

OFFICIAL COUNCIL PROCEEDINGS
MARCH 26, 2024

A regular meeting of the City Council of the City of Harbor Beach was held on Tuesday, March 26, 2024 at City Hall. The meeting was called to order at 7:00 p.m. by Mayor Pro-tem Capling.

Present: Capling, Wood, Woodke, Woodward

Absent: Mayor Guitar (with notice)

It was moved by Woodke, seconded by Wood to approve the agenda with the addition of Resolution #2024-25 “Approval of bids for Court Coating Project”, Resolution #2024-26 “Approval of bids for Murphy Porch Repair”, Resolution #2024-27 “Approval of bids for Murphy Masonry Repair”, Resolution #2024-28 “Approval of bid for Cleaning services” and Resolution #2024-29 “Approval of bids for Crack Seal Project”. Motion carried. 4 yeas.

It was moved by Woodke, seconded by Woodward to approve the minutes of the March 18, 2024 Council meeting, Motion carried. 4 yeas.

APPROVAL OF BILLS: It was moved by Woodward, seconded by Woodke to approve payment of the March 2024 bills in the amount of \$109,923.38. Motion carried. 4 yeas.

It was moved by Wood, seconded by Woodke to approve payment of the Vanerian Painting bill in the amount of \$2,062.56. Motion carried. 4 yeas.

It was moved by Woodward, seconded by Woodke to approve payment of the Rosati, Schultz, Joppich & Amtsbuechler, P.C. bill in the amount of \$1,282.50. Motion carried. 4 yeas.

It was moved by Woodke, seconded by Wood to approve payment of the Maner Costerisan bill in the amount of \$1,733.50. Motion carried. 4 yeas.

It was moved by Woodke, seconded by Woodward to approve payment of the Election Source bill in the amount of \$3,960.00. Motion carried. 4 yeas.

It was moved by Woodward, seconded by Woodke to approve payment of the Wood Contracting LLC bill in the amount of \$2,145.00. Motion carried 3 yeas, 1 abstain (Wood).

CITIZEN COMMENT: None

UNFINISHED BUSINESS: None

NEW BUSINESS: Resolution # 2024-12 “2023-2024 Budget Amendments” was presented to Council. It was moved by Woodke, seconded by Woodward to adopt Resolution #2024-12 as presented. Motion carried. 4 yeas.

Resolution # 2024-13 “Approving Contractor for Waterfront Enhancement Fence Construction” was presented to Council. It was moved by Woodward, seconded by Woodke to adopt Resolution # 2024-13 as presented. The Resolution reads as follows: WHEREAS, the City of Harbor Beach is commencing with construction of the Waterfront Enhancement Project; and

WHEREAS, the City purchased material to construct a fence for the Waterfront Enhancement Project

WHEREAS, the City needs to hire a contractor to construct the fence for the Waterfront Enhancement Project; and

WHEREAS, City Manager Wruble advertised for proposals in local newspaper, City website, and solicited proposals from several companies; and

WHEREAS, The City of Harbor Beach received two proposals; and

WHEREAS, all requirements will be met by competing contractors; and

WHEREAS, The City received a proposal from Wood Contracting at a cost of \$215 per hour to include: 2 men, mini excavator and skid steer with post hole digger to construct the fence; and

WHEREAS, City Manager Wruble is recommending to Council that they approve the bid most advantageous to the City of Harbor Beach; and

WHEREAS, State and Federal funds are being used to assist in construction of this project and relevant State and Federal requirements will apply. All contractors must comply with all requirements of 1976 PA 453 (Elliott-Larsen Civil Rights Act) and 1976 PA 220 (Persons with Disabilities Civil Rights Act), as amended. All contracts must contain a covenant by the contractor, subcontractor, or supplier not to discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions or privileges of employment, because of race, color, religion, national origin, age, sex, height, weight, marital status or a disability that is unrelated to the individual's ability to perform the duties of a particular job or position;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves the proposal from Wood Contracting for \$215 per hour to include: 2 men, mini excavator and skid steer with post hole digger. Motion carried. 3 yeas. 1 abstain (Wood)

Resolution # 2024-14 "Approval of Asphalt Bid for Waterfront Enhancement Project" was presented to Council. It was moved by Woodward, seconded by Woodke to adopt Resolution # 2024-14 as presented. The Resolution reads as follows:

WHEREAS, the City of Harbor Beach is commencing with construction of the Waterfront Enhancement Project; and

WHEREAS, all requirements will be met by bidding contractors; and

WHEREAS, the City needs to hire a contractor to asphalt the access road and bike/pedestrian path for the Waterfront Enhancement Project; and

WHEREAS, City Manager Wruble advertised for bids in local and statewide publications, city website, and solicited bids from two companies; and

WHEREAS, The City of Harbor Beach received sealed bids; and

WHEREAS, The City received a bid from Astec Asphalt at a cost of \$ 72,520.00 to asphalt the road, bike, and pedestrian path; and

WHEREAS, City Manager Wruble is recommending to Council that they approve the bid most advantageous to the City of Harbor Beach; and

WHEREAS, because of Michigan Department of Natural Resources Trust Fund Grant for development projects requires all bids over \$5,000.00 must be approved by the DNR of the State of Michigan before the bid is awarded; and

WHEREAS, State and Federal funds are being used to assist in construction of this project and relevant State and Federal requirements will apply. All contractors must comply with all requirements of 1976 PA 453 (Elliott-Larsen Civil Rights Act) and 1976 PA 220 (Persons with Disabilities Civil Rights Act), as amended. All contracts must contain a covenant by the contractor, subcontractor, or supplier not to discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions or privileges of employment, because of race, color, religion, national origin, age, sex, height, weight, marital status or a disability that is unrelated to the individual's ability to perform the duties of a particular job or position;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves the bid from Astec Asphalt for a price of \$ 72,520.00, contingent on being approved by the Michigan Department of Natural Resources. Motion carried. 4 yeas.

Resolution # 2024-15 “City of Harbor Beach 2022-2026 Parks and Recreation Plan Amendment Adoption” was presented to Council. It was moved by Wood, seconded by Woodward to adopt Resolution # 2024-15 as presented. The Resolution reads as follows: WHEREAS, the City of Harbor Beach has undertaken a planning process to determine the recreation needs and desires of its residents during a five-year period from 2022 through 2026; and

WHEREAS, the City of Harbor Beach Recreation Commission, Planning Commission, and City Council began the process of developing a community recreation plan amendment in accordance with the most recent guidelines developed by the Department of Natural Resources and;

WHEREAS, residents of the City of Harbor Beach were provided with a well-advertised opportunity during the development of the draft plan to express opinions, ask questions, and discuss all aspects of the recreation plan; and

WHEREAS, the public was given a well-advertised opportunity and reasonable accommodations to review the plan amendment; and

WHEREAS, a public hearing was held at Harbor Beach City Hall to provide an opportunity for all residents of the planning area to express opinions, ask questions, and discuss all aspects of the City of Harbor Beach Parks and Recreation Five Year Plan 2022 -2026; and

WHEREAS, the City of Harbor Beach has the need to amend the current plan to enhance the section depicting the city’s marina and to include provisions for dredging and fuel system monitoring updates; see attached amendments; and

WHEREAS, the City Council of the City of Harbor Beach voted to adopt said Amendments to the City of Harbor Beach Parks and Recreation Five Year Plan 2022-2026; and

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach hereby adopts the Amendments to the City of Harbor Beach Parks and Recreation Five Year Plan 2022-2026. Motion carried. 4 yeas.

Resolution # 2024-20 “Supporting Application to Michigan DNR Trust Fund Grant for Phase One of the North Park Waterfront Campground” was presented to Council. It was moved by Woodward, seconded by Woodke to adopt Resolution # 2024-20 as presented. The Resolution reads as follows: WHEREAS, the City of Harbor Beach owns waterfront property within the City limits with the expressed purpose of building a campground for campers wanting to visit Harbor Beach; and

WHEREAS, the City of Harbor Beach, in its Five-Year Recreation Plan, outlines several recreational development projects located on city property, along the waterfront, within the city limits: and this project is included in a comprehensive waterfront development plan: and

WHEREAS, the City of Harbor Beach has made application to the Michigan Natural Resources Trust Fund for funding for Phase One of the North Park Waterfront Campground; and

WHEREAS, the City of Harbor Beach has complied with all Michigan Natural Resource Trust Fund requirements for grant funding including: the development of a Five-Year Recreation Plan, the solicitation of public input at public hearings, maps, plans, documentation of site control and application narrative among others; and

WHEREAS, the City of Harbor Beach has the financial capability to fund the proposed project indicated in the grant application during the construction phase; and

WHEREAS, the City of Harbor Beach has the ability to match the portion of grant request with cash as indicated in the grant application, and

WHEREAS, the Harbor Beach City Council and its administration realize that funds will be required to be budgeted annually to pay for the operation and maintenance of the development into the future; now

WHEREAS, State and Federal funds are being used to assist in construction of this project and relevant State and Federal requirements will apply. All contractors must comply with all requirements of 1976 PA 453 (Elliott-Larsen Civil Rights Act) and 1976 PA 220 (Persons with Disabilities Civil Rights Act), as amended. All contracts must contain a covenant by the contractor, subcontractor, or supplier not to discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions or privileges of employment, because of race, color, religion, national origin, age, sex, height, weight, marital status or a disability that is unrelated to the individual's ability to perform the duties of a particular job or position;

NOW, THEREFORE BE IT RESOLVED that the Harbor Beach City Council approves submission of the grant application to the Michigan Department of Natural Resources Trust Fund for Phase One of the North Park Waterfront Campground Project. Motion carried. 4 yeas.

Resolution # 2024-21 "Supporting Application to Michigan DNR Trust Fund Grant for Phase Two of the North Park Waterfront" was presented to Council. It was moved by Wood, seconded by Woodward to adopt Resolution # 2024-21 as presented. The Resolution reads as follows: WHEREAS, the City of Harbor Beach owns waterfront property within the City limits with the expressed purpose of building a campground for campers wanting to visit Harbor Beach; and

WHEREAS, the City of Harbor Beach, in its Five-Year Recreation Plan, outlines several recreational development projects located on city property, along the waterfront, within the city limits: and this project is included in a compressive waterfront development plan: and

WHEREAS, the City of Harbor Beach has made an application to the Michigan Natural Resources Land and Water Conservation Grant for funding Phase Two of the North Park Waterfront Campground; and

WHEREAS, the City of Harbor Beach has complied with all Michigan Natural Resource Trust Fund requirements for grant funding including: the development of a Five-Year Recreation Plan, the solicitation of public input at public hearings, maps, plans, documentation of site control and application narrative among others; and

WHEREAS, the City of Harbor Beach has the financial capability to fund the proposed project indicated in the grant application during the construction phase; and

WHEREAS, the City of Harbor Beach has the ability to match the portion of grant request with cash as indicated in the grant application, and

WHEREAS, the Harbor Beach City Council and its administration realize that funds will be required to be budgeted annually to pay for the operation and maintenance of the development into the future; now

WHEREAS, State and Federal funds are being used to assist in construction of this project and relevant State and Federal requirements will apply. All contractors must comply with all requirements of 1976 PA 453 (Elliott-Larsen Civil Rights Act) and 1976 PA 220 (Persons with Disabilities Civil Rights Act), as amended. All contracts must contain a covenant by the contractor, subcontractor, or supplier not to discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions or privileges of employment, because of race, color, religion, national origin, age, sex, height, weight, marital status or a disability that is unrelated to the individual's ability to perform the duties of a particular job or position;

NOW, THEREFORE BE IT RESOLVED that the Harbor Beach City Council approves submission of the grant application to the Michigan Department of Natural Resources Land and Water Conservation Fund for Phase Two of the North Park Waterfront Campground. Motion carried. 4 yeas.

Resolution # 2024-22 “Supporting Application to Michigan DNR Passport Grant for the Extension of Harbor View Trail” was presented to Council. It was moved by Woodward, seconded by Woodke to adopt Resolution # 2024-22 as presented. The Resolution reads as follows: WHEREAS, the City of Harbor Beach owns waterfront property within the City limits, and wants to improve the Harbor View Trail by extending it on the parcel; and

WHEREAS, the City of Harbor Beach, in its Five-Year Recreation Plan, outlines several recreational development projects located on city property, along the waterfront, within the city limits: and this project is included in a compressive waterfront development plan: and

WHEREAS, the City of Harbor Beach has made application to the Michigan Natural Resources for a Passport Grant for funding for the extension of the Harbor View Trail; and

WHEREAS, the City of Harbor Beach has complied with all Michigan Natural Resource Trust Fund requirements for grant funding including: the development of a Five-Year Recreation Plan, the solicitation of public input at public hearings, maps, plans, documentation of site control and application narrative among others; and

WHEREAS, the City of Harbor Beach has the financial capability to fund the proposed project indicated in the grant application during the construction phase; and

WHEREAS, the City of Harbor Beach has the ability to the match the portion of grant request with cash as indicated in the grant application, and

WHEREAS, the Harbor Beach City Council and its administration realize that funds will be required to be budgeted annually to pay for the operation and maintenance of the development into the future; now

WHEREAS, State and Federal funds are being used to assist in construction of this project and relevant State and Federal requirements will apply. All contractors must comply with all requirements of 1976 PA 453 (Elliott-Larsen Civil Rights Act) and 1976 PA 220 (Persons with Disabilities Civil Rights Act), as amended. All contracts must contain a covenant by the contractor, subcontractor, or supplier not to discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions or privileges of employment, because of race, color, religion, national origin, age, sex, height, weight, marital status or a disability that is unrelated to the individual’s ability to perform the duties of a particular job or position;

NOW, THEREFORE BE IT RESOLVED that the Harbor Beach City Council approves submission of the grant application to the Michigan Natural Resources for a Passport Grant for the extension of the Harbor View trail. Motion carried. 4 yeas.

Resolution # 2024-23 “Approving Asphalt Bids for 2024 Paving Projects” was presented to Council. It was moved by Wood, seconded by Woodke to adopt Resolution # 2024-23 as presented. The Resolution reads as follows: WHEREAS, bids were solicited for Paving portions of the following streets: Bartlett, Ferris, First, Fourth, Garden, and Pack Street; and

WHEREAS, DPW Superintendent Jurgess received bids from two different companies; and

WHEREAS, Superintendent Jurgess and the DPW committee are recommending that the City award the bid to Ace-Saginaw Paving Company at a cost of \$427,339.28, see attached quote;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach awards the bid to Ace-Saginaw Paving Company at a cost of \$427,339.28. Motion carried. 4 yeas.

Resolution # 2024-24 “Approving Curb Replacement Project Bid” was presented to Council. It was moved by Woodward, seconded by Woodke to adopt Resolution #2024-24 as presented. The Resolution reads as follows: WHEREAS, the City of Harbor is replacing around 2,200 lineal feet of curb; and

WHEREAS, DPW Superintendent Jurgess solicited bids for the project; and

WHEREAS, DPW Superintendent Jurgess received bids from three different companies; and

WHEREAS, DPW Superintendent Jurgess and the DPW Committee are recommending awarding the bid to Wood Contracting LLC at a cost of \$115,000.00;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves awarding the bid for curb replacement to Wood Contracting LLC at a cost of \$115,000.00. Motion carried. 3 yeas, 1 abstain (Wood)

Resolution #2024-25 "Approval of bids for Court Coating Project" was presented to Council. It was moved by Woodke, seconded by Woodward to adopt Resolution #2024-25 as presented. The Resolution reads as follows: WHEREAS, one basketball court and 4 pickle ball courts need to be resurfaced; and

WHEREAS, City Manager Wruble solicited bids; and

WHEREAS, City Manager Wruble is recommending awarding the bid to Pro Surfaces in the amount of \$30,900.00;

NOW, THEREFORE, BE IT RESOLVED THAT, the City Council of the City of Harbor Beach hereby awards the bid for the resurfacing of one basketball court, and 4 pickle ball courts to Pro Surfaces in the amount of \$30,900.00. Motion carried. 4 yeas.

Resolution #2024-26 "Approval of bids for Murphy Porch Repair" was presented to Council. It was moved by Woodward, seconded by Woodke to adopt Resolution #2024-26 as presented. The Resolution reads as follows:

WHEREAS, the Murphy Museum Porches are in need of repair; and

WHEREAS, City Manager Wruble solicited proposals for repairing the porches; and

WHEREAS, the Administration Committee is recommending awarding the porch projects to Wood Contracting at a cost of \$100.00 per hour for 2 men (labor only);

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves awarding the Murphy Museum Porch Projects to Wood Contracting at a cost of \$100 dollars per hour for labor only. Motion carried. 3 yeas, 1 abstain (Wood).

Resolution #2024-27 "Approval of bids for Murphy Masonry Repair" was presented to Council. It was moved by Woodke, seconded by Woodward to adopt Resolution #2024-27 as presented. Resolution reads as follows: WHEREAS, the Murphy Museum Barn and well are in need of masonry repair; and

WHEREAS, City Manager Wruble solicited proposals for masonry repairs; and

WHEREAS, the Administration Committee is recommending awarding the masonry repair projects to Wood Contracting at a cost of \$58.00 per hour for one man, and an additional \$40.00 per hour if an extra laborer is needed;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves awarding the Murphy Museum masonry repair project to Wood Contracting at a cost of \$58.00 per hour for one man, and an additional \$40.00 per hour if an extra laborer is needed. Motion carried. 3 yeas, 1 abstain (Wood)

Resolution #2024-28 "Approval of bids for Cleaning Services" was presented to Council. It was moved by Wood, seconded by Woodke to adopt Resolution #2024-28 as presented. The Resolution reads as follows: WHEREAS, the City of Harbor Beach is in need of cleaning services; and

WHEREAS, City Manager Wruble advertised for the position and has reviewed the applications. He is recommending, together with the Administration Committee, that the City hire Sheila Jurgess at a rate of \$25.00 per hour;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach approves hiring Sheila Jurgess at a rate of \$25.00 per hour for the cleaning position. Motion carried. 4 yeas.

Resolution #2024-29 “Approval of bids for Crack Seal Project” was presented to Council. It was moved by Woodward, seconded by Woodke to adopt Resolution #2024-29 as presented. The Resolution reads as follows: WHEREAS, Lytle Avenue and Nelson Street in the City of Harbor Beach both need surface sealing; and

WHEREAS, DPW Superintendent Jurgess solicited bids from different companies; and

WHEREAS, Superintendent Jurgess and the DPW Committee are recommending that the City award the bid to Huron County Road Commission for the crack seal on these two Streets; see attached;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Harbor Beach awards the bid to Huron County Road Commission at a cost of \$5,000.00. Motion carried. 4 years.

COUNCIL REPORTS: None.

There being no further business. It was moved by Woodke, seconded by Woodward to adjourn the meeting at 7:24 p.m.

Sam Capling, Mayor Pro-tem

Jennifer Lackowski, Clerk