c. Our organization does not provide the MEO with all required documentation by August 31, 2019.
- 6. I acknowledge that payment is contingent on MEO receiving all required documentation for payment requests within thirty (30) days of completing the energy activity or August 31, 2019, whichever is earliest. If a payment request and all required documentation is not submitted by this deadline, then my organization may forfeit its award. The required documentation includes:
 - a. Brief summary of the completed energy activity and estimated energy and cost savings.
 - b. Invoices and proof of payments of the eligible and agreed upon energy activity expenditures.
- 7. I acknowledge the MEO may issue a news release on our energy activity and participation in the Program.
- 8. If applicable, we agree to benchmark our buildings using EnergyStar Portfolio Manager and will share the data with MEO.
- We agree that all work under the Program will be performed following all applicable Federal and State rules and regulations including NEPA and SHPO, as well as ordinances.
- 10. We will meet with the MEO program manager, at least monthly. We will provide a brief outline of the work accomplished and the work remaining to be completed, as well as a description of any problems or delays, real or anticipated.
- 11. Prior written approval for any project changes must be obtained from the MEO program manager.

Michigan Energy Office - CEM Incentive Program Acceptance Form

- 12. We are responsible for insuring that all precautions are exercised at all times for the protection of persons and property. Safety provisions of all Applicable Laws and building and construction codes shall be observed. We are responsible for compliance with all federal, state and local laws and regulations in any manner affecting the work or performance of this award and shall at all times carefully observe and comply with all rules, ordinances, and regulations. We shall secure all necessary certificates and permits from municipal or other public authorities as may be required in connection with the performance of this award.
- 13. Our organization must defend, indemnify and hold the State, its departments, divisions, agencies, offices, commissions, officers, and employees harmless, without limitation, from and against any and all actions, claims, losses, liabilities, damages, costs, attorney fees, and expenses (including those required to establish the right to indemnification), arising out of or relating to: (a) any breach by us (or any of our employees, agents, subawardees, or by anyone else for whose acts any of them may be liable) of any of the promises, agreements, representations, warranties, or insurance requirements contained in this award; (b) any infringement, misappropriation, or other violation of any intellectual property right or other right of any third party; (c) any bodily injury, death, or damage to real or tangible personal property occurring wholly or in part due to action or inaction by our organization (or any of our employees, agents, sub-awardees, or by anyone else for whose acts any of them may be liable); and (d) any acts or omissions by us (or any of our employees, agents, sub-awardees, or by anyone else for whose acts any of them may be liable).
- 14. News releases (including promotional literature and commercial advertisements) pertaining to this award or project to which it relates must not be made without prior written MEO approval, and then only in accordance with the explicit written instructions of the MEO. An acknowledgment of MEO support and a disclaimer must appear in the publication of any material, whether copyrighted or not, based on or developed under this project.
- 15. Upon notice from MEO, our organization will promptly refund any excess Program funds our company has received due to fraud or a change in the scope of work that has not been preapproved by MEO.
- 16. By signing below, I certify that:
 - a. I am an Authorized Negotiator and can bind my organization to the provisions stated in this document, and
 - b. The statements herein are true, complete and accurate to the best of my knowledge. I agree to comply with the terms of award acceptance described above. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties.

	y subject me to criminal, civil, or ad	ministrative penalties.
Signature of Authori	zed Negotiator	Date

2018-19 Community Energy Management (CEM) Application

1. Applicant Information

Program Summary: The Michigan Energy Office (MEO) Community Energy Management (CEM) program is designed to meet communities where ever they are in the energy management spectrum. Whether just getting started with energy management beginning with an energy audit, implementing energy efficiency projects, or hiring an energy manager - CEM is designed to help communities on the path to being energy efficient. This program is designed for local governments and public schools, with priority given to projects in Project Rising Tide, Coal Plant Closure, low-income communities, and to the U.P. Planning and Development Regions. Projects must assist in the assessment and implementation of energy efficiency projects and CEM Best Practices, either self-implementing or hiring a third-party vendor to complete selected projects. Priority will be for projects completed in public buildings.

Eligibility Requirements

Applicants must be from Michigan and one of the following:

- Municipality/local government;
- K-12 public school/university;
- Designated Planning & Development Regions

And and priority will be given for projects located in one of the following communities:

- Project Rising Tide Community;
- Coal Plant Closure Community;
- A low-income community (Median Household Income <\$38,000) or Upper Peninsula community

Application must be submitted by the applicant.

Project work must not have started before the date of this solicitation release.

<u>Funding Amount:</u> Maximum \$25,000 per community. The Michigan Energy Office reserves the right to award additional funds for select projects on a case-by-case basis. Awards will be given on a first come first served basis until funding is depleted.

City of Ishpeming

Estimated Costs for Energy Projects

March 3, 2019

- 1. To incorporate Energy into the City's Master Plan update scheduled for 2019, we estimate a cost of \$3,000 to hire a consultant with the knowledge and expertise to ensure the new Master Plan includes reasonable guidelines for this important subject. The overall cost of the Master Plan update is estimated to be \$10,000
- 2. To upgrade the City's light poles to LED is estimated to cost about \$22,000. We have about 44 poles with HPS lamps. We believe that the replacement LED lamps can be acquired and replaced for about \$500 each. UPPCO may be willing to assist the City in this project.



CITY OF ISHPEMING, MICHIGAN



100 East Division Street • Ishpeming, Michigan 49849

City Manager	485-1091	Police	486-4416	Assessor	485-1091
City Clerk	485-1091	Rental Inspector	485-1091	Library	486-4381
Treasurer	485-1091	Fire	486-4426	Cemetery / Parks	486-6181
City Attorney	485-1091	Public Works	486-9371	Fax	485-6246

To: Mark Slown, Ishpeming City Manager

From: Steven J. Snowaert, Ishpeming Chief of Police

Date: March 26, 2019

Re: New Rental Inspector/Code Enforcement rate.

Mark,

With Don Peterman now gone, the timing is right to make some adjustments in the wages of the two positions, Rental Inspector and Code Enforcement. What we have found is that the two jobs work best if cross trained so basically they are doing the same job. So with the wages of over \$4.00 an hour apart, I believe we should change the wages of the two positions.

With the two positions they are budgeted for 40 hours together. When you take the wages budgeted for the year (\$37726) for the two positions, and divided by the 2080 hours for the year, you come up with a wage of \$18.14 for both positions.

I would like to make the two positions Rental Inspector/Code Enforcement with a wage of \$18.00/hour. I would also like to have the ability to make an entry rate of \$16.50 for a period of 3 months for a new employee that comes in "cold" (no experience).

Thank you for your consideration.

