


ISHPEMING CITY COUNCIL
Wednesday, November 11, 2020 at 7:00 p.m.
Ishpeming City Hall Conference Room, 100 E. Division Street, Ishpeming MI
City Hall Telephone Number: (906) 485-1091

1. 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 (October 7th, October 26th, and October 30th)
 - b. Approval of Disbursements
 - c. Reappoint Angelo Bosio to a five-year term on the Housing Commission
 - d. Reappoint Elyse Bertucci and Gabe Seelen to three-year terms on the Zoning Board of Appeals
 - e. Reappoint Bruce Houghton to a three-year term on the Planning Commission
 - f. Reappoint Brad Waters and Joseph Pelkola to three-year terms on the Commission on Aging
 - g. Reappoint Jim Bertucci to a three-year term on the Ishpeming Area Joint Wastewater Treatment Board
 - h. Appoint Ty Hyatt to fill a vacancy on the Planning Commission with the term expiring 11/2022
 - i. Nominate Angelo Bosio to a three-year term on the Marq-tran Board
 - j. Special Event Application: Ishpeming Community Events -- Christmas Festivities 2020
8. Monthly Financial Statement Report
9. Public Hearing on 2021 Budget and Millage Rates
10. Public Hearing for the proposed vacation of property located on Park Street
11. Discuss Tube Slide Operations for winter of 2020-2021
12. Authorization for City Treasurer to place delinquent accounts on tax rolls
13. Revised MERS Defined Contribution Plan Adoption Agreement
14. Resolution # 13-2020 Health Insurance per Public Act 152 of 2011
15. Old Business
16. New Business
17. Public Comment (*limit 3 minutes per person*)
18. Mayor and Council Reports
19. Manager's Report
20. Attorney's Report
21. Adjournment


Craig H. Cugini, City Manager

ISHPEMING AREA JOINT WASTEWATER TREATMENT FACILITY

700 Sunset Drive, Ishpeming, MI 49849

(906) 486-4391 • Fax (906) 486-6997

iawwts@sbcglobal.net

October 5, 2020

Craig Cugini, City Manager
City of Ishpeming
100 E. Division St
Ishpeming, MI 49849

Dear Mr. Cugini:

I am writing in regards to **Jim Bertucci** and his appointment to the Ishpeming Area Wastewater Authority Board. Mr. Bertucci's term of office will expire on December 31, 2020, according to Plant records. If the Ishpeming City Council would like Jim to continue serving as their representative, he will need to be re-appointed.

It is my sincere hope that Jim will consent to serving another three-year term and that the City Council will re-appoint him. Jim has been a valuable asset to the Facility bringing with him experience and dedication that I have quickly learned to appreciate. It has been a pleasure working with Jim.

If you have any questions please feel free to contact Paul Altobello, Director.

Sincerely,

Dawn A. Solka, CGFM
Financial Manager/Assistant Director

Cc: Jim Bertucci



COUNTY OF MARQUETTE

Office of the County Clerk
234 W. Baraga Avenue
Marquette, Michigan 49855
Phone 906/225-8330
Fax 906/228-1572
www.co.marquette.mi.us

LINDA K. TALSMA
County Clerk
TONYA NELSON
Deputy County Clerk

October 20, 2020

TO: Ishpeming City Commission
FROM: Linda K. Talsma, Marquette County Clerk
RE: Boards and Commissions Nominations

Following is a list of vacancies on County Boards and Commissions for nomination by the Ishpeming City Commission:

- MarqTran – The term of Angelo Bosio expires 12/31/2020

Please send your nominations to the County Clerk by November 16, 2020. The County Board will be making appointments at their Regular Meeting scheduled for December 15, 2020.

If you have any questions, please call. Thank You.

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CITY OF ISHPEMING
Monthly Financial Report

Period Ending 10/31/2020

List of Funds	
Fund 101 - General Fund	Fund 401 - Public Improvement Fund
Fund 202 - Major Street Fund	Fund 472 - Construction Fund - CDBG
Fund 203 - Local Street Fund	Fund 590 - Sewer Fund
Fund 206 - Fire Fund	Fund 591 - Water Fund
Fund 211 - Firefighter Longevity	Fund 661 - Motor Pool Equipment Fund
Fund 220 - Lake Bancroft Fund	Fund 701 - Trust & Agency
Fund 226 - Garbage Fund	Fund 703 - Tax Collection
Fund 247 - Building Authority	Fund 711 - Cemetery Perpetual Care
Fund 248 - DDA	Fund 712 - Cemetery Care Fund
Fund 268 - Library Special Fund	Fund 732 - Act 345 Police/Fire Pension
Fund 271 - Library State Aid	

Pooled Cash by Fund		
101-General Fund	101-000-009.000	\$ 1,393,318.89
202-Major Street	202-000-009.000	599,254.63
203-Local Street	203-000-009.000	81,124.25
206-Fire	206-000-009.000	67,631.42
211-Firefighter Longevity	211-000-009.000	225,884.86
220-Lake Bancroft	220-000-009.000	(232,102.71)
226-Garbage	226-000-009.000	120,311.16
247-Building Authority	247-000-009.000	(139,379.99)
248-DDA	248-000-009.000	185,350.75
268-Library Special Fund	268-000-009.000	48,338.59
271-Library State Aid	271-000-009.000	(3,713.33)
401-Public Improvement	401-000-009.000	515,183.27
472-Construction Fund-CDBG	472-000-009.000	(105,076.93)
590-Sewer	590-000-009.000	1,445,430.66
591-Water	591-000-009.000	1,172,558.62
661-Motor Pool	661-000-009.000	564,786.40
Total Pooled Cash		\$ 5,938,900.54

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	\$ 1,393,318.89	\$ 599,254.63	\$ 81,124.25	\$ 120,311.16	\$ 515,183.27	\$ 1,445,430.66	\$ 1,172,558.62
Revenues	2,581,428.64	560,600.76	250,425.64	619,768.80	543,158.39	1,233,157.30	1,793,206.91
Expenses	2,287,794.82	360,274.91	436,445.53	597,318.38	325,946.58	967,518.46	1,047,760.76
Net Income(Loss)	293,633.82	200,325.85	(186,019.89)	22,450.42	217,211.81	265,638.84	745,446.15
Fund Balance:							
Non-spendable	102,131.19	-	-	-	-	-	-
Restricted	-	599,254.63	81,353.09	-	515,183.27	-	-
Committed	33,960.00	-	-	-	-	-	-
Assigned	-	-	-	233,410.98	-	-	-
Unassigned	1,055,292.35	-	-	-	-	-	-
Inv in Capital Assets	-	-	-	-	-	9,161,216.01	8,395,971.37
Restricted for Debt	-	-	-	-	-	-	774,407.00
Unrestricted	-	-	-	-	-	786,570.36	(581,340.61)
Total Fund Balance	\$ 1,191,383.54	\$ 599,254.63	\$ 81,353.09	\$ 233,410.98	\$ 515,183.27	\$ 9,947,786.37	\$ 8,589,037.76

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 3rd Quarter 2020 has been recorded.

2. - Depreciation expense has been recorded in the Sewer, Water, and Motor Pool Funds through February 2020.

3. State revenue sharing in the General Fund has been recorded through August 2020.
Paid by the state in 2-month increments with a 2-month lag.

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ATTENTION
CITY OF ISHPERING RESIDENTS
NOTICE OF PUBLIC HEARING

A Public Hearing has been scheduled for Wednesday, November 11, 2020, at the Regular City Council Meeting at 7:00 p.m. in the Council Chambers at Ishpeming City Hall, 100 E. Division Street, Ishpeming, for the purpose of discussing adoption of the 2021 Budget. A copy of the budget is available for public inspection on the City's website www.ishpemingcity.org or in the City Manager's Office at City Hall, 100 East Division Street, Ishpeming, Michigan. THE PROPERTY TAX MILLAGE RATE PROPOSED TO BE LEVIED TO SUPPORT THE PROPOSED BUDGET WILL BE A SUBJECT OF THIS HEARING: 20.9309 mills.

Public comments, either oral or written, are welcome at the Public Hearing. Handicapped persons needing assistance or aid should contact the City Offices during regular working hours 48 hours prior to the meeting.

Craig H. Cugini
City Manager

Note: MCL 141.412 requires the notice to include the following statement in 11-point bold face type:
"The property tax millage rate proposed to be levied to support the proposed budget will be a subject of this hearing".

Run Date 11/2/2020

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CITY OF ISHPEMING

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the Ishpeming City Council on Wednesday, November 11, 2020 at 7:00 p. m. in the Council Chambers at Ishpeming City Hall, 100 E. Division Street, to consider oral or written comments regarding the proposed vacation of the following described public property in the City of Ishpeming:

The parcel is located on Park Street, Ishpeming, Michigan and is further described as follows:

Premises situated in the City of Ishpeming, County of Marquette, State of Michigan: That part of Lot 585 of Cleveland Iron Company's Third Addition to the City of Ishpeming lying more than Thirty-three feet (33') Southerly of the as-constructed centerline of Park Street.

Written comments may be submitted to the City Manager's office at 100 E. Division Street prior to the meeting. Questions may be directed to the City Manager's office at the above address or 906/485-1091, Ext. 203.

Run date
10/30/2020

Memo

To: Craig Cugini, City Manager
From: Kaitlyn Feldbauer, City Treasurer
Date: 11/5/2020
Re: Special Assessments – Delinquent Utilities

I hereby request that the City Council adopt a resolution of lien enforcement under Ordinance No. 12-103 (1), Subsection (1), to place delinquent utility billing charges on the December 1, 2019 property tax billing as special assessments. A tentative listing of the property owners and amounts is attached.

2020 Delinquent Utilities

Special Assessments

Account #	Parcel Number	Service Address	Customer Name	Balance
302-0090-08	52-51-050-007-00	330 DIVISION ST W	HIMEBAUCH HENRY	\$984.01
302-0030-00	52-51-050-013-00	310 DIVISION ST	ACHATZ KEVIN	\$205.92
302-0020-00	52-51-050-014-00	306 DIVISION ST	ACHATZ PLUMBING	\$85.19
304-0160-00	52-51-050-019-00	215 LAKE ST S	AUNT PENNEY'S	\$422.03
304-0030-00	52-51-050-028-00	117 PEARL ST W	FLINT'S BAR	\$161.35
304-0030-01	52-51-050-028-00	117 PEARL ST W	HOLLIDAY PHIL	\$789.24
403-0190-00	52-51-050-064-00	300 PEARL ST E	BOTERO GINA	\$1,673.65
403-0360-00	52-51-050-110-50	305 PEARL ST E	MARTTI MELANIE	\$443.18
205-1220-01	52-51-102-009-00	115 BARNUM ST W	EDGAR, JR. MARTIN	\$1,683.65
301-1170-00	52-51-112-004-50	423 EUCLID ST	WILLEY KERRI	\$1,055.99
102-0010-01	52-51-203-001-50	701 3RD ST N	MATSON JON	\$2,712.09
102-0310-02	52-51-207-011-00	627 5TH ST N	STEPHENS EARL	\$365.62
102-0530-01	52-51-208-010-00	619 6TH ST N	HILL MELISSA	\$1,656.31
102-0405-01	52-51-209-001-00	824 NORTH ST E	THOMPSON TAYLOR	\$101.39
101-0310-01	52-51-212-002-00	429 HIGH ST E	WEEKS DANA	\$1,060.56
101-0250-00	52-51-214-004-00	526 HIGH ST E	VOELKER FRANCES	\$816.73
205-0420-07	52-51-250-009-00	602 MAIN ST N	SMART SUE	\$1,923.76
205-0440-01	52-51-250-013-00	610 MAIN ST N	MARKHAM LONNIE	\$7.05
205-0500-06	52-51-250-021-00	104 E NORTH ST	DECOTA ROGER	\$596.24
205-0180-00	52-51-250-022-00	108 NORTH ST	MIHELAC FRANK	\$392.89
204-0890-00	52-51-250-040-50	2019 HIGH ST	AHO LORRAINE	\$34.72
204-0970-01	52-51-250-059-50	518 1ST ST N	LARSEN AMY	\$816.56
205-0790-00	52-51-250-091-00	613 N MAIN ST	CORNISH CHARLES	\$142.19
205-0740-01	52-51-250-098-00	111 NORTH ST W	JARVI VICKI	\$780.22
301-0830-02	52-51-250-135-00	213 OAK ST	WATTS BRIAN	\$812.44
101-0570-00	52-51-250-181-20	115 VINE ST	POND GREGORY	\$816.50
101-1020-07	52-51-250-181-20	412 NORTH ST	GREENLEAF CHRISTINE	\$815.78
205-0520-00	52-51-250-190-00	814 MAIN ST N	TURNER REBECCA	\$7,772.14
204-0730-00	52-51-250-196-00	106 ARCH ST	HEINZELMAN ADAM	\$1,505.07
206-0720-02	52-51-270-009-00	854 PINE ST N	SECRETARY OF VETERANS AFFAIRS	\$106.61
206-0630-02	52-51-270-014-00	837 PINE ST N	CURTIS EARNEST	\$242.13
206-0580-00	52-51-270-019-00	819 PINE ST N	HOFFMAN KEVIN	\$183.57
206-0560-04	52-51-270-021-00	811 PINE ST N	RAWLINGS SEAN	\$1,156.18
402-0910-03	52-51-300-029-00	317 BANK ST	QUINNELL JARED	\$513.21

403-0720-03	52-51-300-036-00	200 3RD ST N	JENKINS MINDY	\$1,289.19
401-1200-00	52-51-300-089-50	420 DIVISION ST E	KEPLER RICHARD	\$803.19
401-0820-00	52-51-300-124-00	406 3RD ST S	PENCE LISA	\$870.73
401-1100-03	52-51-300-136-00	412 4TH ST S	CODY MATTHEW	\$980.74
204-0230-01	52-51-302-019-00	302 EMPIRE ST E	DEUTSCHE BANK NATIONAL TRUST	\$40.19
103-0450-05	52-51-303-038-00	641 EMPIRE ST E	DAHLSTROM, JR. GERALD	\$2,491.44
103-0120-02	52-51-303-447-00	720 EMPIRE ST E	POPPS TANNER & ECHO	\$1,363.99
103-0400-02	52-51-303-453-00	727 EMPIRE ST E	OBRIEN MATHEW	\$814.14
103-1000-02	52-51-303-472-00	902 5TH ST N	BROWN ANGELA	\$814.35
103-0980-00	52-51-303-474-00	719 MICHIGAN ST	ANTTILA ALLEN	\$815.97
103-0910-02	52-51-303-481-00	769 MICHIGAN ST	ENGLAND EMILY	\$2,576.25
104-0120-00	52-51-303-490-00	726 MAURICE ST	RAJALA ROBERT J.	\$96.89
103-0070-00	52-51-303-505-00	634 EMPIRE ST E	COX JAMES	\$69.49
104-0495-00	52-51-303-511-00	703 MAURICE ST UP	NELSON MARK	\$416.72
104-0500-00	52-51-303-548-00	655 MAURICE ST	DAVIS TOM	\$1,548.49
105-0110-02	52-51-303-580-00	730 PARK ST	HARTMAN GREGORY	\$1,673.10
105-0130-01	52-51-303-582-00	748 PARK ST	DEROCHE DONALD	\$247.60
201-0630-01	52-51-303-619-00	807 WABASH ST	BUTTERFIELD AARON	\$1,822.28
201-0600-03	52-51-303-622-00	823 WABASH ST	PREMEAU JESSICA	\$1,401.39
402-0680-00	52-51-305-006-00	701 RIDGE ST E	PERRY GIL	\$163.14
402-0690-03	52-51-305-027-50	708 RIDGE ST E	ROGERS KATHERINE	\$122.87
402-0750-02	52-51-305-033-00	216 5TH ST N	COUCH AMBER	\$1,729.20
402-0780-04	52-51-305-036-00	512 RIDGE ST E	CASS CHRISTOPHER	\$1,036.69
402-0780-05	52-51-305-036-00	512 RIDGE ST E	RILEY DANIELLE	\$26.38
402-0785-04	52-51-305-036-00	512 RIDGE ST E DOWN	MACLACHLN SCOTT	\$2,345.54
402-0790-01	52-51-305-037-00	504 RIDGE ST E	BRUGMAN TERRA	\$1,516.92
404-0230-00	52-51-305-071-00	627 CLEVELAND AVE	HILL CORY	\$634.86
302-0450-01	52-51-311-009-00	620 DIVISION ST	JOHNSON ERIC	\$326.30
302-0560-00	52-51-312-004-00	630 DIVISION ST	BJORK ROBERT	\$98.84
302-0630-01	52-51-313-004-00	663 DIVISION ST W	MAKI RICHARD	\$1,366.81
305-0210-00	52-51-315-005-30	760 DIVISION ST	VILONA JAMES	\$723.87
302-1030-01	52-51-319-015-00	300 WILLOW ST	MUTKA SHANNON	\$1,805.14
203-0050-00	52-51-325-017-00	651 ELLIOTT AVE	O'MEANY LUIS J.	\$100.18
203-0130-00	52-51-325-025-00	563 ELLIOTT AVE	ROSTEN ARNOLD C.	\$816.77
202-1100-00	52-51-326-021-00	745 ELLIOTT AVE	SWANSON THEODORE	\$1,201.45
404-0570-00	52-51-350-026-00	705 DIVISION ST E	MILLER ASHLEY	\$814.87
404-0560-01	52-51-350-027-00	669 DIVISION ST E	ANDERSEN DIANA L.	\$816.57
404-0480-04	52-51-350-038-00	640 DIVISION ST E	SEHILKE ROBERT	\$591.72
404-0410-00	52-51-350-046-00	128 DAVIS ST	ROMBACK TINA	\$1,162.40
404-0790-02	52-51-350-060-00	104 READY ST	TALLEY ERIC	\$539.01

404-0800-04	52-51-350-061-00	232 ZOBERLEIN ST	BLAKELY, KEVIN & ACKLY, REBECCA	\$1,517.58
405-0090-00	52-51-350-066-00	182 SUMMIT ST	STAPLES LAURA	\$165.06
405-0060-00	52-51-350-069-00	152 SUMMIT ST	SCHULTZ SCOTT	\$1,509.49
405-0620-00	52-51-350-081-00	211 MARQUETTE ST	ARVON ROBERT	\$82.15
405-0610-00	52-51-350-082-00	221 MARQUETTE ST	NOWLIN, JR. EDWARD	\$816.12
405-0580-04	52-51-350-083-00	227 MARQUETTE ST	MASSIE JAYE	\$350.50
405-0770-02	52-51-350-129-00	562 JASPER ST	REYNOLDS ERIC	\$1,115.05
405-1030-01	52-51-350-147-00	426 JASPER ST	PERTTUNEN BRIAN	\$1,569.12
405-1210-00	52-51-350-170-00	232 HILL ST	MGMT, LLC HALL	\$235.77
302-0470-02	52-51-370-015-00	609 DIVISION ST W	LAWRY BERNARD	\$878.08
302-0940-00	52-51-370-042-00	337 CEDAR ST	SPENCER SHERMAN	\$784.04
302-1190-03	52-51-370-059-00	339 CARP ST	NURMELA WAYNE	\$100.74
302-1195-00	52-51-370-062-00	337 CARP ST	GARDNER HAYLEE	\$81.25
303-0150-01	52-51-419-011-00	446 'E' ST	BOOM SC, LLC	\$1,633.87
302-1685-02	52-51-556-018-00	314 LAKE ST S	LAUREN PAYNE	\$601.95
302-1890-00	52-51-556-040-00	169 SUPERIOR ST W	CODY MATTHEW	\$1,399.28
302-2040-00	52-51-556-055-00	408 LAKE ST S	PERRY MIKE	\$2,215.30
302-2100-02	52-51-556-062-00	328 JOHNSON ST W	HEIKKILA CRAIG	\$713.32
302-2160-09	52-51-556-069-00	355 JOHNSON ST W	EDMONDSON JOE	\$125.89
302-2190-02	52-51-556-071-00	337 JOHNSON ST W	LARKINS RANDY	\$2,903.01
302-2210-01	52-51-556-074-00	216 JOHNSON ST W	HUNTER BENJAMIN	\$1,078.43
304-0310-00	52-51-556-091-00	346 PINE ST S	KORPI JR. MATT	\$39.13
401-0410-00	52-51-556-132-00	318 1ST ST S	MAKI MARK P.	\$800.25
401-0440-02	52-51-556-153-00	315 1ST ST S	NIEMI TAMARA	\$816.65
301-0270-02	52-51-558-009-00	301 HAZEL ST	WARNSHOLZ MAX	\$812.92
301-0210-00	52-51-558-014-00	173 CLIFF ST	DOWNING CORNELL	\$811.67
102-0830-00	52-51-559-005-00	430 NEW YORK ST E	LAMBERT JEREMY	\$1,035.87
404-0652-01	52-51-560-002-00	112 DAVIS ST N	HILL PATRICK	\$665.56
401-1090-00	52-51-561-006-00	405 4TH ST S	KEMP ROB/SHANNON	\$52.84
404-0240-02	52-51-561-015-00	616 CLEVELAND AVE	KLUG BRITTANY	\$377.30
404-0320-02	52-51-561-018-00	708 CLEVELAND AVE	EDGAR, JR. MARTIN	\$816.20
303-1330-00	52-51-563-002-00	141 TERRACE ST	RICHARDS MARK	\$813.08
303-1250-01	52-51-563-006-00	119 TERRACE ST	MAKI JAMES & JESSIE	\$1,861.47
303-1400-00	52-51-563-031-00	120 ANGELINE ST	UURO GARY	\$812.37
303-1390-00	52-51-563-032-00	128 ANGELINE ST	LAITINEN JAMES	\$288.81
303-1350-00	52-51-563-034-00	138 ANGELINE ST	BUNCE CAROL	\$2,146.10
303-0970-00	52-51-563-066-00	155 DOUGLAS ST	COX DANIEL	\$983.41
102-1070-00	52-51-566-001-00	603 VINE ST	FERGUSON DAVID	\$815.89
102-1010-04	52-51-566-010-00	608 VINE ST	MARQUESS MICHELLE	\$816.24
102-1000-02	52-51-566-012-00	620 VINE ST	WADE ROBERT	\$816.74

102-0710-00	52-51-566-018-00	145 NEW YORK ST	HESS LONNIE	\$4,052.89
102-0660-02	52-51-566-041-00	121 NEW YORK ST	JP MORGAN MORTGAGE CORP	\$137.48
102-0640-00	52-51-566-043-00	113 NEW YORK ST	VAN BUREN STACY	\$816.11
102-0560-09	52-51-566-044-00	103 NEW YORK ST	NOWPAKAHOK ROBYN	\$2,412.74
303-0440-00	52-51-570-018-00	410 EXCELSIOR ST	KULJU ROGER/LAURI	\$472.12
303-0280-00	52-51-570-033-00	429 WASHINGTON ST	ALL SYSTEMS ELECTRIC	\$570.10
304-0420-00	52-51-571-015-00	616 PINE ST S	DISHAW WESTON	\$1,382.97
304-0780-03	52-51-572-004-00	147 EXCELSIOR ST	VISION PROPERTY MGMT	\$995.84
304-0640-03	52-51-572-013-00	116 EXCELSIOR ST APT H	ROBINSON DILLON	\$1,324.29
304-0530-01	52-51-572-016-00	201 EXCELSIOR ST	BACHMANN TAMI	\$1,406.77
304-0580-00	52-51-572-021-00	100 EXCELSIOR ST APT L	SUNDBERG ROSEMARIE	\$812.60
501-0350-00	52-51-573-007-00	1161 PINE ST S	PUMPHREY CASOLA THERESA	\$1,549.02
303-0650-00	52-51-573-015-00	162 SAGINAW ST	ROSEWALL JOHN/SANDRA	\$812.57
303-0810-01	52-51-573-025-00	1138 PINE ST S	STARRINE MARK	\$805.99
302-1260-03	52-51-574-008-00	235 HOUGHTON ST	JONES ALEX	\$955.49
105-0210-01	52-51-575-001-00	729 PARK ST	WILLIAMS CHRISTIAN	\$1,935.22
105-1360-00	52-51-650-018-00	773 PALMS AVE	BOSIO DAVID	\$84.95
105-1070-04	52-51-650-039-00	1490 HICKORY ST	CONVERSE MICHELLE	\$1,780.65
302-1530-02	52-51-709-004-40	445 JOHNSON ST W	ESTERLINE DANIEL	\$813.33
305-0510-00	52-51-709-011-60	1035 RIVER RIDGE DR	VILLENEUVE JAMES & JEN	\$243.14
305-0450-00	52-51-716-006-12	275 APPLE RIDGE DR	SCHERER KRISTOPHER	\$243.15
405-0370-00	52-51-940-005-00	422 MARQUETTE ST	OJA ROXANNE	\$1,247.71
		GRAND TOTAL		\$131,223.47

MERS Defined Contribution Plan Adoption Agreement



1134 Municipal Way Lansing, MI 48917 | 800.767.MERS (6377) | Fax 517.703.9711

www.mersofmich.com

The Employer, a participating municipality or court within the state of Michigan that has adopted MERS coverage, hereby establishes the following Defined Contribution Plan provided by MERS of Michigan, as authorized by 1996 PA 220 in accordance with the MERS Plan Document.

I. Employer Name City of Ishpeming Municipality #: 5204

II. Effective Date

Check one:

A. ☐ If this is the **initial** Adoption Agreement for this group, the effective date shall be the first day of _____, 20__.

☐ This municipality or division is new to MERS, so vesting credit prior to the **initial** MERS effective date by each eligible employee shall be credited as follows (choose one):

☐ Vesting credit from date of hire ☐ No vesting credit

☐ This division is for new hires, rehires, and transfers of current Defined Benefit* division # _____ and/or current Hybrid division # _____

Closing this division will change future invoices to a flat dollar amount instead of a percentage of payroll, as provided in your most recent annual actuarial valuation. (The amount may be adjusted for any benefit modifications that may have taken place since then.)

Current active (defined benefit or hybrid) employees (select one of the following and see [Plan Document](#), Section 64 for more information):

☐ Will have a one-time opportunity to convert the value of their current defined benefit from the existing defined benefit or hybrid plan into the new Defined Contribution Plan as a lump sum, or continue accruing service in the Defined Benefit. (Complete *MERS Defined Contribution Conversion Addendum*.)

☐ Will have a one-time opportunity to cease service accrual in the current plan and transfer to the new Defined Contribution plan for future service accrual, or continue accruing service in the Defined Benefit. The deadline for employees to make their election is: __/__/____

☐ Will be required to cease service accrual in Defined Benefit and will transfer to Defined Contribution for future service accrual.

** By completing the section above, the Employer acknowledges receiving Projection Study results and understands the municipality's obligation to continue funding the liability associated with the closed Defined Benefit division.*

B. ☒ If this is an **amendment** of an existing Adoption Agreement (existing division number 110645), the effective date shall be the first day of January, 2020.

Note: You only need to mark **changes** to your plan throughout the remainder of this Agreement.

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- C. ☐ If this is to **separate employees** from an existing *Defined Contribution division* (existing division number(s) _____) into a new division, the effective date shall be the first day of _____, 20____.
- D. ☐ If this is to **merge division(s)** _____ into division(s) _____, the effective date shall be the first of _____, 20____.

III. Eligible Employees

Only those Employees eligible for MERS membership may participate in the MERS Defined Contribution Plan. The following groups of employees are eligible to participate:

All Full Time Employees after 1/1/2020

(Name of Defined Contribution division – e.g. All Full Time Employees, or General After 7/01/13)

To further define eligibility, (check all that apply):

- ☐ **Probationary periods** are allowed in one-month increments, no longer than 12 months. During this introductory period the Employer will not report or make contributions for this period, including retroactively. Service will begin after the probationary period has been satisfied. The probationary period will be _____ month(s).
- ☐ **Temporary employees** in a position normally requiring less than a total of 12 whole months of work in the position may be *excluded* from membership. These employees must be notified in writing by the participating municipality that they are excluded from membership within 10 business days of date of hire or execution of this Agreement. The temporary exclusion period will be _____ month(s).

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IV. Provisions

1. Vesting (Check one):

- ☐ Immediate
- ☐ Cliff Vesting (fully vested after below number years of service)
☐ 1 year ☐ 2 years ☐ 3 years ☐ 4 years ☐ 5 years
- ☐ Graded Vesting
_____ % after 1 year of service
_____ % after 2 years of service
_____ % after 3 years of service (min 25%)
_____ % after 4 years of service (min 50%)
_____ % after 5 years of service (min 75%)
_____ % after 6 years of service (min 100%)

Vesting will be credited using (check one):

- ☐ Elapsed time method – Employees will be credited with one vesting year for each 12 months of continuous employment from the date of hire.
- ☐ Hours reported method – Employees will be credited with one vesting year for each calendar year in which _____ hours are worked

In the event of disability or death, an employee's (or his/her beneficiary's) entire employer contribution account shall be 100% vested, to the extent that the balance of such account has not previously been forfeited.

Normal Retirement Age (presumed to be age 60 unless otherwise specified) _____

If an employee is still employed with the municipality at the age specified here, their entire employer contribution balance will become 100% vested regardless of years of service.

2. Contributions

- a. Will be remitted according to Employer's payroll withholding which represents the actual period amounts are withheld from employee paychecks, or within the month during which amounts are withheld (check one):
- ☐ Weekly
- ☐ Bi-Weekly (every other week)
- ☐ Semi-Monthly (twice each month)
- ☐ Monthly
- ☐ Other (must specify) _____
- b. Required Employee Contribution Structure to DC (subject to Internal Revenue Code 415(c) limitations). Select one:
- ☐ Employees are required to contribute per payroll period, the percentage _____% OR flat dollar amount \$_____
- ☐ Employees are required to contribute within the following range for each payroll:
Percentage range from _____% to _____% OR
dollar amount range \$_____ to \$_____
- ☐ Direct Required Employee Contributions pre-tax

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c. Employer Contributions

☐ Non-Matching Contributions

The Employer hereby elects to make contributions to the Program without regard to an employee's contribution to the Program. The Employer elects the following contribution formula (check one):

☐ **Annual Contributions:** A one-time annual contribution of \$_____ OR _____% of compensation per employee.

☐ \$_____ or _____% of compensation per employee for each payroll period.

☐ Matching Contributions

The Participating Employer may make matching contributions and/or non-matching contributions into the Defined Contribution plan based on an employee's voluntary election as outlined in the *Matching Employer Contribution Addendum (MD-073)*.

- d. Post-tax voluntary employee contributions are allowable into a Defined Contribution account subject to Section 415(c) limitations of the Internal Revenue Code.

3. Compensation

Employers may designate the definition of compensation per division participating in Defined Contribution pursuant to section 49 of the MERS Plan Document (check one):

☐ All income subject to income tax reported in Box 1 of Form W-2, plus elective deferrals
(Note: this definition aligns to MERS' 457 definition of compensation)

☐ Medicare taxable wages reported in Box 5 of Form W-2

☐ Base wages, to which any of the following may be included:

☐ Longevity pay

☐ Overtime pay

☐ Shift differentials

☐ Pay for periods of absence from work by reason of vacation, holiday, and sickness

☐ Workers' compensation weekly benefits (if reported and are higher than regular earnings)

☐ A member's pre-tax contributions to a plan established under Section 125 of the IRC

☐ Transcript fees paid to a court reporter

☐ A taxable car allowance

☐ Short term or long term disability payments

☐ Payments for achievement of established annual (or similar period) performance goals

☐ Payment for attainment of educational degrees from accredited colleges, universities, or for acquisition of job-related certifications

☐ Lump sum payments attributable to the member's personal service rendered during the FAC period

☐ Other: _____

☐ Other 2: _____

NOTE: For purposes of applying the Internal Revenue Code Section 415(c) limits on annual additions, compensation shall be defined as required under that law.

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4. **Loans:** ☐ shall be permitted ☐ shall not be permitted
If Loans are elected, please refer to the [Defined Contribution & 457 Loan Addendum](#).

5. **Rollovers** from qualified plans are permitted and the plan will account separately for pre-tax and post-tax contributions and earnings thereon.

V. Appointing MERS as the Plan Administrator

The Employer hereby agrees to the provisions of this *MERS Defined Contribution Plan Adoption Agreement* and appoints MERS as the Plan Administrator pursuant to the terms and conditions of the Plan. The Employer also agrees that in the event of any conflict between the MERS Plan Document and the MERS Defined Contribution Plan Adoption Agreement, the provisions of the Plan Document control.

VI. Modification of the terms of the Adoption Agreement

If the Employer desires to amend any of its elections contained in this Adoption Agreement, including attachments, the Governing Body or Chief Judge, by resolution or official action accepted by MERS, must adopt a new Adoption Agreement. The amendment of the new Agreement is not effective until approved by MERS.

VII. Enforcement

1. The Employer acknowledges that the Michigan Constitution of 1963, Article 9, Section 24, provides that accrued financial benefits arising under a public Employer's retirement plan are a contractual obligation of the Employer that may not be diminished or impaired.
2. The Employer agrees that, pursuant to the Michigan Constitution, its obligations to pay required contributions are contractual obligations to its employees and to MERS and may be enforced in a court of competent jurisdiction;
3. The Employer acknowledges that employee contributions (if any) and employer contributions must be submitted in accordance with the *MERS Reporting and Contribution Enforcement Policy*, the terms of which are incorporated herein by reference;
4. The Employer acknowledges that late or missed contributions will be required to be made up, including any applicable gains, pursuant to the Internal Revenue Code;
5. Should the Employer fail to make its required contribution(s) when due, MERS may implement any applicable interest charges and penalties pursuant to the *MERS Reporting and Contribution Enforcement Policy* and Plan Document Section 79, and take any appropriate legal action, including but not limited to filing a lawsuit and reporting the entity to the Treasurer of the State of Michigan in accordance with MCL 141.1544(d), Section 44 of PA 436 of 2012, as may be amended.
6. It is expressly agreed and understood as an integral and non-severable part of this Agreement that Section 43 of the Plan Document shall not apply to this Agreement and its administration or interpretation. In the event any alteration of the terms or conditions of this Agreement is made or occurs, under Section 43 or other plan provision or law, MERS and the Retirement Board, as sole trustee and fiduciary of the MERS plan and its trust reserves, and whose authority is non-delegable, shall have no obligation or duty to administer (or to have administered) the MERS Defined Contribution Plan, to authorize the transfer of any defined benefit assets to the MERS Defined Contribution Plan, or to continue administration by MERS or any third-party administrator of the MERS Defined Contribution Plan.

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VIII. Execution

Authorized Designee of Governing Body of Municipality or Chief Judge of Court

The foregoing Adoption Agreement is hereby approved by _____ on
the ____ day of _____, 20____. (Name of Approving Employer)

Authorized signature: _____

Title: _____

Received and Approved by the Municipal Employees' Retirement System of Michigan

Dated: _____, 20____ Signature: _____
(Authorized MERS Signatory)