

AGENDA
CITY OF NEGAUNEE REGULAR MEETING
NOVEMBER 9, 2023 @ 6:30 P.M.
NEGAUNEE SENIOR CENTER, 410 JACKSON ST (TOBIN St. ENTRANCE)

- 1. CALL TO ORDER**
- 2. PLEDGE TO FLAG**
- 3. ROLL CALL**
- 4. APPROVAL OF AGENDA**
- 5. PUBLIC COMMENT (3 min. limit)**
- 6. PUBLIC HEARING**
 - 6.1 TRAFFIC CODE ORDINANCE – 2ND READING**
- 7. UNFINISHED BUSINESS**
 - 7.1 2024 BUDGET RESOLUTION**
 - 7.2 CITY FINANCIAL POLICIES**
- 8. NEW BUSINESS**
 - 8.1 COUNCIL MEMBER RESIGNATION AND VACANT COUNCIL SEAT**
 - 8.2 LAKE SUPERIOR COMMUNITY PARTNERSHIP – ECONOMIC DEV PLAN**
 - 8.3 DDA PRESENTATION**
 - 8.4 DRAW #12 -USDA WATER PROJECT**
- 9. CONSENT AGENDA**
 - 9.1 MINUTES – OCTOBER 12TH REGULAR MINUTES, OCTOBER 26TH SPECIAL MINUTES**
 - 9.2 CLAIMS AND ACCOUNTS**
 - 9.3 REVENUE/EXPENDITURE REPORTS -ESTIMATED TRIAL BALANCES**
 - 9.4 SENIOR CENTER GRANTS**
 - 9.5 TRAFFIC CONTROL ORDERS**
 - 9.6 DELINQUENT UTILITIES TO THE TAX ROLLS**
- 10. PUBLIC COMMENT (3 min. limit)**
- 11. COUNCIL MEMBERS**
 - CITY MANAGER**
 - CITY ATTORNEY**
- 12. ADJOURNMENT**

6.1

**AGENDA SUPPLEMENT
CITY OF NEGAUNEE REGULAR MEETING
November 9, 2023**

Public Hearing **Agenda Items** **Consent Agenda**

To: Traffic Code Ordinance – Public Hearing 2nd Reading

BACKGROUND:

Public Hearing

Approve the 2nd Reading and adopt the Traffic Code Ordinance

First Reading:
Second Reading:
Publication:
Effective:

CITY OF NEGAUNEE TRAFFIC CODE ORDINANCE

CHAPTER SEVENTY

An Ordinance to repeal and restate Chapter 70 (Traffic Code), Chapter 71 (Snow and Ice Removal), Chapter 72 (Parking Rules), Chapter 73 (Off Road Recreational Vehicles), and Chapter 74 (Traffic and Parking Schedules) of the Negaunee City Ordinances.

The City of Negaunee Ordains:

SECTION 70.01

REPEALER

Chapter Seventy, Chapter Seventy-one, Chapter Seventy-two, Chapter Seventy-three, and Chapter Seventy-four of the Codified Ordinances of Negaunee, Michigan, and any other ordinance, resolution, order or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed. This repeal shall be effective as of the effective date above.

SECTION 70.02

TITLE

These regulations shall be known as the Traffic Code of the City of Negaunee (the "City"), hereinafter referred to as the "Traffic Code."

SECTION 70.03

PURPOSE

The purpose of the Traffic Code is to provide for the safe travel of all forms of traffic upon City streets, alleyways and elsewhere within the City corporate limits; provide for managed vehicular parking upon public and private properties; provide for standards of parking and storage in order to maintain health, safety and welfare; to provide for restrictions of specific use; to increase the longevity of the public streets, alleys and parking lots, and to provide for penalties for violations thereof.

SECTION 70.04

ADOPTION OF MICHIGAN STATE STATUTES; CONFLICTS

(A) Michigan Vehicle Code. The Michigan Vehicle Code, Public Act No. 300 of 1949 (MCL 257.1 *et seq.*) and the penalties provided for therein, as amended, is hereby adopted by reference.

(B) Michigan Uniform Traffic Code. The Michigan Uniform Traffic Code, Public Act 62 of 1956 (MCL 257.951 *et seq.*), as amended, is hereby adopted by reference.

(C) Motor Carrier Safety Act. The Michigan Motor Carrier Safety Act, Public Act 181 of 1963 (MCL 480.11 *et seq.*), as amended, is hereby adopted by reference.

(D) Michigan Natural Resources and Environmental Protection Act. The Michigan Natural Resources and Environmental Protection Act, Public Act 451 of 1994, as it pertains to snowmobiles (MCL 324.101 *et seq.*), as amended, is hereby adopted by reference.

(E) Michigan Insurance Code. The Michigan Insurance Code, Public Act 218 of 1956, as it pertains to required insurance, (MCL 500.3102 *et seq.*), as amended, is hereby adopted by reference.

(F) Penalties. The penalties provided by the pertinent sections of the above referenced statutes are hereby adopted by reference, however, the City may not enforce any provision of the Michigan Vehicle Code for which the maximum period of imprisonment is greater than 93 days.

(G) Conflicts. In case of a conflict among the above referenced statutes and the additional regulations set forth herein, which cannot be resolved by construing the provisions as complementary or supplementary to each other, then the Michigan statutory provision(s) shall supersede.

SECTION 70.05

SEVERABILITY

If a court of competent jurisdiction declares any provision of this Traffic Code, or any of the statutory provisions adopted by reference above to be unenforceable, in whole or in part, such declaration shall only affect the provision(s) held to be unenforceable and shall not affect any other part or provision; provided that if a court of competent jurisdiction declares a penalty provision to exceed the authority of the City, the penalty shall be construed as the maximum penalty that is determined by the court to be within the authority of the City to impose.

SECTION 70.06

APPLICABILITY

The provisions of the Traffic Code shall apply to any person or entity owning, occupying, managing, utilizing, and/or controlling any motor vehicle, motorcycle, camper, trailer, motorhome, or other vehicle or mode of transportation identified by this Traffic Code within the City limits of Negaunee.

SECTION 70.07

EXISTING REMEDIES

The provisions in the Traffic Code shall not be construed to abolish or impair existing remedies of the jurisdiction or its officers or agencies relating to the Traffic Code.

SECTION 70.08

DEFINITIONS

All words and phrases used in the Traffic Code shall be given their ordinary and common meaning unless defined herein, and all words and phrases, defined or not, shall be interpreted to further the purpose of eliminating or preventing the conditions set forth in these chapters that follow. The following words and terms shall mean:

“AGRICULTURAL VEHICLE” means a motor vehicle or conveyance designed and intended for agricultural use, including, but not limited to, garden tractors, farm tractors and other implements, either self-propelled or customarily towed, which are used in farming operations, but shall not include lawn mowers, rototillers or similar small equipment customarily associated with home gardening activities.

“ATV” OR “ALL-TERRAIN VEHICLE” means a motorized off-highway vehicle designed to travel off-road, or such other definition as may be provided for herein (see e.g., Motor/Electric vehicle) or by State Law.

“ALLEYWAY” means a narrow passageway between lots or behind buildings, that is part of the public right of way.

“BOAT/WATERCRAFT” means a vessel propelled on water by oars, sails, or an engine, include jet skis, or in part has any type of hull.

“BODY SHOP” means a licensed garage or other licensed facility offering commercial services for the repair and restoration of vehicles’ bodies.

“BUS STOP” means a place where a bus regularly stops, for the loading and unloading of passengers.

“BUSINESS DISTRICT” means a designated part of a City where there are many businesses and pedestrian traffic.

“CAMPER, TRAILER, or MOTOR HOME” means a class or type of vehicle or trailer that people can live in or sleep in when they are traveling or camping.

“CODE OFFICIAL OR OTHER DESIGNEE OF THE CITY MANAGER” means the official who is charged with the administration and enforcement of the Traffic Code, or any duly authorized representative. The Code Official or other designee of the City Manager may be the Chief of Police and/or the Building Inspector, the Zoning Administrator, or any duly authorized representative of the City Manager or Chief of Police.

“ELECTRONIC PROPELLED DEVICE” means an electric vehicle or other device able to generate driving force with electric power from an in-vehicle power storage device and used for locomotion purposes.

“EMERGENCY” means a condition which is a violation of this Traffic Code and which constitutes an imminent danger calling for immediate action in order to avoid death, injury or illness to a human or the destruction or severe damaging of real or personal property.

“FIRST RESPONDER” means a person with specialized training and who is among those responsible for going immediately to the scene of an accident, incident or emergency to aid.

“FOOD TRUCK” means a self-contained, motorized vehicle used for the preparation, distribution or sale of food.

“HIGHWAY” means the entire width between the boundary lines of a way publicly maintained when any part of the way is open to the use of the public for the purpose of vehicular travel. “Highway” includes City streets and alleys.

“INOPERABLE VEHICLE” means a vehicle to which any of the following conditions pertains;

- (1) It is being dismantled for the sale, salvage, repair or reclamation of parts thereof;
- (2) It does not have all its main component parts properly attached; or

(3) Any other or additional conditions exists which cause the vehicle, if eligible for operation upon the public streets, to be incapable of being operated in a lawful manner upon the public streets.

“MAIN COMPONENT PARTS” means all such parts or equipment as are necessary for a vehicle to be lawfully driven or drawn upon the public streets pursuant to the Michigan Vehicle Code, being Act 300 of the Public Acts of 1949, as amended, including fenders, hood, wheels, radiators, motor, windows, doors, muffler, body and essential engine parts.

“MOTOR/ELECTRIC VEHICLE” means every vehicle which is intended to move or transport persons or property, and which is self-propelled by means of an internal combustion engine or by electric engine, including, but not limited to, automobiles, trucks, vans, buses, truck-tractors, motorcycles, motorbikes, motor scooters, mopeds, bulldozers, side-by-sides, front-end loaders and other types of construction equipment, logging skidders and snowmobiles.

“MOBILE FOOD VENDING UNIT” means any motorized or non-motorized vehicle, trailer, food truck, or other device designed to be portable and not permanently attached to the ground from which food is prepared, vended, served or offered for sale.

“NUISANCE” means all property conditions that are prohibited by the Traffic Code.

“OPERATE” means to ride in or on, and to be in actual control of, the operation of a vehicle.

“OPERATOR” means a person who operates or is in actual physical control of the operation of a vehicle.

“OVERNIGHT PARKING” means any vehicle or trailer present and parked on a public right of way or public parking lot, after the hours preventing the parking thereof.

“OWNER” means any person, agent, operator, firm, corporation or entity having legal or equitable interest in the property; or recorded in the official records of the state, county or municipality as holding title, including the guardian of the estate of any such person, and the executor or administrator of the estate of such person if ordered to take possession of real property by a court.

“PARKING” means standing a vehicle, whether occupied or not, upon a highway, when not loading or unloading except when making necessary repairs.

“PARKING LOT” means an area where cars or other vehicles may be left temporarily.

“PERMITTED PARKING” means a parking permit validated and issued by the City allowing a resident to park in any designated parking space.

“PERSON” means an individual, firm, partnership, corporation or other entity of any kind.

“PUBLIC WAY” means any street, alley or similar parcel of land essentially unobstructed from the ground to the sky, which is deeded, dedicated or otherwise permanently appropriated to the public for public use.

“ROADWAY” means that portion of a highway improved, designated, or ordinarily used for vehicular travel, not including the shoulder. If a highway includes two or more separate roadways, the term roadway refers to a roadway separately, but not to all roadways collectively.

“SALVAGE, JUNK or SCRAP VEHICLE” means any vehicle, camper or ORV partially disassembled, missing doors, windows, wheels and/or tires and other parts.

“SHOULDER” means that portion of the highway contiguous to the roadway, generally extending the contour of the roadway, not specifically designed for vehicular travel, but maintained for the temporary accommodation of disabled or stopped vehicles which are otherwise permitted on the roadway.

“SIDE-BY-SIDE VEHICLE” means an off-road vehicle with seats positioned side-by-side and enclosed within a roll cage structure and have a minimum of four (4) wheels.

“SKATEBOARD” means a single platform mounted on wheels, which are propelled solely by human power, and which has no mechanism or other device with which to steer or to control the movement or direction of the platform.

“SNOWMOBILE” means a motor vehicle, especially one with runners in the front and caterpillar tracks in the rear, for traveling over snow.

“STORAGE” means a space available for storing something, whether in an interior structure or upon any surface area.

“TEMPORARY DWELLING” means a caravan, mobile home, vehicle, trailer, camper, motor home, or other structure or thing, wheeled or otherwise, which is capable of being moved from one place to another, and used for human habitation for time period not exceeding 110 days.

“THROUGH TRUCK TRAFFIC” means truck traffic that originates outside the City and which travels over City streets to a designation outside the City.

“TRAILER” means every vehicle which is not self-propelled and is designed and intended for carrying persons or property and for being drawn by a motor vehicle.

“TRUCK” means every truck, truck tractor, trailer, semitrailer, or any combination thereof, having a gross weight of ten (10) tons or more, including the truck and its load, as administered by the State of Michigan Registration Certificate.

“TRUCK ROUTE” means travel over certain streets, as designated herein, over and along with trucks coming into and going out of the City must operate.

“UNLICENSED VEHICLE” means any vehicle, camper, or ORV that does not maintain current license plate and tags as issued by the Michigan Secretary of State or other appropriate licensing agency or bureau.

“VEHICLE” means motor or electric vehicles, trailers and agricultural vehicle.

“WEIGHT LIMIT” means a limit on permitted weight.

SECTION 70.09

ADMINISTRATION AND ENFORCEMENT

(A) Violations. It shall be unlawful for a person, firm, corporation, or entity to be in conflict with or in violation of any of the provisions of this Traffic Code.

(B) Enforcement Process. The City may, but shall not be required to, bring a violation of the standards established in this Traffic Code to the attention of the property or vehicle owner or other responsible person by issuing a Notice of Violation, citation or by any other lawful means.

(C) Citations and Notice. The Negaunee City Police shall serve a written citation or notice of violation, which will include identification of the property or vehicle involved, a statement of the violation and why the notice is being issued. An order of correction may also be issued allowing time to make the repairs and improvements consistent with the Traffic Code, the right to appeal the violation, and a statement indicating that the City may abate violation, charge such costs to the property owner, and/or file a lien against the subject property and/or vehicle. A citation, notice, or order of correction shall be served by personal delivery to the owner or sent first-class mail to the last known address of the owner.

(D) Exceptions. The City may allow for Permitted Parking as needed, within the discretion of the City Manager’s office, with temporary permits available from the City Manager’s office. The Negaunee City Council shall set a fee applicable for Permitted Parking and publish the fee in the City of Negaunee Fee Schedule, as amended.

SECTION 70.10

CIVIL INFRACTION VIOLATIONS

Section 10.1. Civil Infraction Violations It shall be unlawful for any owner or operator of any vehicle to violate the following, which shall be, and hereby are, designated as civil infractions.

(A) Failure to park with wheels parallel to the roadway and within twelve (12") inches of any existing right-hand curb.

(B) Failure to park with wheels adjacent to and within twelve (12") inches of the left-hand curb of a properly signed one-way street.

(C) Stopping, standing, or parking a vehicle other than at the angle to the curb or edge of the roadway indicated by signs or markings.

(D) Leaving a vehicle standing unattended without effectively setting the brakes thereon and stopping the motor of said vehicle and when standing upon any grade without turning the front wheels of such vehicle to the curb or side of the highway.

(E) Parking on street in such a manner or under such conditions as to leave available insufficient width of the roadway for free movement of vehicular traffic.

(F) Parking on a sidewalk or crosswalk.

(G) Parking within two (2') feet of a public or private driveway.

(H) Parking within fifteen (15') feet of a fire hydrant.

(I) Parking within twenty (20') feet of a crosswalk, or if none, then within fifteen (15) feet of the intersection of property lines at an intersection of streets and highways.

(J) Parking within thirty (30') feet upon approach to any flashing beacon, stop signs, or traffic control signal located at the side of a street or highway.

(K) Parking within fifty (50') feet of the nearest rail of a railroad crossing.

(L) Parking within twenty (20') feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station; within 75 feet of said entrance when properly signposted.

(M) Parking upon any bridge or other elevated structure upon a street or highway, excepting parking on the Rail Street overpass over Silver Street, in designated parking spots only.

(N) Parking within two-hundred (200') feet of an accident at which first responders are in attendance.

(O) Parking in front of any theater.

(P) Parking in any place or in any manner so as to block exit or exits conspicuously marked as such, of buildings.

(Q) Parking in any place or in any manner so as to block or hamper immediate use of and immediate egress from any fire escape conspicuously marked as such providing an emergency means of egress from any building.

(R) The stopping, standing or parking of a vehicle, except when necessary to avoid conflict with traffic or the direction of a police officer, in violation of any legally established parking restrictions or prohibitions duly posted by sign in accordance with the ordinances of the City.

(S) The stopping, standing or parking of a vehicle in an unloading, delivery or pick-up zone except for unloading or loading merchandise.

(T) The stopping, standing or parking of buses or taxicabs at any place other than a bus stop or taxicab stand except as may be permitted by law.

(U) The parking of a vehicle other than a bus in a bus stop or a taxicab in a taxicab stand when the stop or stand has been officially designated and appropriately signed.

(V) The parking of a vehicle upon or across a line or mark designating a parking space.

(W) Parking in a designated handicapped parking space without an approved handicapped certificate or handicapped registration plate appropriately displayed.

SECTION 70.11

PARKING RESTRICTION IN DESIGNATED BUSINESS DISTRICT AND PARKING VIOLATIONS BUREAU

(A). The Business District. For the purposes of the Traffic Code, the Business District shall include the following: All of Iron Street, and Rail Street, from Gold Street to Division Street; Division Street, From Rail Street to Jackson Street; Jackson Street, from Tobin Street to Teal Lake Avenue; and Tobin Street from Jackson Street to Iron Street (herein after, the "Business District") (See Business District map, attached hereto as Exhibit A).

(B) Time Limits in the Business District. Unless otherwise permitted by Section 9.4 or Section 20.1 herein, no person shall park any vehicle, trailer or other object in a non-metered parking space located on any street, alley or parking lot in the Business District, where parking is otherwise permitted by law, for a period in excess of two (2) consecutive hours between the hours of 9:00 a.m. and 5:00 p.m., provided, however, if use of the non-metered parking space is otherwise restricted to a shorter period of time, the shorter period of time shall control.

(C) Commercial Vehicles and Trailers. The provision of the Traffic Code shall not apply to commercial vehicles or trailers parked while the same are being used to make deliveries or while the same are being used, consistent with this Ordinance, in an activity necessary for the construction, general repair, or the other types of commercial activity occurring within the Business District of the City.

(D) Signage. Notwithstanding anything contained in the Traffic Code to the contrary, the provisions of the Traffic Code shall not be enforced as to any streets or alleys located within the Business District of the City if there is not first posted an appropriate sign or signs giving notice of a two-hour or other parking time limit.

(E) Campers and Trailers. Unless provided for herein, operating a Camper, Trailer or Motor Home for a commercial use in a B1 Zoning District is prohibited.

(F) Establishment; Purpose; Supervision; and Control. Pursuant MCL § 600.8395, as amended, a Parking Violations Bureau, for the purpose of handling alleged parking violations within the City of Negaunee, is hereby established. The Parking Violations Bureau shall be under the supervision and control of the City Manager.

(G) Duties of City Management. The City Manager shall, subject to the approval of Council, establish a convenient location for the Parking Violations Bureau, appoint qualified city employees to administer the Bureau, and adopt rules and regulations for the operation thereof.

(H) Disposition of Violations. Parking violations shall not be required to be disposed of at the Parking Violations Bureau. The person in charge of such Bureau may refuse to dispose of a violation, in which case any person having knowledge of the facts may make a sworn complaint before any court having jurisdiction of the offense as provided by law.

(I) Specific Request of Violators Required for Disposition. No violation shall be disposed of at the Parking Violations Bureau except at the specific request of the alleged violator. No penalty for any violation shall be accepted from any person who denies having committed the offense, and in no case shall the person who is in charge of the Bureau determine, or attempt to determine, the truth or falsity of any fact or matter relating to such alleged violation. No person shall be required to dispose of a parking violation at the Bureau, and all persons shall be entitled to have any such

violation processed before a court having jurisdiction thereof if they so desire. The unwillingness of any person to dispose of any violation at the Bureau shall not prejudice him or her or in any way diminish the rights, privileges, and protection accorded to him or her by law.

(J) Traffic Tickets. The issuance of a traffic ticket or notice of violation by a police officer of the City shall be deemed an allegation of a parking violation. Such traffic ticket or notice of violation shall indicate the period of time within which the person to whom the same was issued must respond before the Parking Violations Bureau. It shall also indicate the address of the Bureau, the hours during which the Bureau is open, the amount of the penalty scheduled for the offense for which the ticket was issued, and the fact that a warrant for the arrest of the person to whom the ticket was issued will be sought if such a person fails to respond within the time prescribed.

(K) Parking Fines and Costs. The Parking Violations Bureau may accept a civil infraction admission in parking violation cases and collect and retain civil fines and costs as follows.

(1) Except as otherwise provided in this subchapter, the Bureau shall accept, as a penalty for and in full satisfaction of the violation, as detailed in the City's Fee Schedule, as adopted by the Negaunee City Council, and amended from time to time, provided that the payment is received within 72 hours of 5:00 p.m. of the date upon which notice is attached to the offending vehicle, trailer, or object, giving notice to the owner or operator thereof that such vehicle, trailer, or object has been parked in violation of the laws of the city and instructing such owner or operator to report to the Bureau in regard to such notice.

(2) If the owner or operator fails to pay the applicable penalty, as set forth in subsection (1) above, within the 72-hour period, such owner or operator may, within an additional 27 days, pay to the Bureau, as a penalty for and in full satisfaction of such violation, the sum detailed in the City's Fee Schedule, as adopted by the Negaunee City Council, and amended from time to time.

(3) If the owner or operator fails to pay the applicable penalty, as set forth in subsections (1) and (2) above, he or she shall be cited for the violation and shall, upon conviction, be subject to a civil fine of not more than the sum detailed in the City's Fee Schedule, as adopted by the Negaunee City Council, and amended from time to time, plus costs of prosecution, for each offense.

SECTION 70.12

WINTER PARKING BAN AND SNOW AND ICE REMOVAL

(A) Non-winter Parking. Parking between the edge of the roadway pavement and the sidewalk (where sidewalks exist) is prohibited during the months of May, June, July, August, September and October, and only permissible during the remainder of the year.

(B) Winter Parking Prohibited. No person shall park or leave unattended any motor vehicle or other vehicle on the streets, alleys, or sidewalks which are regularly plowed in the City or on City-owned or leased parking lots, between the hours of 2:00 a.m. and 6:00 a.m. during the months of January, February, March, April, November, and December of each year for a period of time any longer than 30 minutes, except physicians on emergency calls, unless specifically permitted by the City. Anyone parking in the City right-of-way at any other time does so solely at his or her own risk and the City shall not be responsible for any damage to any vehicle or any object so parked.

(C) Ticketing and Impounding. Any vehicle found parked or abandoned in violation of Section 12.2, shall be subject to a civil infraction citation and/or other sanctions as permitted by law, and the City may also take additional actions to remediate a winter parking ban violation, including, but not limited to, causing the offending vehicle to be towed and impounded at the vehicle owner's expense, and same shall constitute as a lien against the said vehicle until paid.

(D) Deposit in Right-of Way Restricted. No person shall take or remove, or cause to be taken or removed, any snow, ice, or other material from any property owned, occupied, or controlled by him or her and pile or dump the same within the lines of any street right-of-way of the city, except as otherwise provided in this Chapter.

(E). Lawful Deposits in Rights-of-Way. Any person may take and remove snow or ice from a driveway on property owned, occupied or controlled by him or her and pile the same in a public street, but only along, parallel with and as a part of the bank of snow formed by the city in its snow plowing operations. Such snow or ice shall be piled on the bank immediately in front of and adjacent to the property so owned or occupied and in no event shall the snow or ice so placed extend more than two (2') feet, six (6") inches farther into the roadway than the existing bank. Further, snow shall not be piled, blown, or otherwise placed upon any portion of the street or sidewalk within twenty-five (25') feet of the later curb of any intersecting road, street, or alley. Further, snow shall not be piled, blown, or otherwise placed upon any portion of the street or sidewalk right-of-way within twenty (20') feet of any driveway intended to be used by the general public for access to any commercial establishment. Further, and notwithstanding anything to the contrary contained in this chapter, the city shall have and retain the right to limit or

prohibit the placement of snow or ice in any street right-of-way if such limitation or prohibition is deemed reasonably necessary for the health, safety, and welfare of the general public.

(G) Minimum Street Width to be Maintained. No person shall take or remove, or cause to be taken or removed, any snow, ice, or other material from any public walk or from the banks of snow formed by the city in its snow plowing operations and pile, dump, or blow the same within the street right-of-way in such manner as to reduce the width between the banks of snow formed by the city in its snow plowing operations by more than two (2') feet, six (6") inches on either side.

(H) Removal of Unlawfully Deposited Snow, Ice and the Like. Snow, ice, or other material moved, piled, or dumped in violation of this chapter may be removed or caused to be removed by the city, and the expense of such removal may be charged to the person found to be in violation of this chapter. Said charges may be collected as "costs" in connection with a civil infraction action and/or by civil process.

SECTION 70.13

SNOWMOBILES

(A) Authorization. The City Manager or designee is hereby authorized to permit the use of snowmobiles on any street when, because of snow or other extreme weather conditions, conventional vehicles cannot be used for necessary transportation.

(B) Operation. A snowmobile may be operated on a street when necessary to cross a street or bridge or culvert. The snowmobile shall be brought to a complete stop before entering the street, and the operator shall yield the right of way to a vehicle approaching the street.

(C) Routes of Operation. Unless specifically designated otherwise as provided herein, all highways, City streets and alleys, or designated trailways within the City are hereby designated to be access routes upon which a snowmobile may be operated for the purpose of providing access to and from areas where snowmobile operation is permitted. Such access routes do not include or involve State or Federal highways.

(D). Speed. A snowmobile may be operated at speeds that do not exceed 10-miles per hour within the City limits.

(E) Time of Operation. A snowmobile may be operated between the hours of 8:00 A.M. and 8:00 P.M. within the City limits, except for in the case of an emergency.

(F) Location of Operation. A snowmobile operator must travel on the extreme right-hand shoulder of the street if one is available, if no shoulder is available, the

operator must travel on the extreme right-hand side of street, except on the following streets and following places, upon which the use of snowmobiles are strictly prohibited.

(G) Prohibited Areas of Operation. No person shall operate a snowmobile in any of the following locations:

(1) On a frozen surface of any waters within 100 feet of a person, including a skater, who is not in or on a snowmobile, or within 100 feet of a fishing shanty or shelter, except at the minimum speed required to maintain forward movement of the snowmobile, or in an area that has been cleared of snow for pedestrian or festival purposes, unless the area is necessary for the access of public water;

(2) On or across a cemetery or burial grounds;

(3) On Iron Street from Pioneer Street to Tobin Street;

(4) On any public sidewalk;

(5) Any City owned park unless otherwise designated; and

(6) On any public parking lot unless otherwise posted.

(H) Revocation of Snowmobile Designation. The Negaunee City Council may, from time to time, by resolution, prohibit Snowmobiles use upon any roadway, street, or alley under its jurisdiction or any part or section thereof, with or without cause, when such action is deemed appropriate by the City Council, and same shall become effectively immediately upon the passage of said resolution.

SECTION 70.14

ALL-TERRAIN VEHICLES

(A) Route. Unless specifically designated otherwise herein, all highways, City streets and alleys within the City are hereby designated to be access routes upon which ATVs and Side-By-Side Vehicles may be operated for the purpose of providing access to and from areas where ATV and Side-By-Side Vehicle operation is permitted. Such access routes do not include or involve state or federal highways.

(B) Map. The City shall maintain a map of all highways and streets under its jurisdiction, upon which shall be indicated all such highways and streets and parts or sections thereof upon which the operation of ATVs and Side-By-Side Vehicles are prohibited. Copies of such map shall be maintained and made available to the public upon payment of the cost of reproduction thereof.

(C) Prohibited Areas of Operation. No ATV and/or Side-By-Side Vehicle shall be operated on any highway, street, alley, or any part or section thereof, under the jurisdiction of the City where the operation of ATVs and Side-By-Side Vehicle on such highway or street, or part or section thereof, has been specifically prohibited by resolution of the City Council. Prohibited areas include:

(1) On the part of a highway normally occupied by ditches, front slopes, back slopes, or utilities, such areas being more specifically defined as those parts of the highway between the outside shoulder point and the right of way boundary line;

(2) Within a City owned park, any natural area, or cemetery properties within the City;

(3) Upon, along, or within federal or state highways;

(4) On those shoulders specifically designated as non-motorized facilities;

(5) Upon any City sidewalk;

(6) In violation of any of the provisions of MCL 324.81101 *et seq.* and the various subsections thereof, as amended, as well as all other statutes, rules, regulations, and ordinances applicable to such ATV and Side-By-Side Vehicle operations; or

(7) On Iron St. from Pioneer St. to Tobin St.

(D) Areas of Operation. An ATV and Side-By-Side Vehicle operated on a highway, street or alley pursuant to this ordinance shall always be operated:

(1) For the purpose of gaining access to or from areas where ATV and Side-By-Side Vehicles operation are permitted, using the most direct route;

(2) On the outermost five (5) feet of the shoulder, or, in situations where no delineated shoulder exists, then on the outermost right side of the roadway, but not on grassy areas or areas not normally used for vehicular travel;

(3) In single file, with the flow of traffic;

(4) At a speed not to exceed ten (10) miles per hour, unless otherwise posted on a designated ATV and Side-By-Side Vehicle trail; and

(5) Only between the hours of 8:00 AM to 8:00 PM.

(E) Exceptions. An ATV and Side-By-Side Vehicle may be operated on a street or alley under the jurisdiction of the City, whether or not such operation has been prohibited, only:

(1) In a life-threatening emergency; or

(2) By crossing such street at right angles, for the purpose of getting from one area to another if the operation can be done in safety. The Operator shall bring the ATV and Side-By-Side Vehicle to a complete stop prior to crossing the street and shall yield the right of way to oncoming traffic.

(F) Revocation of ATV and Side-By-Side Vehicle Designation. The Negaunee City Council may, from time to time, by resolution, prohibit, to the extent permitted, ATV and Side-By-Side Vehicle use upon any roadway, street, or alley under its jurisdiction or any part or section thereof, with or without cause, when such action is deemed appropriate by the City Council, and same shall become effective immediately upon the passage of said resolution.

SECTION 70.15

BUS STOPS

The City Manager or designee may cause for a public bus stop(s) to be created within the City, to provide for safe pick-up and drop-off site within the City and to promote public transportation. When such designation is applied, such space shall be clearly marked upon the pavement, curb, and be signed for such, indicating what restrictions may apply for this designation.

SECTION 70.16

CAMPER/TRAILERS/MOTOR HOME ON-STREET PARKING PROHIBITED

(A) Prohibition. To preserve the lives and properties of individuals from the risks associated with fires, preserve the line of sight associated with police duties and pedestrian foot and bike traffic, and to enable the duties of utility agencies or other officers, or personnel in discharge of official duties of the City, all Campers, Trailers, Motor Homes and Boat trailers shall be prohibited from parking upon any City street unless otherwise permitted by this Traffic Code.

(B) Exceptions. No person shall, within the limits of the City, park any camper, trailer or motor home on any street, alley or highway, or other public way or public place, except as provided:

(1) Emergency or temporary stopping or parking is permitted on any street, alley or highway for not longer than seven (7) days, subject to any other prohibition, regulation or limitation imposed by this Traffic Code for that street,

alley or highway. Any emergency or temporary stopping or parking of a Camper, Trailer or Motor Home requires immediate notice to the Negaunee City Police Department.

(2) Boats that are less than sixteen (16') feet in length, beginning from the tongue of the boat trailer to the furthest point from either the tailgate of the trailer or motor propeller, and/or being less than four (4') feet in height from the lowest point of the tread of the trailer tires of the trailer to the top boat hull, are permitted.

SECTION 70.17

PARKING, STORAGE AND USE OF TRAILERS, CAMPERS, MOTOR HOMES AND OTHER VEHICLES OFF-STREET

(A) Parking and Storage of Trailers, Campers, and Motor Homes. No person shall park or store, or permit to be parked or stored, upon any public or private premises in the City that are owned, leased, rented, occupied or possessed by such person, any Trailer, Camper, or Motor Home, or any agricultural vehicle, unless one or more of the following conditions exist:

(1) Such parking or storage is located within a fully enclosed building; or

(2) With respect to such parking or storage, all of the following are true:

(a) Such parking or storage does not occur in the front yard area of any premises; and

(b) Such parking or storage as might occur in the side yard or rear yard of any premises shall maintain a five (5') foot perimeter on all sides of the Trailer for storage purposes, and said must be wholly parked on a single parcel owned by the owner of the Trailer; and

(c) Subject to the requirements of 2(b) above, the parking or storage of Campers, Trailers and Motor Homes is permitted in industrial and commercial districts, unless otherwise prohibited by any other ordinance in effect within the City; the commercial use, parking or storage of a Camper, Trailer or Motor Home in a Business 1 (B1) Zoning Districts is prohibited.

(B) Use of Trailers, Campers and Motor Homes as a Dwelling. A Trailer, Camper or Motor Home may be used as a Temporary Dwelling between Memorial Day and Labor Day only each year, and only as follows, unless permitted by the Negaunee City Manager pursuant to Section 9.4:

(1) In zoning districts classified as Business 2 (B2) and Industrial (IND):

(a) As temporary dwelling during the construction and installation of a dwelling;

(b) As temporary dwelling for commercial sales; or

(c) As temporary dwelling for security purposes.

(2) In zoning districts classified as Residential 1 (R1), Residential 2 (R2), Rural Residential (RR) by the owner or immediate family member of the owner of the Trailer, Camper or Motor Home only.

(3) No Trailer, Camper or Motor Home may be used as a temporary dwelling within a zoning district classified as Mining (MIN), or Business 1 (B1), or on Negaunee City Property not designed for such activities, unless authorized by special land use permit or as a temporary campground.

(4) The location of all Trailers, Campers and Motor Homes used as temporary dwellings shall maintain at least five (5') feet on all sides from any other structure or lot line, and are limited to one (1) Trailer, Camper or Motor Home per lot at any one time.

(5) All Trailers, Campers and Motor Homes used as temporary dwellings must have an operational and fully charged fire extinguisher and a working smoke alarm and are subject to an inspection by the City Manager or designee, or the Negaunee City Police Department to ensure compliance. Refusal to permit a requested inspection shall result prohibition of the use of the Trailer, Camper or Motor Home as a temporary dwelling, a citation, fines, and/or the impounding of the Trailer, Camper or Motor Home at the owner's expense.

(C) Parking and Storage of Other Vehicles. No person shall park or store, or permit to be parked or stored, upon any public or private premises in the City that are owned, leased, rented, occupied or possessed by such person, any Agricultural Vehicle, Boat/Watercraft, Electronic Propelled Vehicle, Inoperable Vehicle, Unlicensed Vehicle, or Salvage, Junk or Scrap Vehicle, unless one or more of the following conditions exist:

(1) Such parking or storage is located within a fully enclosed building; or

(2) Such vehicle is, where subject to a license requirement, currently and validly licensed for operation upon the public streets, is not inoperable and has all of its main component parts properly attached; or

(3) Such vehicle or parts are located in a duly licensed and properly zoned junk yard, salvage yard or new or used car dealer's lot or storage yard, where such uses or operations are legally authorized under the Zoning Code and are conducted in conformance therewith; or

(4) Such vehicle is awaiting repairs or delivery to owners at an authorized service station, garage, paint shop or body shop legally authorized under the

Zoning Code and registered with the State, and is locked, and, where subject to a license, is currently and validly licensed for operation upon the public streets, and is not a public nuisance; or

(5) Such vehicle, although temporarily inoperable because of minor mechanical failure, has substantially all of its main component parts attached, and, where subject to a license, is currently and validly licensed for operation upon the public streets, and is not in any manner a dismantled vehicle, provided, however, that the premises shall not contain any such vehicle for longer than thirty days, in any one calendar year, calculated on a cumulative basis for the same or different vehicles, and notwithstanding the fact that no one such vehicle remains upon the premises for more than the aforesaid thirty-day period; or

(6) Such vehicle is a modified vehicle in a fully operational condition, such as a vehicle that is stock-modified, redesigned or reconstructed for a purpose other than that for which it was manufactured, provided that any such vehicle shall comply with both of the following restrictions:

(a) No such vehicle shall be parked or stored in the front yard area of any premises; and

(b) Any such vehicle parked or stored in a side yard or rear yard area shall maintain at least five (5') feet on all sides from any other structure or lot line; or

(7) Such vehicle is what is commonly referred to as a "classic car" or an "antique car" or a similar type of vehicle which is in the process of engine, mechanical or body restoration, provided that any such vehicle shall comply with both of the following restrictions:

(a) No such vehicle shall be parked or stored in the front yard area of any premises; and

(b) Any such vehicle parked or stored in the side yard or rear yard area shall maintain a five (5') foot setback from all lot lines and structures; or

(c) Such vehicle:

(i) Is in operating condition; and

(ii) Has all its main component parts properly attached; and

(iii) Is for sale by the owner or occupant of the premises;

and

(iv) Is posted with a "For Sale" sign. This provision shall be limited to authorizing the outdoor storage of one such vehicle per lot or parcel at any one time and shall authorize the storage of such vehicle for not more than thirty (30) days; or

(8) Such vehicle is an agricultural vehicle which is operable, and which is used or useable for agricultural purposes on the premises where located.

SECTION 70.18

TRUCK ROUTES AND WEIGHT LIMITS

(A) Purpose. The intent and purpose of this section is to protect the surfacing and paving of public streets and other publicly owned infrastructure, to protect residential property located near such streets, to protect the public safety and to protect the City residents from excess noise and dust.

(B) Travel on Designated Route. Through truck traffic is prohibited, except trucks weighing more than ten (10) tons gross weight are permitted to travel the following designated truck route:

Teal Lake Avenue, between U.S. Route 41 and Main Street; Main Street, between Teal Lake Avenue and Jackson Street; Jackson street, between Main Street and Silver Street; Silver Street, between Jackson Street and County Road; County road between Silver Street and Ishpeming City Limits.

(C) Exceptions. This section and the designated truck route contained herein shall not be interpreted to prohibit:

(1) The operation of emergency vehicles on City streets;

(2) The operation of trucks owned or operated by the City while engaged in repair, maintenance or construction of street, street improvements, or public utilities.

(3) The operation of trucks on any official detour in any case where such trucks could lawfully be operated upon the street for which the detour is established;

(4) The operation of trucks while engaged in one or more local pick-ups or deliveries along any City street, provided that such trucks shall use only those streets as may be reasonably necessary to reach the pick-up or delivery location, and that following the final pick-up or delivery, such trucks will return

by the shortest route to the nearest street upon which they are normally permitted to operate, and

(5) The operation of truck on U.S Route 41 or M-28 in the City.

(D) Signed Truck Route. The City shall cause signs to be posted at all entrances of the City, giving notice of the restrictions on truck traffic. The City shall also post signs on all appropriate streets designating them as a truck route.

(E) Temporary Permit(s). Temporary permits authorizing the temporary use of roadways outside the designated route may only be issued for emergency purposes or construction agreements between Federal, State, and local agencies for construction purposes only. All permits shall be issued by the City Manager's office, and temporary permits must identify an effective start and end date and may be no longer than one (1) year. One (1) six (6) month extension may be granted for a temporary permit.

SECTION 70.19

BICYCLES, ROLLER SKATES, COASTERS, ELECTRONIC PROPELLED DEVICES AND OTHER SIMILAR DEVICES.

(A) Operation. Bicycles, skateboards, roller skates, coasters, electronic propelled devices, and similar devices, may be operated upon all City sidewalks unless otherwise prohibited. No more than one (1) person shall operate or ride on a skateboard at one time.

(B) Prohibited Areas of Operation. Bicycles, skateboards, roller skates, coasters, electronic propelled devices, and similar devices are prohibited to operate on City sidewalks in the area designated a business district unless otherwise permitted. Skateboarding and in-line skating shall be prohibited on any surface that deviates from the adjacent sidewalk elevation or roadway elevation, including, but not limited to, ramps, steps, retention walls, handrails, planters, curb or gutter edges, barriers and barricades, benches and picnic tables, monument or sculpture surfaces located on all property owned or operated by the City, except within designated skate parks.

(C) Sidewalks/Right-of-Way. Notwithstanding their status as pedestrians, skateboard operators and in-line skaters on sidewalks shall yield the right-of-way to all other pedestrian (non-skateboarder or in-line skater) traffic upon the sidewalk.

SECTION 70.20

FOOD TRUCKS AND MOBILE FOOD VENDING UNITS

(A) Permit Required. No vendor or operator of a food truck or mobile food vending unit shall engage in mobile food vending on public property without a permit issued by the City of Negaunee authorizing such vending. The Negaunee City Council

shall prescribe the form of such permits, the application for such permits, and set the fee for same as prescribed in the current City of Negaunee Fee Schedule. No permit shall be issued if the vendor or operator is in arrears to the City of Negaunee or in violation of any local, State or Federal statute, code or regulation.

(B) Displaying Permit. All permits shall be prominently displayed on the mobile food vending unit.

(C) Duration of Permit. Any Food Truck or Mobile Food Vending Unit permit is valid for one calendar year from the date of issuance.

(D) Requirements. Any vendor engaging in mobile food vending shall comply with the following requirements:

(1) Vendor shall provide appropriate waste receptacles at the site of the unit and remove all litter, debris, and other wastes attributable to the vendor and/or customers on a daily basis.

(2) Vendors shall comply with all applicable City laws, regulations, and ordinances, including, but not limited to those regulating noise, signage, nuisance and loitering.

SECTION 70.21

VIOLATIONS AND PENALTIES

(A) Violations Separate. Unless otherwise provided herein, each violation of any provision of this Chapter may be charged as separate violation. Each violation shall be denominated as a separate count on the complaint or citation. Upon conviction in a court of law, the defendant shall be sentenced separately on each count.

(B) Penalties and Sentencing.

(1) A person who fails to answer a citation, or a notice to appear in court for a violation of this Chapter, or for any matter pending, or who fails to comply with an order or judgment issued for violation of a traffic offense designated as a civil infraction, is guilty of a misdemeanor.

(2) Except as otherwise specifically provided for herein, any violation of this Chapter shall constitute a civil infraction which shall be processed pursuant to the terms of the Michigan Vehicle Code, as amended, and any person found to have committed, a civil infraction may be ordered to pay a civil fine of not more than \$500, as detailed in the Fee Schedule adopted by the City Council, and amended from time-to-time, plus the costs of prosecution for each offense as detailed in Section 21.3. A Court of competent jurisdiction shall, when justice so requires and as applicable, order a defendant to bring property subject to this

Chapter into compliance with the terms herein and to prevent further violations, or permit the City of Negaunee to remediate the non-compliant condition and assess the costs of same to offending party(s).

(C). City Costs. Upon a conviction for any violation(s) of any provision(s) of this Traffic Code, the Court shall order the defendant to reimburse the City for all of the costs of enforcement of this Traffic Code attributable to the violations for which the defendant was convicted, including but not limited to, the costs of investigation, prosecution and administration. If such condition is not imposed, the City may file a civil action against the defendant and may, upon proof of the defendant's conviction, recover all the costs referred to above.

RESOLUTION ADOPTING 2024 CITY OF NEGAUNEE MICHIGAN BUDGET

WHEREAS, pursuant to Section 8.8 of the City Charter, City Council is required to adopt the municipal budget at the first regular meeting in November of each calendar year; and

WHEREAS, the City Council has held the required public hearing and budget work sessions necessary to formulate an operating budget for the 2024 calendar year; and

WHEREAS, said budget is subject to periodic modifications as required by state audit procedures and the City Charter.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Negaunee, Marquette County, Michigan that the general fund, streets, and enterprise account budgets of the City of Negaunee be and hereby are adopted as follows:

General Fund

- A. Revenues - \$5,252,315
- B. Expenditures - \$5,252,315

Major Streets

- A. Revenues - \$1,133,840
- B. Expenditures - \$1,133,840

Local Streets

- A. Revenues - \$469,480
- B. Expenditures - \$469,480

Electric Fund

- A. Revenues - \$6,594,183
- B. Expenditures - \$6,594,183

Wastewater Fund

- A. Revenues - \$2,638,818
- B. Expenditures - \$2,638,818

Water Fund

- A. Revenues - \$2,218,472
- B. Expenditures - \$2,218,472

Library State Aid

- A. Revenues - \$10,300
- B. Expenditures - \$6,000

Elderly Citizens Fund

- A. Revenues - \$447,772
- B. Expenditures - \$447,772

Law Enforcement Fund

- A. Revenues - \$1,000
- B. Expenditures - \$1,000

Cemetery Fund

- A. Revenues - \$30,000
- B. Expenditures - \$30,000

City Improvement Fund

- A. Revenues - \$71,814
- B. Expenditures - \$71,814

Building Improvement Fund

- A. Revenues - \$12,000
- B. Expenditures - \$12,000

Electrical Substation

- A. Revenue - \$5,027,449
- B. Expenditures - \$5,027,449

USDA Phase I Water Fund

- A. Revenue - \$550,000
- B. Expenditure - \$550,000

Crime Prevention Fund

- A. Revenues - \$1,000
- B. Expenditures - \$1,000

Drug Forfeiture Fund

- A. Revenues - \$0
- B. Expenditures - \$0

Parks & Rec Tax Levy

- A. Revenues - \$117,343
- B. Expenditures - \$117,343

Equipment Spc Levy

- A. Revenues - \$194,060
- B. Expenditures - \$194,060

Salvage Inspection Fund

- A. Revenues - \$1,000
- B. Expenditures - \$1,000

Municipal Street Millage

- A. Revenues - \$241,000
- B. Expenditures - \$170,000

Downtown Development Fund

- A. Revenues - \$111,500
- B. Expenditures - \$111,500

VISTA

- A. Revenue - \$3,000,000
- B. Expenditure - \$3,000,000

Downtown Enhancement Project

- A. Revenues - \$1,045,261
- B. Expenditure - \$1,045,261

WHEREUPON, said Resolution was declared passed and adopted this 11th day of November 9, 2023.

7.2

AGENDA SUPPLEMENT
CITY OF NEGAUNEE REGULAR MEETING
November 9, 2023

- Public Hearing
- Agenda Items
- Consent Agenda

To: 2023⁴ Financial Policies

Rate explanations:

At the request of Negaunee staff, WPPI Energy prepared a rate study to adjust rates to meet the revenue requirement of the proposed 2024 electric fund budget and to incorporate changes to the rate structure. The following changes are recommended to the fee schedule:

- A 5.19% electric rate increase. This will adjust the 2024 revenue to match the proposed electric fund budget with a net income of (\$209,108), The fixed residential rate will increase from \$20 to \$25 and the Power Cost adjustment Clause Factor will reset from an average of \$0.0031/kWh to \$0.0000/kWh.

There are rates increases for Ice Arena, Recreation, Water, Sewer and Garbage. These rate increases can be found in our fee schedule.

No changes to the Fiscal Policy.

RECOMMENDATION:

Approve the financial policies as :

- Fee Schedule
- Fiscal Policy
- Capital Improvement Plan

**2024
CITY OF NEGAUNEE
FEE SCHEDULE**

This Fee Schedule is not inclusive of all charges.

ALL DEPARTMENTS

Code Amendment	\$40
Duplicating machine copies - City records	.30/copy
City Budget	\$30
City Audit	\$25
Comprehensive (Master) Plan	\$30
Municipal Codebook (unbound)	\$75
City Maps	\$2-\$20
Freedom of Information Act: for examine, review, separation & deletion of documents. Any copies, mailing costs, etc. are extra.	\$.10/per copy (refer to policy)

UTILITY DEPOSIT

Residential Premises Base Deposit	\$250
Residential Premise Base Deposit Non-Home Owner/Tenants	\$450
Commercial Premises Base Deposit	Varied based upon 2X the monthly average of the last 12 months of Utilities
Multi-Meter Landlord (4 or more units)	\$1,000

CITY TREASURER

Returned check charge	\$30
Accounts receivable interest	15%
Property Tax Administration Fee	1% of tax bill
Late penalty between February 14 & March 1	3% of tax bill
Late penalty (per State Tax Laws)	1% per month
Late penalty Utility Bills	\$10 per month
Landfill Disposal Service Charge (if need to bill)	15% of Landfill disposal charge

CEMETERY

Winter-Time burials are subject to seasonal conditions and are the summer time base rate plus time and materials.

April 1st – Nov 30 (Approximately)

	<u>Resident</u>	<u>Non-Resident</u>
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Internment and Disinterment

Adult	\$725	\$1425
Child (10 yrs & younger)	\$250	\$475
Cremains/Limb (s)	\$250	\$475
State	Current	
	State Rate	

Additional Work Required/irregular request	\$50
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After 2:00 p.m. weekdays and Saturdays, the following rates are in addition to the rates above.

(Additional cost)

Interment/Disinterment	\$475
Transfer	\$675
Cremains/Limb (s)	\$225

Sunday and Holidays, the following rates are in addition to the rates above.

(Additional cost)

Interment/Disinterment	\$625
Transfer	\$875
Cremians/Limb (s)	\$275

Receiving Vault (*monthly fee)

Adult & Child	\$75	\$150
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*Vault storage fees will only be charged for remains that are being stored for other Cemetery's

<u>Cost of Lots</u>	<u>Resident</u>	<u>Non-Resident</u>
Single Grave	\$480	\$910
Two Grave	\$836	\$1622
Four Grave	\$1422	\$2794
Eight Grave	\$2622	\$5195

Cost of Lot prices include 30% to perpetual care fund.

Columbarium

	<u>Resident</u>	<u>Non-Resident</u>
Niche Purchase	\$810	\$1820
Additional opening/closing	\$75	\$150
Plaques	Actual cost + 10%	Actual cost + 10%
Internments (each)	\$100	\$200

Niche holds 2 cremains. (Price includes 1 opening/closing)

	<u>Resident</u>	<u>Non-Resident</u>
Monument placement permit fee	\$15	\$15

ELECTRIC RATES

Time of Use Pricing Periods:

On-peak: 9:00 a.m. to 9:00 p.m. Eastern Prevailing Time (EPT), Monday through Friday, excluding Holidays, specified below.

Off-peak: All times not specified as on-peak including all day Saturday and Sunday, and the following holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day, or the day nationally designated to be celebrated as such.

Determination of On-Peak Billed Demand

The On-Peak Billed Demand shall be the On-Peak Maximum Demand. The Maximum Measured Demand that occurs during the On-Peak period shall be the On-Peak Maximum Demand.

RG-1 - Residential Service

Fixed Charge	\$20.00/mon	\$25.00/mon
Energy Charge	\$0.1554/kWh	
PCAC (Fuel Adjustment)	Calculated monthly per formula	
Energy Innovations Collaborative (EIC)	\$0.00222/kWh	
Low Income Emergency Assistance Fund (LIEAF)	\$.90	\$0.88

GS1-1 - Commercial Service (less than 40 kW)

Fixed Charge	\$25.00/mon \$30.00/mon
Energy Charge	\$0.1542/kW
PCAC (Fuel Adjustment)	Calculated monthly per formula
Energy Innovations Collaborative (EIC)	\$0.00222/kWh

SP40 - Small Power Service (40 kW or greater, less than 200 kW)

This rate will be applied to customers for all types of service if their monthly Maximum Measured Demand is equal to or in excess of 40 kilowatts (kW) per month, but less than 200 kW for three or more months in a consecutive 12-month period, unless the customer exceeds the application conditions of the large power time-of-day schedule.

Customers billed on this rate shall continue to be billed on this rate until their monthly Maximum Measured Demand is less than 40 kW per month for 12 consecutive months. The utility shall offer customers billed on this rate a one-time option to continue to be billed on this rate for another 12 months if their monthly Maximum Measured Demand is less than 40 kW per month. However, this option shall be offered with the provision that the customer waives all rights to billing adjustments arising from a claim that the bill for service would be less on another rate schedule than under this rate schedule.

Fixed Charge	\$100.00/mon
Demand Charge	\$10.50/kW \$11.00/kW
Distribution Demand Charge	\$1.50/kW \$2.00/kW
On Peak Energy Charge	\$0.1172/kWh
Off Peak Energy Charge	\$0.0975/kWh
PCAC (Fuel Adjustment)	Calculated monthly per formula
Energy Innovations Collaborative (EIC)	\$0.00222/kWh

LP200 - Large Power Service (200 kW or greater)

This rate will be applied to customers for all types of service, if their monthly Maximum Measured Demand is equal to or in excess of 200 kilowatts (kW) per month for three or more months in a consecutive 12-month period.

Customers billed on this rate shall continue to be billed on this rate until their monthly Maximum Measured Demand is less than 200 kW per month for 12 consecutive months. The utility shall offer customers billed on this rate a one-time option to continue to be billed on this rate for another 12 months if their monthly Maximum Measured Demand is less than 200 kW per month. However, this option shall be offered with the provision that the customer waives all rights to billing adjustments arising from a claim that the bill for service would be less on another rate schedule than under this rate schedule.

Fixed Charge	\$175/mon \$200.00/mon
Demand Charge	\$12.00/kW \$13.00/kW
Distribution Demand Charge	\$1.50/kW \$2.00/kW
On Peak Energy Charge	\$0.1155
Off Peak Energy Charge	\$0.0910
PCAC (Fuel Adjustment)	Calculated monthly per formula
Energy Innovations Collaborative (EIC)	\$0.00222/kWh

SI - Private Security Lighting

100 W HPS or LED equivalent	\$15.00/month
250 W HPS or LED equivalent	\$22.00/mon
Pole Charge	\$13.00/mon
Energy Charge	\$0.0000/kWh
PCAC (Fuel Adjustment)	Calculated monthly per formula
Addition of Pole and one span of conductor	\$12.95 (36 month agreement required)

Distributed Generation Facilities (for all rate classes)

Application Fee	\$100.00
Avoided Cost Rate	As determined by the Schedule for Purchase of Excess DG provided by the City's wholesale power provider. This rate will be updated periodically and will be on file at City Hall.

ELECTRICAL SERVICES

Underground Service (Customer must dig trench, provide Approved supply, conduit and backfill)	\$3.00/ft.
New Meter Connection	\$150
Temporary Service (In addition to new meter connection)	\$55.00
Deposit	See Utility Deposit
Meter Testing Fee (Refunded if defective)	\$75.00
Disconnect notice due to delinquency	\$50.00
Reconnect due to delinquency/disconnection:	
8:00 am – 2:30 pm (normal work hours)	\$55.00
After Hours- After 2:30 pm (weekends & holidays)	\$150.00
Reconnection for a Requested Disconnection	\$55.00
No charge for same type of service upgrade	No Charge
Pole Charge:	\$12.00/per pole
Line extension first \$1500 paid by City of Negaunee subject to agreement. Developer or homeowner pays remaining costs	TBD

FIRE DEPARTMENT

False Alarms	No charge for 1 st In calendar year
After 1 st in calendar year	Hourly rate of Apparatus used and Hourly rate of Personnel responding
Service charge for assistance In fire-fighting hazard abatement Outside City of Negaunee and not Associated with mutual aid agreement	Subject to mutual Aid agreements
Burn Permit	\$10/year

ICE ARENA (rates to begin October 2022)

Ice Rental 8:20 am – 2:30 pm M-F	\$115	\$120
Ice Rental 2:30 pm – Mid M-F	\$165	\$170
Ice Rental IRH & HS S-S	\$142	\$145
Figure skating & Mens League S-S	\$147	\$150

Room Rental

Concession (Oct. – March)	\$375
Conference Room	\$125

	<u>Resident</u>	<u>Non Resident</u>
Rental of Conf. Rm (2 hours)	\$70	\$75
Public Rental of Mezzanine (2 hours)	\$60	\$65
Additional hours (each hour)	\$25	\$25

Public Skating

Children admission	\$4/session
Adults admission	\$5/session

Skate Rental

Children	\$4/session
Adult	\$5/session

Skate Sharpening \$6

<u>Arena (Weddings etc.)</u>	<u>Resident</u>	<u>Non Resident</u>
Surety	\$100	\$100
Due 60 days prior to event	\$340 \$400	\$400 \$450
Due 7 days prior to event	\$360 \$400	\$425 \$450

Public Schools, Latchkey, and Homeschool Rental-regular skate rental and admission apply.

RECREATION DEPARTMENT

Rental of ballfields (LaCombe, Rivers, Irontown) Weekly	\$315 per time slot
Rental of ballfields (Lacombe, Rivers, Ironton) Weekends	\$315 for weekend \$345

Ballfield rentals for Negaunee Based Teams

	<u>One Time Per Team</u>
Little League	\$75
Girls Softball	\$75
Senior League	\$105
Legion	\$230
Girls High School Softball/Boys HS	\$230
Adult Hardball	\$155

Ad Boards (4 X 8)

Ice Arena	\$275/year
LaComble Field	\$175/year
Rivers and Irontown Fields	\$175/year

Pavilion Rental

Miner's Park Pavilion	\$50 for 4 hours & \$30 for 2 hours
Miner's Park	\$50 for 4 hours
Breitung Park (no inside building use)	\$50 for 4 hours
Jackson Mine Park	\$50 for 4 hours
Jackson Mine Park Jim Thomas Pavilion	\$75/4 hours = \$100 with kitchen \$50/2 hours = \$75 with kitchen
Jackson Mine Park Jim Thomas Pavilion Alcohol Permit	\$50
Special Events Permits	\$25 + Actual Costs
Social District Training	\$50

Farmer's Market

Market Fee = \$50.00 for the Season – this guarantees a vendor a spot at the market

Market Fee \$50.00 plus rental of a City table = \$75.00 for the season

Market Fee \$50.00 plus rental of a City tent = \$100.00 for the season

Market Fee \$50.00 plus rental of a City table & tent = \$125.00 for the season

Additional City table rental = \$25.00 per table for the season

Short Seller Fee = \$10.00(Accumulative towards the full season Market Fee)

Every vendor will be responsible for take down and cleanup of their city table and tent following each Market day.

Cargo Trailer and Contents

Rental of City Cargo Trailer and its Contents..

Lessee will be required to pay a \$300.00 deposit at the execution of a contract(yet to be finalized) to secure the rental of the trailer.

Upon conclusion of the rental, if the trailer and its contents sustain no damage beyond reasonable wear and tear the lessee shall be refunded \$150.00

The rental will also include the City staff dropping off/picking up the trailer from the event location

LIBRARY

Computer Print Outs	\$.10/page
Copies (Use of Copy Machine)	\$.10/page
Color	\$.50/page
Fines	\$.10/per day
	Video/DVD
	\$1.00/per day
Lost Card Replacement	\$2.00
Microfilm Print Outs	\$.25/page
Fax Charges – Send	\$1.00 /page
Receive	\$.50/page

Non resident library card

Individual	\$50
Family	\$80

ASSESSING DEPARTMENT

Copies of field card (per 2 sided card) – non commercial	\$3.00
Copies of field card (per 2 sided card) – commercial	\$6.00
Copies of field card Internet	\$2.00

PLANNING/ZONING

****Working without permit will charge double****

	<u>Residential - Commercial.</u>
Zoning Permit/Site Plan Review (location visit)	\$75 \$350
Teal Lake Overlay (residential)	\$100 + Zoning Permit
Charge for Special Meetings	\$300
Parkland Dedication Fee	See Sub. Ord.
Plan Unit Development Request Admin. Review	\$1000
Rezoning Requests	\$600
Special Land Use Permit	\$150
Street & Easement Vacations	\$100
Variance Application/Zoning Board of Appeals Requests	\$300
Land Division/Lot Splits Application	\$150
Sign Permit	\$150
Rental Registration	\$50
Rental Inspection	\$25
Fence Permit	\$25
Marijuana Establishments Registration	\$1,000/every two years

Permit for construction within City ROW

In advance of work	\$100
Working without permit	\$250

PLATTING/SUBDIVISIONS

Engineering fee for preliminary and final approval Of subdivision plats providing for public and/or Public Utilities	\$500 + 100% reimbursement of City expenses \$10/lot
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Engineering fee for preliminary and final approval Of subdivision plats not providing for public And/or public utilities	\$500 + 100% reimbursement of City expenses \$7/lot
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Additional Fee when such time and expense exceed minimum
Fee provided for in above.

Application for final plat approval	State Treas. Fee
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Road Regulatory & Street Name signs	\$75/sign
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POLICE DEPARTMENT

Copies of General Incident Reports	Refer to FOIA Guidelines	
Copies of Private Property Crash Report	\$10	
Copies of UD-10 Accident Reports (set by State of Michigan)	\$10	
Metal Detecting/Relic Permit	\$20	
Rolled finger print cards	\$20 each print	
Dog Licenses (Annual – County Established)	<u>1-Year Lic.</u>	<u>3-Year Lic.</u>
Female and Male	\$16	\$40
Unsexed	\$8	\$20

Animals (set by UPAWS)

Transport	\$60
Board of Animals first day:	\$25
Per day thereafter:	\$15
Pick up fee for Animals	\$45/day

POLICE DEPARTMENT

Parking Violations	
If paid within 96 hours of violation	\$25
After 96 hours for additional 26 days	\$35
Following 30 days	Up to \$100 + prosecution Fines
Handicapped Parking Violations	
If paid within 96 hours of violation	\$100
After 96 hours for additional 26 days	\$130
Following 30 days	Up to \$100 + Prosecution fines
Overnight parking violations (Nov. – Apr 30) (2 am to 6 am)	
If paid within 96 hours of violation	\$50
After 96 hours thru additional 26 days	\$65
Following 30 days	Up to \$100 + prosecution Fines
Failure to return rental property if arrest warrant Is authorized (paid by renter)	\$30
Failure to return property 3+ incidents, same offender Paid by business)	\$30

PBT Test Fee (set by State of Michigan)	\$5
Video/Audio Tape Reproduction	\$50
Salvage Inspection (set by State of Michigan)	\$100
Processing NSF checks payable by check writer	
If arrest warrant authorized	\$30
Processing NSF checks 3+ incidents, same offender (paid by business)	\$30

SIDEWALKS

Sidewalk Replacement	½ of material
With pre approval	

SOLID WASTE DISPOSAL

Residential – per unit	\$17.95	\$18.19
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Rubbish, leaves, or brush removal from ROW or private property when accumulation is present after remove notification to property owner is given for violation on ROW or private property. \$50 minimum or actual cost.

RESIDENTIAL LANDFILL PERMIT

Homeowner Only	\$11.00 M- F only + Disposal Charges
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WASTEWATER RATES

Ready-to-Serve Charge applicable to all customers with public wastewater service. Ready-to-Serve Charge will be assessed whether or not the water meter is installed and whether or not water is being used. The ready-to-serve is not charged if the water lateral is capped because of destruction or demolition of the structure served by the lateral or for specific cases as decided by the City Manager. This flat rate is based on the meter size. This charge represents the fixed costs of maintaining the wastewater system including upgrades to the infrastructure.

Meter Size	2023 Rates	2024 Rates
5/8	36.58	37.58
3/4	45.19	46.46
1	60.98	62.69
1 1/4	64.79	66.60
1 1/2	76.59	78.73
2	113.20	116.37
3	131.24	134.91
4	191.52	196.88
6	353.50	363.40
8	429.18	441.20
10	476.25	489.59

The fee for each 1,000 gallons of water usage after the fixed charge shall be a flat fee of ~~\$7.98~~ **\$8.20**
The sewer rate for unmetered water service shall be a flat fee of \$84.34 per month. A monthly sewer rate of \$6.50 per metered and unmetered services will be charged for capital/system improvements.

Permit for Inspection of connection to sewer system

8:00 am – 2:30 pm (normal work day) \$150
After Hours – After 2:30 (holidays and weekends) \$300

WASTEWATER TREATMENT PLANT TESTING FEES

These fees will be determined by the Ishpeming Area Waste Water Authority’s Fee’s.

WATER RATES

Ready-to-Serve Charge applicable to all customers with public water service. Ready-to-Serve Charge will be assessed whether or not the water meter is installed and whether or not water is being used. The ready-to-serve is not charged if the water lateral is capped because of destruction or demolition of the structure served by the lateral or for specific cases as decided by the City Manager. This flat rate is based on the meter size. This charge represents the fixed costs of maintaining the water system including upgrades to the infrastructure

Meter Size	2023
5/8 & 3/4	19.76
3/4	39.20
1	47.13
1 1/4	49.02
1 1/2	82.97
2	108.26
3	121.18
4	371.76
6	403.38
8	434.47
10	482.85

The fee for each 1,000 gallons of water usage after the fixed charge shall be ~~\$10.93~~ **\$11.03**per \$ 1,000 gallons.

A monthly water rate of \$7.15 per metered and unmetered services will be charged for capital/system improvements which may be amended from time to time by Council resolution.

Water Rates for Unmetered Service –~~\$10.93~~ **\$11.03**per 1,000 gallons over 1,000 gallons based on estimated usage per month. The minimum fixed monthly charge shall be based on the meter size required if the customer was metered. The estimated quantity of water used shall be based on a representative average usage of similar metered customer.

Use of City hydrants: A \$250 connection charge which includes 10,000 gallons per month. Additional water shall be charged at ~~\$10.93~~ **\$11.03** per 1,000 gallons. Any relocation of a hydrant connection shall be considered a new connection and shall be subject to the \$250 per month minimum charge.

A “Tap In” is any connection to the City Water System

Tap in to water main (City does work)	Actual Cost (\$900 min)
Tap into water main (inspection only)	\$250

Repairing leaks between curb stop and water meter responsibility of property owner unless the leak is caused by conditions existing on public property.

Meter Replacement	\$300
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New Meter Installation ¾” or less	\$450
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Over 1”	Actual cost (\$250 min.)
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Thawing of water pipes 1st thaw no charge to the Property owner.

Thawing of water main to curb stop valve or thawing from curb stop valve to water meter actual cost with minimum charge of \$125 during normal hours, \$250 if done on overtime/after hours 2:30 pm, and \$250 if done on a Sunday or Holiday.

Reconnection due to delinquent/disconnection	\$55
After hours- After 2:30 pm	\$150
Reconnection due to requested disconnect	\$55.00

Charge for disconnect notice for late (non-payment) On electric/water service (door hanger)	\$50
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2 nd irrigation meter (plastic)	\$250
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Frost plate – not installed (metal)	\$15
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**CITY OF NEGAUNEE, MICHIGAN
CITY COUNCIL
POLICY**

Policy Number: 1993-2	Revision Date: September 8, 2005, November 10, 2011, November 8, 2012, November 14, 2013, November 13, 2014, November 12, 2015, June 8, 2017, November, 2019, 2020, 2021, 2022
Date Adopted: October 26, 1993 City Council Resolution	
Department: Administrative	

SUBJECT: FISCAL POLICY

PURPOSE: To establish fiscal policy to help guide the City Manager, Mayor, and Council Members in the development of the City's budget.

POLICY:

- 1. The City Council shall be provided with a line item budget in September of each year that conforms to the City Charter requirements.**
- 2. The City shall operate within the scope of the annual budget. When unbudgeted expenditures are authorized without a corresponding revenue source, offsetting deletions from the budget should be identified.**
- 3. Each municipal utility division, ice arena, and cemetery should be charged for its proportionate share of administrative, audit, insurance, rent and other related costs.**
- 4. The minimum levy for the City to be set at 22.5 mills when permitted by law. The maximum levy which can be set for 2022 is 16.6927 mills for the City, .9455 mills for Parks and Recreation, 1.4562mills Equipment and 1.9416 mills for Street Improvement.**
- 5. Permit and other related fees and charges for services should be reviewed annually prior to the Council September budget review.**
- 6. Minimum general fund reserves shall be retained in the amount of 10% of the annual operating expenditures.**

Fiscal Policy

- 7. General fund reserves should not be budgeted for expenditures unless designated reserves (for potential revenue losses and working capital) have been exceeded.**
- 8. The City shall establish a capital facilities and equipment fund for deposit of funds exceeding the reserve limits established in Articles 6, 7, & 18 of this policy.**
- 9. All unbudgeted expenditures in excess of \$5,000 must be approved by Council action identifying the source of revenue to be used except in emergency situation as determined by the City Manager.**
- 10. Monthly financial reports shall be provided to the City Council.**
- 11. The Treasurer's office shall assemble and maintain a fixed asset register of all assets in excess of \$2,000.**
- 12. All idle funds shall be invested in safe and liquid investment instruments for the purpose of maximizing interest earnings. Local financial institutions shall be given the opportunity to submit interest rate quotations.**
- 13. Investment interest earnings should be proportionately distributed to all funds on the basis of average monthly cash balances.**
- 14. A five-year capital improvement/equipment program shall be prepared which identifies needed public improvements and available funding sources.**
- 15. Major capital improvements should be funded by debt issuance using referendum where required. The assessment of public improvements against benefiting property shall be utilized where permitted by state law or required by City ordinance.**
- 16. Each municipal utility fund, the ice arena, and cemetery operation shall be self supporting and rates shall be reviewed and adjusted annually to assure fund stability.**
- 17. When electric utility reserve levels exceed those identified, said surpluses may be used to subsidize the general fund or as the City Council deems appropriate.**
- 18. Each municipal utility fund shall retain minimum reserve levels for emergencies and operating capital as follows:**

Sanitary Sewer - \$30,000 + Debt Services \$226,000

Water Fund - \$80,000

Electric Fund - \$700,000

19. The City shall pursue an aggressive program to collect delinquent bills owed to City.

20. Electric Department Cash Reserve Policy

Cash reserve policies and guidelines are often established by Electric utilities to maintain appropriate cash reserves to help ensure:

- **Cash exists for timely payment of bills**
- **The short term and long term financial health of the Utility**
- **Stable rates for customers**
- **Cash exists to fund unanticipated cost contingencies**

It is important for utilities to maintain the financial flexibility to help smooth rate increases and stagger retail rate adjustments for customers of the utility.

The total cash reserve determined by this policy is influenced by analysis of five major risk areas:

- 1. Operation and Maintenance**
- 2. Power Supply Costs**
- 3. Historical Investment in Assets**
- 4. Annual Debt Payment**
- 5. Five-year Capital Plan**

This policy identifies a minimum cash reserve level with the expectation that cash should be allowed to flow above the minimum. If certain events occur that result in cash reserves falling below the minimum levels established by this policy, action may be needed to restore the cash reserves above the minimum level. These actions may consider a number of factors including rate adjustments, cost reductions, issuance of bonds and/or modification of the assumptions in this policy.

This policy can be used to determine the electric fund restricted cash level during the annual budgeting process and to adjust the minimum reserve levels listed in the fiscal policy.

FINANCIAL FACTORS #1 AND #2 – WORKING CAPITAL

Timing differences exist between when expenses are incurred and revenues received from customers. Establishing minimum cash reserves helps ensure cash exists to pay expenses in a timely manner. The working capital was broken into two categories; operation and maintenance and power supply expenditures.

Factor #1: Operation and Maintenance

Assuming the average timing difference is 45-180 days between when the utility pays expenses and when revenue is collected from customers, the cash reserve policy will include 12.3% - 49.3% of budgeted O&M expenses for the next fiscal year excluding depreciation expense and power supply expenditures.

(cash reserve = 45 days of working capital / 365 days per year = 12.3%)

Factor #2: Power Supply

Assuming the average timing difference is 45-90 days between when the utility pays expenses and when revenue is collected from customers, the cash reserve policy will include a factor of 1.5 - 3 times the highest monthly power expense.

(cash reserve = highest monthly power bill x 45 days of working capital / 30 days per month)

FINANCIAL FACTORS #3 AND #4 – INVESTMENT IN ASSETS

Catastrophic events may occur that require substantial investments to replace damaged assets. Some examples of catastrophic events include ice storms, earthquakes, wind storms, floods, or tornadoes. Many of these catastrophic events may allow the utility to recover the cost of damages from FEMA; however FEMA reimbursements can take between 6 months to 2 years to recover. The utility should ensure adequate cash reserves exist to replace the assets in a timely fashion and to arrange short term financing options. The minimum reserve levels are often combined with emergency funding from banks or bonding agencies. The percent to the minimum cash reserves are dependent on the age of the assets in service and the level of risk of catastrophic type events.

Debt service payments do not occur evenly throughout the year and often occurs at periodic times typically every six months. The utility has to ensure adequate cash reserves exist to fund the debt service payment when the payment is due.

The investment in assets was broken into two categories; historical investments in assets and annual debt payment.

Factor #3: Historical Investment in Assets

The cash reserve policy will include a risk factor based on the age of the utility's assets. If the age of the system (or % depreciated)

(% depreciated = accumulated depreciation / asset investment)

is <50% the risk factor is 1%, between 50% & 55% the risk factor is 2%, and >55% the risk factor is 3%. The risk factor will be multiplied by the total historical investment.

(cash reserve = risk factor x total historical investment)

Factor #4: Annual Debt Payment

The cash reserve policy will include 100% of the annual debt service payment for the year following the close of the budget year.

FINANCIAL FACTOR #5 – CAPITAL IMPROVEMENT

Some capital improvements are funded through bond issuances and some through rates. The establishment of a minimum cash reserve level helps to ensure funds exist for timely replacement or construction of assets.

Factor #5: Five-year Capital Plan

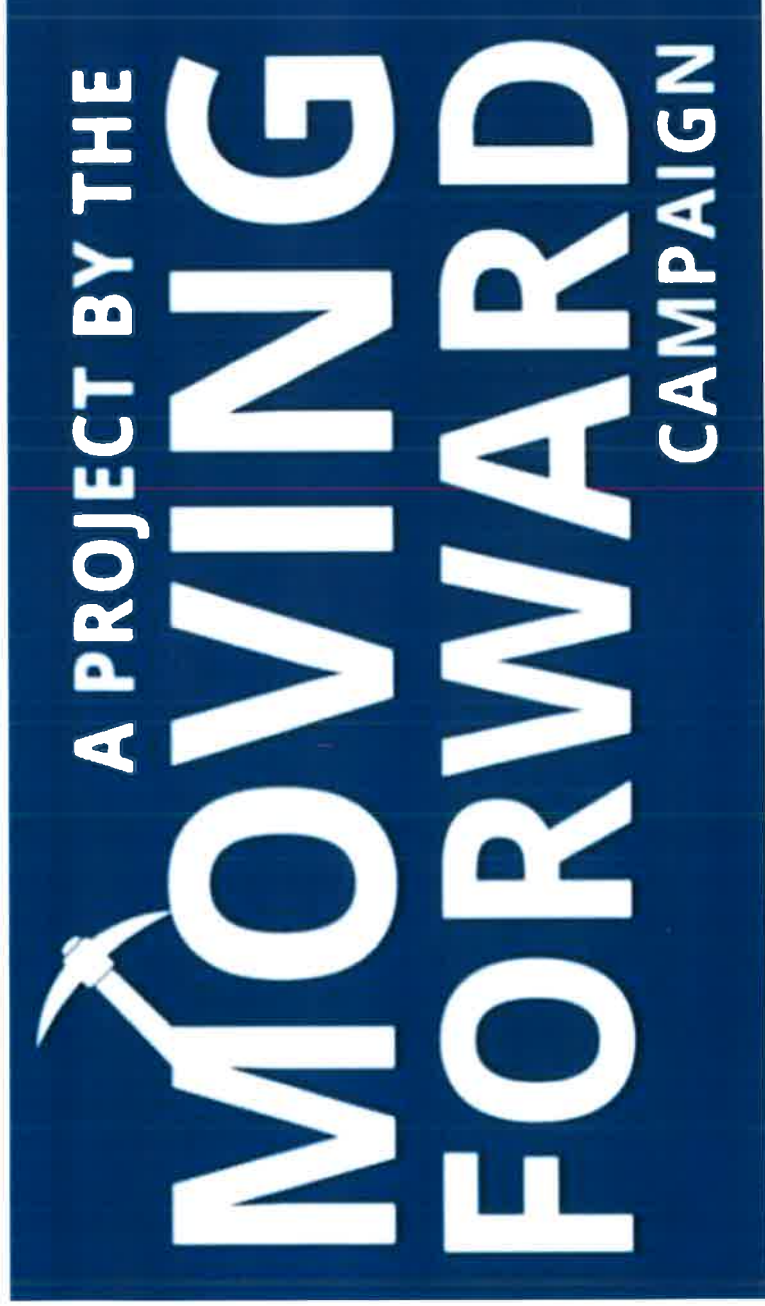
The cash reserve policy will include 1/5th (20%) of the five year average of the capital improvement program less any improvements funded through the issuance of bonds.

(cash reserve = 5-year capital plan / 5 years)

City Manager

Date

Capital Improvements

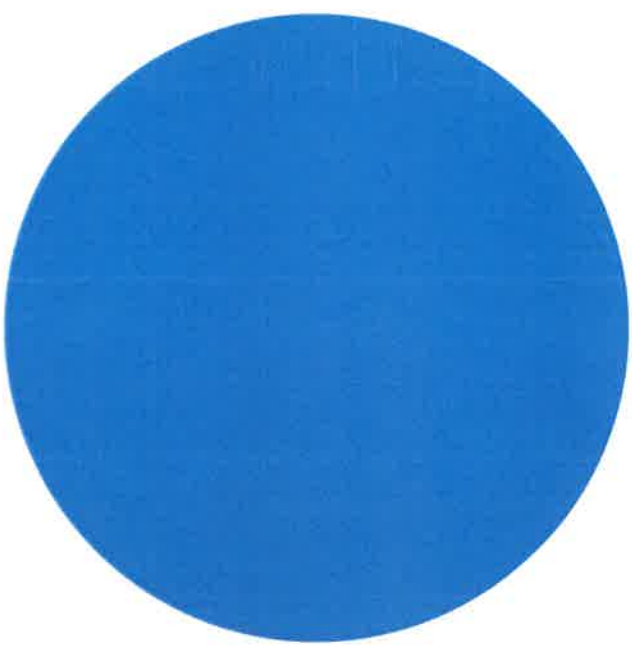


2024

Cemetery: Tree Removal



Funding Source
Perpetual Care Fund \$20,000

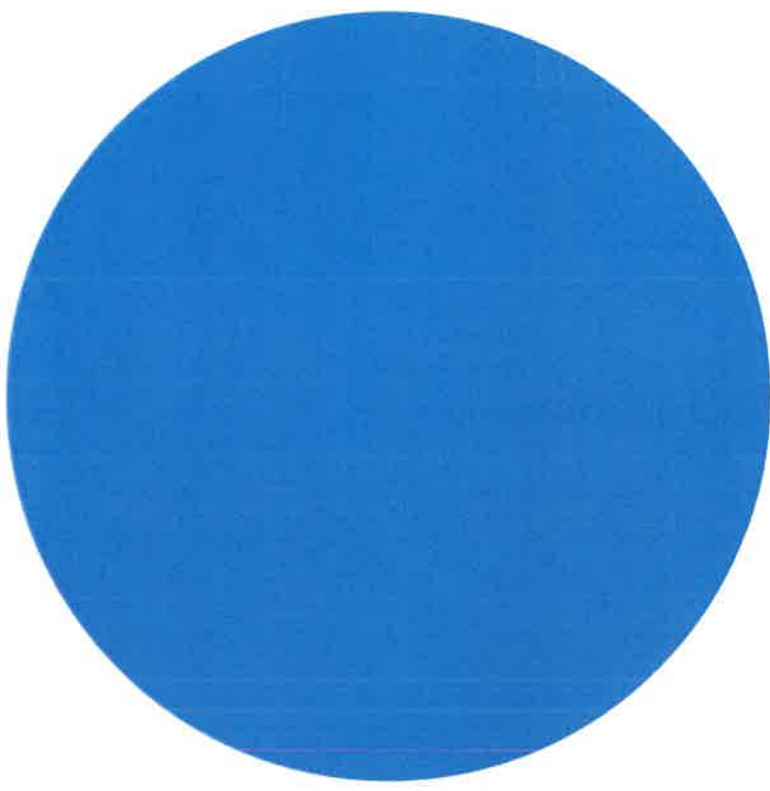


■ Perpetual Fund

Cemetery: Insulated Garage Door

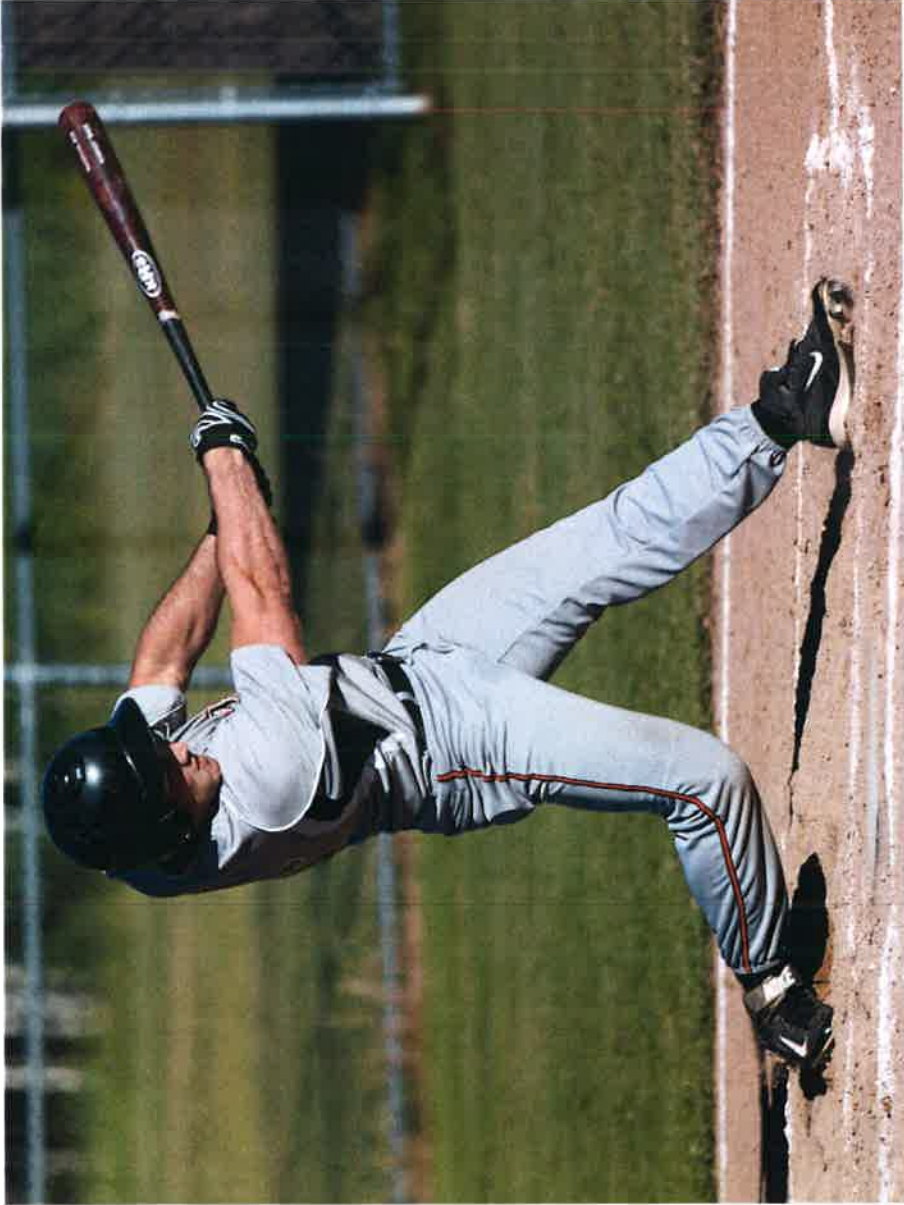


Funding Source
Perpetual Care Fund \$10,000

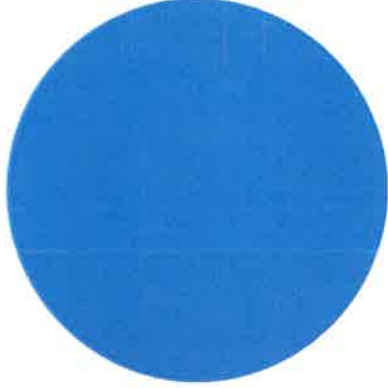


■ Perpetual Fund

Parks: LaCombe Field Improvements



Funding Source
Patronicity \$20,000



■ General Fund

Parks: Old Town Playground Project

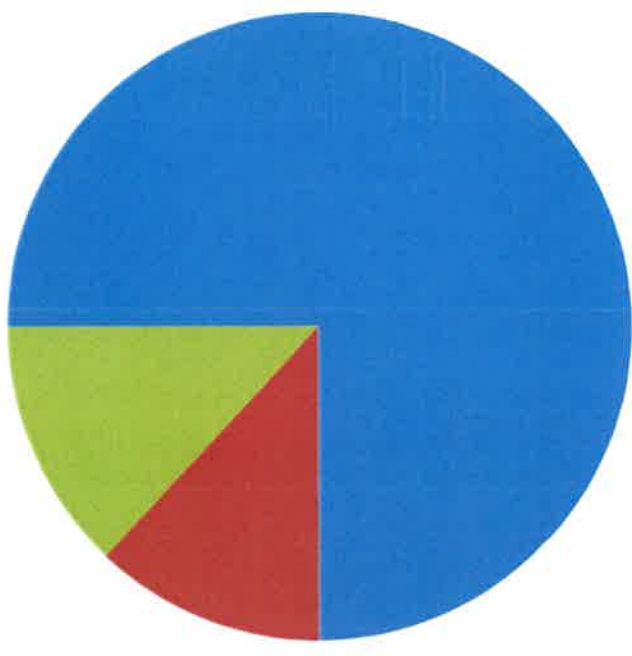


Funding Sources

MNRTF Grant \$125,700

Internal Operations \$20,196

Other Grants \$114,104

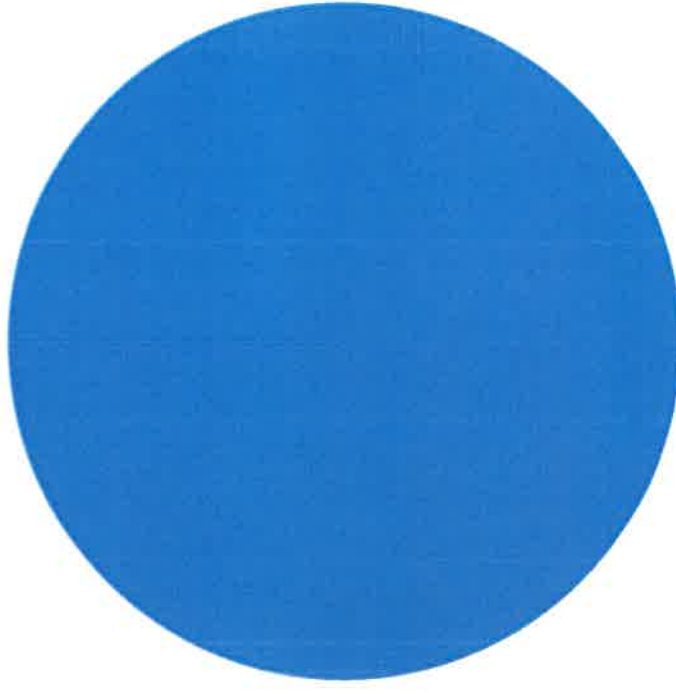


■ MNRTF Grant ■ Int Op ■ Other Grants

Water: Meters Phase #3



Funding Source
Water Fund

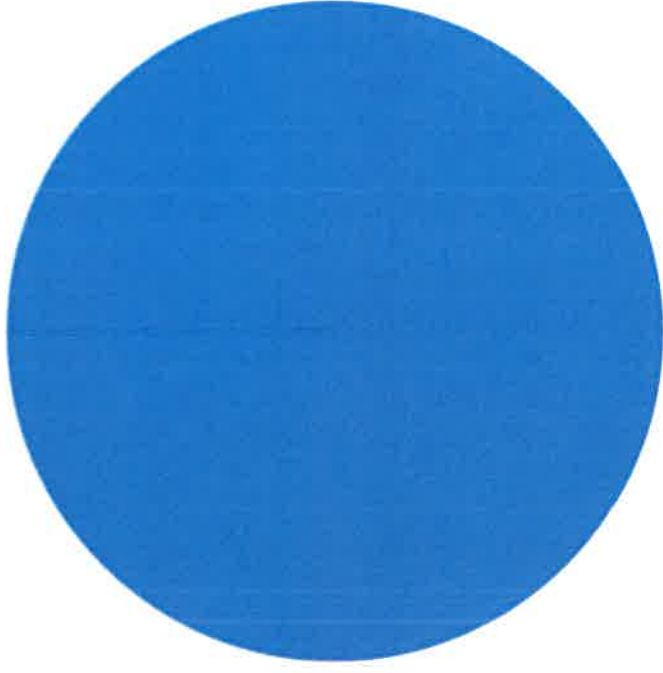


■ Water Fund

Water: AMI Phase #3



Funding Source
Water Fund

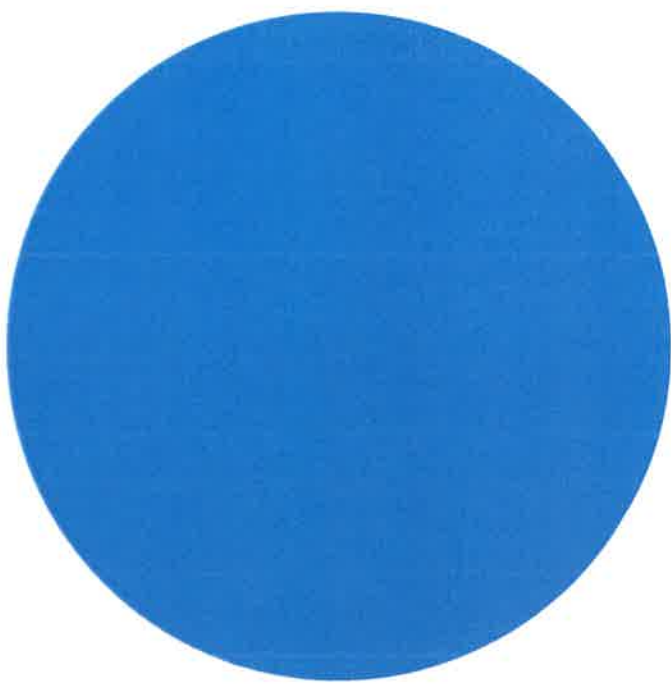


■ Water Fund

Water: Valve and Hydrant Replacement



Funding Source
Water Fund \$120,000

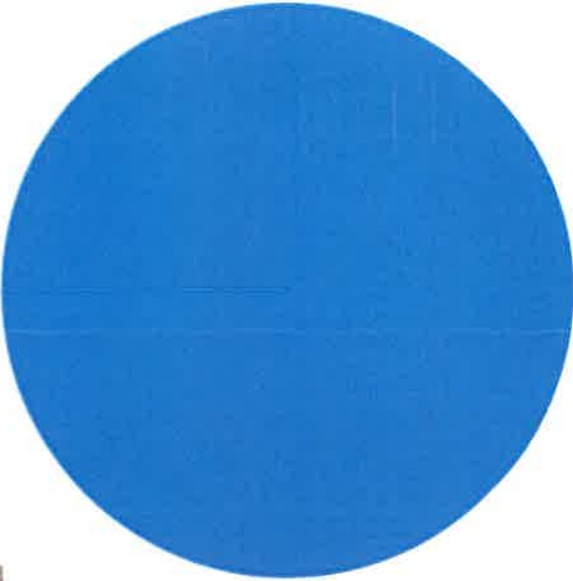


■ Water Fund

Electrical: Substation Construction



Funding Source
Electrical Fund

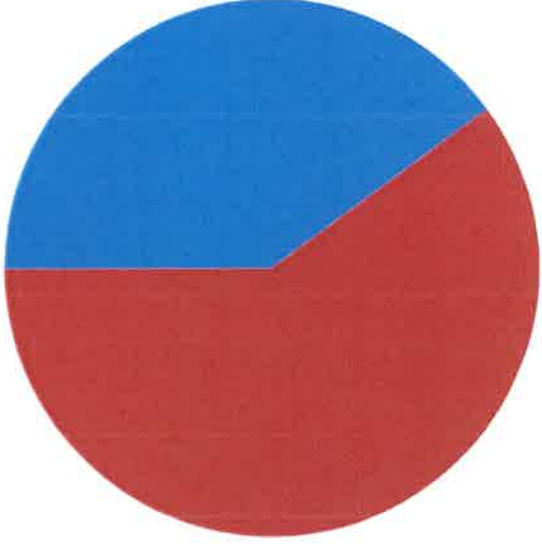


■ Electrical Fund

Electrical: AMI Stage #3



Funding Sources
Electrical Fund
Special Fee

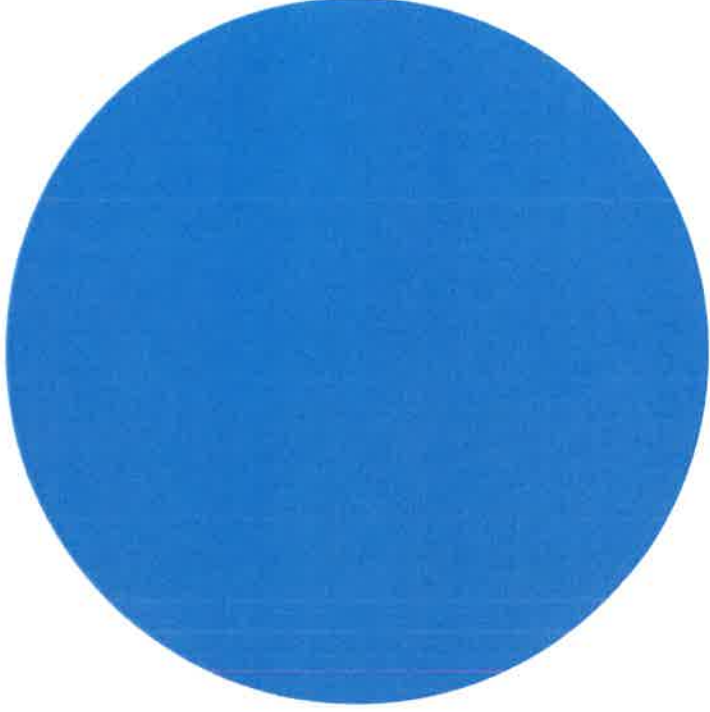


■ Electrical Fund ■ Special Fee

Electrical: Hydraulic Reel Trailer

Funding Source

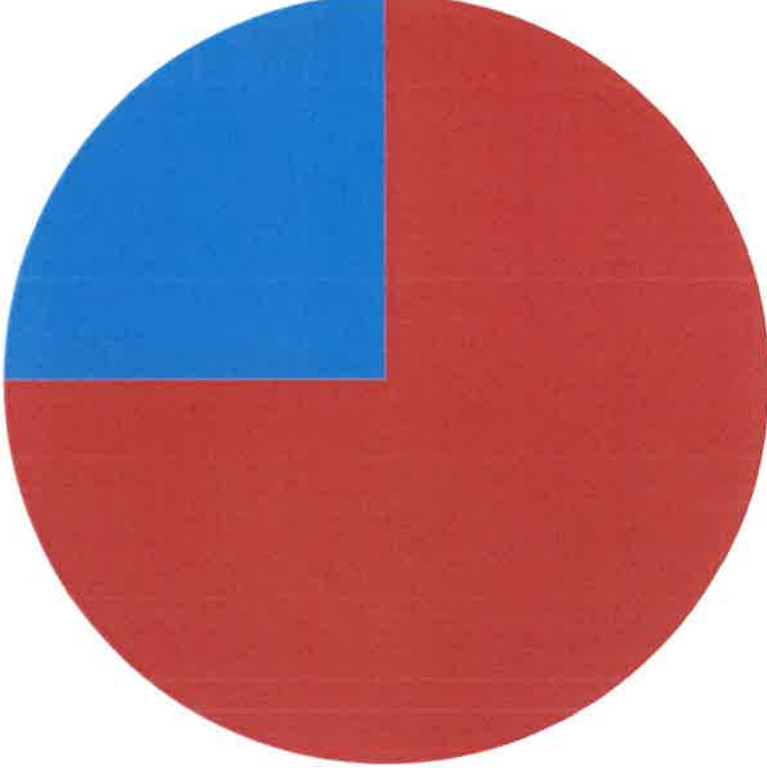
Electrical Fund \$40,000



■ Electrical Fund

Multi: AEDs

Funding Sources
General Fund \$1,800
Electrical Fund \$5,400

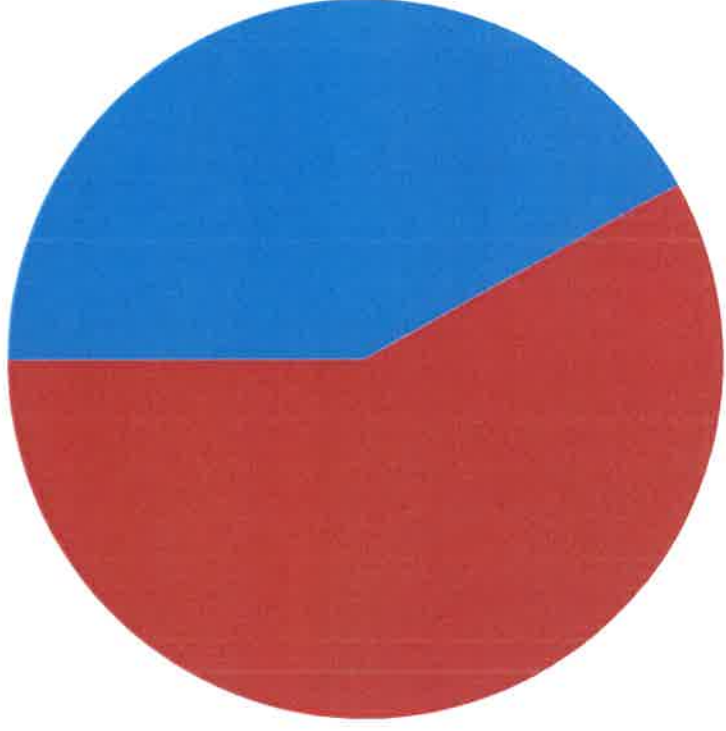


■ General Fund ■ Electrical Fund

Multi: Snow Dump



Funding Sources
Electrical Fund \$15,000
Major Streets Fund \$20,000



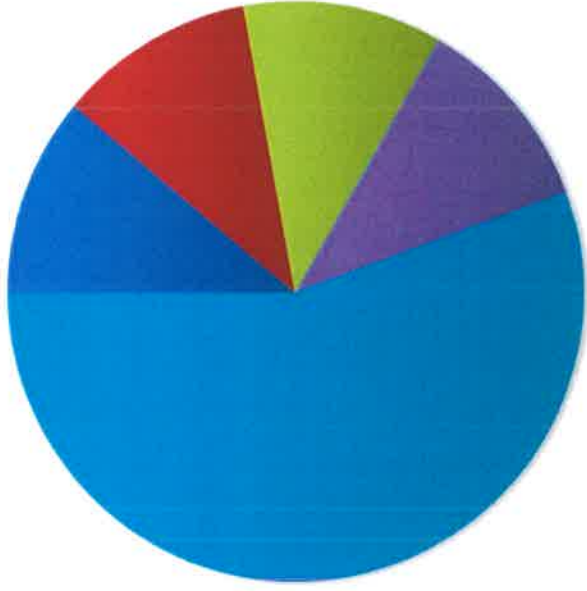
■ Electrical Fund ■ Major Streets

Multi: DPW Plow



5-Year Purchase

- Funding Sources
- Equipment Millage \$5,000
 - Sewer Fund \$5,000
 - Water Fund \$5,000
 - Electrical Fund \$5,000
 - Major Streets Fund \$40,000



■ Equipment Millage ■ Sewer Fund ■ Water Fund
■ Electrical Fund ■ Major Streets Fund

Multi: Loader with SnowGo



7-Year Purchase

Funding Sources

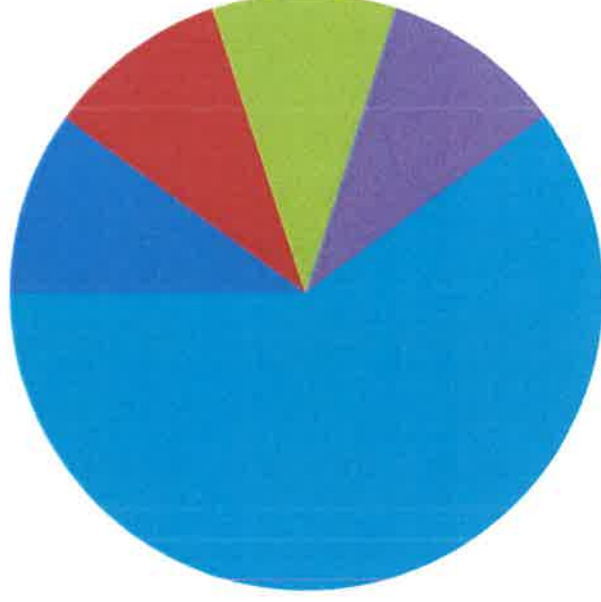
Equipment Millage \$10,000

Sewer Fund \$10,000

Water Fund \$10,000

Electrical Fund \$10,000

Major Streets Fund \$60,000



- Equipment Millage
- Water Fund
- Sewer Fund
- Electrical Fund
- Major Street Fund

Multi: Skidsteer



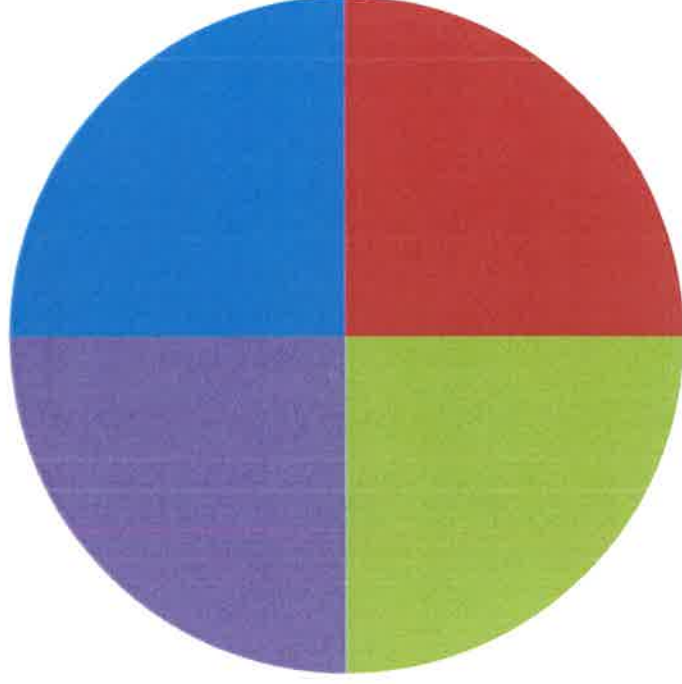
Funding Sources

Equipment Millage \$40,000

Sewer Fund \$40,000

Water Fund \$40,000

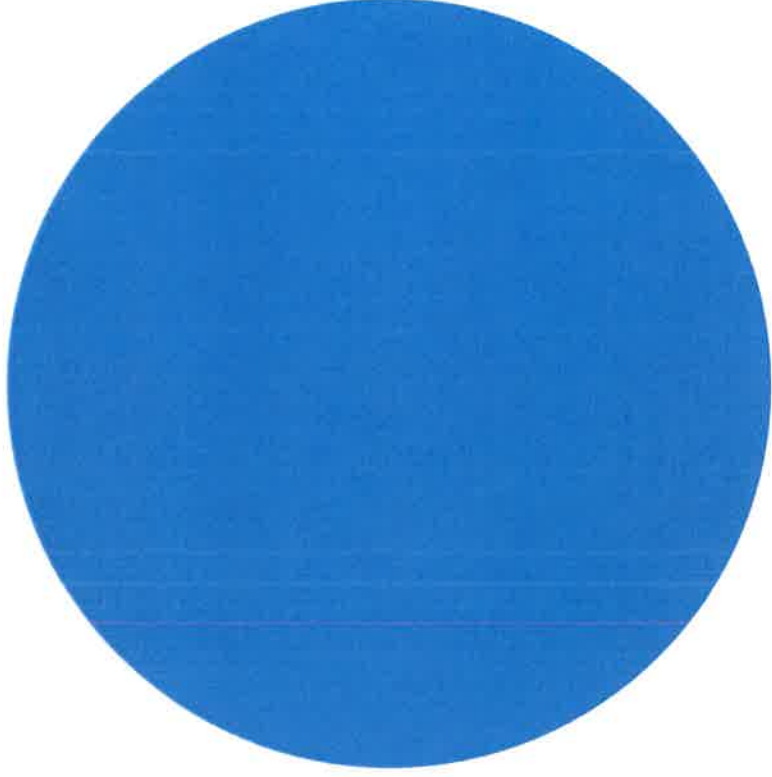
Electrical Fund \$40,000



Building: Library Carpeting



Funding Source
Building Fund \$12,000



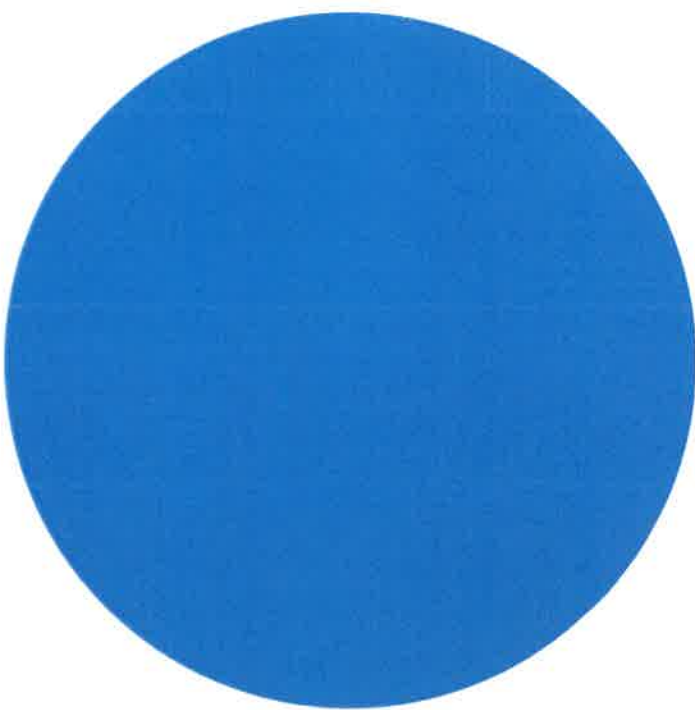
■ Building Fund

Building Fund: City Hall Entrance/ADA

Ramp

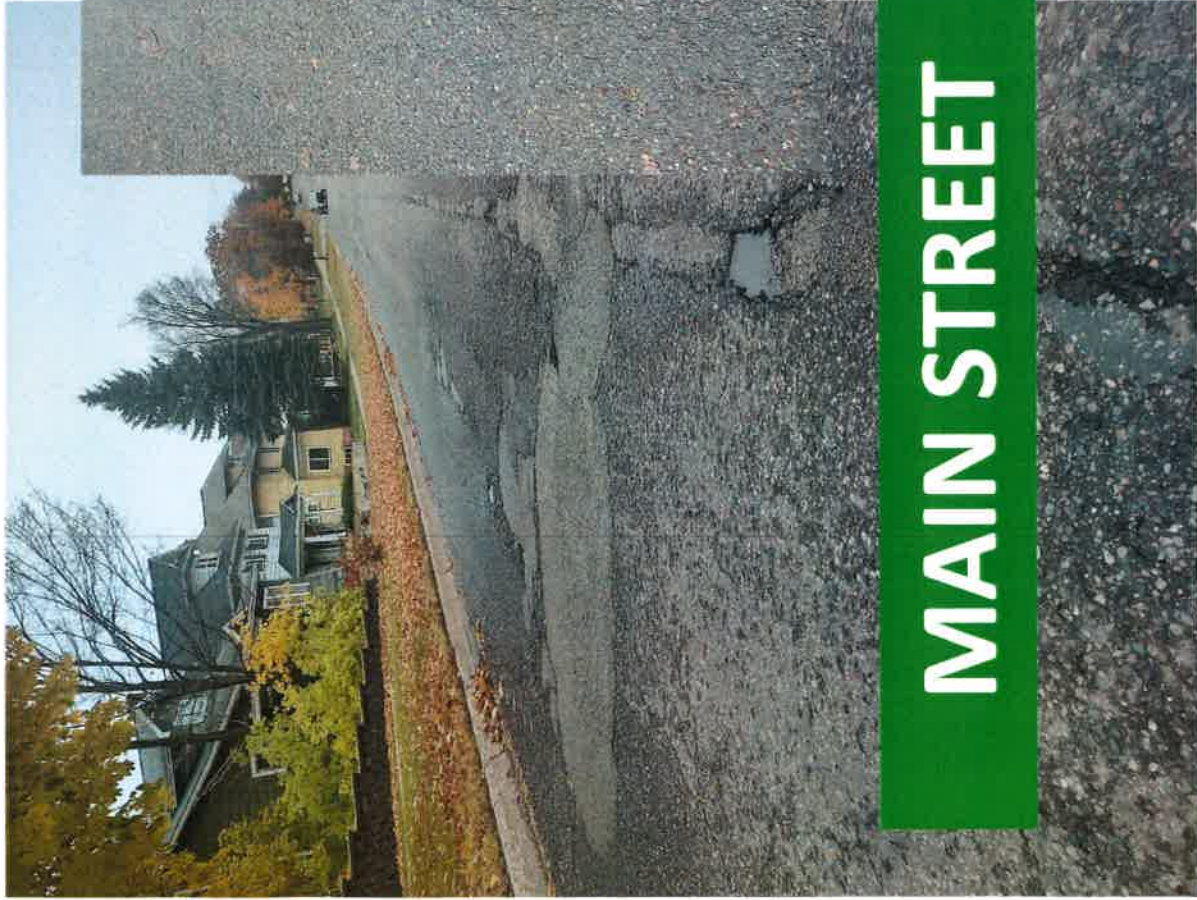


Funding Source
General Fund \$65,000

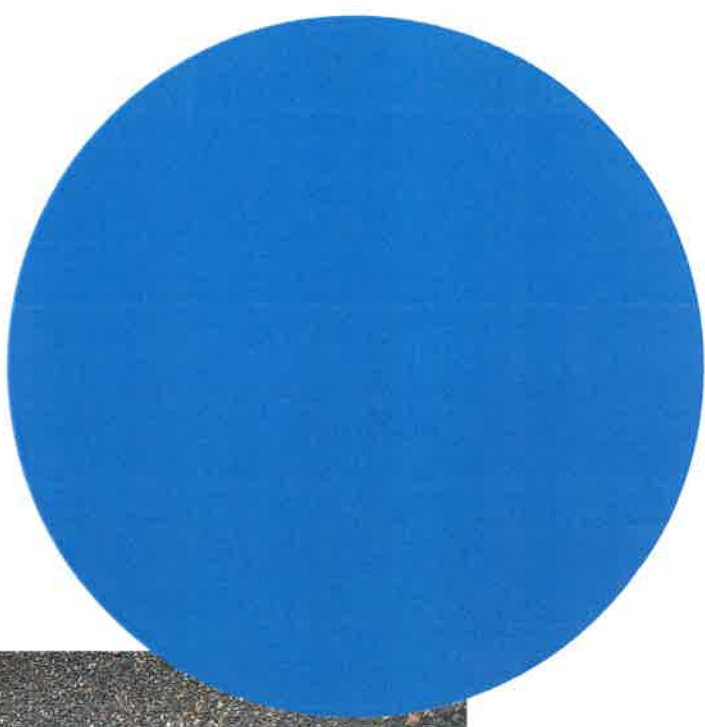


■ Building Fund

Street Millage: Main St.



Funding Source
Street Millage \$120,000



■ Street Millage

**AGENDA SUPPLEMENT
CITY OF NEGAUNEE REGULAR MEETING
November 9, 2023**

8.1

- Public Hearing Agenda Items Consent Agenda

To: Council Member Resignation

BACKGROUND:

Enclosed is a resignation from Dana LaLonde.

There is also an Attorney's Opinion regarding the vacant council seat.

Accept the resignation.

Dana LaLonde
216 Tobin Street
Negaunee, MI 49866
10/18/2023

Negaunee City Council
319 W Case St, PO Box 70
Negaunee, MI 49866

Dear Negaunee City Council,

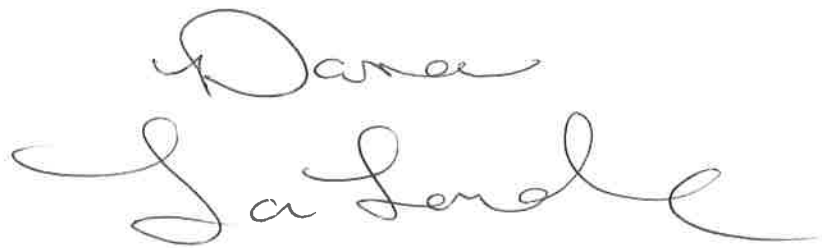
I am writing to formally submit my resignation from my current position as council member of the Negaunee City Council. As you are aware, I have been recently appointed to serve as a member of the Marquette County Commission Board, and it is with mixed emotions that I step down from my current role within the city council. Please consider this letter as my notice, in accordance with the standard protocol.

It has been an incredible journey working alongside such dedicated and passionate individuals. I have sincerely appreciated the support, guidance, and collaborative efforts that have contributed to the positive development and progress of our city.

I am grateful for the opportunities and experiences I have gained during my tenure at the city council, and I am eager to continue working for the betterment of the wider community. I look forward to staying in touch and remaining involved in the collective growth and prosperity of our city and county. Thank you once again for the privilege of serving with the council.

Sincerely,

Dana LaLonde

A handwritten signature in cursive script that reads "Dana LaLonde". The signature is written in black ink and is positioned below the typed name.

O'DEA, NORDEEN AND PICKENS P.C.

ATTORNEYS AT LAW

Raymond J. O'Dea~
rodea@mqt-law.com
William T. Nordeen~
bnordeen@mqt-law.com
Jeremy S. Pickens
jpickens@mqt-law.com

122 W. Spring Street
Marquette, MI 49855
Phone: 906.225.1770
Fax: 906.225.1764

225 E. Aurora Street
Ironwood, MI 49938

~ Also admitted in Wisconsin

October 26, 2023

Via Email Only

cmsecretary@cityofnegaunee.com

Ann Ducoli
City of Negaunee
P.O. Box 70
Negaunee, MI 49866

Re: City Council Vacancy

Dear Ms. Ducoli:

The prior attorney opinions remain accurate. The issue of the council vacancy and appointment should be placed on the agenda for the next regular meeting. According to charter Section 3.2, the council shall fill such vacancy by appointment of a qualified person.

That person then holds office until the next general election, or if the council believes the matter is more urgent, a special election can be called. When the election is held, the successful candidate will fill the remaining term of the resigning candidate. In this case, that would be to the end of the term that for which Dana was elected.

There are some pretty lengthy notice and other requirements leading to a special election. Those typically take about 90 days. There are only two special election dates provided for, besides the general election. Those are the first Tuesday after the first Monday in May or August. Otherwise, the balance of the term would be decided by the electors at the next general election, being the election in November 2024.

You also asked about acceptance of the resignation. Not technically required, but it can be withdrawn until the council takes further action. We will leave that to the council and past practice.

This is an attorney opinion but is not subject to attorney client privilege. If you have any questions or comments, please let us know.

Very truly yours,



Jeremy S. Pickens
Raymond J. O'Dea

JSP/jcd

Cc: Nate Heffron, City Manager (via email only, nheffron@cityofnegaunee.com)

SECTION 3.2 APPOINTMENTS BY COUNCIL.

In case any vacancy shall occur in any of the offices in this Charter declared to be elective, the Council shall fill such vacancy by the appointment of a qualified person, and any person appointed to fill a vacancy shall hold office, by virtue of such appointment, until his or her successor is elected at the next general City election and has duly qualified, provided that if the Council shall deem it expedient it may call a special election to fill any vacancy occurring in any elective office, according to the provisions of this Charter. The Council shall not fill any vacancy by appointment, except in the office, of the Justice of the Peace, within ninety (90) days prior to any general City election.



Friday, October 27, 2023

Nate Heffron, City Manager
319 W Case Street
Negaunee, MI 49866

A handwritten signature in blue ink is located to the right of the recipient's address. The signature is stylized and appears to be "J. A." with a horizontal line through it.

Dear Nate –

Thank you for your interest in collaborating with the Lake Superior Community Partnership (LSCP) to update the city's economic development strategy. For 25 years, the LSCP has provided comprehensive economic development services to Marquette County businesses and organizations, including the City of Negaunee. The existing strategy, *Moving Forward*, has been instrumental in guiding efforts to create new momentum for the city and we're confident an updated plan can further capture that momentum.

In our recent conversation, you mentioned you felt the current plan served the city well and that we do not need to recreate the wheel. We agree and, as such, have developed a streamlined process which will move along quickly, leveraging recent engagement efforts from the city's master plan, data from tools we have in-house at the LSCP, and outcomes from the current economic development strategy. We are proposing a three-phase approach:

- Review & Evaluation of Current Plan
- Update Content & Recommendations
- Refinement & Adoption

Phase 1 will allow the LSCP to review existing documentation and prepare for future phases. Thanks to our longstanding partnership with the City we expect this phase to move quickly, culminating in a meeting with the Steering Committee. During Phase 2, we will dive into the details: updating data, meeting with city staff to review new items to include, updating (and simplifying narrative), etc. This phase would also include a meeting with the steering committee. Finally, Phase 3 will include review and adjustments by city staff, a final review by the steering committee, and presentation of the final product to City Council for formal adoption.

The updated plan will be sure to align with RRC Best Practices. The LSCP has significant experience with RRC Best Practices, including having a former RRC Planner on staff and our Community Economic Development Coordinator has completed RRC Best Practice training as well as is actively engaged in helping other communities with RRC-related tasks.

We expect the project would commence in November 2023 and wrap up in the first quarter of 2024, contingent on the steering committee's response time and ability to meet. Inclusive of labor, materials,

travel, mapping assistance from CUPPAD, etc. we estimate the project will cost **\$7,661**. The exact number will depend on actual travel, materials, labor, and outside costs.

Based on our recent conversations, the LSCP will defer payment until 2024 and then follow our standard project invoicing practice of 25% deposit, 50% upon a full draft, and the remaining upon final product delivery. The LSCP tracks our true cost of labor on projects, so this is an estimate; any savings in those hours would be passed on to the city. Any hours over the estimated total of 116 hours would be communicated to the city prior to approving any changes.

Local governments and nonprofit membership organizations like the LSCP share many similarities, including a responsibility to steward dollars from taxpayers/members. We also understand the value of a strong plan as a tool for guiding the city's efforts and maintaining the exciting momentum Negaunee is currently experiencing. As such, we've fine-tuned our proposal as much as possible while still ensuring we've budgeted for sufficient hours to provide the City with a document it can share with pride and confidence.

I will be attendance at the November Council meeting to answer any questions, but please reach out if you have any beforehand.



Christopher Germain | AICP, EDFP
Chief Executive Officer
Lake Superior Community Partnership
cgermain@marquette.org
(906) 226 – 6591 x 102 (office, direct)
(989) 430 – 3600 (cell)

Project Worksheet

Name: City of Negaunee – Economic Development Strategy Update

Description: Full update of the Moving Forward economic development strategy to remove completed items, incorporate new goals, and update existing content/data. The final result will be the city’s next official economic development strategy under the Forge Your Adventure motto.

Anticipated Timeline: October 2023 – February 2024

Tasks, Hours, and Costs:

Phase 1: Research (November – December) \$960 18.00 Hours
Task 1.1 - Review existing Information
Task 1.2 - Confirm Steering Committee
Task 1.3 - Convene Steering Committee (includes prep)
Task 1.4 - Briefing on Steering Committee meeting outcomes
Phase 2 - Update Content & Recommendations (December – February) \$3,450 60.00 Hours
Task 2.1 - Update Existing Economic Data
Task 2.2 - Update Available Sites Data
Task 2.3 - Meeting with City Staff to discuss recommendations
Task 2.4 - Convene Steering Committee (including prep)
Task 2.5 - Update Plan narrative and other content
Task 2.6 - Full draft prepared for SC review
Phase 3 - Refinement & Adoption (March) \$2,100 38.00 Hours
Task 3.1 - Convene Steering Committee (including prep)
Task 3.2 - Collect feedback from SC
Task 3.3 - Final Edits
Task 3.4 - Compile final version
Task 3.5 - City Council Meeting (Adoption)
Travel & Materials \$200 (as incurred)
Admin Fee (10% of final total): \$651
CUPPAD Mapping: \$75.00/hour; assuming 4 hours
TOTAL: \$7,661 116 Hours

Additional Costs (as incurred)

Any additional labor beyond what has been budgeted will be billed at current rates as outlined below. Any additional travel or materials will be billed at-cost. The LSCP provides mileage rates to employees consistent with IRS guidelines.

Title/Level	Hourly
Coordinator	\$45.00
Director	\$55.00
CEO	\$85.00
CUPPAD	\$75.00

95

**AGENDA SUPPLEMENT
CITY OF NEGAUNEE REGULAR MEETING
November 9th, 2023**

Public Hearing Agenda Items Consent Agenda

To: The Honorable Mayor and City Council

Re: Traffic Control Order #70 and #71 – Changes to traffic and signage for 2023 Iron Street Improvements project and Peninsula St./Copper St. intersection.

BACKGROUND:

Attached is a memo from the Chief of Police describing a request for changes to the traffic and signage for the 2023 Iron Street Improvements project and the Peninsula St./Copper St. intersection.

The signage proposed will notify motorists of the changes to the appropriate direction of travel and required actions at intersections.

RECOMMENDATION:

It is recommended the City Council approve Traffic Control Orders #70 and #71 which would make the signage permanent and authorize the appropriate individuals to sign the order.

ALTERNATIVE:

Do not approve the Traffic Control Orders. Seek some other form of traffic control.

FISCAL EFFECTS:

Cost of signs.



Negaunee City Police Department

Chief Patrick Ketola

319 W. Case St.

Negaunee MI 49866

Telephone: (906) 475-4154 Fax: (906) 475-6911

www.cityofnegaunee.com/police.html

Memo

Date: 10/26/2023

To: Mr. Heffron - Negaunee City Manager

From: Pat Ketola

Subject: TCO #70 & #71 - Changes to traffic and signage for the Iron Street Improvements project and the Peninsula St./Copper St. intersection

Mr. Heffron,

Traffic Control Orders (TCO) #70 and #71 are being presented for your review and approval by the City Council.

Order #70 has been created due to the reengineering of several streets/lots in the downtown area as a result of the 2023 Iron Street Improvements project designed by the UPEA (Upper Peninsula Engineers and Architects).

Order #71 has been created to create uniformity at the intersections on Peninsula St. and Bay De Noc St.

After reviewing the proposed and erected signage for both projects with DPW personnel, the signage is correct and prudent for the changes enacted.

A diagram highlighting the changes to the roadway/lots and signage is attached.

If you have any questions or concerns, please let me know.

Temporary Traffic Control Orders are in place, but are limited to 90 days. These orders will have to be approved by the City Council to become permanent.

Respectfully submitted,

Pat Ketola

Chief of Police – Negaunee City Police Department

City of Negaunee
TRAFFIC CONTROL ORDER

ORDER NUMBER: 70

DATE OF ORDER: 10/26/2023

I have made an investigation of traffic conditions regarding the reengineering of the downtown area to include Tobin St., Iron St., Silver St., Marquette St., Pioneer Ave., Division St. and Lincoln St. As a result of said investigation, do hereby direct that:

The traffic signage proposed and erected for the 2023 Iron Street Improvements project designed by UPEA (Upper Peninsula Engineers & Architects) is correct and prudent for the reengineering of the aforementioned streets.

A diagram outlining the changes and signage is attached.

The following Traffic Control Order(s) is/are hereby rescinded: N/A

This order shall expire ninety (90) days from the date of filing except that upon its approval by the City Council, it shall not so expire.

City of Negaunee
TRAFFIC CONTROL ORDER

ORDER NUMBER: 71

DATE OF ORDER: 10/26/2023

I have made an investigation of traffic conditions on Peninsula St. at Copper St. and as a result of said investigation, do hereby direct that:

The current yield sign posted for northbound traffic on Peninsula St. where it intersects Copper St. be changed to a stop sign. The surrounding intersections are all posted as stop signs, so this change will make the intersections uniform for drivers.

The following Traffic Control Order(s) is/are hereby rescinded: N/A

This order shall expire ninety (90) days from the date of filing except that upon its approval by the City Council, it shall not so expire.

Google Maps Change current yield sign at Peninsula/Copper intersection to a stop sign.

