

**OFFICIAL PROCEEDINGS
CITY COUNCIL
CITY OF ESCANABA, MICHIGAN
Regular Council Meeting
Thursday, March 5, 2015**

The meeting was called to order by the Honorable Mayor Marc D. Tall at 7:00 p.m. in the Council Chambers of City Hall located at 410 Ludington Street.

Present: Mayor Marc D. Tall, Council Members, Patricia A. Baribeau, Ronald J. Beauchamp, Ralph B. Blasier, and Michael R. Sattem

Absent: None

Also Present: City Manager James V. O'Toole, City Department Heads, media, and members of the public.

Pastor Chris Johnson of the Christ the King Lutheran Church, gave the invocation and led Council in the Pledge of Allegiance.

Beauchamp moved, Blasier seconded, **CARRIED UNANIMOUSLY**, to approve Regular Meeting Minutes from February 19, 2015, as submitted.

ADJUSTMENTS TO THE AGENDA

Sattem moved, Beauchamp seconded, **CARRIED UNANIMOUSLY**, to approve the City Council Agenda as submitted.

CONFLICT OF INTEREST DECLARATION – None

BRIEF PUBLIC COMMENT

Power Plant employee Don Racicot questioned Council Members on the Sterling Group, if they were still interested in buying the plant.

PUBLIC HEARINGS – None

UNFINISHED BUSINESS – None

NEW BUSINESS

Approval – Use of Public Space -Municipal Dock Area and City Streets.

Bobbie Stacey sought approval of a request to use the Municipal Dock and public streets for their Annual Bay de Noc Home Run 10K and 5K/Kids Run on Saturday, May 23, 2015. Administration recommended approval provided the following conditions were met: 1) Proper insurance was provided naming the City of Escanaba as a loss payee and 2) The event sponsors provide all labor and material to clean up at the

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conclusion of the event.

NB-1 Blasier moved, Baribeau seconded, **CARRIED UNANIMOUSLY**, to approve a request from Bobbie Stacey to use the Municipal Dock and public streets for their Annual Bay de Noc Home Run 10K and 5K/Kids Run on Saturday, May 23, 2015, provided the following conditions were met: 1) Proper insurance was provided naming the City of Escanaba as a loss payee and 2) The event sponsors provide all labor and material to clean up at the conclusion of the event.

Approval – Professional Service Agreement – City Audit.

Administration sought Council approval to enter into a one (1) year professional service agreement with Anderson, Tackman and Company, of Escanaba, MI, in an amount not to exceed \$32,000 to perform the state mandated audit of all City accounts through the 2014/15 fiscal year budget.

NB- 2 Beauchamp moved, Blasier seconded, to approve to enter into a one (1) year professional service agreement with Anderson, Tackman and Company, of Escanaba, MI, in an amount not to exceed \$32,000 to perform the state mandated audit of all City accounts through the 2014/15 fiscal year budget.

Upon the call of the roll, the vote was as follows:

Ayes: Beauchamp, Blasier, Baribeau, Sattem, Tall
Nays: None

MOTION CARRIED.

Approval – Wastewater Digester Bio-Solids Removal and Hauling – Wastewater Department.

Administration requested Council approval of a bid from U.P. Environmental Service Inc., Bark River, MI, in the amount of \$54,000, to empty the Waste Water Treatment Plant Bio-Solid Digester and transport and inject Bio-Solids to the MDEQ approved land application site owned by the City of Escanaba.

NB-3 Blasier moved, Baribeau seconded, to approve of a bid from U.P. Environmental Service Inc., Bark River, MI, in the amount of \$54,000, to empty the Waste Water Treatment Plant Bio-Solid Digester and transport and inject Bio-Solids to the MDEQ approved land application site owned by the City of Escanaba.

Upon the call of the roll, the vote was as follows:

Ayes: Blasier, Baribeau, Sattem, Beauchamp, Tall
Nays: None

MOTION CARRIED.

Approval – High Pressure Cleaning, Inspection, Restoration and Sealing of the Bio-Solid Digester – Wastewater Department.

Administration requested Council approval of a bid from Terrazzo Creations & Renewal LLC, of Iron Mountain, MI. to perform high pressure cleaning, inspection and restoration where needed of the Waste Water Treatment Plant Bio-Solid Digester at the rates quoted not to exceed \$27,000. Additionally, Administration sought Council approval to retain Terrazzo Creations & Renewal, LLC to seal the upper portion of the Bio-Solid Digester in an amount not to exceed \$33,000 using Coal Tar Epoxy.

NB-4(a) Beauchamp moved, Baribeau seconded, to approve of a bid from Terrazzo Creations & Renewal LLC, of Iron Mountain, MI. to perform high pressure cleaning, inspection and restoration where needed of the Waste Water Treatment Plant Bio-Solid Digester at the rates quoted not to exceed \$27,000.

Upon the call of the roll, the vote was as follows:

Ayes: Beauchamp, Baribeau, Blasier, Sattem, Tall
Nays: None

MOTION CARRIED.

NB-4(b) Blasier moved, Sattem seconded, to approve to retain Terrazzo Creations & Renewal, LLC to seal the upper portion of the Bio-Solid Digester in an amount not to exceed \$33,000 using Coal Tar Epoxy.

Upon the call of the roll, the vote was as follows:

Ayes: Blasier, Sattem, Baribeau, Beauchamp, Tall
Nays: None

MOTION CARRIED.

Update – Michigan Court of Appeals – Menard’s vs. City of Escanaba.

Administration provided an update on the Menard’s vs. City of Escanaba appeal filed with the State of Michigan Court of Appeals.

- As of today all local taxing authorities; Delta County, Escanaba School, Bay College, Delta-Schoolcraft ISD, and Delta Area Transit Authority have joined in the fight. The State was the only taxing authority not currently joined in;
- Our Attorney has requested friends to file Amicus Briefs in support of the City’s position. The Michigan Association of Counties (MAC), Michigan Municipal League (MML) jointly with the Michigan Township Association (MTA), and Michigan Association of School Boards (MASB) have agreed to do so.

Update – Power Generation– City Manager’s Office.

Administration updated the Council and public on the latest developments related to the Escanaba Power Plant and the Upper Peninsula electrical situation in general.

- Purchase proposal from Sterling Energy Group, Inc., will be discussed at next week’s Joint City Council and Electrical Advisory Committee meeting;
- Substation construction is going great and is expected to be energized and tested on March 16, 2015;
- MISO has requested for a more detailed list on the damage at the substation;
- An estimated cost of \$1.5 million to get the substation and plant back up to capacity.

APPOINTMENT(S) TO CITY BOARDS, COMMISSIONS, AND COMMITTEES – None

BOARD, COMMISSION, AND COMMITTEE REPORTS

Council Members reviewed City Board and Commission meetings each attended since the last City Council Meeting.

GENERAL PUBLIC COMMENT – None

ANNOUNCEMENTS

- City Residents were reminded this weekend was Daylight Savings Time. Residents were reminded to reset their clocks and replace their smoke alarm batteries;
- City Residents were told that Elections Workers were needed for the May 5, 2015, Special Election;
- Mayor Tall Proclaimed – Arbor Day, April 24, 2015.

Hearing no further public comment, the Council adjourned at 7:30 p.m.

Respectfully submitted

Tammy Weissert
Deputy Clerk

Approved: _____
Marc D. Tall, Mayor