



CITY COUNCIL MEETING AGENDA

April 4, 2019

Marc D. Tall, Mayor
Ronald J. Beauchamp, Mayor Pro Tem
Ralph B. Blasier, Council Member
Michael R. Sattem, Council Member
Peggy O. Schumann, Council Member

Patrick S. Jordan, City Manager
Phil DeMay, City Clerk
Ralph B. K. Peterson, City Attorney

City Council Chambers located at: City Hall – 410 Ludington Street – Room C101 – Escanaba MI 49829

The Council has adopted a policy to use a Consent Agenda, when appropriate. All items with an asterisk (*) are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member or citizen so requests, in which event, the item will be removed from the General Order of Business and considered in its normal sequence on the Agenda.

Regular Meeting

Thursday, April 4, 2019, at 7:00 p.m.

CALL TO ORDER

ROLL CALL

INVOCATION/PLEDGE OF ALLEGIANCE

APPROVAL/CORRECTION(S) TO MINUTES – Regular Meeting – March 21, 2019

APPROVAL/ADJUSTMENTS TO THE AGENDA

CONFLICT OF INTEREST DECLARATION(S)

BRIEF PUBLIC COMMENT(S)

PUBLIC HEARINGS

1. Public Hearing - Community Development Block Grant Application - 1601 Ludington Street.

Explanation: The proposed application is to use block grant funds for the elimination of blight through historic preservation for a building located at 1601 Ludington Street.

2. Second Public Hearing and Adoption of Ordinance No. 1204, - An Ordinance Amending Ordinance No. 1028.

Explanation: Administration is requesting the City Council to amend Ordinance No. 1028, by Adding Chapter 21 to Provide Provisions for the Regulation for Safe, Effective and Efficient use of Wind Energy Systems.

UNFINISHED BUSINESS

NEW BUSINESS

1. Approval – Marina Dock Replacement.

Explanation: On March 26th, 1 bid was received for the Municipal Marina Replacement Dock. Administration is seeking Council approval to accept the bid from Flotation Docking Systems, Inc., of Cedarville, MI for the cost of \$373,421.

2. Approval – Ductile Iron Pole Bid – Electric.

Explanation: On March 8th, bid requests for ductile iron poles were sent to 3 (three) vendors. On March 22nd, 3 bids were received. These poles will be installed in the Breezy Point area as part of replacing the existing underground circuit that has had some failures in recent years. Administration is seeking Council approval to accept the bid from Irby of Mount Pleasant, MI for 17 poles for the cost of \$41,667.

3. Approval - Use of Public Space - Ludington Park and Ludington Street – 34th Annual Krusin Klassic Car Fun Run.

Explanation: The Krusin Klassic Car Club is requesting City Council approval to use Ludington Park and Ludington Street on May 31, 2019, from 6:00 p.m. to 8:00 p.m., for their annual "Krusin Klassics Fun Run". Administration is recommending approval of the request contingent upon the following: 1) Proper insurance was provided naming the City of Escanaba as an additional insured, and 2) Event sponsors provide all labor material and clean up at the conclusion of the event.

Agenda – April 4, 2019

4. Approval - Lease Agreement for a Dog Park Facility.

Explanation: The Recreation Advisory Board and City Administration are seeking City Council approval of a dog Park lease on Delta County Airport property. Delta County has approved the dog park lease agreement at their regularly scheduled meeting on March 19, 2019. The proposed lease agreement is for thirty years with an annual fee of \$1.00

APPOINTMENTS

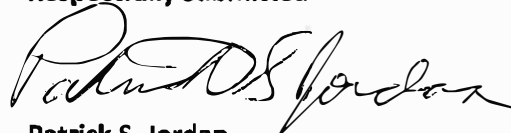
BOARD, COMMISSION, AND COMMITTEE REPORTS GENERAL PUBLIC

COMMENT

ANNOUNCEMENTS – Arbor Day Proclamation, April 26, 2019

ADJOURNMENT

Respectfully Submitted



Patrick S. Jordan
City Manager



CITY COUNCIL
MEETING AGENDA - ADDENDUM
April 4, 2019
7:00 p.m.

Marc D. Tall, Mayor
Ronald J. Beauchamp, Mayor Pro-Temp
Ralph B. Blasier, Council Member
Michael R. Sattem, Council Member
Peggy O. Schumann, Council Member

Patrick S. Jordan, City Manager
Phil DeMay, City Clerk
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Regular Meeting - Addendum
Thursday, April 4, 2019, at 7:00 p.m.

NEW BUSINESS

- 5. Approval – Resolution No. 19-09, a Resolution in Support of an Application for Community Development Block Grant (CDBG) funds.**

Explanation: Administration is seeking Council approval of a resolution to approve an application for Community Development Block Grant (CDBG) funds for a building rehabilitation project to improve, restore, and historically rehabilitate a significant building in the city's traditional downtown into commercial and residential uses.

Respectfully Submitted


Patrick S. Jordan
City Manager

**OFFICIAL PROCEEDINGS
CITY COUNCIL
CITY OF ESCANABA, MICHIGAN
Regular Council Meeting
Thursday, March 21, 2019**

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, Ronald J. Beauchamp, Ralph B. Blasier, Michael R. Sattem, and Peggy O'Connell Schumann

Absent: None

Also Present: City Manager Patrick S. Jordan, City Deputy Clerk Tammy Weissert, Department Heads, media, and members of the public.

City Deputy Clerk Weissert led Council in the Pledge of Allegiance.

Schumann moved, Sattem seconded, **CARRIED UNANIMOUSLY**, to approve Regular Meeting minutes from March 7, 2019, as submitted.

ADJUSTMENTS TO THE AGENDA

Mayor Tall, along with Council consensus, suggested moving the Proclamation following Conflict of Interest Declaration.

Beauchamp moved, Sattem seconded, **CARRIED UNANIMOUSLY**, to approve the Agenda as amended.

CONFLICT OF INTEREST DECLARATION

Schumann will abstain from Agenda Item #4b (Classic Car and Bike Night Events) due to her sponsoring the event and #4c (Car Show Fundraiser and Wheelin' Sportsmen Fundraiser) due to her being president of the Downtown Business Group that does the car show.

PROCLAMATION

Mayor Tall proclaimed March 21, 2019, as "National Service Recognition Day."

BRIEF PUBLIC COMMENT – None

PUBLIC HEARINGS

PH-1 Public Hearing – Citizen Participation – 2019 / 2020 Fiscal Year Budget Preparation.

A public hearing was conducted to facilitate input from citizens for the City's next fiscal year budget. This was the third of five (5) scheduled public hearings.

This being a public hearing, Mayor Tall asked if there was any public comment.

Hearing no public comment, Mayor Tall closed the public hearing.

PH-2 Public Hearing – Resolution Approval - Obsolete Property Rehabilitation Act (OPRA) – Exemption – District No. 26. – 1601 Ludington Street.

Matthew Sviland, owner of 1601 Ludington Street, requested to be enrolled in the Obsolete Properties Rehabilitation Act (OPRA) (PA 146, 2000) which allows for partial exemption of property taxes for a specified period of time so that certain types of property improvements can be made. The intent of the legislation is to encourage rehabilitation of underutilized or decaying commercial or commercial/residential properties in certain designated communities. Administration recommended an OPRA exemption up to twelve (12) years beginning December 30, 2019, and ending December 30, 2031.

This being a public hearing, Mayor Tall asked if there was any public comment.

Ed Legault, Executive Director of the DDA, supports people that are willing to invest to rehab buildings that are in tough shape.

Hearing no further public comment, Mayor Tall closed the public hearing.

PH-2 “By Council Member Beauchamp, seconded by Council Member Blasier:

RESOLUTION 19-07

**RESOLUTION TO APPROVE AN APPLICATION FOR
OBSOLETE PROPERTY REHABILITATION EXEMPTION FOR
SWANEE, INC. NO. 26**

Whereas, Pursuant to P.A. 146 of 2000, the City of Escanaba is a Qualified Local Governmental Unit eligible to establish one or more Obsolete Property Rehabilitation Districts; and

Whereas, The City of Escanaba Legally established Obsolete Properties Rehabilitation District No. 26 on February 21, 2019, pursuant to a public hearing held on that date; and

Whereas, The taxable value of this exemption plus the aggregate taxable value of property already exempt under PA 146 of 2000 and under PA 198 of 1974 does not exceed 5% of the total taxable value of the City of Escanaba; and

Whereas,The applicant is not delinquent in any taxes related to the facility; and

Whereas,The applicant has provided all required items to the City of Escanaba; and

Whereas,The application is for obsolete property as defined in Sec. 2(h) of Public Act 146 of 2000; and

Whereas,Rehabilitation of this facility as covered by this exemption had not begun prior to February 21, 2019, the date the district was established; and

Whereas,The application relates to a rehabilitation program that, when completed, constitutes a rehabilitated facility within the meaning of PA 146 of 2000, situated within an Obsolete Property Rehabilitation District; and

Whereas,Completion of the rehabilitated facility is calculated to, and will, at the time of issuance of the certificate, have the reasonable likelihood to increase commercial activity, to create employment, to retain employment, and to revitalize an urban area; and

Whereas,The rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at commencement of the rehabilitation as provided by Sec. 2(l) of PA 146 of 2000; and

Whereas,The application was approved at a public hearing on March 21, 2019, provided by Sec. 4(2) of PA 146 of 2000, allowing a period of thirty-seven (37) months for completion of the rehabilitation;

Now, Therefore, Be It Resolved by the City Council of the City of Escanaba that Swanee, Inc. 1601 Ludington Street

Be and is hereby granted an Obsolete Property Rehabilitation Exemption for the real property located in Obsolete Property Rehabilitation District No. 26 at 1601 Ludington Street, described as Lots 1 & 2 of Blk 7 of the S H Selden Addition E ½ OF Lot 2 of Blk 80 of the Proprietors 1st Addition, City of Escanaba, Delta County, Michigan,

For a period of twelve years beginning December 30, 2019, and ending December 30, 2031.

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

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

RESOLUTION DECLARED ADOPTED.”

PH-3 Second Reading, Public Hearing and Adoption of Ordinance No. 1203 - An Ordinance to Amend Chapter 26 - Taxation of the Code of Ordinances of the City of Escanaba - Renovations and Upgrading of 223 Ludington Street.

A second public hearing on a request from Home Renewal Systems was conducted which authorizes a payment in lieu of taxes and Municipal Services Agreement on their proposed project to renovate and upgrade the property located at 223 Ludington Street. Home Renewal Systems sought funding from the State of Michigan Tax Credit Program for the renovation and upgrading of the property and approval of such an ordinance was required by the Michigan State Housing Development Authority as part of their application for funding.

This being a public hearing, Mayor Tall asked if there was any public comment.

Manager Jordan gave a brief overview on the PILOT Ordinance. Jordan stated the terms of the ordinance were designed to protect the City. Also, the PILOT would end if the complex becomes anything other than senior housing.

Ed Legault, Executive Director of the DDA, supports this project.

Hearing no further public comment, Mayor Tall closed the public hearing.

Mayor Tall stated he is glad to see this project happening and we need to save the building. Tall also stated it's been a landmark for generations in our community and we need to do what we can to help make sure it sticks around another 100 years.

PH-3 "By Council Member Blasier, seconded by Council Member Schumann;

Resolved, That Ordinance No. 1203, An Ordinance to Amend Chapter 26 – Taxation of the Code of Ordinances of the City of Escanaba, given its public hearing at this meeting, be and is hereby adopted and that it be published in accordance with the requirements of the City Charter."

Herewith Ordinance No. 1203 adopted by title:

**"AN ORDINANCE TO AMEND CHAPTER 26 – TAXATION
OF THE CODE OF ORDINANCES OF THE CITY OF ESCANABA"**

Full text in Ordinance Record "K".

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

Ayes: Blasier, Schumann, Sattlem, Beauchamp, Tall

Nays: None

RESOLUTION DECLARED ADOPTED."

UNFINISHED BUSINESS – None

NEW BUSINESS

NB-1 Approval – Sanitation Bid – Parks and Recreation.

Administration sought Council approval to retain Stenberg Brother's, Inc. of Bark River, Michigan, for sanitation services/portable restrooms for City Recreation and Parks Facilities for the 2019-2020 season at their quoted prices through June 30, 2020. NOTE: The bid reflects no rate change from previous year.

NB-1 Sattem moved, Blasier seconded, to approve to retain Stenberg Brother's, Inc. of Bark River, Michigan, for sanitation services/portable restrooms for City Recreation and Parks Facilities for the 2019-2020 season at their quoted prices through June 30, 2020.

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

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

MOTION CARRIED.

NB-2 Approval – 2019 Summer Season - Concession Bid.

Administration sought Council approval to award Territory #1 concession area at the Escanaba Municipal Marina and Municipal Beach/Aronson Island and Territory #2 concession area in Ludington Park to Sticky Fingers Confections.

NB-2 Schumann moved, Beauchamp seconded, **CARRIED UNANIMOUSLY**, to approve to award Territory #1 concession area at the Escanaba Municipal Marina and Municipal Beach/Aronson Island and Territory #2 concession area in Ludington Park to Sticky Fingers Confections.

NB-3 Approval – Independence Day Fireworks Bid.

Administration sought Council approval to award Great Lakes Fireworks of West Branch, Michigan, in the amount of \$10,000 for the annual 4th of July fireworks display. It was further requested Council authorize the contract amount to increase equal to community donations received for the fireworks display.

NB-3 Schumann moved, Sattem seconded, approved to award Great Lakes Fireworks of West Branch, Michigan, in the amount of \$10,000 for the annual 4th of July fireworks display and further authorized the contract amount to increase equal to community donations received for the fireworks display.

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

Ayes: Schumann, Sattem, Blaiser, Beauchamp, Tall
Nays: None

MOTION CARRIED.

NB-4(a-c) Approval – Use of Public Spaces – Community Events.

Administration recommended Council approval of the following community events utilizing public space with the following conditions: 1. Proper insurance was provided naming the City of Escanaba and 2. The event sponsors provide all labor and material to clean up at the conclusion of the event.

NB-4a Partial Sidewalk Closure Requests for 1223 Ludington Street along South 13th Street.

Mr. Curt Spaulding, owner of Cat-Man-Do's, 1223 Ludington Street requested the City Council approve the partial closure of the City Sidewalk at 1223 Ludington Street along South 13th Street; the area of the closure would be approximately 25' x 50' located directly next to the building. This closure would be in effect from approximately 5:00 p.m. to 10:30 p.m. (Event Time: 6:30 p.m. to 10:00 p.m.) on Friday, May 31, 2019 during the Annual Fun Run Parade.

NB-4aSattem moved, Blaiser, seconded, **CARRIED UNANIMOUSLY**, to approve a request from Mr. Curt Spaulding, owner of Cat-Man-Do's, 1223 Ludington Street, for the partial closure of the City Sidewalk at 1223 Ludington Street along South 13th Street from approximately 5:00 p.m. to 10:30 p.m. (Event Time: 6:30 p.m. to 10:00 p.m.) on Friday, May 31, 2019 during the Annual Fun Run Parade.

NB-4b Street Closure Requests for 1200 Block of Ludington Street for Classic Car and Bike Night Events.

Mr. Curt Spaulding, owner of Cat-Man-Do's, 1223 Ludington Street requested the City Council approve the closure of the 1200 Block of Ludington Street from approximately 3:00 p.m. to 10:30 p.m. (Event Time: 5:00 p.m. to 10:00 p.m.) on Wednesdays, June 12, July 10, August 14 and September 11, 2019 for a series of downtown "Bike & Classic Car Night" events.

a.) Rain Dates would take place on the Thursday after the scheduled Wednesday (June 13, July 11, August 15, and September 12).

Mr. Spaulding gave a brief overview of the events and explained the security measures that would be taking place.

NB-4bBlaiser moved, Sattem seconded, to approve a request from Mr. Curt Spaulding, owner of Cat-Man-Do's, 1223 Ludington Street, for the closure of the 1200 Block of Ludington Street from approximately 3:00 p.m. to 10:30

p.m. (Event Time: 5:00 p.m. to 10:00 p.m.) on Wednesdays, June 12, July 10, August 14 and September 11, 2019 for a series of downtown “Bike & Classic Car Night” events.

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

Ayes: Blasier, Sattlem, Beauchamp, Tall
Abstain: Schumann
Nays: None

MOTION CARRIED.

NB-4c Street Closure Requests for 100 Block of South 13th Street to 1st Avenue South for Various Fundraising Events.

Mr. Curt Spaulding, owner of Cat-Man-Do's, 1223 Ludington Street requested the City Council approve the closure of the 100 block of South 13th Street from Ludington Street to 1st Avenue South from approximately 10:00 a.m. to 10:30 p.m. (Event Time: 12:00 p.m. to 10:00 p.m.) on Saturday, July 27, 2019 – Car Show Fundraiser and Saturday, August 24, 2019 – Wheelin' Sportsmen Fundraiser.

NB-4(c)Blasier moved, Beauchamp seconded, to approve a request from Mr. Curt Spaulding, owner of Cat-Man-Do's, 1223 Ludington Street, for the closure of the 100 block of South 13th Street from Ludington Street to 1st Avenue South from approximately 10:00 a.m. to 10:30 p.m. (Event Time: 12:00 p.m. to 10:00 p.m.) on Saturday, July 27, 2019 – Car Show Fundraiser and Saturday, August 24, 2019 – Wheelin' Sportsmen Fundraiser.

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

Ayes: Blasier, Beauchamp, Sattlem, Tall
Abstain: Schumann
Nays: None

MOTION CARRIED.

NB-5 Approval - Traffic Control Order #995 - Public Safety.

Administration sought approval of Traffic Control Order #995 to have “No Parking” signs be put on the south side of South 3rd Avenue from South 22nd Street to the entrance of the Holy Name School Parking Lot. This Traffic Control Order was approved by the Traffic Safety Advisory Board on December 21, 2018.

NB-5 Schumann moved, Sattlem seconded, **CARRIED UNANIMOUSLY**, to approve Traffic Control Order #995 to have “No Parking” signs be put on the south side of South 3rd Avenue from South 22nd Street to the entrance of the Holy Name School Parking Lot.

NB-6 Setting Community Development Block Grant Application Public Hearing – April 4, 2019 - 1601 Ludington Street.

Administration recommended the Council set a public hearing date for April 4, 2019, on a Community Development Block Grant application. The proposed application is to use block grant funds for the elimination of blight through historic preservation for a building located at 1601 Ludington Street.

NB-6 Sattem moved, Beauchamp seconded, **CARRIED UNANIMOUSLY**, to approve to set a public hearing date for April 4, 2019, on a Community Development Block Grant application.

NB-7 First Reading of Ordinance No. 1204, - An Ordinance Amending Ordinance No. 1028, and Setting the Date of Thursday, April 4, 2019, for Second Reading, Public Hearing, and Adoption.

Administration requested the City Council to consider this the first reading of Ordinance No. 1204, An Ordinance Amending Ordinance No. 1028, by Adding Chapter 21 to Provide Provisions for the Regulation for Safe, Effective and Efficient use of Wind Energy Systems. Additionally, Administration requested that the City Council set April 4, 2019, for the second reading, public hearing and adoption of Ordinance No. 1204.

NB-7 Blasier moved, Schumann seconded, **CARRIED UNANIMOUSLY**, to approve to consider this the first reading of Ordinance No. 1204, An Ordinance Amending Ordinance No. 1028, by Adding Chapter 21 to Provide Provisions for the Regulation for Safe, Effective and Efficient use of Wind Energy Systems and to set April 4, 2019, for the second reading, public hearing and adoption of Ordinance No. 1204.

NB-8 Approval – Resolution No. 19-08, a Resolution in Support of an Application for Conveyance of Great Lakes Bottomlands.

Administration sought Council approval of a resolution to approve an application for conveyance of Great Lakes Bottomlands from the State of Michigan DEQ.

NB-8 “By Council Member Blasier, seconded by Council Member Schumann:

**RESOLUTION NO. 19-08
RESOLUTION TO APPROVE AN APPLICATION FOR CONVEYANCE OF
GREAT LAKES BOTTOMLANDS FROM THE STATE OF MICHIGAN DEQ.**

WHEREAS, the City of Escanaba, in partnership with the County of Delta, seeks to market for sale the “old Delta County Jail” site along with adjacent shoreline property owned by the City of Escanaba for development, and

WHEREAS, the bottomlands in question have been filled in decades past for industrial and public use, but never conveyed by the DEQ, and

WHEREAS, the City of Escanaba and Delta County wish to sell the associated already-filled bottomlands for private sector development, and

WHEREAS, the filled Bottomlands in question have no recreational or conservancy value to the public.

NOW, THEREFORE, BE IT RESOLVED by the City of Escanaba hereby approves of the Application for Conveyance for Great Lakes Bottomlands by the State of Michigan to the City of Escanaba. The Bottomlands to be conveyed are fully described below:

BEGINNING AT THE NE CORNER OF BLOCK 13 OF ASSESSOR'S PLAT NO.1 OF THE CITY OF ESCANABA AS RECORDED IN LIBER "B" OF PLATS ON PAGE 47 OF DELTA COUNTY RECORDS, THENCE N.00°16'54"E. ALONG THE NORTHERLY EXTENTION OF THE WEST RIGHT-OF-WAY LINE OF NORTH 3RD STREET A DISTANCE OF 199.02 FEET TO THE SOUTHERLY BOUNDARY OF THE FORMER C. & N. W. RAILROAD PROPERTY, THENCE N.81°53'20"W. A DISTANCE OF 164.37 FEET, THENCE N.89°19'44"W. BOTH BEING ALONG SAID SOUTHERLY BOUNDARY A DISTANCE OF 138.17 FEET TO THE NORTHERLY EXTENSION OF THE EAST RIGHT-OF WAY LINE OF NORTH 4TH STREET, THENCE S.00°05'43"W. ALONG SAID NORTHERLY EXTENDED LINE A DISTANCE OF 57.99 FEET TO THE NW CORNER OF SAID BLOCK 13, THENCE S.61°04'00"E. ALONG THE NORTHERLY LINE OF SAID BLOCK 13 A DISTANCE OF 342.78 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.92 OF AN ACRE.

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

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

RESOLUTION DECLARED ADOPTED."

NB-9 Approval – Purchase Offer of City Property.

James Baxter, owner of J.M. Builder, Inc., sent a written offer of \$17,000 to purchase the City owned property known as 3801 19th Avenue North, Escanaba. The offer was below the presumed property value of \$15,000/acre, which would equal \$29,500 for the 1.97 acre lot.

NB-9 Schumann moved, Sattem seconded, **CARRIED UNANIMOUSLY**, to approve to have City Manager Jordan negotiate with Mr. Baxter for the

possible sale of a 1.97 acre lot located at 3801 19th Avenue North and come back to City Council with another offer.

NB-10 Discussion – Hiring of an Assistant Assessor.

Council discussed and reviewed a job posting for an Assistant City Assessor, due to an impending retirement from the Assessor's Office.

NB-10 Blasier moved, Schumann seconded, **CARRIED UNANIMOUSLY**, to approve to delegate the authority to Manager Jordan to hire an Assistant Assessor and bring it back to City Council for conformation.

Schumann moved, Blasier seconded, **CARRIED UNANIMOUSLY**, to thank Kevin Dubord, Assistant Assessor, for his many years of service.

APPOINTMENT(S) TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

Mayor Tall, with Council consensus, made the following reappointments:

Reappointed Randy Godlewski to the Brownfield Redevelopment Authority, term expiring April 1, 2020;

Reappointed Joseph Kaplan to the Brownfield Redevelopment Authority, term expiring April 1, 2021;

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

- Encouraged people to support local businesses;
- Ribbon cutting at Hobby Lobby, March 25, 2019.

Hearing no further public comment, the Council adjourned at 7:48 p.m.

Respectfully submitted

Tammy Weissert
City Deputy Clerk

Approved: _____

Marc D. Tall, Mayor

ORDINANCE NO. 1204

AN ORDINANCE AMENDING ORDINANCE NO. 1028, BY ADDING CHAPTER 21 TO PROVIDE PROVISIONS FOR THE REGULATION FOR SAFE, EFFECTIVE AND EFFICIENT USE OF WIND ENERGY SYSTEMS.

THE CITY OF ESCANABA ORDAINS:

CHAPTER 1 CHANGES IN THE ORDINANCE

That Ordinance No. 1028, is hereby amended by adding Chapter 21 to read as follows:

CHAPTER 21 INTENT

The intent is to allow development of sustainable energy sources while providing regulations that limit the impact of these systems on the community and environment as follows:

Protect the visual character of neighborhoods; protect neighboring property owners from noise, nuisance, and safety impact; protect ecological and cultural environments; protect migratory fly ways; and ensure structures do not impact aviation safety.

SECTION 2101 DEFINITIONS

The terms used in this chapter have the following meaning:

- A. **Height**. The vertical distance from grade level adjacent to the base of the structure to the center of the hub for a horizontal axis wind turbine or the highest point of a vertical axis wind turbine.
- B. **Lmax**. The highest instantaneous sound emission level measured in decibels.
- C. **Decibles**. A unit used to measure the intensity of a sound, represented herein as dB(A).
- D. **Roof-Mounted Energy System**. A type of small wind energy system that is mounted on a roof.
- E. **Tower Mounted Wind Energy System**. A wind energy system that is mounted on a freestanding tower attached to the ground, and not attached to any other permanent or temporary structure.
- F. **Small Wind Energy System**. A wind energy system consisting of a wind turbine, tower or axis, blades or blade system, and associated control or conversion electronics primarily intended to reduce on-site consumption of utility power.
- G. **Utility Wind Energy System**. A wind energy system consisting of a wind turbine, tower or axis, blades or blade system, and associated control or conversion electronics primarily intended to provide wholesale or retail energy to the electric utility grid. Often referred to as Large-Scale Wind Energy System.
- H. **Wind Energy System**. Any wind energy conversion device including all associated control or conversion electronics.
- I. **Horizontal axis wind turbine**: The rotating axis of the wind turbine is horizontal, or parallel with the ground.
- J. **Vertical axis wind turbine**: The rotating axis of the turbine stands vertical or

perpendicular to the ground.

- K. **Shadow Flicker:** Shadow flicker is a term used to describe what happens when rotating wind turbine blades pass between the viewer and the sun, causing an intermittent shadow that repeats as a flicker.

**SECTION 2102
WHERE PERMITTED**

- A. Small Wind Energy Systems are permitted in the following zoning districts, Residential A, B, C, C2, Local Business (D), Commercial (E & E1), and Light Manufacturing (F & F1), provided that the requirements of this chapter are met. Small Wind Energy Systems are not permitted in Open Space Districts.
- B. Utility Wind Energy Systems may be permitted in Heavy Manufacturing districts, provided that the requirements of this chapter are met. Utility Wind Energy Systems or Large-Scale Wind Energy Systems are not permitted in any other district.

**SECTION 2103
REVIEW PROCEDURES AND STANDARDS**

- A. Small Wind Energy Systems
 - (a) Submittal Requirements. Applications for small wind energy systems shall be reviewed administratively. The applicant shall submit a plan complying with the requirements of Chapter 18 for site plan and sketch plan standards.
 - (b) Height Modification. If the applicant requests a height modification, the application shall be reviewed by the Planning Commission following a public hearing held in accordance with the requirements of Chapter 2, Section 205. Heights may not exceed maximum allowable heights of any other structure in the associated district.
- B. Utility Wind Energy Systems. The review process for any utility wind energy system shall follow the Special Land Use Permit approval process in Section 205 of the Zoning Ordinance and meet the standards outlined in Section 2107 herein.

**SECTION 2104
GENERAL STANDARDS**

The following requirements are applicable to all wind energy systems.

- A. **Noise.** A wind energy system shall not generate a noise level of more than 50 dB(A) Lmax, measured at the property line. Noise resulting from a wind energy system will not be detectable beyond the property line.
- B. **Shadow Flicker.** The application for a wind energy system shall include shadow flicker consideration, demonstrating locations where shadow flicker will occur, along with measures the applicant will take to eliminate shadow flicker. Shadow flicker will not be detectable beyond the property line. For utility wind energy systems, a shadow flicker analysis must be conducted and included in the application.
- C. **Lighting.** No wind energy system shall be artificially lighted unless required by the Federal Aviation Administration. In such applications when lighting is required, applicant will use radar activating lights or equivalent technology to activate lights only when aircraft are in the area.
- D. **Vibration.** Resulting vibration from a wind energy system will not be detectable beyond the property line.

- E. **Spacing.** The minimum distance between two (2) wind turbines shall be equal to or greater than the combined height of both turbines.
- F. **Rotor Clearance.** For horizontal axis turbines the minimum blade or rotor clearance from the ground shall be twenty (20) feet. Rooftop mounted turbines shall provide a minimum clearance from the building in accordance with the manufacturer specifications.
- G. **Appearance, Color, and Finish.** The wind energy system shall be maintained in the color or finish that was originally applied by the manufacturer, unless otherwise approved in the building permit. All wind energy systems shall be finished in a non-reflective matte finished color (gray, beige, or white).
- H. **Tower.** Turbine shall be constructed with a tubular tower. Lattice towers and guy wires shall be prohibited for ground-mounted systems.
- I. **Signs.** All signs other than the manufacturer or installer’s identification, appropriate warning signs, or owner identification signs are prohibited.
- J. **Electrical Wires.** All electrical wires associated with a wind energy system other than wire necessary to connect the wind generator to the tower wiring, the tower wiring to the disconnect junction box, and grounding wires shall be located underground.
- K. **Compliance with Electrical Code.** Building permit applications for wind energy systems shall be accompanied by line drawings of the electrical components in sufficient detail to allow for a determination that the manner of installation conforms to the National Electrical Code.
- L. **System Access.** The tower shall be designed and installed such that step bolts, ladders, or other means of access readily accessible to the public are located at least 8 feet above grade level.
- M. **Wind Access.** The City makes no assurance of wind access other than the provisions of this section. The applicant may provide evidence of covenants, easement, or similar documentation for abutting property owners providing access to wind for the operation of a wind energy system.

**SECTION 2105
TOWER-MOUNTED SMALL WIND ENERGY SYSTEMS**

The following standards are applicable to tower-mounted small wind energy systems:

Residentially Zoned Parcels	Non-Residentially Zoned Parcels
Minimum Parcel Area	
0.5 acres	20 acres
Maximum Height	
35 feet	One foot of height for every 2.5 feet of setback from the base of the tower to the nearest residential dwelling unit, or the maximum allowable building height in the district, whichever is lower
Setback Requirements	

<ul style="list-style-type: none"> • The minimum setback from any property line shall be the height of the wind turbine plus 5 feet • The minimum setback from any road or overhead utility right-of-way or easement shall be equal to the height of the turbine unless written permission is granted by the governmental agency or other entity with jurisdiction over the right-of-way or easement • Tower-mounted wind energy systems may not be located in the front yard of any lot unless the principal building is set back 200 feet or more. In such a case, a tower-mounted system may be located in the front yard provided that a minimum 150-foot front yard setback between the tower and the front property line is maintained • The use shall not generate noise, vibration, or flicker detectable beyond the property line 	<ul style="list-style-type: none"> • The minimum setback from any property line shall be the height of the wind turbine plus 5 feet • The minimum setback from any road or overhead utility right-of-way or easement shall be equal to the height of the turbine unless written permission is granted by the governmental agency or other entity with jurisdiction over the right-of-way or easement • Tower-mounted wind energy systems may not be located in the front yard of any lot unless the principal building is set back 200 feet or more. In such a case a tower-mounted system may be located in the front yard provided that a minimum 150-foot front yard setback between the tower and the front property line is maintained • The use shall not generate noise, vibration, or flicker detectable beyond the property line
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**SECTION 2106
ROOF-MOUNTED SMALL WIND ENERGY SYSTEMS**

The following standards are applicable to roof-mounted small wind energy systems:

Residentially Zoned Parcels	Non-Residentially Zoned
Minimum Parcel Area	
No minimal parcel area	No minimum parcel area
Maximum Height	
The maximum height is fifteen (15) feet above the highest point of the roof, <u>not to exceed the maximum allowable height of any structure in the district.</u>	The maximum height is: twenty (20) feet above the top of roof elevation of the building for any building located within two hundred fifty (250) feet of a residential dwelling, or 150% of the building height, whichever is
Setback Requirements	
Roof-mounted wind energy systems shall be set back a minimum of twenty (20) feet from the property line, or the height of the system above the top of the roof elevation multiplied by 1.25, whichever is greater	Roof-mounted wind energy systems shall be set back a minimum of twenty (20) feet from the property line, or the height of the system above the top of the roof elevation multiplied by 1.25, whichever is greater
The use shall not generate noise, vibration, or	The use shall not generate noise, vibration, or

**SECTION 2107
UTILITY WIND ENERGY SYSTEMS**

Large-Scale Wind Energy systems must meet the General Standards in Section 2104 as well as meet the following standards:

- A. **Minimum Site Area.** Utility wind energy systems may only be developed on a non-residential zoning lot with an area of forty (40) acres or greater.
- B. **Height.** The permitted maximum height shall be one hundred (100) feet.
- C. **Setbacks.** Any Utility Wind Energy System shall be set back a distance equal to

four times the height of the tower from any property line, road right-of-way, or overhead utility line.

- D. **Noise.** Noise emissions from the operation of a wind energy system shall not exceed fifty (50) dB(A) Lmax. Manufacturer's specifications indicating the operating noise levels of the wind energy system at full RPM shall be provided with the application. A sound evaluation by a qualified professional following installation will be required to determine compliance with the requirements of this Section.
- E. **Towers.** Utility wind energy systems shall use tubular monopole towers, and shall not contain lettering, company insignia, advertising, or graphics on the tower or turbine that are visible beyond the property boundaries.
- F. **Climbing Devices.** Towers shall not have a permanent attached tower climbing device.
- G. **Environmental and Cultural Impacts.** The applicant shall submit environmental and cultural impact analysis prepared by a qualified third party assessing any potential impacts on the natural and/or cultural environments including, but not limited to wetlands, migratory flyways, and other ecosystems, historical and cultural sites, wildlife, and antiquities. The impact analysis shall seek feedback and input from appropriate agencies including the United States Fish and Wildlife Service (USFWS), State Historic Preservation Office (SHPO), Michigan Department of Natural Resources (M-DNR), and Michigan Department of Environmental Quality (M-DEQ). Comments and recommendations of the reviewing agencies shall be binding. The applicant shall take appropriate measures to minimize, eliminate, or mitigate adverse impacts identified. If the adverse impacts cannot be sufficiently mitigated or eliminated, the City Planning Commission shall deny the application for the utility wind energy system.
- H. **Braking Systems.** Wind turbines shall be equipped with automatic braking systems, or governing device capable of keeping the turbine operation in high winds within eighty percent (80%) of its survival wind speed.
- I. **Radio Interference.** The wind energy system shall be designed, constructed, and operated so as not to cause radio and television interference. In the event that electromagnetic interference is experienced, the applicant must provide alternate service to each individual resident or property owner affected.
- J. **Community Impact.** The applicant shall be responsible for repairing any public roads or other public infrastructure damaged or otherwise worn beyond typical usage by the construction of the utility wind energy system.
- K. **Decommissioning.** The applicant shall submit a decommissioning plan, including the following items of information:
 - (a) The anticipated life of the project.
 - (b) The estimated decommissioning costs and net salvage value in present dollars.
 - (c) The method of ensuring funds will be available for decommissioning and removal of towers, and restoration of the site to a pre-construction condition.
 - (d) Anticipated manner in which the project will be decommissioned, and the site restored.
- L. **Complaint Resolution.** The applicant shall develop a process to resolve any potential complaints from nearby residents concerning the construction and operation of the project. The process may use an independent mediator or arbitrator and shall include a time limit for acting upon a complaint not to exceed 5 business days. The process shall not preclude any governmental body from acting on a complaint. The applicant shall maintain and make available to nearby residents a toll-free telephone number or texting service where a project representative can be

reached during normal business hours.

M. **Site Plan Requirements.** Applicants shall comply with the Special Land Use Permit approval process in Section 205 of the Zoning Ordinance, and including the following information:

- (a) Location and height of all proposed buildings, structures, electrical lines, towers, security fencing, and other above ground structures associated with the wind energy system.
- (b) Locations and height of all adjacent buildings, structures, and above ground utilities located within three hundred (300) feet of the exterior boundaries of the lot or parcel where the proposed wind energy system will be located. Specific distances to other on-site buildings, structures, and utilities shall also be provided.
- (c) The location of all existing and proposed overhead and underground electrical transmission or distribution lines shall be shown.
- (d) Existing and proposed setbacks for the wind energy system from all structures located on the property where the wind energy system will be located.
- (e) The site plan submittal shall contain a written description of the procedures to be used to maintain the wind energy system. The description shall include maintenance schedules, types of maintenance to be performed, procedures in the event the property is sold or changes ownership, and removal procedures and schedules in the event the wind energy system becomes obsolete or is abandoned.
- (f) A copy of the manufacturer's installation instructions.
- (g) Drawings and engineering calculations shall be certified by a registered engineer licensed in the State of Michigan.
- (h) A noise modeling and analysis report showing noise levels at property lines at full RPM. Noise levels will not exceed 50 db(A) Lmax at any adjacent property lines.
- (i) A shadow flicker analysis shall be prepared. The analysis shall identify the locations of shadow flicker and the expected durations of the flicker at these locations from sun-rise to sun-set over the course of a year. The analysis shall identify problem areas where shadow flicker may affect residents, livestock, and/or traffic. The analysis shall include measures that will be taken to eliminate the problems. Shadow flicker is not permitted on adjacent properties.

CHAPTER 2 SAVINGS CLAUSE

If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional or unlawful such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or unlawful.

CHAPTER 3 REPEALING CLAUSE

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

CHAPTER 4 EFFECTIVE DATE

This Ordinance shall be in full force and in effect ten (10) days after its passage and publication.

Ordinance No. 1204

APPROVED:

APPROVED:

Ralph B.K. Peterson
City Attorney

Marc D. Tall
Mayor

Date Approved: (Month) (Day), 2019

ATTEST:

Date Published: (Month) (Day), 2019

Phil DeMay
City Clerk

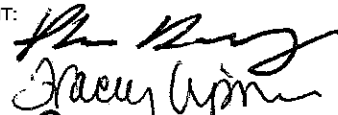
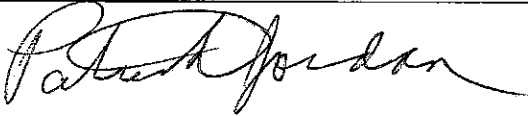
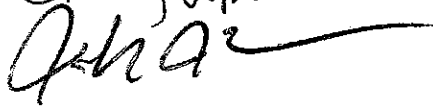
I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the City Council of the City of Escanaba, County of Delta, Michigan, at a Regular Meeting held on the (Day) day of (Month), 2019, and was published in the Daily Press, a newspaper of general circulation in the City of Escanaba on (Month) (Day), 2019, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Phil DeMay
City Clerk

CITY OF ESCANABA
RECORD OF BIDS

DATE BIDS OPENED: 3/26/2019
DESCRIPTION OF ITEM: Municipal Marina Replacement Dock

NAME OF BIDDER	Lump Sum Bid Price	Bid Bond/Check
Flotation Docking System	373,421.00	Bid Bond / 5%

PRESENT:  


**ESCANABA MARINA
Escanaba, Michigan**

Replacement Dock

ADVERTISEMENT FOR BIDS

Sealed Bids for the construction of the **Pier #2 Dock Replacement** will be received by the **City of Escanaba City Clerk** office until **2:00 p.m. Eastern Standard Time on March 26, 2019**. The Bids received will be publicly opened and read at **2:00 p.m. Eastern Standard Time on March 26, 2019** at the **Escanaba City Hall, 410 Ludington Street, Escanaba, MI**. The Project consists of constructing a **Replacement Dock and appurtenances**.

Bids will be received for a single prime Contract. Bids shall be on a lump sum as indicated in the Bid Form.

The Issuing Office for the Bidding Documents is:

Bittner Engineering, Inc. 113 South 10th Street, P.O. Box 713, Escanaba, MI. Contact person is Dennis Bittner, (906) 789-1511, bittnerengineering@bittnerengineering.com.

Prospective Bidders may examine the Bidding Documents at the Issuing Office on Mondays through Fridays between the hours of **9:00 a.m. and 4:00 p.m.** and may obtain copies of the Bidding Documents from the Issuing Office as described below.

Bidding Documents also may be examined at **the Marinette/Menominee Builder's Exchange, the Delta County Builder's Exchange, the Iron Mountain/Kingsford Builder's Exchange, and the Marquette County Builder's Exchange.**

Bidding Documents may be obtained from the Issuing Office during the hours indicated above. Bidding Documents are available on compact disc (as portable document format (PDF) files) for a non-refundable charge of **\$ 65.00** including shipping via overnight express service. Alternatively, printed Bidding Documents may be obtained from the Issuing Office with 24 hour advance notice either via in-person pick-up or via mail, upon Issuing Office's receipt of payment for the Bidding Documents. The non-refundable cost of printed Bidding Documents is **\$ 125.00** per set, payable to "**Bittner Engineering**", plus a non-refundable shipping charge. Upon Issuing Office's receipt of payment, printed Bidding Documents will be sent via the prospective Bidder's delivery method of choice; the shipping charge will depend on the shipping method chosen. The date that the Bidding Documents are transmitted by the Issuing Office will be considered the prospective Bidder's date of receipt of the Bidding Documents. Partial sets of Bidding Documents will not be available from the Issuing Office. Neither Owner nor Engineer will be responsible for full or partial sets of Bidding Documents, including Addenda if any, obtained from sources other than the Issuing Office.

+ + END OF ADVERTISEMENT FOR BIDS + +



Flotation Docking Systems, Inc.

March 25, 2019

The City of Escanaba
410 Ludington St.
Escanaba, MI 49829

Re: City of Escanaba Marina – Pier #2 Dock Replacement

Dear Purchasing Agent,

Please find our bid for the subject project attached to this letter, along with supplementary information as requested in the bidding documents:

1. Corporate Resolution
2. Bid Bond
3. List of proposed subcontractors & project-specific suppliers
4. Five-year experience record, including references
5. Articles of incorporation
6. Builder's license

Please be advised that our current contractual obligations extend well into summer. Although we're *hopeful* we could accommodate a completion relatively close to (or somewhere between) the specified substantial / final completion dates, we cannot firmly guarantee the same. Accordingly, our bid includes \$11,500 attributable to liquidated damages. This amount may be deducted in the event that substantial and final completion dates are set at 8/15/19 and 8/30/19, respectively, and a contract is established by 4/26/19.

Thank you for your consideration of our bid; we look forward to the prospect of working with The City of Escanaba.

Best Regards,


Cody Carmichael




Flotation Docking Systems, Inc.


CORPORATE RESOLUTION

We hereby certify to **The City of Escanaba** that at a meeting of the Board of Directors of Flotation Docking Systems, Inc. on the **26th** day of **March, 2019** the following resolution was adopted:

RESOLVED, that Cody Carmichael, President, may sign, bind, and execute the Bid forms for **City of Escanaba – Proposed Pier #2 Dock Replacement**. Be it also resolved that the same may sign any resultant Contracts and Change Orders in conjunction with the aforementioned project.

WE FURTHER CERTIFY, that the following are the genuine signatures of the Board of Directors, holding office in Flotation Docking Systems, Inc., as indicated:

President: 
Cody Carmichael

Secretary: 
Teresa Carmichael

IN WITNESS WHEREOF, I have hereunto set my hand as Secretary of said Corporation and affixed the Corporate Seal this **26th** day of **March 2019**.


Teresa Carmichael



Flotation Docking Systems, Inc.

CITY OF ESCANABA MARINA **PROPOSED PIER #2 DOCK REPLACEMENT**

SUBCONTRACTORS

Electrical:

Waggener Electric
776 W Blue Star Dr.
Traverse City, MI 49685
(231) 929-9330
bill@wecmi.com

Plumbing / Mechanical:

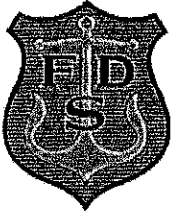
Belonga Plumbing & Heating
115 W. Elliot St.
St. Ignace, MI 49781
(906) 643-9595
spaquin@live.com

SUPPLIERS

Utility & Fire Pedestals:

Marina Electrical Equipment
1715 Merrimac Tr.
Williamsburg, VA 23185
(855) 258-3939
kellytreiber@marinaee.com

- 1. All other components of the dock system shall be manufactured by FDS as specified within the project documents.*
 - 2. Raw materials vendor names are not provided in the interest of brevity, but may be supplied if requested by project engineer.*
-

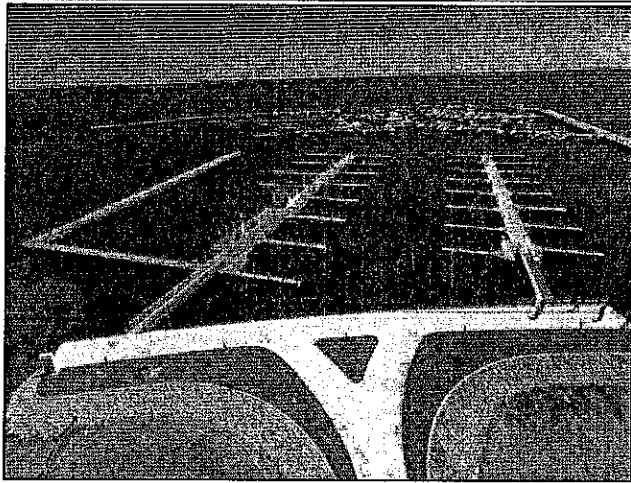


Flotation Docking Systems, Inc.

EXPERIENCE RECORD & REFERENCES

Updated February 2019

The following list represents some of our more noteworthy jobs. For a full list, please contact our office.



East Tawas State Harbor
East Tawas, MI – 2018

Marina Addition – 125 Slips & 460' Broadside Mooring

Contact: Micah Jordan (989) 362-5041

Notes: Two new floating systems installed within an existing facility, including a service pier with fuel and pump-out amenities. The dock-mounted attendant building serves as this facility's new hub, which also features a premier ground-fault electrical monitoring system. Chain-anchored wave attenuators were also provided to create a more sheltered environment for new piers.

Duncan Bay Boat Club, Cheboygan, MI – 2018
Marina Replacement – 72 (to date)

Contact: Alan Meyers (231) 818-3950

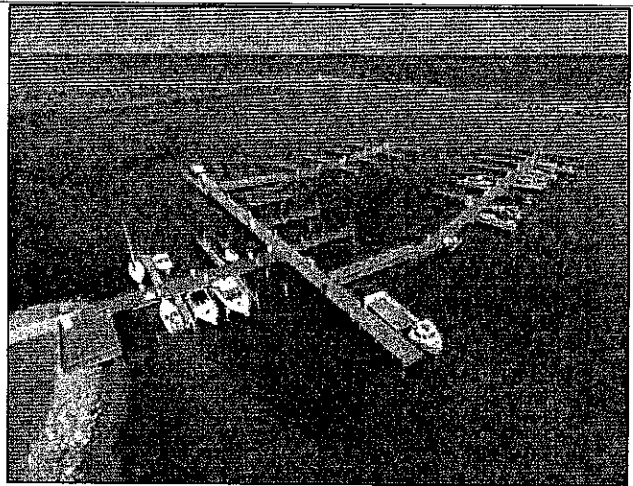
Notes: Piers originally installed by FDS in 1989 are currently being replaced at a rate of two per year. With the completion of A & B Docks in late 2018, 242 of 265 total slips have been replaced, along with a new aluminum gangway and 12' wide head pier.

Menominee Marina, Menominee, MI – 2018

New Independent Piers – 10 Slips

Contact: Tony Graff (906) 863-8498

Notes: Five independent 72' long piers were installed adjacent to the marina's seawall. Each pier features four heavy pile anchors specifically engineered to accommodate large / high profile vessels.



Harrisville Harbor
Harrisville, MI – 2018

Marina Renovation – 54 Slips

Contact: Jim Ferguson (989) 724-5242

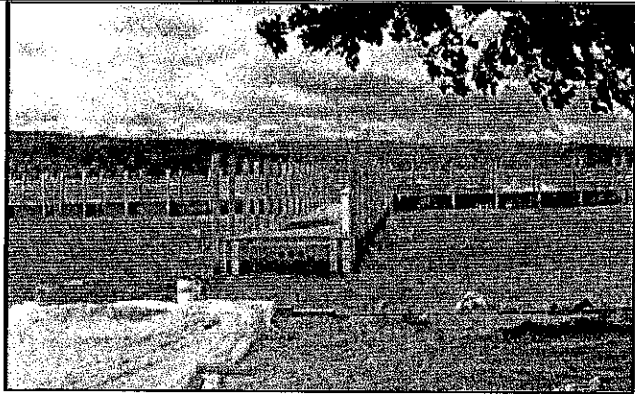
Notes: Old floating piers were removed and replaced with right-sized new versions featuring modern amenities. The facility's fixed pier was also fortified and appointed with new decking. A gathering platform near provides event space for boaters and locals alike.

Sheboygan River Marina, Sheboygan, WI – 2018

Marina Replacement – 94 Slips

Contact: Michael Willmas (920) 459-3444

Notes: A multi-year replacement of dockage along the Sheboygan River near the entrance to Lake Michigan. Dockage is either anchored back to the seawall, or via telescoping spuds depending on location.

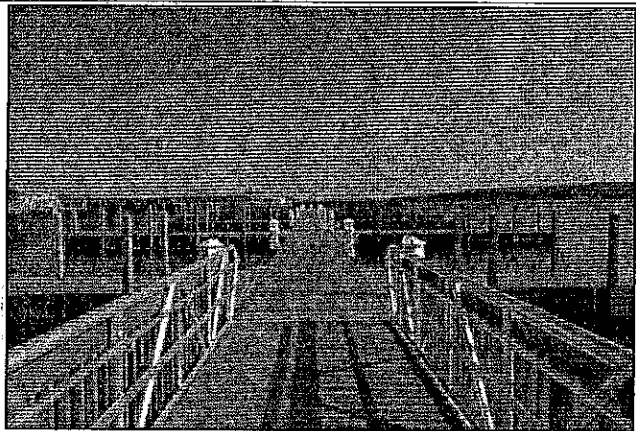


F. Grant Moore Municipal Marina
Boyne City, MI – 2018

Marina Expansion – Broadside Mooring Only

Contact: Barb Brooks (231) 582-7361

Notes: The first phase of this marina's expansion was completed in September of 2018. Initial components include a 12' wide floating wave attenuator to shelter broadside mooring from Lake Charlevoix's considerable wave activity. Due to 30'+ depths, all dockage is anchored using massive concrete blocks and heavy-duty chain. Note: Photo was taken mid-installation during a storm with 50+ mph gusts.



Bay Shore Marina
Munising, MI – 2017

Marina Addition – 24 Slips

Contact: Devin Olson (06) 387-2095

Notes: A new telescoping spud-anchored pier was installed adjacent to the iconic Pictured Rocks Cruises dock. ADA accessibility was a primary goal, so all dockage was designed meet handicap and barrier-free standards.

Harbortown Marina, Detroit, MI – 2017

Marina Renovation – 64 Slips

Contact: Sheldon Richards (248) 505-0655

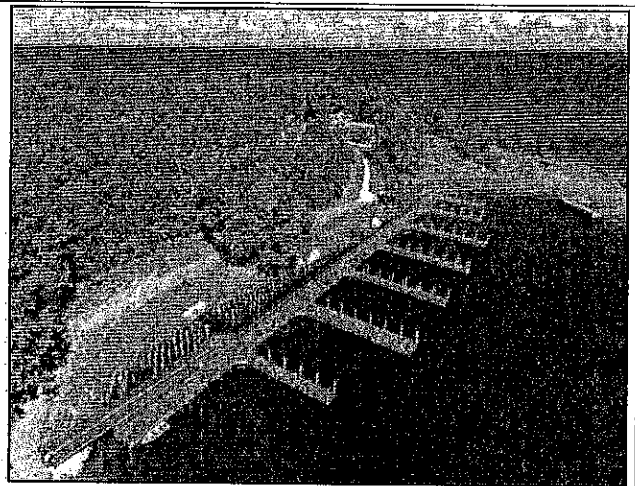
Notes: Three independent floating systems at this Detroit River facility were replaced as a part of greater revitalization efforts. Anchorage is provided by telescoping spuds within a upland dredge basin.

Detroit River Wildlife Refuge, Trenton, MI – 2016

New Large-Vessel Dock

Contact: Graham Korneffel (734) 676-2131

Notes: This floating pier was constructed as a part of a larger renovation project supported by US Fish & Wildlife. Sized at 16' wide and nearly 100' long (excluding gangway), it primarily serves as a berth for the Michigan Sea Grant School Ship.

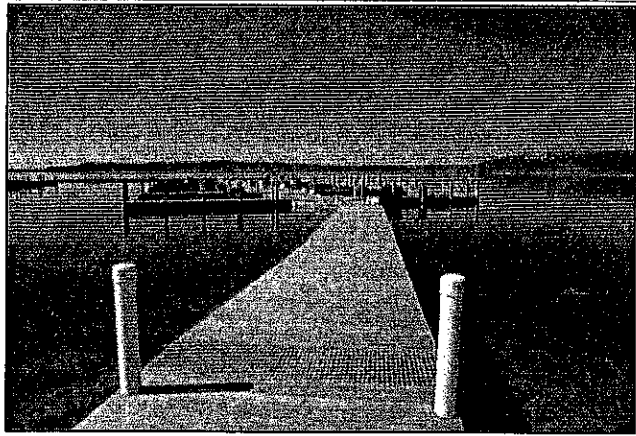


Snail Shell Harbor
Fayette, MI – 2016

Marina Replacement – 14 Slips

Contact: Randy Brown (906) 644-2603

Notes: The existing broadside-only pier was replaced with a new version that included finger piers and utility service, catering to a wider range of boaters. Access is provided by an 80' long aluminum gangway, and all exposed metal components were painted black in an effort to complement this state park's historic heritage.



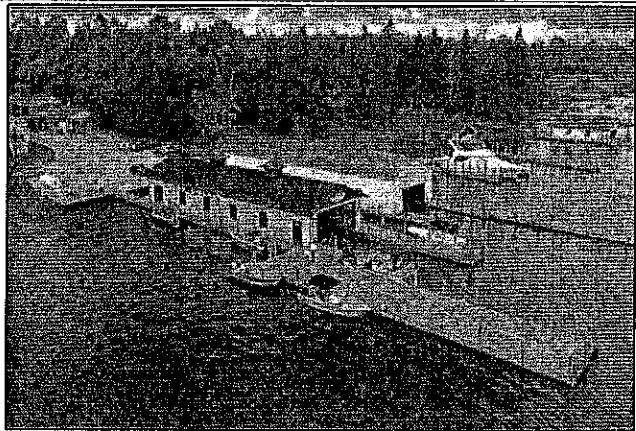
Bowers Harbor Yacht Club

Bowers Harbor, MI – 2016

Marina Replacement – Head Pier

Contact: John Roth (231) 223-4137

Notes: Head piers for two dock systems originally installed by FDS were replaced after nearly three decades, while accompanying finger piers received minor upgrades / repairs. With basin depths exceeding 80', all dockage is anchored using large weights and tensioned chains.



Tassier Boat Works

Cedarville, MI – 2016

Dock Replacement – Service Pier

Contact: Vaughn Rye / Mike Freel (906) 484-2573

Notes: Dilapidated crib docks and an aging building were demolished and replaced with new floating dockage. A 26' x 80' boathouse was constructed atop new dockage and a 16' wide service pier was added for future fuel service.

Dodge No. 4 State Park, Waterford Twp, MI – 2015

New Pier – Handicap Accessible Fishing Pier

Contact: Rowdy Perry (248) 666-1020

Notes: As part of a park renovation project, FDS fabricated and installed a floating fishing pier, specially equipped for handicap accessibility into and out of small vessels.

Charlie's Marina, Pentwater, MI – 2015

New Pier – 12 Slips

Contact: Charlie Lamb (231) 869-5000

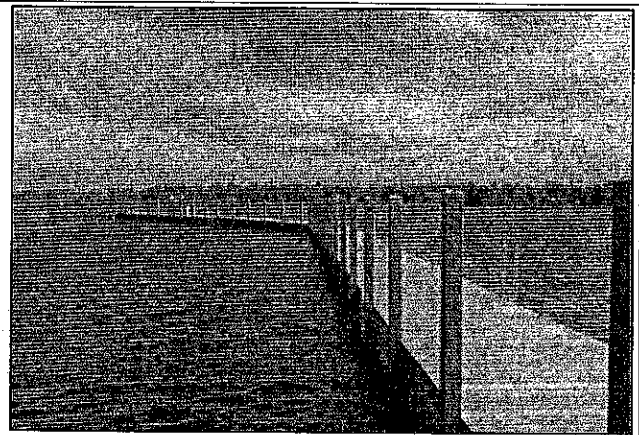
Notes: Previous pile-supported dock was replaced with a new floating version to accommodate vessels up to 40'.

CenterPointe Marina, Traverse City, MI – 2015

Marina Expansion – 540' Broadside Dockage

Contact: Dave Conrad (231) 941-0535

Notes: Expansion of this facility encompassed a main pier extension with large driven piles to anchor the dock and accommodate larger vessels.



Spring Lake Yacht Club

Spring Lake, MI – 2015

Marina Renovation – 1,240' of Broadside Dockage

Contact: Josh Vink (616) 847-8322

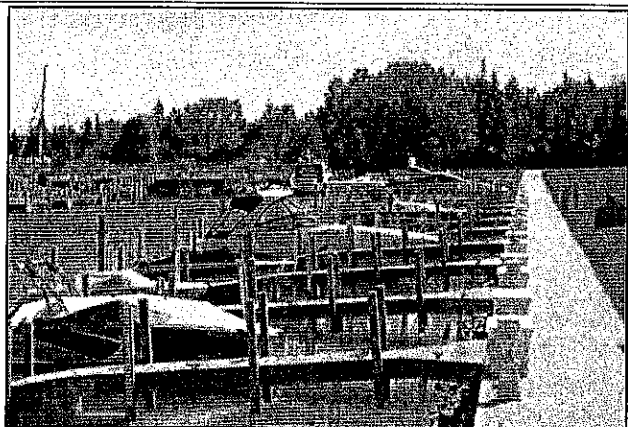
Notes: Replacement of dilapidated fixed piers with new floating wave attenuators provided a sheltered environment for SLYC's junior sailing association. Gravity anchors and Seaflex mooring rodes were used to anchor attenuators, thereby minimizing long-term maintenance. Additional "standalone" floating docks were installed along with a steel skid pier to greatly simplify the junior sailor's launching process.

F. Grant Moore Marina, Boyne City, MI – 2014

Marina Renovation – 200' Broadside

Contact: Barb Brooks (231) 582-6597

Notes: Replacement of mixed-us Shopper Dock (originally installed by FDS) that provides both fishing access and day dockage.

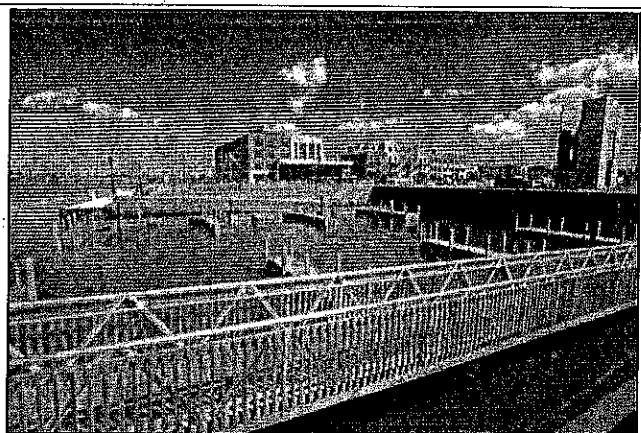


Hemingway Pointe Club
East Jordan, MI – 2014

Marina Renovation – 62 Slips

Contact: William Mayes (231) 547-2477

Notes: Replacement of 31 finger piers originally installed by FDS in 1985. Anchorage for each pier is provided solely by its shore connection, however five units at the basin's entry utilize driven piles for added lateral stability.



Bay City Uptown Marina
Bay City, MI – 2014

New Marina – 16 Slips

Contact: Darwin Baranski (989) 894-8314

Notes: Two independent floating dock systems provide day dockage for the new Uptown development. Each system is accessed by its own 80' long gangway, and anchorage is provided by large steel piles to account for significant water level fluctuations of the Saginaw River.

Park Place Boat Club, Put-in-Bay, OH – 2014

New Marina – 30 Slips w/ 425' Additional Broadside

Contact: Marv Booker (419) 285-3695

Notes: Existing fixed piers were removed in favor of a new floating dock system. Due to hard-pan soil conditions, large steel piles were required to anchor the docks in place.

The Harborage, Boyne City, MI – 2007 to 2014

'G' Dock – 40 Slips (2014)

'F' Dock – 36 Slips (2012)

'Peninsula Dock' – 32 Slips (2010)

'A' Dock – 16 slips @ 60' (2009)

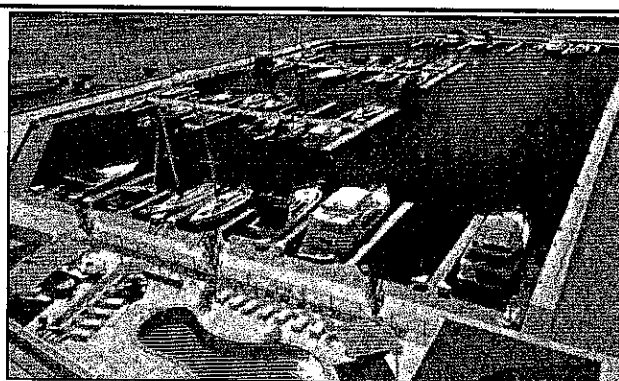
'B' Dock – 32 Slips (2008)

'I' Dock – 16 Slips (2008)

'C' Dock – 32 Slips (2007)

Contact: Mark Simmons 231-582-3340

Notes: Replacement of pier systems at the privately owned Harborage Marina.



Harbor Shores Marina
St. Joseph, MI – 2014

New Marina – 54 Slips

Contact: Greg Weykamp (269) 932-4502

Notes: A new marina basin was dredge and populated with floating docks, which incorporated telescoping spud anchorage, black deck-edge bumper, and Kebony decking material.

Three Oaks Scuba Dock, Crystal Lake, IL – 2014

New Floating for Diving Lessons

Contact: Eric Helm (815) 356-3663

Notes: A low freeboard was required for scuba diving lessons to allow easy access in and out of the water. Anchorage is provided by large concrete anchors.

DeTour State Harbor, DeTour, MI – 2013

62 Slips w/ 200' Additional Broadside

Contact: Richard Rathke (906) 297-5947

Notes: This existing MDNR facility was outfitted and expanded with new floating pier systems. A longstanding full-service facility, it officially reopened in June of 2013.



(Profit Domestic Corporation)
ARTICLES OF INCORPORATION

OF

FLOATATION DOCKING, INC.
(Name of Corporation)

These Articles of Incorporation are signed by the incorporator(s) for the purpose of forming a profit corporation pursuant to the provisions of Act 254, Public Acts of 1972, as follows:

ARTICLE I. *BJ*

The name of the corporation is FLOATATION DOCKING, INC.

ARTICLE II.

The purpose or purposes for which the corporation is organized is to engage in any activity within the purposes for which corporations may be organized under the Business Corporation Act of Michigan.

ARTICLE III.

(Use the following if the shares are to consist of one class only.)

The total authorized capital stock is:

(1) Common shares 50,000 Par Value \$1.00 per share
(No. of Shares)

OR (2) Common shares _____ without par value.
(No. of Shares)

BA

ARTICLE IV.

(Use the following if the shares are to be divided into classes.)

The total authorized capital stock is:

(1) { Preferred shs. _____ Par value \$ _____ } per share
 { Common shs. _____ Par value \$ _____ }

and/or shs. of (2) { Preferred _____ } no par value.
 { Common _____ }

(3) A statement of all or any of the relative rights, preferences and limitations of the shares of each class is as follows:
All shares of one class with equal rights and preferences in all respects.

ARTICLE V.

The address of the initial registered office is:

15 Hodeck Street Cedarville Michigan 49719
(No. and Street) (Town or City) (Zip Code)

The mailing address of the initial registered office is (need not be completed unless different from the above address):

_____ Michigan _____
(No. and Street) (Town or City) (Zip Code)

The name of the initial resident agent at the registered office is:

Daniel A. Carmichael, 3rd

ARTICLE VI.

The name(s) and address(es) of the incorporator(s) are as follows:

Name Residence or Business Address
Daniel A. Carmichael, 3rd Marquette Island, Cedarville, Michigan

ARTICLE VII.

OPTIONAL (Delete Article VII if not applicable.)

When a compromise or arrangement or a plan of reorganization of this corporation is proposed between this corporation and its creditors or any class of them or between this corporation and its shareholders or any class of them, a court of equity jurisdiction within the state, on application of this corporation or of a creditor or shareholder thereof, or on application of a receiver appointed for the corporation, may order a meeting of the creditors or class of creditors or of the shareholders or class of shareholders to be effected by the proposed compromise or arrangement or reorganization to be summoned in such manner as the court directs. If a majority in number representing 3/4 in value of the creditors or class of creditors, or of the shareholders or class of shareholders to be affected by the proposed compromise or arrangement or a reorganization, agree to a compromise or arrangement or a reorganization of this corporation as a consequence of the compromise or arrangement made, shall be binding on all the creditors or class of creditors, or on all the shareholders or class of shareholders and also on this corporation.

ARTICLE VIII.

(Here insert any desired additional provisions authorized by the Act)

IN WITNESS WHEREOF, the undersigned, the incorporator(s) of the above-named corporation, has (have) hereunto signed these Articles of Incorporation on this 11th day of April, 1974

Daniel A. Carmichael, 3rd
Daniel A. Carmichael, 3rd

(See Instructions on Reverse Side)

FILED

(Please do not write in spaces below -- for Department use)

MICHIGAN DEPARTMENT OF COMMERCE -- CORPORATION AND SECURITIES BUREAU	
Date Received	FILED Michigan Department of Commerce
APR 15 1974	APR 18 1974
	<i>Robert M. E. Schubert</i> DIRECTOR

C 45-101

INFORMATION AND INSTRUCTIONS Articles of Incorporation -- Profit Domestic Corporations

1. Article I--The corporate name of a domestic profit corporation is required to contain one of the following words or abbreviations: "Corporation", "Company", "Incorporated", "Limited", "Corp.", "Co.", "Inc." or "Ltd."
2. Article II may state, in general terms, the character of the particular business to be carried on. Under section 202(b) of the law, it is a sufficient compliance to state substantially, *alone or with specifically enumerated purposes*, that the corporation may engage in any activity within the purposes for which corporations may be organized under the Business Corporation Act. The law requires, however, that educational corporations must state their specific purposes.
3. Articles III and IV -- The law requires the incorporators of a domestic corporation having shares without par value to submit in writing the amount of consideration proposed to be received for each share which shall be allocated to stated capital.
4. Article VI - The law requires one or more incorporators. The addresses should include a street number and name (or other designation), in addition to the name of the city and state.
5. The duration of the corporation should be stated in the Articles *only if the duration is not perpetual.*
6. The Articles must be signed in ink by each incorporator. The names of the incorporators as set out in Article VI should correspond with the signatures.
7. One original copy of the Articles is required. A true copy will be prepared by the Corporation and Securities Bureau and returned to the person submitting the Articles for filing.
8. An effective date, not later than 90 days subsequent to the date of filing, may be stated in the Articles of Incorporation.
9. FEES: Filing Fee \$10.00
Franchise Fee -- 2 mill on each dollar of authorized capital stock, with a minimum franchise fee of \$25.00
(Make fee payable to State of Michigan)

10. Mail Articles of Incorporation and fees to:
Michigan Department of Commerce
Corporation and Securities Bureau
Corporation Division
P. O. Drawer C
Lansing, Michigan 48904

RECEIVED

UNITED STATES OF AMERICA



Michigan Department of Commerce

Lansing, Michigan

To All To Whom These Presents Shall Come:

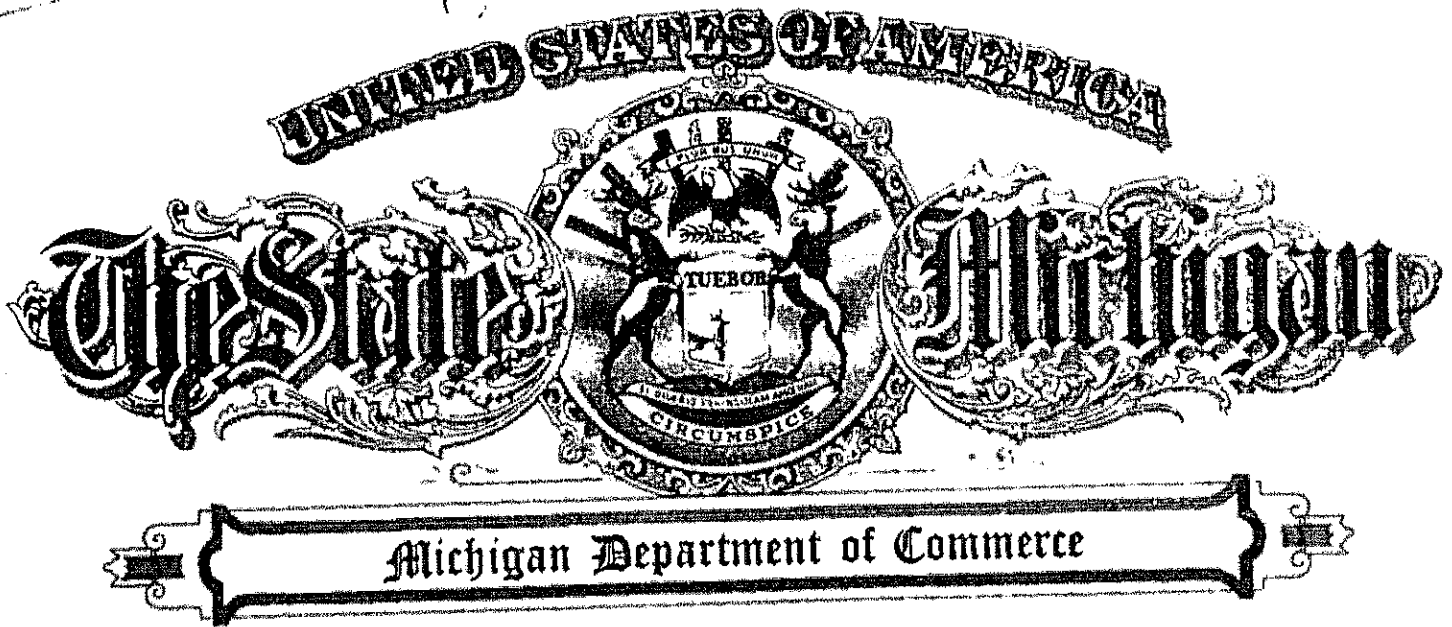
I, Richard K. Helmbrecht, Director, Michigan Department of Commerce,
Do Hereby Certify That Articles of Incorporation of _____

FLOATATION DOCKING, INC.

were duly filed in this office on the 18th day of April, 19 74,
in conformity with Act 284, Public Acts of 1972, as amended.

In testimony whereof, I have hereunto set my
hand and affixed the Seal of the Department,
in the City of Lansing, this 18th day
of April, 19 74.

Richard K. Helmbrecht
Director



Lansing, Michigan

This is to Certify That

FLOATATION DOCKING, INC., A PROFIT CORPORATION

was validly incorporated on APRIL 18TH, 1974 , *as a Michigan*
corporation, and said corporation is validly in existence under the laws of this State.

This certificate is issued to attest to the fact that the corporation is in good standing in this office as of this date and is duly authorized to transact business or conduct affairs in Michigan and for no other purpose. It is in the usual form, made by me as the proper officer, and is entitled to have full faith and credit given it in every court and office within the United States.

In testimony whereof, I have hereunto set my hand and affixed the Seal of the Department, in the City of Lansing, this 4TH day
of JUNE , 19 90

Larry L. Muz Director

BID FORM

Escanaba Marina

Replacement Pier #2 Dock

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Article 7 – Attachments to this Bid.....	3
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Article 9 – Bid Submittal	3

ARTICLE 1 – BID RECIPIENT

1.01 This Bid is submitted to:

City of Escanaba, 410 Ludington Street, Escanaba, MI, 49829 – Office of the City Clerk

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 – BIDDER’S ACKNOWLEDGEMENTS

2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 – BIDDER’S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

<u>Addendum No.</u>	<u>Addendum, Date</u>
<u>1</u>	<u>3/20/19</u>
<u>2</u>	<u>3/21/19</u>
_____	_____
_____	_____
_____	_____

B. Bidder has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and satisfied itself as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.

C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.

D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.

E. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations

obtained from visits to the Site; the Bidding Documents; and any Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.

F. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.

G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.

H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and confirms that the written resolution thereof by Engineer is acceptable to Bidder.

I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.

J. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

ARTICLE 4 – BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;

B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;

C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and

D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:

1. "corrupt practice" means the offering, giving, receiving, or soliciting of any thing of value likely to influence the action of a public official in the bidding process;
2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;
3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and
4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 5 – BASIS OF BID

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

Lump Sum Bid Price	\$ 373,421.00
--------------------	---------------

Three Hundred Seventy-Three Thousand, Four Hundred Twenty-One Dollars

ARTICLE 6 – TIME OF COMPLETION

- 6.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.
- 6.02 Bidder accepts the provisions of the Agreement as to liquidated damages.

ARTICLE 7 – ATTACHMENTS TO THIS BID

- 7.01 The following documents are submitted with and made a condition of this Bid:
 - A. Required Bid security;
 - B. List of Proposed Subcontractors;
 - C. List of Proposed Suppliers;
 - D. List of Project References;
 - E. List of Completed Projects;
 - F. Evidence of authority to do business in the state of the Project; or a written covenant to obtain such license within the time for acceptance of Bids;
 - G. Contractor’s License No.: 2102166123; [or] Evidence of Bidder’s ability to obtain a State Contractor’s License and a covenant by Bidder to obtain said license within the time for acceptance of Bids; and
 - H. Required Bidder Qualification Statement with supporting data.

ARTICLE 8 – DEFINED TERMS

8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

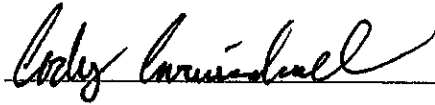
ARTICLE 9 – BID SUBMITTAL

BIDDER: *[Indicate correct name of bidding entity]*

Flotation Docking Systems, Inc.

By:

[Signature]



[Printed name]

Cody Carmichael

(If Bidder is a corporation, a limited liability company, a partnership, or a joint venture, attach evidence of authority to sign.)

Attest:

[Signature]



[Printed name]

Teresa Carmichael

Title:

Secretary

Submittal Date:

March 26th, 2019

Address for giving notices:

PO Box 178

Cedarville, MI 49719

Telephone Number:

(906) 484-3422

Fax Number:

(906) 484-2335

Contact Name and e-mail address:

Cody Carmichael

cody@flotationdocking.com

Bidder's License No.:

2102166123

(where applicable)

RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF PROFESSIONAL LICENSING

M834509

RESIDENTIAL BUILDER
LICENSE

JEFFREY J CASON
160 HODECK ST
CEDARVILLE MI 49719

LICENSE NO.
2101186986

EXPIRATION DATE
05/31/2020

AUDIT NO
3180175

THIS DOCUMENT IS DULY ISSUED
UNDER THE LAWS OF THE STATE
OF MICHIGAN

RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF PROFESSIONAL LICENSING

M834510

RESIDENTIAL BUILDER COMPANY
LICENSE

- Q. O. - JEFFREY J CASON INDV#:2101186986

FLOATIATION DOCKING INC
DBA/ FLOTATION DOCKING SYSTEMS INC
160 HODECK ST
CEDARVILLE MI 49719

LICENSE NO.
2102166123

EXPIRATION DATE
05/31/2020

AUDIT NO
3179733

THIS DOCUMENT IS DULY ISSUED
UNDER THE LAWS OF THE STATE
OF MICHIGAN

MEMORANDUM

To: Patrick Jordan

From: Mike Furmanski MF

Date: 26MAR19

Re: Ductile Iron Pole Purchase Recommendation

On March 8th, bid requests for ductile iron poles were sent to 3 (three) vendors. On March 22nd, 3 bids were received. These poles will be installed in the Breezy Point area as part of replacing the existing underground circuit that has had some failures in recent years. The bids received were as follows:

Bidder	17 poles
Irby	\$41,667
Resco	\$43,316
BSE	\$43,843

I am recommending accepting the bid from Irby of Mount Pleasant, MI for 17 poles for \$41,667.

NOTICE TO BIDDERS

Sealed bids will be received by the City of Escanaba at the office of the City Clerk, on or before 2p.m. e.s.t, on: **FRIDAY, MARCH 22, 2019**

The bids will be publicly opened and read in Room 101 in the City Hall located at 410 Ludington Street, Escanaba, Michigan at said date and time.

Bidder's proposals, and/or specifications may be obtained from the office of the City Clerk, located at 410 Ludington Street, Escanaba, Michigan, 49829. No bids will be considered unless the proposal form and /or specifications (furnished by the City of Escanaba, Michigan), are properly completed and enclosed in a sealed envelope, marked:

DUCTILE IRON POLE BID

In addition, the City of Escanaba, Michigan will not consider any proposal which has not been received prior to the published time, date and year of bid opening. (FAX transmittals will not be accepted.)

A Certified Check, Cashier's Check, or Bidder's Bond, drawn payable, without condition, to the City of Escanaba, Michigan, in an amount not less than 10% of the bid, will be submitted with each proposal as a guarantee that if the bid is accepted, the bidder will furnish materials or services as stated in his or her proposal. On failure of the successful bidder to fulfill the conditions of his or her proposal, he or she shall forfeit said deposit to the City of Escanaba, Michigan as liquidated damages. The acceptance of the proposal will be contingent upon the bidder's acceptance of this provision.

The City of Escanaba, Michigan reserves the right to reject any or all bids, or any part thereof at its discretion, and to waive any irregularities in the bidding. The City of Escanaba, Michigan may also split bids at its discretion. The City further reserves the right to negotiate directly with any and all bidders concerning any matter related to any bid.

All City of Escanaba, Michigan bids are prepared to afford all vendors the equal opportunity for fair and equitable competition. The City of Escanaba, Michigan assumes no liability or responsibility for any errors or oversights in the preparation and/or publication of bids.

Michael Furmanski
Electric Superintendent
City of Escanaba

POLE SPECIFICATIONS

- 45' class H3 ductile iron poles
- Flat cap
- Weathered finish
- Ground plates
- Please see attached-drill pattern.
- Our line extension was designed based on using McWane ductile iron poles, Part No. H3045. Equivalent poles may be bid. If bidding other than McWane, please include detailed information on the poles.
- Quantity shall be approximately 17 poles which is a full truck load.

NOTE:

Poles are to be unloaded upon delivery at the City of Escanaba pole yard

The City of Escanaba reserves the right to refuse to pay for any poles which, in the opinion of the Electrical Superintendent, are unsatisfactory for use in the City of Escanaba

ANY QUESTIONS REGARDING THESE SPECIFICATIONS SHOULD BE DIRECTED TO:

**MIKE FURMANSKI
ELECTRIC SUPERINTENDENT
CITY OF ESCANABA
ESCANABA, MI 49829
TELEPHONE: (906) 786-0061**

BIDDER'S PROPOSAL

DATE: _____

We, the undersigned, agree to furnish the City of Escanaba, Michigan, **ductile iron poles as listed below** in accordance with the attached specifications, which are part of this proposal, at the following price:

**DELIVERY: F.O.B. CITY OF ESCANABA
ESCANABA, MI 49829**

DELIVERY DATE: _____

Pole Size/Cl	Qty quoted	Price/ea	Price/Total
45'cl H3	_____	_____	_____

Grand Total: _____

**Certified Check, Cashier's Check or
Bidder's Bond enclosed in the amount of:
(must be included to qualify)**

\$ _____

SUBMITTED BY:

FIRM: _____

ADDRESS: _____

BY: _____

PRINTED: _____

TITLE: _____

PHONE/FAX; _____

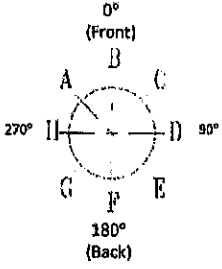
Notes:	TOTAL LENGTH OF POLE: 45 FEET
1 Class:	
2 Finish Coating: Weathered or Arc Applied Zinc With Gray Acrylic Top Coat	
3 Embed Coating: Embed Coating 1' Above Ground Line Internally and Externally = XX' total embed coating	
4 Quantity:	
5 Total Number of Holes:	
6 Ground Plates: NO/YES	
7 Grounding: (2) 1/2" x 13 TAPPED THREADED HOLES	
8 Pin Joint: XX pole joints pinned with two standard rivet nuts and two 1/2" bolts	
9 2 PC Pole: NO/ YES-SEE NOTE ON REVISION TAB	
10 Total Rivet Nuts: XX STANDARD & (2) 1/2" X 13 THREADED TAPPED HOLES	
11 Cap:	
12 Hole Plugs: NO	
14 Nameplate: Standard 5' above ground line to include: CUSTOMER NAME:	
15 Pole radius 9"	
16 Special Instructions:	
18 Customer PO#:	
19 FIRST POLE JOINT IS LOCATED APPROXIMATLEY 18' FROM THE TIP OF THE POLE	

Drawing #

DUCTILE IRON POLE DRILLING PATTERN

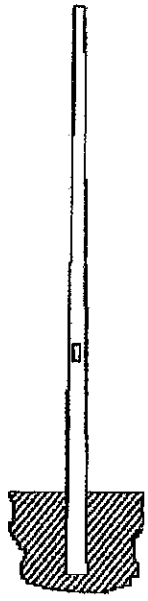
ORIENTATION B-F

HOLE	DISTANCE FROM TOP		Quad	Quad	DIA.	DETAILS
	INCH	FT-INCH				
A		0'-6"	B	F	13/16"	Thru B-F
B		1'-6"	B	F	13/16"	Thru B-F
C		5'-6"	B	F	13/16"	Thru B-F
D		6'-5 1/4"	B	F	13/16"	Thru B-F
E		9'-0"	F			GROUND LUG
F		37'-6"	F			GROUND LUG



ORIENTATION D-H

HOLE	DISTANCE FROM TOP		Quad	Quad	DIA.	DETAILS
	INCH	FT-INCH				
OO		2'-0"	D	H	13/16"	Thru D-H
PP		7'-0"	D	H	13/16"	Thru D-H
QQ		8'-0"	D	H	13/16"	Thru D-H
RR		8'-6"	D	H	13/16"	Thru D-H



Front (B)

SERIAL NUMBERS	
METAL BATCH	20160902
SYM	DATE BY REV/SION APP



DRAWING BY	DATE	SCALE NONE	STD. TOL. (UNLESS OTHERWISE NOTED): 1/16"
KEM	2/16/2018		
APP. BY	DATE	Drawing Number: 0	

**CITY OF ESCANABA
RECORD OF BIDS**

March 22, 2019
Ductile Iron Pole Bid - 2019

NAME OF BIDDER	Delivery Date	Qty quoted	Pole Size/CI 45' CI H3 Price/ea	Price/Total	GRAND TOTAL
irby	—	17	\$ 2,451	\$ 41,667	Bond
Resco	9 weeks	17	\$ 2,548	\$ 43,316	Bond
Border states	9 weeks	17	\$ 2,579	\$ 43,843	Bond

PRESENT:

Larry Wassel
Mike Fumelli

BIDDER'S PROPOSAL

DATE: 3/22/2019

We, the undersigned, agree to furnish the City of Escanaba, Michigan, ductile iron poles as listed below in accordance with the attached specifications, which are part of this proposal, at the following price:

**DELIVERY: F.O.B. CITY OF ESCANABA
ESCANABA, MI 49829**

DELIVERY DATE: 7-9 weeks

Pole Size/CI	Qty quoted	Price/ea	Price/Total
45"cl H3	<u>17</u>	<u>2451.00</u>	<u>41667.00</u>

Grand Total: 41667.00

Certified Check, Cashier's Check or Bidder's Bond enclosed in the amount of: (must be included to qualify)

\$ 4166.70

SUBMITTED BY:

FIRM: Icby Utilities

ADDRESS: 980 Lone Oak Rd. #145 Eagan, MN

BY: Jake Retherford

PRINTED: Jake Retherford

TITLE: Inside Sales

PHONE/FAX: (763) 259-9404 Fax: 763-588-8353

BIDDER'S PROPOSAL

DATE: 3-19-19

We, the undersigned, agree to furnish the City of Escanaba, Michigan, **ductile iron poles** as listed below in accordance with the attached specifications, which are part of this proposal, at the following price:

**DELIVERY: F.O.B. CITY OF ESCANABA
ESCANABA, MI 49829**

**DELIVERY DATE: 9 wks after the receipt
of approval drawings.**

Pole Size/CI	Qty quoted	Price/ea	Price/Total
45' cl H3.	<u>17</u>	<u>2548.00</u>	<u>43,316.00</u>

Grand Total: 43,316.00

**Certified Check, Cashier's Check or
Bidder's Bond enclosed in the amount of:
(must be included to qualify)**

\$ 10% bid bond

SUBMITTED BY:

FIRM: Resco

ADDRESS: 2250 Pinehurst Drive, Middleton WI 53562

BY: Steve Brietzman 

PRINTED: Steve Brietzman

TITLE: Inside Sales

PHONE/FAX: 800-356-9370 608-831-7294

BIDDER'S PROPOSAL

DATE: 3-21-19

We, the undersigned, agree to furnish the City of Escanaba, Michigan, ductile iron poles as listed below in accordance with the attached specifications, which are part of this proposal, at the following price:

DELIVERY: F.O.B. CITY OF ESCANABA
ESCANABA, MI 49829

DELIVERY DATE: 9 WEEKS AFTER
DRAWING APPROVAL

Pole Size/Cl	Qty quoted	Price/ea	Price/Total
45'cl H3	<u>17</u>	<u>\$2579.00</u>	<u>\$43843.00</u>

Grand Total: \$43843.00

Certified Check, Cashier's Check or
Bidder's Bond enclosed in the amount of:
(must be included to qualify)

\$ 4384.30

SUBMITTED BY:

FIRM: BORDER STATES

ADDRESS: N29W23606 WOODGATE COURT EAST PEWAUKEE, WI
53072

BY: [Signature]

PRINTED: JOHN CAREY

TITLE: CUSTOMER SERVICE REPRESENTATIVE

PHONE/FAX: 262-347-2107 / 262-347-0950

JCAREY@BORDERSTATES.COM

KRUSIN KLASSICS

P.O. Box 1321
Escanaba, MI 49829

March 20, 2019

City Manager
Mr. Patrick Jordan
410 Ludington Street
Escanaba, MI 49829

Re: Parade Permit/Fun Run 2019

Dear Mr. Jordan:

Please find attached the completed parade permit for activities on Friday night, May 31, 2019. As in the past, our parade of cars line up will begin in Ludington Park at 6:00 p.m. with the parade to start at 7:00 p.m. We do ask that the side streets be closed and that there is no on-coming traffic on Ludington Street during the parade. We will drive west along Ludington Street to Stephenson Avenue. We will not be cruising to Gladstone this year because of the bridge construction. As always we request that our parade participants do not throw candy from their vehicles. We do have many walkers made up of Girl Scout Troops and other volunteers who will be walking along side the parade and throwing candy.

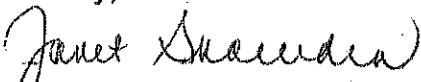
Safety is our number one goal for our parade participants and spectators. We do stress to our parade participants to drive in a safe and mannerly fashion and discourage tire noise and drag racing. Each parade participant will have a window sticker displayed on their windshield showing that they are, in fact, a parade participant. All registered participants will also have a copy of the parade rules. The Escanaba Public Safety, Michigan State Police and the Sheriff's Department all assist us with our parade and car show throughout the weekend.

Following the parade we will return to the Upper Peninsula State Fairgrounds for a dance, games, and a fun night of catching up with old car friends. If you have a free evening, you should join in the festivities.

If you have any concerns or suggestions regarding the parade, please contact me at your convenience. I would be happy to sit down with you to discuss any matters you may have. Once approved, you can return the parade permit to me at: Krusin Klassics Car Club, P. O. Box 1321, Escanaba, MI 49829. I have included a copy of our certificate of insurance for your records also listing the City of Escanaba as an additional insured.

Thank you for your consideration.

Sincerely,



Janet Snowden/Secretary
(906 280-5908
Krusin Klassics Car Club

SPECIAL EVENT APPLICATION - CITY OF ESCANABA
Festivals, Parades, Races, Walkathons, Temporary Road Closures

DATE(S) OF EVENT: May 31, 2019 Friday
Day of Week, Month, Day, Year (eg: Saturday, January 2, 2014)

NAME OF EVENT: Krusin Klassics Fun Run Parade

CONTACT INFORMATION (Please Print Clearly – Incomplete applications may be delayed)

Organization: Krusin Klassics Car Club

Contact Person: Janet Snowden Phone (day) (906) 280-5908

Address: P. O. Box 1321 Phone (evening): (906) 786-3638

City: Escanaba, MI 49829 E-mail: si@snowdeninc.net

Postal Code 49829 Website: _____

Charitable Org #: 38-2848246 Event Phone: (906) 280-5908
 (If applicable)

Fax: (906) 786-4435

Alternate Contact: Terrie Belongie (906) 280-1906
(It is recommended that an alternate name & telephone number be provided)

** Do you grant the City of Escanaba, City Manager's Office permission to give your telephone number to the general public
 Yes No

LOCATION

City Park Name: Ludington Park (Side street to be closed & no oncoming traffic) Ludington Street to Stephenson Avenue

Building/Facility Name/Area: _____

Road (s) Road Closure Required?: Partial Full

DATE/TIME

EVENT TIME This is the time your event would be ready to accept participants or general public.	Event Begins	Event Ends
	DATE: <u>May 31, 2019</u> TIME: <u>7:00 p.m.</u>	DATE: <u>May 31, 2019</u> TIME: <u>8:00 p.m.</u>
SET UP TIME When do you want the area reserved for your organization to ensure you have adequate time for set up and tear down.	Set Up Start	Tear Down End
	DATE: <u>May 31, 2019</u> TIME: <u>6:00 p.m.</u>	DATE: <u>May 31, 2019</u> TIME: <u>8:00 p.m.</u>

The collection, use and disclosure of personally identifying information submitted on this form will be used to facilitate the request to host a special event within the City of Escanaba. Applicants may, from time to time, be contacted by the City or a City-contracted third-party for the express purposes of gathering information about the proposed event, assessing satisfaction and/or obtaining feedback on services related to special events. Questions about this collection should be directed to the City Manager.

EVENT DETAILS

TYPE OF EVENT

- Parade Cycling Festival/Event
 Run Walkathon Other (specify) _____

ESTIMATED ATTENDANCE (please estimate all that apply)

Participants # <u>300</u>	Wheelchair Accessible Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Bands # <u>N/A</u>	For events on City Property are you seeking approval to charge:
Vehicles/Floats # <u>300</u>	Admission Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Volunteers # <u>50</u>	Parking Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
General Public # <u>2,000</u>	Is this event: <input checked="" type="checkbox"/> Open to the Public <input type="checkbox"/> For Invited Guests only

EVENT ELEMENTS (complete to ensure proper permits are processed)

Power Requirements* Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Fireworks Yes <input type="checkbox"/> No <input type="checkbox"/>
Sound Amplification Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Alcohol Yes <input type="checkbox"/> No <input type="checkbox"/>
Access to power if possible Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Live Music Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Tents/Temp. Structures Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Size of tent(s): _____
Amusement Rides Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Provider: _____
Inflatables Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Provider: _____

FOOD & BEVERAGE

Will there be food & non alcoholic beverages sold? Yes No (continue to next page)

Food stand locations Indoor Outdoor Inside & Outside

What kinds of food will the Stands be selling? (check all that apply)

- | | | |
|---------------------------------------------|---------------------------------------|----------------------------------------------------|
| <input type="checkbox"/> Chicken/seafood | <input type="checkbox"/> Soups/chilli | <input type="checkbox"/> Other foods (please list) |
| <input type="checkbox"/> Rice/pasta dishes | <input type="checkbox"/> Salad | _____ |
| <input type="checkbox"/> Pop, chips, candy | <input type="checkbox"/> Other meats | _____ |
| <input type="checkbox"/> Hotdogs/hamburgers | <input type="checkbox"/> Baked goods | _____ |

Reservation Fees (check applicable box):

- Ludington Park Pavilion 1/2 day \$75 (resident) \$100 (non-resident)
- Ludington Park Pavilion full day \$100 (resident) \$125 (non-resident)
- Ludington Park Bandshell 1/2 day \$75 (resident) \$100 (non-resident)
- Ludington Park Bandshell full day \$100 (resident) \$125 (non-resident)
- Ludington Park Gazebo \$50 p/2 hour block (res) \$75 p/2 hour block (non-resident)
- Other Picnic or Gathering Areas \$35 p/day
- John D. Besse Park Pavilion 1/2 day \$75 (resident) \$100 (non-resident)
- John D. Besse Park Pavilion full day \$100 (resident) \$125 (non-resident)
- Lemerand Pavilion 1/2 day \$75 (resident) \$100 (non-resident)
- Lemerand Pavilion full day \$100 (resident) \$125 (non-resident)
- Lemerand Complex \$250 per day

Half Day Reservation: Cut-off time is 4:00 pm. Half-day reservations can be made before or after 4:00 pm.

EVENTS REQUESTING ROAD CLOSURE

Road closures must be approved by City Council. Once City Council has approved your road closure, changes cannot be made to your route without notification to the City Manager as a secondary Council Approval will have to be sought.

A detailed map of road closure **MUST** be included. Applicants must notify abutting properties of the closure at least 14 days in advance of the event. This notification letter must be approved by the City Manager's Office. If there are any SPECIAL REQUESTS that you would like City to consider, please outline them on a separate paper and attach

DEFINE THE CLOSURE LIMITS – ATTACH A DETAILED MAP

I have read and understood the Special Events Application.

I will notify the City Manager's Office of any changes to my event application at least fourteen (14) days in advance of the event.

I have received a copy, read and understand the contents of the City of Escanaba Policy and Procedures No. 060101-10, Alcohol in Public Places (if applicable).

Janet Snowden
Event Organizer Signature

Janet Snowden/Secretary 3/20/19
Print Name & Date



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

03/20/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Hagerty Insurance Agency LLC 141 River's Edge Drive Traverse City MI 49684-3265	CONTACT NAME: PHONE (A/C, No, Ext): (800) 922-4050 FAX (A/C, No):	
	E-MAIL ADDRESS:	
INSURED Krusin Classics, Inc. PO Box 1321 Escanaba MI 49829		(906) 786-3538
INSURER(S) AFFORDING COVERAGE		NAIC#
INSURER A: Markel Insurance Company		38970
INSURER B:		
INSURER C:		
INSURER D:		
INSURER E:		
INSURER F:		

COVERAGES

CERTIFICATE NUMBER: Cert ID 3795

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			CVG1712-02	01/28/2019	01/28/2020	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 3,000,000 PRODUCTS - COM/OP AGG \$ 1,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N	N/A			<input type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
							\$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Include as additional insured: Certificate Holder but only with respects to the named insured's actions and / or negligence with regards to the Fun Run Car Show & Parade to be held at Ludington Avenue Parade & U.P. State Fairgrounds on May 31, 2019

CERTIFICATE HOLDER

City of Escanaba
 410 Ludington St
 Escanaba MI 49829

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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MEMORANDUM

March 28, 2019

TO: Patrick Jordan, City Manager
Phil Demay, City Clerk

FROM: Kim Peterson, Recreation Director *KP*

SUBJECT: Approval of Dog Park Lease Agreement
Delta County Airport Property – 1.72 Acre Parcel
City Council Meeting Agenda – Thursday, April 4, 2019

The Recreation Advisory Board and City Administration are seeking City Council approval of a dog park lease on Delta County Airport property. Delta County has approved the dog park lease agreement at their regularly scheduled meeting on March 19, 2019. The proposed lease agreement is for thirty years with an annual fee of \$1.00.

The lease agreement has been reviewed by City Attorney Ralph B.K. Peterson.

The dog park is not a budgeted item as funding was received from two sources to include a \$5,000 Prosperous Places 2018 Grant and a private citizen donation of \$12,000 for a total project cost of \$17,000. Delta Fence has agreed to provide in-kind service for installation of the fence with volunteers. Spring construction is being proposed.

ATTACHMENTS

LEASE AGREEMENT

BETWEEN	
LESSOR	LESSEE
The County of Delta, State of Michigan, 310 Ludington Street Escanaba, MI 49829 Hereinafter referred to as "Lessor"	The City of Escanaba, a Michigan municipal corporation, 410 Ludington Street Escanaba, MI 49829 Hereinafter referred to as "Lessee"

WITNESSETH:

WHEREAS, the parties hereto desire to enter into an agreement to lease certain real property hereinafter described which is the property of the Lessor.

WHEREAS it is necessary and desirable to reduce to writing the covenants and agreements of the parties relative thereto.

NOW THEREFORE for and in consideration of the covenants and agreements contained herein the parties hereto agree as follows:

1. Description of Property:

The Lessor in consideration of the rent and covenants herein contained does hereby let and lease to the Lessee all that certain piece of real property (hereinafter referred to as demised premises) situated in the City of Escanaba, County of Delta, State of Michigan and more particularly described as follows to wit: See attached Schedule 1.

2. Term of Lease and Rental:

Lessee rents the above described premises for a term of thirty (30) years commencing on the 1st day of May, 2019 and terminating on the 1st day of May, 2049.

The annual rental payment during said 30-year period shall be in the amount of \$1.00. Payment is due on or before May 1 each calendar year.

3. **Use of Premises:**

The leased premises may be used solely by Lessee for the purpose of a dog park facility. Said dog park shall be operated and maintained by the City of Escanaba as a non-profit activity. Said use is subject to provisions set forth in the attached Exhibit "A".

4. **Alterations, Additions and Improvements:**

Lessor at their expense must erect a fence to control activity in the dog park. Any construction on the premises must be approved by the Lessor. Lessor will be the owner of any structural improvement made to the premises. Any changes to the premises may require Lessor to file an FAA Form 7460. Lessor must be notified of any changes to the demised premises and must approve in writing of the changes prior to the changes being made.

5. **Repairs and Maintenance:**

The Lessee shall during the term of this lease at its sole expense keep their project in operating condition and Lessee shall have the obligation of cutting the grass and maintaining the grounds including snow removal on the demised property. Lessee will be responsible for keeping the property in a visually appealing state and all waste and garbage must be removed consistently and immediately.

6. **Taxes and Assessments:**

Lessee shall have the obligation to pay any and all personal and/or property taxes assessed against the demised premises or contents.

7. **Utilities:**

Lessee shall pay all charges for electric, gas, water and other utility services required in connection with Lessee use of the demised premises.

8. **Insurance:**

Prior to occupation for said purpose and annually thereafter, Lessee shall provide copies of insurance to Lessor. Lessee shall during the term of the lease obtain and maintain at its expense the following types and amounts of insurance:

- 1) Fire and Casualty Insurance on all improvements to the demised premises.

- 2) Insurance against liability for bodily injury in a single limit amount of not less than One Million and no/100 (\$1,000,000.00) Dollars for any one accident. Said policy shall name Lessor as an additional insured.
- 3) Property Damage Insurance in a minimal amount of Fifty Thousand and no/100 (\$50,000.00) Dollars. Said policy shall name Lessor as an additional insured.

9. **Termination:**

It is understood that this lease is subject to the Lessor's need for the demised premises. If during the term of this lease, Lessor advises the Lessee in writing that it has need for the property, Lessee shall have ninety (90) days to vacate the premises.

10. **Subletting:**

The Lessee may not sublet the demised premises without the written consent of the Lessor.

11. **Liability of Lessee:**

Lessee shall be in exclusive control and possession of the demised premises and as between the parties, Lessee shall be liable for any injury or damages to any property or person on or about the demised premises or for any injury or damage to any property of the Lessee.

12. **Fire or Other Casualty:**

If all or any part of the improvements located on the leased premises are damaged or destroyed by fire or other casualty, to the extent that it shall appear unlikely under the existing conditions that such damage could be repaired within 60 days from the happening of such event, then the Lessor and the Lessee shall each have the privilege of terminating this lease as of the date of such event by furnishing written notice to the other party to that effect and upon such election the rental hereunder shall be prorated and paid or refunded as the case may be as of the date of the damage.

13. **Quiet, Enjoyment and Zoning:**

The Lessor hereby covenants that it is the sole owner of the leased premises; that it has full authority to execute this lease; that the premises are currently zoned for Lessees intended purpose on the said premises and that the Lessee upon paying said rent and performing the covenants contained in this lease shall and may quietly have hold and enjoy the leased premises during the term hereof.

Lessee is aware of the FAA regulations and authority that may affect future use of the premises.

14. Notices:

All notices to be given with respect of this lease shall be in writing. Each notice shall be sent by mail, postage prepaid and return receipt requested to the party to be notified at the address set forth herein or at such address either party may from time to time designate in writing.

15. Access to Premises:

Lessor shall have the right to enter upon the leased premises during reasonable hours for the purpose of inspecting the same.

16. Total Agreement:

This lease contains the entire agreement between the parties and cannot be changed or terminated except by a written instrument subsequently executed by the parties hereto. This lease and the terms and conditions hereof apply to and are binding on the heirs, legal representatives, successors and assigns of both parties.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands the 19th day of March, 2019.

WITNESS:

Buसानne Dubord

Lessor

By:

[Signature]

Patrick Johnson
Chairman of the Delta County Board

WITNESS:

Lessee

By:

Marc Tall
Mayor

WITNESS:

By:

City Clerk

EXHIBIT A

Conditions and Restrictive Covenants required by the FAA

Lessee agrees to abide by all conditions and restrictive covenants required by the FAA. The following covenants and agreements run with the land and must be included in any deed, lease, or other conveyance of property interests to others:

- a) Lessee expressly agrees for themselves, their successors, and assigns to not construct nor permit to stand on said premises any building, structure, poles, trees, or other object, whether natural or otherwise, of a height in excess of the Federal Aviation Regulation (FAR) Part 77 surfaces as applied to the Delta County Airport.
- b) Lessee expressly agrees for themselves, their successors, and assigns to file a notice consistent with requirements of FAR Part 77 (FAA Form 7460-1) prior to constructing any facility, structure, or other item on said premises.
- c) Lessee expressly agrees for themselves, their successors, and assigns to not hereafter use or permit or suffer use of the land described above in such a manner as to: create electrical interference with radio communication between installation upon the airport and aircraft; make it difficult for fliers to distinguish between airport lights and others; impair visibility in the vicinity of the airport; or endanger the landing, take off, or maneuvering of aircraft.
- d) Lessee expressly agrees for themselves, their successors, and assigns for the use and benefit of the public a right of flight for the passage of aircraft in the airspace above the surface of the real property herein conveyed. This public right shall include the right to cause in said airspace any noise inherent in the operation of any aircraft used for navigation or flight through the said airspace or landing at, taking off from, or operation on the Delta County Airport.
- e) Lessee expressly agrees for themselves, their successors, and assigns to not hereafter use, permit, nor suffer use of the land described above in such a manner as to create a potential for attracting birds and other wildlife that may pose a hazard to aircraft.
- f) Lessee expressly agrees for themselves, their successors, and assigns to abide by any additional conditions or restrictive covenants imposed on Lessor by the FAA.

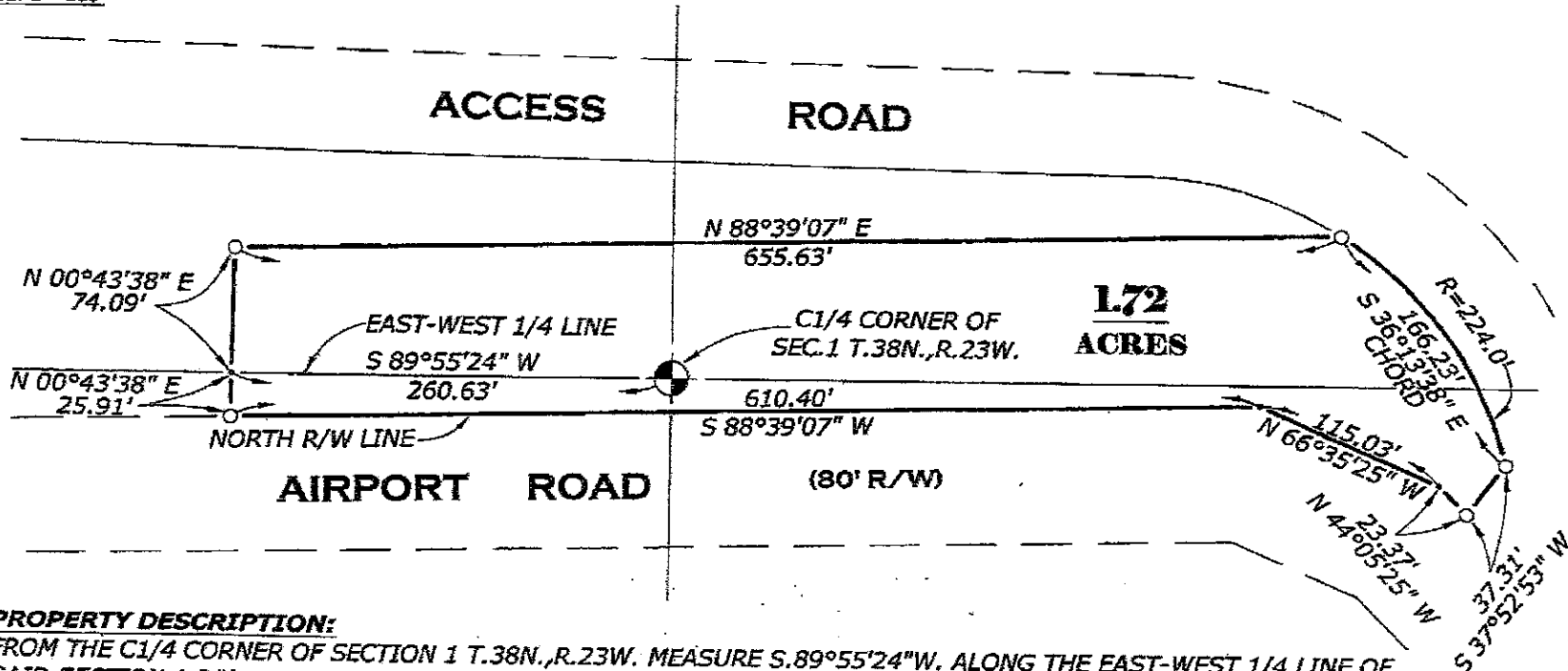
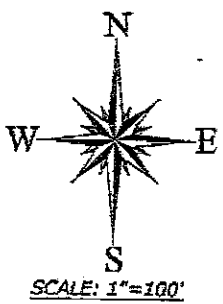
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LAP

Plat of Survey of
Part of
Section 1 T.38N., R.23W.
City of Escanaba
Delta County, Michigan



PROPERTY DESCRIPTION:

FROM THE C1/4 CORNER OF SECTION 1 T.38N., R.23W. MEASURE S.89°55'24"W. ALONG THE EAST-WEST 1/4 LINE OF SAID SECTION A DISTANCE OF 260.63 FEET TO THE POINT OF BEGINNING OF THE LAND HEREIN DESCRIBED, THENCE N.00°43'38"E. A DISTANCE OF 74.09 FEET, THENCE N.88°39'07"E. PARALLEL WITH THE NORTH RIGHT-OF-WAY LINE OF AIRPORT ROAD A DISTANCE OF 655.63 FEET TO A POINT ON A 224.0 FOOT RADIUS CURVE TO THE RIGHT, THENCE SOUTHEASTERLY ALONG SAID CURVE A CHORD BEARING OF S.36°13'38"E. A CHORD DISTANCE OF 166.23 FEET, THENCE S.37°52'53"W. A DISTANCE OF 37.31 FEET TO SAID NORTH RIGHT-OF-WAY LINE OF AIRPORT ROAD, THENCE N.44°05'25"W. A DISTANCE OF 23.37 FEET, THENCE N.66°35'25"W. A DISTANCE OF 115.03 FEET, THENCE S.88°39'07"W. ALL BEING ALONG SAID NORTH RIGHT-OF-WAY LINE A DISTANCE OF 610.40 FEET, THENCE N.00°43'38"E. A DISTANCE OF 25.91 FEET TO THE POINT OF BEGINNING. CONTAINING 1.72 ACRES.



Federal Aviation Administration
 11677 South Wayne Road
 Suite 107
 Romulus, MI 48174

FAA - Detroit Airports District Office

January 26, 2019

TO:
 Delta County Airport
 Attn: TJ Reid
 3300 Airport Road
 Escanaba, MI 49829
 tjreid@deltacountymi.org

CC:
 Prein & Newhof
 Attn: Robert Nelesen
 3355 Evergreen Drive NE
 Grand Rapids, MI 49525
 bnelesen@preinnewhof.com

RE: (See attached Table 1 for referenced case(s))
 FINAL DETERMINATION

Table 1 - Letter Referenced Case(s)

ASN	Prior ASN	Location	Latitude (NAD83)	Longitude (NAD83)	AGL (Feet)	AMSL (Feet)
2018-AGL-10542-NRA		ESCANABA,MI	45-43-04.08N	87-05-33.89W	5	622
2018-AGL-10543-NRA		ESCANABA,MI	45-43-03.94N	87-05-21.99W	5	622
2018-AGL-10544-NRA		ESCANABA,MI	45-43-02.28N	87-05-18.99W	5	622
2018-AGL-10545-NRA		ESCANABA,MI	45-43-01.99N	87-05-19.31W	5	622
2018-AGL-10546-NRA		ESCANABA,MI	45-43-02.61N	87-05-21.03W	5	622
2018-AGL-10547-NRA		ESCANABA,MI	45-43-02.51N	87-05-26.62W	5	622
2018-AGL-10548-NRA		ESCANABA,MI	45-43-02.40N	87-05-33.92W	5	622

IF FDC NOTAMS ARE REQUIRED, the following Airport Operations Contact(s) (AOC) are approved to handle FDC NOTAM coordination.

The AOC must create and/or log into their OE/AAA account and select "Search Archives". The aeronautical study number (ASN) associated with the proposed obstruction is to be entered (see FAA determination letter for ASN). The NOTAM can be extended or cancelled through the AOC's account. If the AOC is having difficulty using the tool, please contact the OE/AAA support desk at 202-580-7500 or refer to the online instructions.

Name	Email	Phone
Kelly Smith	ksmith@deltacountymi.org	(906) 786-4902

Description: Proposed 5' chainlink fence to be constructed as part of proposed ADA SARA and community dog park.

We do not object with conditions to the construction described in this proposal provided:

You comply with the requirements set forth in FAA Advisory Circular 150/5370-2, "Operational Safety on Airports During Construction."

Your proposal impacts the following National Airspace System (NAS) equipment:

The Obstacles, at these 2 points in the case study, both penetrates RWY 18 (x19) Initial Climb Area (ICA) 19.81 and 19.07 feet respectively and qualifies as low, close-in penetration with climb gradient termination altitude 200 feet or less above DER, requiring TAKE-OFF MINIMUM AND (OBSTACLE) DEPARTURE PROCEDURES, NOTE: RWY 19, OTHER - Miscellaneous 400 and 430 feet from departure end of runway, 471 and 494 feet RIGHT of centerline, 5 AGL / 622 AMSL, NEH 603 AMSL. FDC NOTAMS ARE REQUIRED. All requests for FDC NOTAM action must be made utilizing the users OE/AAA account. The Sponsor (or Sponsor's representative) is to log into their OE/AAA account and go to "Search Archives". The aeronautical study number (ASN) associated with the proposed obstruction is to be entered (see FAA determination letter for ASN). If the Sponsor (or Sponsor's representative) is having difficulty using the tool, please contact the OE/AAA support desk at 202-580-7500 or refer to the online instructions. Request must be initiated a minimum of 5 business days prior to conducting operations/construction to allow for processing and issuance of NOTAMS. The Sponsor (or Sponsor's representative) is responsible to verify NOTAMS are active prior to beginning operations.

The Airport sponsor shall notify the FAA's Air Traffic Organization (ATO) Planning and Requirements (P&R) Service Area office a minimum of 45 days prior to the "physical construction start date" for this project. Submit FAA Form entitled Airport Sponsor Strategic Event Submission Form including all date, time and/or duration changes via email to 9-AJV-SEC- CSA@faa.gov.

You comply with Chapters 3, 4, 5, 8, 10, 12 of Advisory Circular 70/7460-1L, Obstruction Marking and Lighting.

A separate notice to the FAA is required for any construction equipment, such as temporary cranes, whose working limits would exceed the height and lateral dimensions of your proposal.

This determination does not constitute FAA approval or disapproval of the physical development involved in the proposal. It is a determination with respect to the safe and efficient use of navigable airspace by aircraft and with respect to the safety of persons and property on the ground.

In making this determination, the FAA has considered matters such as the effects the proposal would have on existing or planned traffic patterns of neighboring airports, the effects it would have on the existing airspace structure and projected programs of the FAA, the effects it would have on the safety of persons and property on the ground, and the effects that existing or proposed manmade objects (on file with the FAA), and known natural objects within the affected area would have on the airport proposal.

This determination expires on July 26, 2020 unless:

(a) extended, revised or terminated by the issuing office.

(b) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for the completion of construction, or the date the FCC denies the application.

NOTE: Request for extension of the effective period of this determination must be obtained at least 15 days prior to expiration date specified in this letter.

If you have any questions concerning this determination contact Mary Jagiello (734) 229-2956
mary.jagiello@faa.gov. On any future correspondence concerning this matter, please refer to Aeronautical
Study Number 2018-AGL-10542-NRA.

Mary Jagiello

ADO

Signature Control No: 388350450-394374280

CITY OF ESCANABA DOG PARK

Hours: Dawn to Dusk

Half-Acre available for small dogs (17" or less at shoulder)

One Acre available for large dogs (17" or more at shoulder)

RULES

- *Off-leash in dog park and on-leash everywhere else.
- *All dogs shall wear visible licenses and dog name identification with contact number.
- *All dogs must be legally licensed and vaccinated.
- *Dog owner must be able to handle all dogs they bring into the dog park designated area.
- *Children must be under strict supervision at all times.
- *Dogs in heat are prohibited from entering the park.
- *Dogs with known history of dangerous behavior are prohibited.
- *Dog owners are responsible for their dog's behavior.
- *No food and/or treats allowed inside the off-leashed area.
- *Immediately leash and remove a problem dog (aggression, mounting, etc.).
- *Dog owner must remain inside with the leash, within view and voice control of their dog at all times.
- *Dogs must not be left unattended.
- *Park users and dog owners assume all risks. Owners are legally responsible for their dogs and injuries caused by them.
- *All dog owners are responsible for immediately cleaning up and properly disposing of dog feces. Take a dog bag if you need one and/or leave a dog bag if you have one (recycled plastic bags).
- *No dog toys allowed.
- *Dog owners must repair and/or fill holes created by their dog.
- *Professional dog trainers shall not use the park to conduct their business.
- *No smoking, food or alcohol is allowed at the dog park.
- *Dog owners failing to comply with posted rules will be asked to leave indefinitely.

Contact Information

Recreation Department (906) 786-4141

Police (906) 786-5911

Special Thanks

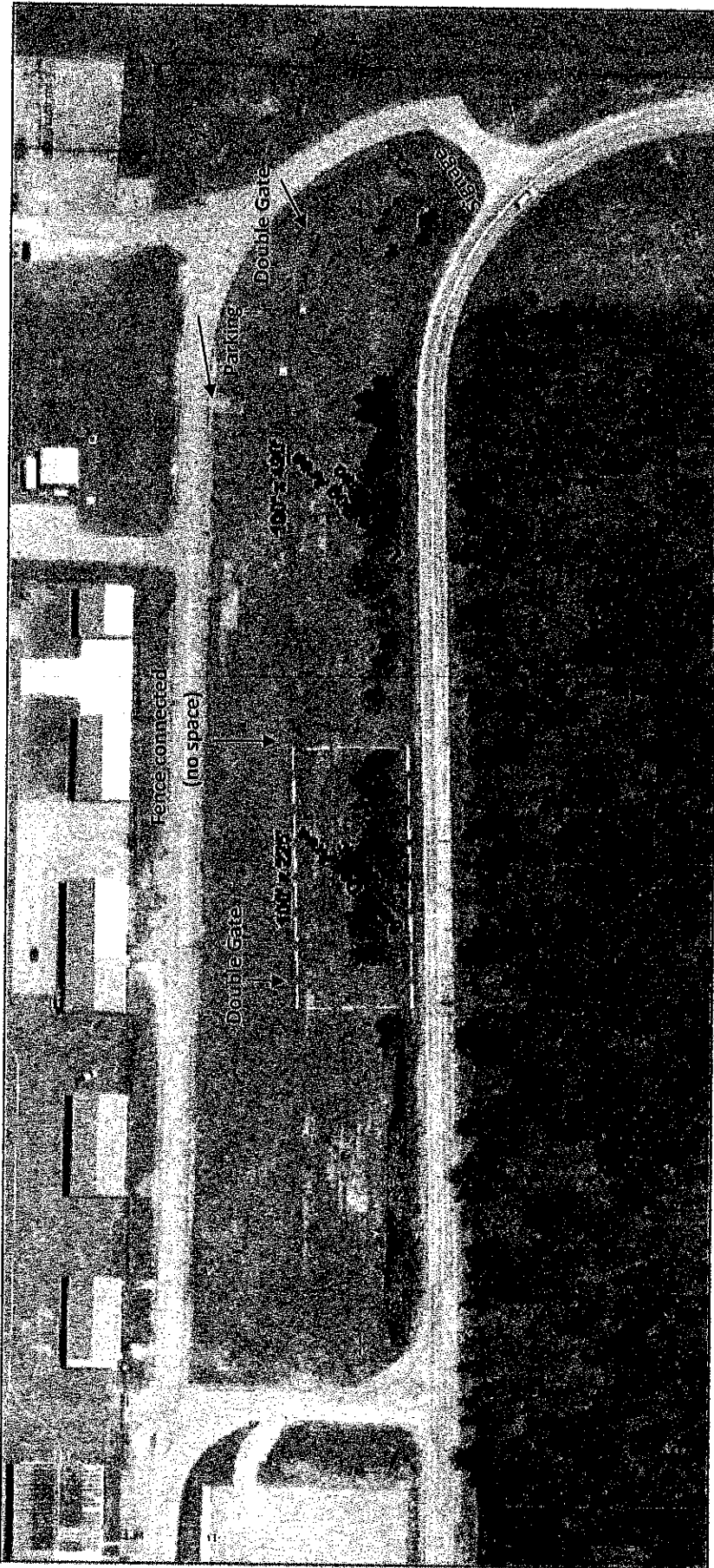
Delta County

City of Escanaba

Prosperous Placemaking

Delta Fence

Citizens of Escanaba and surrounding area



RESOLUTION NO. 19-09

**CITY COUNCIL AUTHORIZING RESOLUTION
FOR SUBMISSION OF CDBG APPLICATION**

WHEREAS, the City of Escanaba has been invited by the MEDC to submit an application for Community Development Block Grant funds for a building rehabilitation project to improve, restore and historically rehabilitate a significant building in the city's traditional downtown into commercial and residential uses.

WHEREAS, the City Council adopts the Community Development Plan and certifies the proposed project is consistent with the City of Escanaba's community development plan as described in the Application.

WHEREAS, the proposed project will clearly eliminate objectively determinable signs of blight and will be strictly limited to eliminating specific instances of blight (spot blight).

WHEREAS, no project costs (CDBG and non-CDBG) will be incurred prior to a formal loan award, completion of the environmental review procedures and formal, written authorization to incur costs has been provided by the designated CDBG Project Manager.

NOW THEREFORE BE IT RESOLVED, the Escanaba City Council authorizes the submission of a Michigan CDBG application in the amount of up to \$1,680,200, which includes a combination of CDBG grant funds and CDBG loan funds for elimination of blight through historic preservation at 1601 Ludington Street with additional funding provided by the developer and CDBG funding of \$30,000 to procure a Certified Grant Administrator.

BE IT FURTHER RESOLVED, the City Manager, Patrick Jordan be authorized to sign the Application and all attachments.

BE IT FURTHER RESOLVED, Patrick Jordan, City Manager, be authorized to sign the Grant Agreement and all amendments.

AND BE IT FURTHER RESOLVED, Patrick Jordan, City Manager, Marc D. Tall, Mayor, or the designated Mayor Pro-Tem be authorized to sign Payment Requests.

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

Ayes:

Nays:

RESOLUTION DECLARED ADOPTED."

CDBG GRANT APPLICATION – BUILDING REHABILITATION

Use tab key to advance through document. Complete Application in entirety and associated Attachments A-G and submit via email to Program Specialist.

UNIT OF GENERAL LOCAL GOVERNMENT (UGLG) IDENTIFICATION SUMMARY

IDENTIFICATION OF UGLG			FUNDING SOURCES (if multiple properties, include all)	
Unit of General Local Government (UGLG)	City of Escanaba		CDBG Grant Project costs	\$995,200
Chief Elected Official Name and Title	Marc D. Tall Mayor		CDBG- CGA	\$ 30,000
Chief Elected Official Phone and Email	Ph. 906-786-9402	Fax. 906.786.4755	CLP/RLF	\$ 500,000
	mtall@escanaba.org		UGLG	\$
Street/PO Box	PO Box 948		Private	\$ 846,225
City	Escanaba		TOTAL	\$2,371,425
County	Delta		ADDITIONAL INFORMATION	
State/Zip	MI 49829		For Job Creation: # of FTEs Must not exceed \$35,000 per FTE 0	
UGLG Fiscal Year	July 1- June 30		UGLG SAM # 46XZ8 www.sam.gov	
UGLG Project Contact (PC) Name and Title	Blaine R. DeGrave Planning and Zoning Administrator		UGLG DUNS # 086183043 http://www.dnb.com/duns-number.html	
UGLG PC Phone and Email	Ph. 906-786-9402	Fax. 906.786.4755	UGLG Fiscal Year July 1 to June 30	
	bdegrave@escanaba.org		UGLG Federal ID # 38-6004679 Census Tract # for Project: 9710	
Street/PO Box	PO Box 948			
City	Escanaba			
County	Delta			
State/Zip	MI 49829			

STATE GOVERNMENT REPRESENTATION			
Senator Name	Ed McBroom	Senate District	38
Representative Name	Beau LaFave	House District	109

FEDERAL GOVERNMENT REPRESENTATION			
Representative Name	Jack Bergman	Congressional District	1

UGLG CAPACITY AND CONFLICT OF INTEREST													
Identify the Certified Grant Administrator(s) (CGAs) who will be utilized in administering the proposed project. <input type="checkbox"/> NA, consultant not yet known <input type="checkbox"/> NA, consultant not anticipated <input checked="" type="checkbox"/> Consultant has been identified, see next field:													
Name and Title Address, State, Zip Phone Email	Peter VanSteen, Transportation Planner (CUPPAD) 2950 College Avenue, Escanaba, MI 49829 906-786-9234 pvansteen@cuppad.org												
Has the UGLG received CDBG grants or loans in the past 5 years and/or have any open CDBG grants or loans, including grants or loans provided by MSF, MEDC and MSHDA? If yes, please identify the associated projects and describe all, if any, findings regarding those projects: Escanaba Market Place 2015- no findings Façade Improvement 2015- no findings Urgent Need 2014- no findings	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA												
Does the UGLG have any outstanding CDBG grants or loans that have not been drawn down? If yes, describe:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA												
Will local officials and staff be a party to any contract involving the procurement of goods and services assisted with CDBG funds? If yes, describe:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA												
Will any person who is an employee, agent, consultant, officer, elected or appointed official of the UGLG obtain a financial interest or benefit from a CDBG assisted activity or have an interest in any contract, subcontract or agreement with respect thereto, or in the proceeds hereunder, either for themselves or for those with whom they have family or business ties, during their tenure or for one year thereafter? If yes, describe:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA												
Indicate whether the UGLG has a contractual relationship with any of the following entities: <table style="width: 100%; margin-top: 10px;"> <tr> <td><input type="checkbox"/> Gentilozzi Real Estate</td> <td><input type="checkbox"/> Michigan Economic Development Corporation</td> </tr> <tr> <td><input type="checkbox"/> Farm Bureau</td> <td><input type="checkbox"/> Michigan Department of Talent and Economic Development</td> </tr> <tr> <td><input type="checkbox"/> Fifth Third Bank</td> <td><input type="checkbox"/> Michigan Department of Treasury</td> </tr> <tr> <td><input type="checkbox"/> JM Longyear</td> <td><input type="checkbox"/> Springfield Commercial Roofing</td> </tr> <tr> <td></td> <td><input type="checkbox"/> Trustcott Rossman</td> </tr> <tr> <td></td> <td><input type="checkbox"/> Taft Stettinius & Hollister LLP</td> </tr> </table> If yes to any of the above, describe the nature of relationship:		<input type="checkbox"/> Gentilozzi Real Estate	<input type="checkbox"/> Michigan Economic Development Corporation	<input type="checkbox"/> Farm Bureau	<input type="checkbox"/> Michigan Department of Talent and Economic Development	<input type="checkbox"/> Fifth Third Bank	<input type="checkbox"/> Michigan Department of Treasury	<input type="checkbox"/> JM Longyear	<input type="checkbox"/> Springfield Commercial Roofing		<input type="checkbox"/> Trustcott Rossman		<input type="checkbox"/> Taft Stettinius & Hollister LLP
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<input type="checkbox"/> JM Longyear	<input type="checkbox"/> Springfield Commercial Roofing												
	<input type="checkbox"/> Trustcott Rossman												
	<input type="checkbox"/> Taft Stettinius & Hollister LLP												

The **UGLG** agrees to adhere to HUD, CDBG and MEDC rules, regulations and the Grant Administration Manual (GAM) policies, procedures and reporting requirements. In agreeing to this, the UGLG will ensure that all entities involved in completing the proposed project will also adhere to associated rules and regulations during grant administration

Signature _____

Patrick Jordan, City Manager

_____ Date

PROJECT OVERVIEW

Review the following eligibility criteria and complete the Eligibility Section, below.

Funding Initiative

Applies to projects that include interior building rehabilitation activities only, or both interior and exterior renovations.

Activity

Eligible activities include blight elimination, building rehabilitation, building stabilization and historic preservation of a currently owned building, or for the acquisition of a pre-selected building intended for project activities.

National Objective

Building Rehabilitation projects are intended to eliminate blight, result in jobs created, or assist limited clientele for **Low to Moderate Income persons (LMI)**. In non-LMI communities blight elimination, job creation and aiding limited clientele may still be achieved.

Match Requirement

- 50 percent of proposed project costs

Priority

Funding priority is given to projects when:

- Rehabilitation of vacant, deteriorated and abandoned buildings which are considered to be blighted and detrimental to public health and safety;
- Projects with the highest percentage of private matching funds;
- The leverage ratio of all other private and public funds to Community Development Block Grants (CDBG) is greater than 1:1.

ELIGIBILITY

Building Rehabilitation projects are qualified based on blight elimination OR job creation for low- and moderate-income persons (LMI).

To qualify, the UGLG will be identified in the Low/Mod Income Community Customers and Project Areas list. If the UGLG is not already on the list, they may engage in a formal process to be added.

Please complete the field below.

UGLG Population	12,413
UGLG Low/Mod Percentage	69.91 % (Local Community Survey Certification 4/27/2015)

Yes, UGLG is on the Low/Mod Income Community Customers and Project Areas List

Briefly describe how the Building Rehabilitation Project will meet the national objective to eliminate blight or create jobs for LMI persons, and how low- to moderate-income persons (LMI) within the project area will benefit from this project. Include the history of the project, current barriers experienced by the population and how the project will address these issues.

The project is qualified on the basis of *Blight Elimination*. The building is in violation of the Escanaba property maintenance code is considered a public nuisance. The elevator has not been inspected or certified for compliance with required standards. The operable windows on the first level are inaccessible since they are closed in by drywall from the interior. The first floor exits on the north and south ends are 135 feet apart; code specifies the corridor exits shall not exceed 35 feet where no automatic sprinkler is present. Building renovations will correct the deficiencies noted so the building is in compliance with the city property maintenance code.

Describe the UGLG’s overall downtown plan and how this project is consistent with that plan.

Please indicate whether this is a formally adopted plan.

The Escanaba Downtown Development Authority’s adopted *Vision Plan 2020* addresses the overall strategy for Escanaba’s downtown. The Plan provides a recommended direction for downtown Escanaba: to be revitalized with a mix of commercial and residential uses which will provide for increased job opportunities and enhance the quality of life in the community. *Vision Plan 2020* includes the following objectives:

enhance conditions that will allow higher density residential developments, implement measures to increase mixed-used developments, and redevelop and reuse building space. The reinvestment of properties is encouraged through the use of federal, state and local programs. The Plan encourages the creation of a redevelopment plan utilizing incentives to maintain and restore historic buildings for retail and commercial uses. This project is consistent with and addresses the elements contained in *Vision Plan 2020*.

Refer to the [Funding Guide for Community Development Block Grants \(CDBG\)](#) for additional information.

PROJECT DESCRIPTION			
<p>Please provide details in the fields below for the proposed Building Rehabilitation project, and check applicable activities pertinent to the proposed project.</p>			
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>Procurement and Contracting, Chapter 4 of GAM</p> <p><input checked="" type="checkbox"/> N/A Developer will be responsible for procurement/contracting</p> <p><input type="checkbox"/> Procurement of contractors</p> <p><input type="checkbox"/> Work to be done by owner</p> <p><input type="checkbox"/> Work to be done by sole proprietor contractor</p> <p>Anticipated Environmental Review, Chapter 5 of GAM</p> <p><input type="checkbox"/> Exempt</p> <p><input type="checkbox"/> Categorical Exclusion Not Subject To (CENST)</p> <p><input type="checkbox"/> Categorical Exclusion Subject To (CEST)</p> <p><input checked="" type="checkbox"/> Environmental Assessment</p> </td> <td style="width: 50%; vertical-align: top;"> <p>Property Disposition, Chapter 6 of GAM</p> <p><input type="checkbox"/> N/A</p> <p><input checked="" type="checkbox"/> Acquisition of building</p> <p><input type="checkbox"/> Acquisition of property</p> <p><input type="checkbox"/> Currently has land contract</p> <p><input type="checkbox"/> Currently has lease</p> <p><input type="checkbox"/> Lease attached</p> <p><input type="checkbox"/> Lease to be submitted</p> <p><input type="checkbox"/> Purchase Agreement required</p> <p><input type="checkbox"/> Relocation required</p> </td> </tr> </table>		<p>Procurement and Contracting, Chapter 4 of GAM</p> <p><input checked="" type="checkbox"/> N/A Developer will be responsible for procurement/contracting</p> <p><input type="checkbox"/> Procurement of contractors</p> <p><input type="checkbox"/> Work to be done by owner</p> <p><input type="checkbox"/> Work to be done by sole proprietor contractor</p> <p>Anticipated Environmental Review, Chapter 5 of GAM</p> <p><input type="checkbox"/> Exempt</p> <p><input type="checkbox"/> Categorical Exclusion Not Subject To (CENST)</p> <p><input type="checkbox"/> Categorical Exclusion Subject To (CEST)</p> <p><input checked="" type="checkbox"/> Environmental Assessment</p>	<p>Property Disposition, Chapter 6 of GAM</p> <p><input type="checkbox"/> N/A</p> <p><input checked="" type="checkbox"/> Acquisition of building</p> <p><input type="checkbox"/> Acquisition of property</p> <p><input type="checkbox"/> Currently has land contract</p> <p><input type="checkbox"/> Currently has lease</p> <p><input type="checkbox"/> Lease attached</p> <p><input type="checkbox"/> Lease to be submitted</p> <p><input type="checkbox"/> Purchase Agreement required</p> <p><input type="checkbox"/> Relocation required</p>
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1	<p>Provide the scope of work and phases of the project from start to finish. Scope of work refers to the milestones and required activities to complete the project.</p> <p>Architectural and Engineering</p> <p>Environmental Studies/Testing</p> <p>Building Acquisition</p> <p>Construction commence- exterior improvements</p> <p>Construction commence- interior improvements</p> <p>Construction completed- exterior and interior improvements</p>		
2	<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>Describe the project activities in terms of what is considered CDBG activities and non-CDBG activities.</p> <p><u>CDBG activities</u></p> <p>Construction- interior & exterior</p> <p>CDBG Grant Administration</p> <p>Demolition</p> <p>Abatement</p> </td> <td style="width: 50%; vertical-align: top;"> <p><u>non-CDBG activities</u></p> <p>Building acquisition</p> <p>Architectural & Engineering</p> <p>Environmental Testing</p> <p>Survey</p> </td> </tr> </table>	<p>Describe the project activities in terms of what is considered CDBG activities and non-CDBG activities.</p> <p><u>CDBG activities</u></p> <p>Construction- interior & exterior</p> <p>CDBG Grant Administration</p> <p>Demolition</p> <p>Abatement</p>	<p><u>non-CDBG activities</u></p> <p>Building acquisition</p> <p>Architectural & Engineering</p> <p>Environmental Testing</p> <p>Survey</p>
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3	<p>Briefly describe the location and street or geographic boundaries of the project. Please include the <u>street address</u> and property ownership type (i.e. UGLG property, other public property, private property) where all project activities would occur.</p> <p>1601 Ludington Street, Escanaba, MI; private property</p> <p>Please indicate the building type (commercial or residential) and include number of units, if applicable.</p> <p>Mix use- commercial and residential; at project completion there will be 9 residential units</p> <p>Has the CDBG Environmental Review started?</p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If not, what is the anticipated completion date?</p>		

4	<p>Please check all that apply as it pertains to the Historic status of the property(s) involved. Is the property? (check all that apply):</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Listed in the National Register of Historic Properties <input type="checkbox"/> Potentially eligible to be listed in the National Register of Historic Properties <input type="checkbox"/> Listed in a state or local inventory of historic places <input type="checkbox"/> Designated as a state or local landmark or historic district <input type="checkbox"/> None of the above <p>Comments: SHPO has indicated proposed work activities will have no adverse effect on the Escanaba Central Historic District</p>
5	<p>List and describe the status of any local, state and federal permits required for implementation of the proposed project. County Building permit, State mechanical, plumbing, electrical permit, local zoning compliance permit</p>
6	<p>Will the project result in the demolition or conversion of residential dwelling units, both occupied and vacant? If Yes, explain</p> <p>PLEASE NOTE: In the event of demolition there is a one-for-one housing replacement requirement that may be triggered by the loss of qualified owner-occupied housing as well as rental housing. Refer to <u>Chapter 7 of the GAM</u> for more information.</p> <p style="text-align: right;"><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA</p>
7	<p>Will the project result in special fees (i.e., tap in / hookup fees, special assessments)? Refer to <u>Chapter 11 of the GAM</u> for more information. If Yes, explain:</p> <p style="text-align: right;"><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA</p>
8	<p>Are there acquisitions, leases, easements, or property option/purchase agreements necessary to complete the project activities? Refer to <u>Chapter 6 of the GAM</u> for more information.</p> <p style="text-align: center;">Please include detailed information in Attachment A Exhibit III.</p> <p>PLEASE NOTE: Costs for acquiring real property, to be partially or fully funded with CDBG monies, may be included in the project budget and may be incurred with written authorization from the MSF once the environmental review and Uniform Act requirements have been completed and the Grant Agreement has been executed by all parties. If acquisition costs have been incurred prior to Grant Agreement, please contact your local Community Assistance Team member for assistance.</p> <p style="text-align: right;"><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA</p>
9	<p>Will there be any temporary or permanent relocation of businesses, non-profit organizations, homeowners, or tenants needed to complete the project? Refer to <u>Chapter 7 of the GAM</u> for more information.</p> <p style="text-align: center;">Please include detailed information in Attachment A, Exhibit IV.</p> <p style="text-align: right;"><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA</p>
10	<p>Describe the status of any engineering plans or specifications. Refer to <u>Chapter 4 of the GAM</u> for more information.</p> <p style="text-align: center;">Please include detailed information in Attachment A Exhibit V.</p> <p>PLEASE NOTE: Costs for engineering and/or architectural plans to be funded with non-CDBG funds may be incurred at the UGLG's own risk with written authorization from the CDBG Staff and may be included in the project budget as match. Costs for engineering and/or architectural plans to be funded with CDBG funds may be incurred with written authorization from the CDBG Staff.</p> <p>If engineering or architectural contracts have been signed, please contact your local Community Assistance Team member for assistance.</p> <p style="text-align: right;"><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA</p>

PROJECT BUDGET

**Complete the Project Budget and Schedule and provide associated supporting documentation to identify all funding sources and all project activities. Please list the specific source and dollar amount of any local, state, or other federal funding for this project including grants and/or loans.
Tax incentives should NOT be included on the main project budget.**

Budget, Chapter 8 of GAM

- Project Budget
- Machinery, Equipment and/or Inventory List Of Uses And Installation
- Other funding sources in project

Section 3 (Employment and Contracting Opportunities), Chapter 4 of GAM

- N/A
- CDBG Grant request is over \$200k:
 - Contracts and Subcontracts exceed \$100k, Section 3 does apply
 - Contracts and Subcontracts are under \$100k, Section 3 does not apply

Business

- New business - no current staff
- New business location – no current staff
- New business location – staff transferring from another location
- Seasonal Employer
- Open year round
- Open year round but hires additional staff in the:
 - Spring Summer
 - Fall Winter

Job Activities

- N/A
- Constructions activities for building built 1978 or prior
- Construction activities with residential or common areas
- Construction activities (ex: use of hammer and shovels, equipment installation, any digging, etc.)
- Electrical
- Plumbing
- Change in building footprint
- Equipment installation will require major construction
- Equipment installation will require minor construction
- Equipment is plug and play only
- Davis Bacon required – construction contract over \$2,000
- Davis Bacon required – installation cost is more than 20% of equipment cost

Provide an overall project schedule that includes the anticipated start and completion dates. Refer to Chapter 5 of GAM for additional information on when project costs can be incurred.

ACTIVITIES	START DATE	END DATE
Engineering and/or Design	12/12/2018	4/3/2020
Property Acquisition	9/16/2019	10/30/2019
Bidding	9/16/2019	10/30/2019
CDBG-funded Activities	9/16/2019	9/16/2020
UGLG-funded Activities	NA	NA
Other-funded Activities	9/16/2019	9/16/2020
Relocation Assistance	NA	NA

PLEASE NOTE: Costs for preparing independent cost estimates may be incurred at the UGLG's own risk without written authorization but may not be included in the project budget as match.

Provide a bullet list of all funding sources (i.e., DDA, Water & Sewer Fund, General Fund, Private Donation) and the dollar amount of any local, state, or other federal funding associated with this project including grants and/or loans. **Tax incentives should NOT be included on the project budget but should be listed here.

- **Owner's Equity**
- **Permanent Loan**
- **CDBG Revolving Loan Fund (Northern Initiatives)**
- **Federal Historic Tax Credit**
- **Deferred Developer Fee**
- **CDBG (Michigan Strategic Fund)**

Additionally, identify any program income from previously awarded CDBG grants that the UGLG has available. This will not count as match towards project costs.

None

AUTHORIZED UGLG OFFICIAL

Name and Title	Patrick Jordan, City Manager
Signature	
Date	

Include Cover Sheets between Exhibits for Accessibility	
Attachment A, Exhibits I – VI	Include in 'Attachment A' as <u>Exhibit I</u> , a detailed map showing that all project activities are located within; a traditional downtown, traditional commercial center, or the DDA or similar district. Precise project location(s), including location map(s).
	Include in 'Attachment A' as <u>Exhibit II</u> , provide the square footage of public space being improved or reactivated. Include photographs, plans, drawings, renderings and other applicable maps.
	Include in 'Attachment A' as <u>Exhibit III</u> , the anticipated seller, buyer, property description/location and cost, along with any other pertinent information, if applicable. Include <u>Title Evidence</u> for property owner verification.
	Include in 'Attachment A' as <u>Exhibit IV</u> , the address and names of anticipated displaced parties, type of displacement (residential or business) and whether the parties are owners and/or tenants, if applicable.
	Include in 'Attachment A' as <u>Exhibit V</u> , architectural renderings or pictures in color illustrating what the project will look like after project completion.
	Include in 'Attachment A' as <u>Exhibit VI</u> , a blight letter for the property(s) involved in this proposed project, if applicable.
Include Cover Sheets between Exhibits for Accessibility	
Attachment B, Exhibits I - V	Include in 'Attachment B' as <u>Exhibit I</u> , Project Budget Sheet.
	Include in 'Attachment B' as <u>Exhibit II</u> , three (3) cost estimates OR one (1) independent 3 rd Part quote for general contracting services.
	Include in 'Attachment B' as <u>Exhibit III</u> , one (1) cost estimate for sole proprietor contractors.
	Include in 'Attachment B' as <u>Exhibit IV</u> , an appraisal for CDBG-funded acquisitions, if applicable.
	Include in 'Attachment B' as <u>Exhibit V</u> , machinery equipment inventory list, if applicable.

ATTACHMENT A

Please check the boxes below where attachments or additional information will be found, or whether the requested exhibit is not applicable. Include cover sheets between each exhibit for accessibility.

- | | | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------|-----|-------------------------------------|-------------------------------------|
| Exhibit I – A detailed map where project activities will occur | | <input checked="" type="checkbox"/> | |
| Exhibit II – Photos, plans, drawings or renderings showcasing square footage of space | | <input checked="" type="checkbox"/> | |
| Exhibit III – Include details pertaining to leases, purchases or other property transactions;
Include Title Evidence for property owner verification | | <input checked="" type="checkbox"/> | |
| Exhibit IV – Addresses and names of displaced parties | N/A | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Exhibit V – Architectural renderings/pictures, in color, of proposed project | | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| Exhibit VI – Include A Blight Letter, if applicable | N/A | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

ATTACHMENT A, EXHIBIT IV

RELOCATION OF PROPERTIES

Temporary or Permanent

Check if Not Applicable

<p>COMPLETE ONE FOR EACH PROPERTY (signature building, façade, infrastructure, blight)</p>	
<p>Property Address 1601 Ludington Street</p>	
<p><u>Verifiable Owner</u>, should be able to provide Title Evidence (deed for the property)</p>	
<p>Future Ownership, if applicable</p>	
<p>Describe the project to be completed at this property.</p>	
<p>Please provide background on business locating or will be locating at that property.</p>	
<p>Describe the specific work activities to be completed with CDBG funds <u>and</u> match funds (use bullet points).</p>	
<p>Describe all acquisitions, leases, easements, and property option/purchase agreements needed to complete the project activities at this property location. Please identify all parties involved and any estimated costs associated with these activities. PLEASE NOTE: Incurring costs; including CDBG, local, and private costs prior to authorization and/or completion of the environmental review could jeopardize the proposed CDBG funding.</p>	
<p>Check all statements that apply regarding occupancy:</p> <p><input type="checkbox"/> The property does not have occupants (tenants, property owners, etc.). Therefore, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 <u>will not apply</u>.</p> <p><input type="checkbox"/> The property does have occupants (tenants, property owners, etc.) and the occupants will be temporarily displaced. Identify and provide information on property owners, tenants, or businesses impacted, below.</p> <p><input type="checkbox"/> The property does have occupants (tenants, property owners, etc.) and the occupants will be permanently displaced. Identify and provide information on property owners, tenants, or businesses impacted, below.</p>	
<p>1. <input type="checkbox"/> Property Owner <input type="checkbox"/> Tenant <input type="checkbox"/> Residential <input type="checkbox"/> Business</p> <p>Name</p> <p>Address</p> <p>Phone Number</p> <p>Email Address</p>	
<p>What is the square footage of all private space being improved or reactivated?</p>	
<p>What is the current Taxable Value of the property?</p>	
<p>Have CDBG funds been used at this property and/or business address in the past? If yes, describe:</p>	
<p><input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA</p>	

Describe the source of the private funding and the status of any necessary approvals for financing.	
Will the project relocate jobs from one labor market area to another? If yes, describe:	<input type="checkbox"/> Yes <input type="checkbox"/> No
2. <input type="checkbox"/> Property Owner <input type="checkbox"/> Tenant <input type="checkbox"/> Residential <input type="checkbox"/> Business Name Address Phone Number Email Address	
What is the square footage of all private space being improved or reactivated?	
What is the current Taxable Value of the property?	
Have CDBG funds been used at this property and/or business address in the past? If yes, describe:	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
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What is the square footage of all private space being improved or reactivated?	
What is the current Taxable Value of the property?	
Have CDBG funds been used at this property and/or business address in the past? If yes, describe:	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
Describe the source of the private funding and the status of any necessary approvals for financing.	
Will the project relocate jobs from one labor market area to another? If yes, describe:	<input type="checkbox"/> Yes <input type="checkbox"/> No

ATTACHMENT B

Please check the boxes below where attachments or additional information will be found, or whether the requested exhibit is not applicable. Include cover sheets between each exhibit for accessibility.

- Exhibit I – Project Budget
- Exhibit II – Three (3) Cost Estimates OR Independent 3rd Party Quote
- Exhibit III – One (1) Cost Estimate N/A
- Exhibit IV – CDBG-funded Acquisition Appraisal, if applicable N/A
- Exhibit V – Machinery and Equipment Inventory List, if applicable N/A

*Speak with Program Specialist if completing an Inventory List

ATTACHMENT B EXHIBIT I

PROJECT BUDGET

Date: 03/5/2019	Building Rehabilitation	Community:	City of Escanaba		
Applicant:	City of Escanaba				
Project Title:	The Flats on Ludington				
Program Initiative:	Blight Elimination through Historic Preservation				
	Project Funding Sources (identify all funding sources)				
Pre-Award/Exempt Costs	CDBG	Local	Private & RLF	Other	TOTAL
Certified Grant Administration	30,000				\$
Architectural & Engineering			72,239		\$
Environmental Review					\$
Lead & Asbestos Assessments			2,600		\$
Survey			1,200		\$
					\$
					\$
					\$
Project Costs					
Acquisition			235,000		\$
Construction	972,080		779,500		\$
Demolition	14,620		19,780		\$
Lead/Asbestos Abatement	8,500		11,500		\$
Soft Costs			224,406		\$
					\$
					\$
					\$
					\$
Total	\$	\$	\$	\$	\$
Percentage Breakdown					
EXEMPT COST TOTAL	\$30,000	\$	\$76,039	\$	\$106,039
PROJECT COST TOTAL	\$995,200	\$	\$1,270,186	\$	\$2,265,386
GRANT TOTAL	\$1,025,200	\$	\$1,346,225	\$	\$2,371,425

Pre-Award/Exempt Costs

Certified Grant Administrator
Architectural & Engineering
Environmental Review
Lead/Asbestos Assessment

Project Costs

Acquisition
Construction
Demolition
Lead/Asbestos Abatement

ATTACHMENT C

COMMUNITY DEVELOPMENT PLAN

All UGLGs applying for funds under the CDBG Program are required to identify their community development and housing needs in accordance with the provisions set forth in Title 1 of the federal Housing and Community Development Act of 1974, as amended.

To comply with requirements outlined in federal legislation, it is not necessary for an UGLG to prepare an elaborate community development plan. It is expected that most UGLGs can satisfy this requirement in a 2-3-page narrative summary plan adopted by their governing body.

Include one of the following with Attachment C

- Community Development Plan which includes the 5 major elements below **OR**;
- Summary of the following from UGLG adopted plan:

1	<p>Provide a statement assessing the needs and problems of the UGLG, including the needs of low- and moderate-income persons. The assessment must address both overall community development and housing needs regardless of the category under which funding is requested.</p> <p>The City of Escanaba is located along the north side of Lake Michigan on the western shore of Little Bay de Noc. Bounded by the bay to the east, Wells Township to the north and west and Ford River Township to the south, Escanaba serves as both the county seat and the largest community in Delta County. Escanaba covers roughly twelve square miles of land area within the city limits. It is the regional service and shopping center for the south-central residents of the Upper Peninsula. Recent population estimates (2014) peg the population of the city at 12,529.</p> <p>Escanaba has historically relied on the natural resource industries of wood and iron ore mining. These activities have diminished somewhat over the past decades, creating demand for new economic activities to support Escanaba. The transition from a primarily industrial economy to one centered more in service and manufacturing will continue. Currently the city's economy is primarily centered around education, health, and social services and manufacturing operations. The combined service and manufacturing industries employ nearly a third of the working population. The county's unemployment rate of 6.4% compares unfavorably with the state rate of 5.4% and the national unemployment rate of 5.3%. Commercial development in the city is located along the US2/41/M-35 corridor, with the downtown experiencing a decline in activity.</p> <p>Relevant community needs, and concerns are:</p> <ul style="list-style-type: none"> • Undeveloped property exists along the "North Shore" that could facilitate residential or mixed use development. Unique issues impede development of the area. It is beneficial to encourage infill development and use of existing site for residential development as need by a slow growing population. • The population of the city is aging and as such there will be increasing needs and demands of the older population. As the community ages, an increased demand for senior housing and entertainment facilities will emerge. • Reliance on only a few industries to support the community has proven to be challenging to the community. • The majority of the housing units (64% are detached single-family homes. Many of the remaining housing units (27%) are multi-family. A priority of the city is to provide diverse and affordable housing options within the city. • About 86% of the housing units are 50 years of age or older. Maintaining the aging housing stock is essential to the community's safety, beautification and growth. • The majority (61%) of the homes are owner occupied, a trend found throughout the majority of the traditional neighborhoods in south Escanaba. Owner occupancy is a good representation of the resident's investment and connection with the community. • About 39% of the housing units in the city are renter-occupied, a percentage that has increased by 6 percentage points since 2000. Rental housing neighborhoods are often associated with lesser quality homes and blight related problems. • The number of people living in a household, as well as the age and relationship of those people all influence the type of housing needs for a community. One person households make up 38% of the
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	<p>households in the city. A little over a third of the households (35%) are two-person households. Family households comprise only 53% of the households, while nonfamily households are at 47%. With the decrease in household size and increase in number of non-family households, efforts should continue to provide diversified housing options throughout the city.</p> <ul style="list-style-type: none"> • Forty-nine percent of homeowner's are paying more than 25% of their household income in housing costs. Should there be a significant downturn in the economy with loss of jobs, many of the homeowners may not be able to make mortgage payments and the community will see an increase amount of homes in foreclosure. • There are 1,644 (78%) renters who are paying more than 25% of their household income as rent. Higher rent payments have a significant impact on lower income households. Rental assistance programs could be pursued to curb the impact of high housing costs.
2	<p>Provide a summary list of possible long-term activities, two (2) years or more, to address the identified needs and identified barriers.</p> <p>To address issues and opportunities of the community, the City has a number of long-term goals:</p> <ul style="list-style-type: none"> • As development occurs along the fringe areas of the community, the City should take appropriate efforts to extend the traditional street grid pattern into those areas. • Several large parcels of former industrial properties along North 30th Street should be redeveloped using brownfield incentives • Efforts should be undertaken to market Escanaba as an Eco and Sports Tourism Destination. • Position the City as a desirable and affordable retirement community for multi-family household retirees. • Focus new residential development along the waterfront with locally affordable condominiums and townhouses to diversify housing opportunities. • Reestablish the sense of history in residential neighborhoods. • Continue to implement the access management strategies along Lincoln Road through driveway consolidation and limiting curb cuts. • Enhance sidewalks along Ludington Street. • Revise the zoning ordinance to encourage mixed use and higher density development. • Connect the far north side of Bay College with sidewalks and non-motorized path system which is currently separated by a railroad and an overpass. • Reclaim abandoned office and service buildings for use as retail, residential, and commercial activities.
3	<p>Provide a summary of contemplated short-term activities, one (1) to two (2) years, to address the identified needs and identified barriers.</p> <p>Short term goals for the city include:</p> <ul style="list-style-type: none"> • Accommodate regional retail uses within a defined area west of US-2. • Encourage retail and entertainment anchors in the downtown. • Modifications to the zoning ordinance to encourage the development of a variety of housing types, such as townhouses and rental development. • Establish a "Neighborhood Historic Overlay" within an area of the city with a high concentration of historic structures. • Provide housing for elderly parents and relatives on the same property as a principal residence as a special approval land use. • Concentrate code enforcement activities in identified neighborhood enhancement areas. • Continue the implementation of the city's greenway and non-motorized shared pathway system. • Continue enforce of the city's enforcement on blight control and exterior maintenance of property. • Develop a plan to fill the existing industrial park with proven and viable companies. • Attract more local business to set up shop in Escanaba, rather than in the outlying area.
4	<p>Provide a description of the impact the proposed CDBG.</p> <p>The City of Escanaba has long had a goal of revitalizing its unique downtown. The City has focused on and made numerous improvements to its downtown. Investments have been made in previous years to improve the downtown's infrastructure, including paving, parking realignment and façade improvements. Slowly, redevelopment is occurring within the downtown area. The completed Lofts on</p>

	<p>Ludington building rehabilitation project completed several years ago has garnered the attention of state officials and has been a positive effect on the downtown area. The substantial investment and focus on the downtown have benefitted the entire community. The proposed renovation of the former Richter brewery administration building into nine apartments will continue the city's vision in eliminating deterioration and blighted conditions throughout the city by working with private investors. Renovation to the building will preserve the historical integrity of the area. Such renovations will improve the attractiveness of and create a sense of place for the downtown. This project will have a positive impact on the downtown, benefit the entire community, and encourage further public and private investment development.</p>
5	<p>Provide a plan for minimizing the displacement of persons as a result of CDBG activities and to assist persons actually displaced by such activities, regardless of whether displacement is taking place. There will be no displacement of persons as a result of this CDBG project. The City Council has adopted a Residential Anti-displacement and Relocation policy to minimize the displacement of persons from their homes when CDBG funds are used.</p>

ATTACHMENT D

UGLG PUBLIC PARTICIPATION CERTIFICATION

All UGLGs applying for funds under the Michigan CDBG Program are required to adhere to public participation provisions set forth in Title I of the Housing and Community Development Act of 1974, as amended.

A public hearing on the proposed project is required. The UGLG's Application must be completed and available for review at the public hearing. To document that public participation requirements have been met, attach both of the following:

- A copy of the **published public notice**. A minimum of 5 days' notice is required.
- A **brief description of the public hearing(s)** including the date of hearing(s), number of citizens attending the hearing(s) and a summary description of substantive comments made at the hearing(s).

1. The UGLG has furnished its citizens with information concerning the amount of funds available and being applied for, and the proposed community development and housing activities to be undertaken. This includes the estimated amount proposed to be used for activities that will benefit persons of low and moderate income and the plans for minimizing displacement of persons.
2. The UGLG has published a public notice in such manner to afford affected citizens an opportunity to examine and submit comments on the proposed application and community development and housing activities.
3. One or more public hearings have been held to obtain the views of citizens on the proposed application and community development and housing needs.
4. Citizens have been provided reasonable access to the proposed application and related information on community development and housing needs.
5. The UGLG will provide its citizens with reasonable notice of, and opportunity to comment on, any substantial change proposed to be made in the use of funds if funds are received.
6. The UGLG provided for and encouraged citizen participation, with emphasis on participation by persons of low and moderate income, residents of slum and blight areas and of areas in which Section 106 funds are proposed to be used, and in the case of grantees described in Section 106(a), provided for participation of residents in low- and moderate-income neighborhoods as defined by the local jurisdiction. Opportunities to participate must be made available by advertising in publications, which are distributed in the slum and blight areas and the low- and moderate-income neighborhoods.
7. The UGLG provided citizens with reasonable and timely access to local meetings, information, and records relating to the applicant's proposed use of funds, as required by regulations of the Secretary, and relating to the actual use of funds under this title.
8. The UGLG provided for technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals with the level and type of assistance to be determined by the grantee.
9. The UGLG provided for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including at least the development of needs, the review of proposed activities, and review of program performance, which hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries, and with accommodation for the handicapped. Review of program performance shall apply to previously funded CDBG grants or loans.
10. The UGLG has identified how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate. If 51% of the expected participants are non-English speaking, the hearings will be advertised in a non-English publication available to those residents. A person fluent in their language must be available to discuss the project and respond to their questions at the hearings.

Signature _____

Date _____

Patrick Jordan, City Manager

Print Name and Title of Authorized UGLG Official

ATTACHMENT E

**CITY COUNCIL AUTHORIZING RESOLUTION
FOR SUBMISSION OF CDBG APPLICATION**

Provide the authorizing resolution, which contains the following elements:

WHEREAS, the City of Escanaba has been invited by the MEDC to submit an application for Community Development Block Grant funds for a building rehabilitation project to improve, restore and historically rehabilitate a significant building in the city's traditional downtown into commercial and residential uses..

WHEREAS, the City Council adopts the Community Development Plan and certifies the proposed project is consistent with the City of Escanaba's community development plan as described in the Application.

WHEREAS, the proposed project will clearly eliminate objectively determinable signs of blight and will be strictly limited to eliminating specific instances of blight (spot blight).

WHEREAS, no project costs (CDBG and non-CDBG) will be incurred prior to a formal loan award, completion of the environmental review procedures and formal, written authorization to incur costs has been provided by the designated CDBG Project Manager.

NOW THEREFORE BE IT RESOLVED, the Escanaba City Council authorizes the submission of a Michigan CDBG application in the amount of up to \$1,680,200, which includes a combination of CDBG grant funds and CDBG loan funds for elimination of blight through historic preservation at 1601 Ludington Street with additional funding provided by the developer and CDBG funding of \$30,000 to procure a Certified Grant Administrator.

BE IT FURTHER RESOLVED, the City Manager, Patrick Jordan be authorized to sign the Application and all attachments.

BE IT FURTHER RESOLVED, Patrick Jordan, City Manager, be authorized to sign the Grant Agreement and all amendments.

AND BE IT FURTHER RESOLVED, Patrick Jordan, City Manager, Marc D. Tall, Mayor, or the designated Mayor Pro-Tem be authorized to sign Payment Requests.

By: _____
Phil DeMay
City Clerk

Date Adopted: _____

ATTACHMENT F**CERTIFICATION BY THE APPLICANT UGLG**

I, **Patrick Jordan**, of **City of Escanaba** certify that the **City of Escanaba**:

1. Possesses legal authority to submit a loan application;
2. Has in a timely manner:
 - a. furnished its citizens information concerning the amount of funds available and being applied for, and the proposed community development and housing activities to be undertaken, including the estimated amount proposed to be used for activities that will benefit persons of low and moderate income and the plans for minimizing displacement of persons due to proposed activities and for assisting persons displaced;
 - b. published a public notice in such manner to afford citizens an opportunity to examine and submit comments on the proposed application and community development and housing activities;
 - c. held one or more public hearings to obtain the views of citizens on the proposed application and community development and housing needs; and
 - d. made the proposed application available to the public;
3. Will conduct and administer the loan in conformity with Public Law 88-352 and Public Law 90-284, and will affirmatively further fair housing;
4. Has developed the proposed application so as to give maximum feasible priority to activities which will benefit low and moderate income families or aid to the prevention or elimination of slum or blight; or to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to health or welfare of the community where other financial resources are not available to meet such needs;
5. Has developed a community development plan that identifies community development and housing needs and specifies both short- and long-term community development objectives that have been developed in accordance with the primary objective and requirements of the Title I Housing and Community Development Act of 1974, as amended;
6. Will not attempt to recover any capital costs of public improvements assisted in whole or in part with Title I funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless (A) Title I funds are used to pay the proportion of such fee or assessment that related to capital costs of such public improvement that are financed from revenue sources other than Title I funds; or (B) for purposes of assessing any amounts against properties owned and occupied by persons of low and moderate income who are not persons of very low income, and (name of local unit) certifies that it lacks sufficient Title I funds to comply with the requirements of clause (A);
7. Will adopt a policy of prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within its jurisdictions;
8. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant or loan, the making of any federal loan, the entering

into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement;

- 9. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions;
- 10. The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly;
- 11. Will comply with other provisions of Title I of the Housing and Community Development Act of 1987, as amended, and with other applicable laws.

 Signature
Patrick Jordan, City Manager

 Date

 Print Name and Title of Authorized UGLG Official

ATTACHMENT G

STATEMENT OF ASSURANCES

The City of Escanaba hereby assures and certifies that it has complied or shall comply with Title I of the Housing and Community Development Act of 1974, as amended (42 U. S.C. 5301), and related statutes and implementing rules, regulations, and guidelines applicable to projects financed under the Michigan CDBG program. Specific assurances and certifications include but are not limited to the following:

1. Compliance with financial management and audit requirements in Chapter 8 of the GAM, 2 CFR Part 200; Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; Final Rule.
2. Compliance with Civil Rights and Equal Opportunity statutes as set forth in Title I of the Civil Rights Act of 1964 (Public Law 88-352), Title VIII of the Civil Rights Act of 1968 (Public Law 90-284), the Michigan Civil Rights Act 453 of 1976, the Michigan Fair Employment Practices Act (MCL 423, 301-423, 311), related statutes and implementing rules and regulations.
3. Compliance with Labor Standards statutes as set forth in the Davis-Bacon Fair Labor Standards Act (40 U.S.C. 276a-276a-5), related statutes and implementing rules and regulations.
4. Compliance with Lead Based Paint Poisoning Prevention Act (42 U.S.C. 4831).
5. Compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4630) and implementing regulations.
6. Compliance with Section 504 of the Rehabilitation Act of 1973, as amended, and implementing rules and regulations 24 CFR Part 8.
7. Authorized state officials and representatives will have access to all books, accounts, records, reports, files, and other papers, things, or property pertaining to the project to make audits, examinations, excerpts and transcripts; each contract or subcontract also shall provide for such success to relevant data and records pertaining to the development and implementation of the project.

The UGLG agrees to assume all the responsibilities for environmental review, decision making, and action as specified and required under the National Environmental Policy Act of 1969 (42 U.S.C. 4321) and Section 104 (f) of Title I of the Housing and Community Development Act and implementing regulations 24 CFR Part 58.

Signature

Date

Patrick Jordan, City Manager

Print Name and Title of Authorized UGLG Official

Arbor Day Proclamation

Whereas, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

Whereas, Arbor Day is now observed throughout the nation and the world; and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

Whereas, trees in our City increase property values, enhance the economic vitality of business areas, and beautify our community; and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.

Now, Therefore, I, Marc D. Tall, Mayor of the City of Escanaba do hereby proclaim April 26, 2019, as Arbor Day in the City of Escanaba, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands; and

Further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Mayor Marc D. Tall