

A regular meeting of the City Commission was held in the Commission Room of the City-County building, 325 Court Street, Sault Ste. Marie, Michigan on Monday, May 4, 2009 at 7:00 p.m.

The meeting was called to order by Mayor Bosbous

Present: Mayor Bosbous, Commissioner Bauer, Burton, Gerrie, Munsell and Stefanski

Absent: Commissioner Lynn

Also Present: City Manager Nebel, City Attorney Cannello, City Clerk Robin R. Troyer, and various department heads

Moved by Commissioner Munsell, supported by Commissioner Stefanski

That the absence of Commissioner Lynn be excused.

Motion carried unanimously.

Mayor Bosbous congratulated Eric Buttil, Parks and Recreation Intern on his graduation from Lake Superior State University.

Presentation by People to People members Johann and Waltraut Ingold of the original Sister City agreement between Ryuo-cho and Sault Ste. Marie.

CONSENT AGENDA:

Moved by Commissioner Bauer, supported by Commissioner Stefanski

That the following consent agenda items be approved:

Minute Approval:

That the minutes of the regular City Commission meeting held on Monday, April 20, 2009 and budget work session of April 21, 2009 be approved as written and circulated and the minutes of the following boards and commissions received and placed on file:

- a. Downtown Development Authority – March 10, 2009

Appointments and Resignations:

That the City Commission accept the resignation of MaryAnne P. Shannon from the Bayliss Public Library Board.

Carried: Yeas: Mayor Bosbous, Commissioner Bauer, Burton, Gerrie,

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Munsell, and Stefanski
Nays: None

SPECIAL ORDERS OF BUSINESS:

PROPOSED BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2010:

The City Manager presented the budget that had been reviewed by the City Commission and modified in accordance with the Commission's action at the April 27, 2009 special meeting to reconcile the budget.

Moved by Commissioner Munsell, supported by Commissioner Gerrie

That the City Commission formally introduce the proposed Operating Budget, Capital Outlay Budget, Equipment Purchase Budget, Fee Schedule, Water and Sewer Rates, and property tax millages for the fiscal year beginning July 1, 2009 and ending on June 30, 2010.

That the City Commission schedule a public hearing on the proposed Operating Budget, Capital Outlay Budget, Equipment Purchase Budget, Fee Schedule, Water and Sewer Rates, and property tax millages for the fiscal year beginning July 1, 2009 and ending on June 30, 2010 at the May 18th City Commission meeting at 7:00 p.m. in the City Commission chambers.

Carried: Yeas: Commissioner Bauer, Burton, Gerrie, Munsell, Stefanski,
and Mayor Bosbous
Nays: None

COMMUNICATIONS:

AIRPORT ADVISORY BOARD – RENEWAL OF FIXED BASED OPERATOR AGREEMENT:

The City currently has an agreement with Soo Air, Inc. to provide private fixed base operator airport services at Sanderson Field. This Agreement expires July 1, 2009. Under this Agreement, the Operator is responsible for providing on-site daylight supervision of the airport, filing any required NOTAMS, providing adequate manpower for air to ground communications, for all grass cutting along the runways, taxiways, parking areas, and all other areas of the airport, for all snowplowing services from the runway, taxiways, ramp, aprons, driveways, and parking areas, providing insurance coverage, operating the City-owned fuel farm, and maintaining lights and other aeronautic equipment located at the airport.

The Fixed Base Operator provides and pays all utilities for the runway lights, navigational aides, and terminal building. The City is responsible for any major repairs

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of City-owned airport buildings and equipment, providing snow removal equipment to the airport as is necessary, providing grass cutting equipment for the airport, providing prison crews for brush cleaning, and other miscellaneous projects.

At their regular meeting held on April 15th, the Airport Advisory Board unanimously recommended that the contract with Soo Air, Inc. be amended to include a five year extension and further that the compensation paid to Soo Air for fixed base operating services be increased to \$38,100. The current rate is \$33,600.

The Fixed Base Operator has documented a significant increase in operating costs, largely as a result of the expanded area requiring grass cutting as well as additional taxiway and apron area requiring snowplowing activities. The expanded area, coupled with higher fuel prices, justify an adjustment to the Fixed Base Operator's Agreement for Sanderson Field.

In the fee schedule, there is a recommendation for hangar rental increases. These increases are collected by the Fixed Base Operator and are part of the compensation to the Operator for the operation of the airport.

In the previous Fixed Base Operator's Agreement, the Agreement provided for an initial five year term with the right of the Fixed Base Operator to negotiate an additional five year term at any time 180 days prior to the termination date. This provision was not included in the current Agreement.

The current Fixed Base Operator has done an outstanding job of increasing the use of Sanderson Field through the level of services provided at the airfield, including flight training, equipment repair, and other services that were not offered prior to the current Fixed Base Operator's tenure.

Moved by Commissioner Stefanski, supported by Commissioner Bauer

That the City Commission authorize an amendment to the Fixed Base Operator Agreement by inserting the following language: *"The FBO shall retain the right to negotiate a renewal of this Agreement for an additional term at any time 180 days prior to the termination date."*

That the City Commission authorize an additional five year term to the Fixed Base Operator with the fee to the Fixed Base Operator for the 2009-10 fiscal year be increased to \$38,100.

Carried: Yeas: Commissioner Burton, Gerrie, Munsell, Stefanski, Mayor Bosbous, and Commissioner Bauer
Nays: None

FROM DAVE MAXON – AERIAL SPRAYING OVER THE CITY:

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Mr. David Maxon requested to be on the agenda regarding his concern that aerial spraying is going on over the City of Sault Ste. Marie. Mr. Maxon did meet with City Manager Nebel on this matter after he had asked for some further information, since the City was not aware of any aerial spraying that was occurring within the City. Mr. Maxon then came down to City Manager Nebel's office and took him outside and pointed to the flight trails from jets flying overhead and expressed concerns regarding the contrails from the jets.

Mr. Maxon will meet with the Fixed Base Operator to discuss the flight patterns over the City of Sault Ste. Marie

CITY MANAGER'S REPORT:

CONTRACT MODIFICATIONS FOR FIRE APPARATUS TO SUBSTITUTE LOOSE EQUIPMENT:

Included in the bid for the purchase of the new fire apparatus were a number of items that would be loose equipment associated with the new fire engine. In reviewing this equipment, Acting Fire Chief Jason Thorpe is recommending several substitutions to this equipment. They are requesting that the six items be removed from the current bid proposal and replaced with three items the department feels are a higher priority within the department at this time. This equipment has been priced out independently and provided Halt Fire provides a Change Order with prices at or below the cost, the Fire Department would like to proceed with this change. This will not add any cost to the current bid and may slightly reduce the bid cost.

Moved by Commissioner Gerrie, supported by Commissioner Burton

That the City Commission authorize a Change Order deleting certain loose equipment from the fire apparatus bid as outlined in the attached memo and replace it with lifting air bags, rescue and ventilation saws, and extrication tools for an amount not to exceed \$13,484.90.

Carried: Yeas: Commissioner Gerrie, Munsell, Stefanski, Mayor Bosbous,
 Commissioner Bauer, and Burton
 Nays: None

AUTHORIZATION TO SUBMIT A POLLING PLACE IMPROVEMENT GRANT FOR PRECINCT # 3 WASHINGTON ELEMENTARY SCHOOL:

The City had an opportunity to apply for a polling place improvement grant to improve access to one of Sault Ste. Marie's precincts, Washington Elementary School. Under this grant, improvements will be made in front of Washington Elementary School for facilitating access for election purposes. The overall grant is \$40,000 with no local

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match required. The Sault Area Schools have co-signed the letter of application for this funding. The application was made prior to May 1st (the grant deadline). If the Commission chooses not to authorize this grant, then the City Clerk will withdraw the application.

While there are no matching funds for this grant, since the project exceeds \$10,000, the City Commission should authorize the grant application.

Moved by Commissioner Burton, supported by Commissioner Stefanski

That the City Commission authorize this grant application to improve voting access for individuals with disabilities at Washington Elementary School in the amount of \$40,000 with no local match required.

Carried: Yeas: Commissioner Munsell, Stefanski, Mayor Bosbous,
Commissioner Bauer, Burton, and Gerrie
Nays: None

COMMUNITY GARDEN:

A committee has been moving forward with the Community Garden Program. There are two actions required of the City Commission for this meeting. The first action will be the approval of a Letter of Agreement between Edison Sault Electric Company and the City of Sault Ste. Marie allowing for the use of Edison Sault property for the community gardens. The Land Use Agreement includes property along the power canal parallel to Hursley Street between Bingham and Kimball Streets and property along the power canal parallel to Peck Street between Portage Avenue and Fort Street.

To date, 46 plots have been requested through this program. One issue that was not anticipated was interest from non-City residents in a plot. For the construction of 60 sites, it is estimated that the cost utilizing four yards of topsoil per site would be \$6,180. This would also include the water improvements, placement of a community garden sign, and compost and soil testing. The Garden Committee is recommending that these costs be allocated over a five year period to determine what the actual cost is for developing each plot. Based on this analysis, the cost for construction of each 15'x 15' plot would be \$103. If the City allocated this out over a five year period, the cost to the City taxpayers would be approximately \$20.60 per plot. In order to account for water and ongoing maintenance, City Manager Nebel recommended the Commission establish a non-resident rate for the plots of \$22.00. This will provide township residents a reasonable cost for a plot without requiring the City's taxpayers to support that cost.

It is the intent of the Committee to develop 60 ground plots on the Hursley Street site. The Committee is recommending the construction of two raised beds at this location as well. A water system will be constructed that will provide five lawn hydrants

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for use by individuals gardening at this location. Andy Ditmyer of Little Man Services has also volunteered his services to prepare the garden sites in the spring and close the gardens in the fall.

City Manager Nebel appreciates the efforts of the Garden Committee along with the Extension Service, Garden Club, Little Man Services, and Edison Sault Electric Company for their efforts in creating community gardens for Sault Ste. Marie.

Moved by Commissioner Stefanski, supported by Commissioner Bauer

That the City Commission authorize the Parks and Recreation Director to enter into agreement with Edison Sault Electric Company for the use of property owned by Edison Sault Electric Company on the south side of the power canal between Bingham and Kimball Streets and a second parcel running parallel to the power canal on the south side between Portage Avenue and Fort Street.

Carried: Yeas: Commissioner Stefanski, Mayor Bosbous, Commissioner Bauer, Burton, Gerrie, and Munsell
Nays: None

Moved by Commissioner Stefanski, supported by Commissioner Munsell

That the City Commission establish a non-resident rate for the plots of \$ 22.00.

Carried: Yeas: Mayor Bosbous, Commissioner Bauer, Burton, Gerrie, Munsell, and Stefanski
Nays: None

Status Report:

City Manager Nebel updated the Commission on the 14th Annual City Wide Cleanup day scheduled for May 9th, 2008.

MATTERS PRESENTED BY THE PUBLIC:

None

MATTERS PRESENTED BY THE CITY COMMISSION:

Commissioner Bauer made mention of his new enhanced license.

Moved by Commissioner Munsell, supported by Commissioner Stefanski

That the meeting adjourn at 7:37p.m.

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Motion carried unanimously.

ANTHONY G. BOSBOUS, MAYOR

ROBIN R. TROYER, CITY CLERK

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