

**CITY OF MENOMINEE, MICHIGAN
MENOMINEE CITY COUNCIL AGENDA FOR MAY 18, 2020
HELD ELECTRONICALLY @ 6:00 P.M.**

A) CALL THE MEETING TO ORDER.

B) ROLL CALL.

C) APPROVAL OF MEETING AGENDA.

D) MINUTES OF PREVIOUS MEETINGS.

- 1) Regular meeting of April 20, 2020.

E) COMMUNICATIONS.

- 1) Update from the Waterfront Festival Committee on the 2020 festival.

F) PUBLIC HEARINGS.

- 1) KK Integrated Logistics, Inc. applications for Industrial Facilities Tax Exemptions.
- 2) Proposed Operating Budget for the 2020-2021 fiscal year.
- 3) Ordinance adopting the Annual Appropriation Bill for the 2020-2021 fiscal year.
- 4) Ordinance amending the Downtown Development Authority District Boundaries.

G) PUBLIC COMMENT.

- 1) This public comment session is intended for statements, not debate, limited to three minutes per person *on agenda items only*. Please be prepared to state your name and address before speaking.

H) REPORTS OF OFFICERS.

- 1) City Manager's report.

I) REPORTS OF BOARDS, COMMISSIONS, AND STANDING COMMITTEES.

- 1) The Finance Committee on an agreement with the MDNR for rip rap installation at Harbor Drive.

J) MISCELLANEOUS.

K) MOTIONS AND RESOLUTIONS.

- 1) Resolutions regarding the KK Integrated Logistics, Inc. applications for Industrial Facilities Tax Exemptions.
- 2) Ordinance adopting the Annual Appropriation Bill for the 2020-2021 fiscal year.
- 3) Ordinance amending the Downtown Development Authority District Boundaries.

L) PUBLIC COMMENT.

- 1) This public comment session is *not limited to agenda items*. It is intended for statements, not debate, limited to three minutes per person. Please be prepared to state your name and address before speaking.

M) ADJOURN.

Electronic Remote Access Information:

Call in # 312-626-6799 Enter Meeting ID: 864 6203 0750 Press #

Requests from individuals with disabilities who need special accommodations to participate in this meeting or hearing should be made to the City Clerk's Office at 1-906-863-2656 with as much advanced notice prior to the meeting as possible.

The City of Menominee is an Equal Opportunity Provider and Employer



**CITY OF MENOMINEE, MICHIGAN
REGULAR COUNCIL PROCEEDINGS
APRIL 20, 2020**

A regular meeting of the Menominee City Council, City of Menominee, County of Menominee, State of Michigan, was held on Monday April 20, 2020 electronically.

The Honorable Jean Stegeman called the meeting to order at 6:00 p.m.

PRESENT: Council Members Fifarek, Jones, Klitzke, Nelson, Nutter, Plemel, Pohlmann, and Robinson; Mayor Stegeman

ABSENT: None

PRESENT: 9 **ABSENT:** 0

A motion was made by Council Member Jones and seconded by Council Member Nelson to approve the amended agenda for the meeting dated April 16, 2020. This motion was carried unanimously.

A motion was made by Council Member Plemel and seconded by Council Member Nelson to approve the minutes of the regular meeting of February 18, 2020 as presented. This motion was carried unanimously.

A motion was made by Council Member Jones and seconded by Mayor Stegeman to approve the minutes of the regular meeting of March 16, 2020 as presented. This motion was carried unanimously.

PUBLIC COMMENT:

Mayor Stegeman opened the public comment session that was called for the purpose of hearing citizen comments on agenda items only.

No one was heard.

A motion was made by Council Member Nelson and seconded by Council Member Robinson to close public comment. This motion was carried unanimously.

REPORTS OF OFFICERS:

A report was heard from City Manager Graff.

BOARD REPORT:

At a March 12, 2020 meeting, the Water and Wastewater Utility Board discussed the Coleman Engineering Revised Proposal for the Utility Project Loan applications and recommended to City Council that Council approve the Revised Loan Application Proposal to prepare an application for the Michigan Department of Environment, Great Lakes and Energy (EGLE) Drinking Water Revolving Fund (DWRP) and State Revolving Fund (SRF) for the Water and Sewer Project.

WATER AND WASTEWATER UTILITY BOARD

A motion was made by Council Member Jones and seconded by Council Member Robinson to adopt the recommendation. This motion was carried unanimously.

COMMITTEE REPORT:

At a March 12, 2020 meeting, the Finance Committee discussed the Hattie Street Bridge Platform repair and recommended to City Council that Council approve the Fishing Platform structural repairs for the Hattie Street Bridge Structure over the Menominee River and the City agrees to pay 50% of the cost, not to exceed \$50,000., for alternative #2, contingent upon the Engineers review of the bid proposals.

FINANCE COMMITTEE

A motion was made by Council Member Plemel and seconded by Council Member Jones to adopt the recommendation. This motion was carried unanimously.

COMMITTEE REPORT:

At an April 15, 2020 meeting, the Finance Committee discussed the surplus equipment of the 1992 Vactor Truck and additional hose and recommended to City Council that Council authorize the sale of surplus property and accept the offer from the City of Peshtigo in the amount of \$10,800.

FINANCE COMMITTEE

A motion was made by Council Member Plemel and seconded by Council Member Nelson to adopt the recommendation. This motion was carried unanimously.

MOTIONS AND RESOLUTIONS:

The following resolution was presented for consideration next:

**RESOLUTION #2020-005
Election Resolution**

WHEREAS, a Special Election is scheduled to be held in all four wards of City of Menominee on Tuesday, May 5, 2020; and

WHEREAS, the Michigan Secretary of State has declared the May election, will be **primarily by mail**; and

WHEREAS, one location will be open from 7 a.m. to 8 p.m., Local Time on said day for voters to register to vote, voters with disabilities to use a Voter Assist Terminal, and to receive and submit ballots in person; and

WHEREAS, the Absent Voter Counting Board shall consist of up to three (3) chairpersons and up to ten (10) inspectors for all four wards and that the rate of pay be \$12.00 per hour for the chairperson and \$11.00 per hour for inspectors; and

WHEREAS, that all election personnel shall be paid their hourly rate (including travel time) or a \$20 minimum for attending required election training.

WHEREAS, to modify by any subsequent executive orders issued between now and the time of this Special Election; and

NOW, THEREFORE, BE IT RESOLVED, the following location is designated as the polling place for all four wards in the City of Menominee for the Special Election to be held Tuesday, May 5, 2020:

Menominee City Hall
2511 Tenth Street

A motion was made by Council Member Plemel and seconded by Council Member Klitzke to adopt the amended resolution. This motion was carried unanimously.

A motion was made by Council Member Plemel and seconded by Council Member Fifarek to approve the payment of the Motorola Solution, Inc. invoice in the amount of \$44,785.16 using the State bid. This motion was carried unanimously.

PUBLIC COMMENT:


Mayor Stegeman opened the public comment session.

No one was heard.

A motion was made by Council Member Nelson and seconded by Council Member Plemel to close public comment. This motion was carried unanimously.

ADJOURN:

A motion was made by Council Member Nelson and seconded by Council Member Robinson to adjourn the meeting. This motion was carried unanimously.


Kathleen A. Brofka



City of Menominee
Council Committee
Agenda Item

TITLE: Waterfront Festival

Requesting Agency: WFF Committee

Meeting Date:
May 18, 2020

Contact: Nancy
Douglas

Public Hearing: n/a

Phone: 864-2201

Advertising Date: n/a

Council Ward:
city wide

Attachments:

PURPOSE: The Waterfront Festival Director and Committee recommend to the City Council that the 2020 Waterfront Festival be cancelled for this year.

BACKGROUND: Given the current pandemic and stay at home executive orders the committee believes we cannot safely conduct this year's planned festival. While it is a couple of months away, we are making this recommendation based on the following issues:

- we are primarily concerned about public safety and our lack of ability to provide the additional level of sanitation, social distancing, etc. required during the current and ongoing pandemic, and the liability this presents to the city
- we are not sure all the permits required will be issued. Liquor control commission is unable to provide guidance at this time
- we have surveyed a number of our major supporters and believe we would only be able to raise about \$15,000 of the budgeted amount of \$25,000
- in an attempt to determine food booth participation, we have found that most groups are not currently meeting and decisions have not yet been made, we cannot therefore commit to the number of tents that will be needed as we would incur the cost whether or not organizations planned to attend.
- our fireworks contract (\$25,000) must be signed by July 1 and we would then be obligated to pay for them
- we will also need to sign contracts in the next month to secure band shell entertainment that we would then have to honor.
- we are concerned that we would be unable to find the large number of volunteers that it takes to run this event.
- we have consulted with the Michigan Festival and Events Assoc., and they have informed us that across the State most summer events in other cities are being cancelled and locally the Logging Heritage Festival, Memorial Day programs, 4th of July events, Menominee County Fair, the Mackinac Bridge Walk and other events have been cancelled

BUDGET IMPACT: There is no measurable impact to the city budget if the event is cancelled.

We ask that you support what has been a very difficult decision and we are committed to coming back next year with a great event. Our vote to cancel was unanimous.

STAFF RECOMMENDATION / ACTION REQUESTED: City Manager Tony Graff and Nancy Douglas, Festival Director, ask that the Council support the committee's recommendation.

**NOTICE OF PUBLIC HEARING
APPLICATIONS FOR
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATES**

By resolution of February 18, 2020 the Menominee City Council set Monday, March 16, 2020 at 6:00 p.m. as the time, this meeting was unable to conduct business and was opened and closed, therefore the public hearing has been rescheduled for May 18, 2020 at 6:00 p.m. **as an electronic meeting scheduled through Zoom meeting** on two applications made by KK Integrated Logistics, Inc., for industrial facilities tax exemptions pursuant to the 1974 P.A. 198. Interested persons may attend and be heard.

BY: CITY OF MENOMINEE, MICHIGAN
Kathleen A. Brofka
City Clerk/Treasurer

Electronic Remote Access Information:
Call in # 312-626-6799
Enter Meeting ID: 864 6203 0750 Press #
Participant ID: Press #

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NOTICE

A public hearing on the proposed City of Menominee Budget for fiscal year 2020-2021 will be held by the Menominee City Council on Monday, May 18, 2020 at 6 p.m. in the Municipal Complex Council Chambers, 2511-10th Street, Menominee, MI 49858.

BUDGET SUMMARY:

General Fund
Water/Sewer
Act 51
Cemetery
Library
Special Revenue
Solid Waste
Debt Service
Other Funds
River Park
Marina

REVENUES AND APPROPRIATIONS:

\$ 6,296,371.
4,254,165.
3,344,227.
183,615.
520,656.
86,000.
613,942.
541,436.
1,464,200.
225,110.
502,945.
\$18,032,667.

THE PROPERTY TAX MILLAGE RATE PROPOSED TO BE LEVIED TO SUPPORT THE PROPOSED BUDGET WILL BE A SUBJECT OF THIS HEARING. (NOTE TO PAPER: *This paragraph must be printed in 11 point boldfaced type.*)

Citizens have the right to provide written or oral comments and ask questions about the proposed budget.

A copy of the proposed budget is open for public inspection at the City Clerk/Treasurer's Office, upon request, and on the City's website www.menominee.us

CITY OF MENOMINEE, MICHIGAN
BY: Kathleen A. Brofka, City Clerk/Treasurer

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PUBLISH - EAGLE HERALD
DISPLAY ADVERTISEMENT – AS SOON AS POSSIBLE
BILL TO CITY OF MENOMINEE GENERAL FUND
PLEASE PROVIDE AN AFFIDAVIT OF PUBLICATION

**PUBLIC HEARING - CITY OF MENOMINEE
MENOMINEE ORDINANCE CODE ADOPTION**

The City Council of the City of Menominee will hold a public hearing at 6 o'clock p.m., on Monday, May 18, 2020 in the Municipal Complex Council Chambers, 2511-10th Street, Menominee MI 49858. The purpose of the public hearing is to allow citizens the opportunity to comment on adopting the Ordinance as follows:

ORDINANCE 2020-001 --- ADOPTING THE ANNUAL APPROPRIATION BILL FOR THE FISCAL YEAR BEGINNING JULY 1, 2020 AND ENDING JUNE 30, 2021.

This ordinance would approve the 2020-2021 Operating Budget.

BY: Kathleen A. Brofka, City Clerk/Treasurer

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City of Menominee

City Hall ▪ 2511 10th Street ▪ Menominee, MI 49858-1995

Phone (906) 863-2656 ▪ FAX (906) 863-3266

NOTICE OF PUBLIC HEARING

The Menominee City Council will conduct a public hearing on Monday, May 18, 2020 at 6 o'clock p.m. **as an electronic meeting scheduled through Zoom meeting.** The purpose of the hearing is to receive citizen comments on an **ORDINANCE TO ADOPT SECTION 2-258 OF THE CODE OF ORDINANCES OF THE CITY OF MENOMINEE, MICHIGAN, AMENDING THE DOWNTOWN DEVELOPMENT AUTHORITY DISTRICT BOUNDARIES .**

Electronic Remote Access Information:

Call in # 312-626-6799

Enter Meeting ID: 864 6203 0750 Press #

Participant ID: Press #

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COMMITTEE REPORT:

At a May 11, 2020 meeting, the Finance Committee discussed the proposed agreement with the Department of Natural Resources for Rip Rap installation at Harbor Drive and recommended to City Council that Council accept the Cooperative agreement between the Michigan Department of Natural Resources (DNR) and the City of Menominee for \$100,000. for the purpose of conveying funds for Harbor Drive, contingent upon the DNR executing the agreement and approving the City's bid specifications and to authorize the City Manager and City Engineer to execute the contract.

FINANCE COMMITTEE

MOTION BY: _____ SECOND BY: _____

ADOPT

	FIFAREK	JONES	KLITZKE	NELSON	NUTTER	PLEMEL	POHLMANN	ROBINSON	STEGEMAN
AYES									
NAYS									



City of Menominee
City Council
Agenda Item

TITLE: Recommend Rip Rap Installation at Harbor Drive

Requesting Agency:	City Engineer's Office	Meeting Date:	May 18, 2020
Contact:	Tricia Alwin, City Engineer/DPW Director	Public Hearing:	N/A
Phone:	906-863-1751	Advertising Date:	N/A
		Council District:	All Districts
Attachments:	State of Michigan Department of Natural Resources Cooperative Agreement		

PURPOSE:

Request that the City Council authorizes the City to enter into a cooperative agreement with the Michigan Department of Natural Resources for \$100,000. for the purpose of conveying funds by Harbor Drive.

BACKGROUND:

The Weather Events on 10/22/2019, 11/27/2019, 12/1/2019 and 4/11/2020 were wind events from the N/E with high gusts reported up to 49 mph. The shoreline adjacent to Harbor Drive was damaged through the continuing impact of the high waves and high-water level. The result is temporary flooding that could jeopardize Dunn's Paper operation as well as deteriorate the roadway and walking/biking path recently constructed with a generous donation. The roadway has been closed several times due to large logs and other debris thrown on the roadway. These closures will continue with a northeast wind as long as the lake levels remain at record high levels. Lake Michigan is predicted to climb this summer.

SUMMARY: The Michigan Department of Natural Resources has \$100,000 that is to be used either for engineering or armoring the shoreline. The City of Menominee, MI DNR and Dunn Paper met in person to discuss the options and it was decided that the \$100,000 would be better utilized armoring the shore. At a later date, MI DNR requested the City of Menominee complete the Joint Permit Application for EGLE and Army Corps of Engineers and that was submitted April 6, 2020.

BUDGET IMPACT: The Michigan Department of Natural Resources has \$100,000 allocated to Harbor drive and authorized the City of Menominee to apply for a Joint Permit Application from EGLE and Army Corps of Engineers.

STAFF RECOMMENDATION / ACTION REQUESTED:

The City Engineer requests permission from City Council to accept sign the Cooperative Agreement between the Michigan Department of Natural Resources and the City of Menominee in the amount of \$100,000.00.

COMMITTEE RECOMMENDATION / ACTION:

At a May 11, 2020 Finance Committee meeting discussed the proposed agreement with the Department of Natural Resources for Rip Rap installation at Harbor Drive and recommended to City Council that Council accept the Cooperative agreement between the Michigan Department of Natural Resources and the City of Menominee for \$100,000. for the purpose of conveying funds for Harbor Drive contingent upon the DNR executing the agreement and approving the City's bid specifications and to authorize the City Manager and City Engineer to execute the contract.



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



DANIEL EICHINGER
DIRECTOR

Cooperative Agreement
Between
Michigan Department of Natural Resources
and City of Menominee

I. PURPOSE

This Cooperative Agreement (CA) is entered into this ____ Day of _____, 2020, between the State of Michigan by the Department of Natural Resources (MDNR) and City of Menominee (CITY) for the purpose of conveying funds to supplement the armoring of the Menominee River Railroad Dock Boating Access Site (Site).

II. AGREEMENT

MDNR agrees to convey to the CITY an amount of One Hundred Thousand Dollars and 00/100 (\$100,000.00). The CITY agrees that in exchange for the funds armoring services will be conducted at the Site.

Equal Opportunity and Access:

MDNR provides equal opportunities for employment and access to Michigan's natural resources. Both state and federal laws prohibit discrimination on the basis of race, color, national origin, religion, disability, age, sex, height, weight or marital status under the U.S. Civil Rights Acts of 1964 as amended, 1976 MI PA 453, 1976 MI PA 220, Title V of the Rehabilitation Act of 1973 as amended, and the 1990 Americans with Disabilities Act, as amended.

The CITY and its members, employees and staff shall adhere to the same policy and not refuse such person(s) any accommodation to facilities, service or privilege offered to or enjoyed by the general public.

Addressing Issues and Concerns:

Any concerns or issues should first be discussed with the MDNR Representative, Zach Bishop, at bishopz@michigan.gov or 906-789-8217. If resolution cannot be found with the above identified MDNR Representative, then it should be elevated to the MDNR Resource Protection & Promotion Section Chief, Jason Fleming, at flemingj@michigan.gov or 517-930-6726 for final resolution.

INFORMATION RELEASE / OWNERSHIP

News Releases: News releases pertaining to this CA, data or the project to which it relates will not be made without prior written MDNR approval.

Publication: The CITY will not use, release, publish or present any analyses, findings, results, or techniques developed under this agreement, or any information derived therefrom until such analyses, findings, or techniques have been reported to the MDNR. No material may be published that is exempt from disclosure under Michigan Public Act No. 442 of 1976, known as the "Freedom of Information Act," without express permission from the MDNR.

Data Release: The CITY shall not make available for review and/or provide to any source outside of the scope of this agreement any information released by the MDNR.

Data Ownership: Any data provided by the MDNR for use under this CA will remain the sole property of the MDNR and must be returned upon the request of the MDNR.

Dissolution:

Should matters become unresolvable, this CA may be terminated in writing by either party with ninety (90) days' notice, and any unencumbered funds shall be returned to the MDNR.

Assignment:

This CA may not be assigned to any other party without the prior written approval of the MDNR.

Indemnification:

The CITY must defend, indemnify and hold the MDNR, the State, its departments, divisions, agencies, offices, commissions, officers, and employees harmless, without limitation, from and against any and all actions, claims, losses, liabilities, damages, costs, attorney fees, and expenses.

Revisions/Amendments to Agreement:

This CA may be revised or amended as needed, and should any revisions or amendments be mutually agreed upon a written addendum will be created and signed by both parties.

Governing Law:

This CA is governed by, and construed in accordance with, the laws of the State of Michigan. Any dispute arising under this CA must be resolved in the Michigan Court of Claims.

IV. APPROVAL/SIGNATURES

This CA is effective upon execution by the Parties.

City of Menominee

By: _____
Tony Graff

Date

**Michigan Department of Natural Resources
Parks and Recreation Division**

By: _____
Ronald A. Olson, Chief

Date

RESOLUTION
A RESOLUTION APPROVING THE APPLICATION
OF KK INTEGRATED LOGISTICS, INC., FOR A FACILITIES EXEMPTION CERTIFICATE
FOR ITS FACILITIES IDENTIFIED AS PHASE 7 AND PHASE 8 IN MENOMINEE
INDUSTRIAL DEVELOPMENT DISTRICT NO. 2

WHEREAS, pursuant to 1974 P.A. 198, M.C.L. 207.551 et. seq., after a duly noticed public hearing, the Menominee City Council, by Resolution, established Menominee Industrial Development District No. 2 on January 5, 1976;

WHEREAS, KK Integrated Logistics, Inc., has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility to be acquired and installed within the Industrial Development District No. 2;

WHEREAS, before acting on said application, the Menominee City Council held a hearing on May 18, 2020 at City Hall in the Council Chambers at 6:00 p.m. at which hearing the Applicant, the City Assessor, and a representative of the effected units were given written notice and were afforded an opportunity to be heard on said Application;

WHEREAS, construction of the facility and installation of new machinery and equipment was completed by 11/30/2018 for Phase 7 and 7/31/2019 for Phase 8 the date of acceptance of the original Application for an Industrial Facilities Exemption Certificate which required corrections, and the corrected Application was received March 11, 2020;

WHEREAS, completion of the facility is calculated to and will at the time of issuance of the Certificate have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Menominee;

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Menominee, after granting this Certificate, will exceed five percent (5%) of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, BE IT RESOLVED by the Menominee City Council that:

- 1) The Menominee City Council finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Menominee, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Menominee.
- 2) The Application of KK Integrated Logistics, Inc., for an Industrial Facilities Exemption Certificate with respect to a new facility to be acquired and installed on the following described parcel of real estate situated within the Menominee Industrial Development District No. 2, to-wit:

501 Fourth Ave Menominee, MI 49858 Property Description: Parcel 051-005-340-15 T31N R27W
PARTS OF GL'S 5 & 6 IN SEC 2 & PRT OF GL 2 SEC 11. CS 1396 LOTS 1-3 48.9971 AC
M/L COMBINED FROM 051-005-290-00 & 051-005-340- 10 12/19/2018 OWNER REQUEST

be and the same is hereby approved.

- 3) The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of twelve (12) years after completion.

RESOLUTION
A RESOLUTION APPROVING THE APPLICATION
OF KK INTEGRATED LOGISTICS, INC., FOR A FACILITIES EXEMPTION CERTIFICATE
FOR ITS FACILITIES IDENTIFIED AS PHASE 7 AND PHASE 8 IN MENOMINEE
INDUSTRIAL DEVELOPMENT DISTRICT NO. 2

WHEREAS, pursuant to 1974 P.A. 198, M.C.L. 207.551 et. seq., after a duly noticed public hearing, the Menominee City Council, by Resolution, established Menominee Industrial Development District No. 2 on January 5, 1976;

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WHEREAS, construction of the facility and installation of new machinery and equipment was completed by 11/30/2018 for Phase 7 and 7/31/2019 for Phase 8 the date of acceptance of the original Application for an Industrial Facilities Exemption Certificate which required corrections, and the corrected Application was received March 11, 2020;

WHEREAS, completion of the facility is calculated to and will at the time of issuance of the Certificate have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Menominee;

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Menominee, after granting this Certificate, will exceed five percent (5%) of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, BE IT RESOLVED by the Menominee City Council that:

- 1) The Menominee City Council finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Menominee, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Menominee.

- 2) The Application of KK Integrated Logistics, Inc., for an Industrial Facilities Exemption Certificate with respect to a new facility to be acquired and installed on the following described parcel of real estate situated within the Menominee Industrial Development District No. 2, to-wit:

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M/L COMBINED FROM 051-005-290-00 & 051-005-340- 10 12/19/2018 OWNER REQUEST

be and the same is hereby approved.

- 3) The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of twelve (12) years after completion.



City of Menominee
Finance Committee
Agenda Item

TITLE: KK Integrated Logistics, Inc. - Resolutions for Industrial Facilities Tax Exemption Certificates

Requesting Agency: City Manager's Office

Meeting Date: May 18, 2020

Contact: Tony Graff

Public Hearing: May 18, 2020

Phone: 906-863-2656

Advertising Date: May 4, 2020

Council District: Ward 1

Attachments: Applications for IFT Exemption Certificate & Policy #P-91-10

PURPOSE: Request for an Industrial Facilities Tax Exemption Certificate within an established Industrial Development District which was on 1/5/1976. AS part of the process the City Council will conduct a public hearing and approve a Tax Abatement.

BACKGROUND: On February 18, 2020 the City Council accepted the IFT Applications. After staff review was completed corrected applications for Phase 7 and Phase 8 were received on March 11, 2020 by Clerk Kathy Brofka for Industrial Facilities Tax Emption Certificate from KK Integrated Logistics, Inc., 501 Fourth Avenue Menominee, MI signed by Cynthia Kuber and prepared by Cindy Hendon Valutec. The properties are within an established Industrial Development District which was approved on 1/5/1976.

The scope of the project relative to the requested exemption of the real property is called Phase 7 which will expand the current warehouse square footage of 440,000 to 518,000 square feet approximately 78,000 square feet. Industrial distribution building with an estimated value of \$1,310,000.00 and this is in addition to the existing structure. (Note: A total of 490,000 sq. ft. is usable space while 28,000 sq. ft. is consumed by a railroad track.)

The scope of the project relative to the requested exemption of the real property is called Phase 8, is the construction of a 70,000 square feet warehouse addition onto an existing warehouse that is currently 518,000. The industrial distribution building with an estimated value of \$1,240,000.

The Company has requested a 12 year tax abatement (50%) after completion. City Policy #P-91-10 states (in part) that if the industry requesting the application meets the requirements of the State of Michigan the city will approve the request for the 12 year time-frame allowed by the State.

The IFT Certificate application and policy #P-91-10 are attached.

BUDGET IMPACT: With exception of the State Education Tax (SET) which is not exempt, the Industrial Facilities Tax Exemption Certificate exempts 50% of tax for the new real property. The estimated annual impact to the various taxing entities for the length of the certificate:

	<u>Annual/12 Yrs.</u>	<u>Annual/12 Yrs.</u>
City of Menominee	\$25,932/\$311,184	ISD \$3,935/\$47,220
Menominee County	\$12,386/\$148,632	MAPS \$10,524/\$126,288
	Total: Annual \$50,777	12 Years \$633,324

STAFF RECOMMENDATION / ACTION REQUESTED: The City Manager recommends the City Council approve the Resolutions for the Industrial Facilities Exemption Certificate for 12 years.

CORRECTED

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of Public Act 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and one copy of this form and the required attachments (two complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires one complete set (one original). One copy is retained by the clerk. If you have any questions regarding the completion of this form, call 517-373-3302.

To be completed by Clerk of Local Government Unit	
Signature of Clerk <i>Kathleen A. Broffe</i>	Date Received by Local Unit <i>03/11/2020</i>
STC Use Only	
Application Number	Date Received by STC

APPLICANT INFORMATION

All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility) K K Integrated Logistics, Inc.		1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) 4214	
1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) 501 FOURTH AVE, MENOMINEE, MI 49858		1d. City/Township/Village (indicate which) CITY OF MENOMINEE	1e. County MENOMINEE
2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(5)) <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Research and Development (Sec. 2(10)) <input type="checkbox"/> Transfer <input type="checkbox"/> Rehabilitation (Sec. 3(6)) <input type="checkbox"/> Increase/Amendment		3a. School District where facility is located MENOMINEE 3b. School Code 55100	
4. Amount of years requested for exemption (1-12 Years) 12 YEARS AFTER COMPLETION			

5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed.

This project, called Phase 8, is the construction of a 70,000 square foot warehouse addition onto an existing warehouse that is currently 518,000 square feet.

6a. Cost of land and building improvements (excluding cost of land) * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.	1,240,000 Real Property Costs
6b. Cost of machinery, equipment, furniture and fixtures * Attach itemized listing with month, day and year of beginning of installation, plus total	0 Personal Property Costs
6c. Total Project Costs * Round Costs to Nearest Dollar	1,240,000 Total of Real & Personal Costs

7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.

	Begin Date (M/D/Y)	End Date (M/D/Y)	
Real Property Improvements	10/11/2018	07/31/2019	<input type="checkbox"/> Owned <input checked="" type="checkbox"/> Leased
Personal Property Improvements			<input type="checkbox"/> Owned <input type="checkbox"/> Leased

8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. ☐ Yes ☒ No

9. No. of existing jobs at this facility that will be retained as a result of this project. 100	10. No. of new jobs at this facility expected to create within 2 years of completion. 0
---	---

11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation.

a. TV of Real Property (excluding land)	N/A
b. TV of Personal Property (excluding inventory)	N/A
c. Total TV	N/A

12a. Check the type of District the facility is located in:

☒ Industrial Development District ☐ Plant Rehabilitation District

12b. Date district was established by local government unit (contact local unit)
01/05/1976


12c. Is this application for a speculative building (Sec. 3(8))?
☐ Yes ☒ No

1012, Page 2 of 4

APPLICANT CERTIFICATION - complete all boxes.

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name Cindy Hendon	13b. Telephone Number (260) 490-2121	13c. Fax Number (260) 490-1707	13d. E-mail Address chendon@valutec.com
14a. Name of Contact Person Cindy Hendon	14b. Telephone Number (260) 490-2121	14c. Fax Number (260) 490-1707	14d. E-mail Address chendon@valutec.com
15a. Name of Company Officer (No Authorized Agents) Cynthia A. Kuber			
15b. Signature of Company Officer (No Authorized Agents) 		15c. Fax Number (906) 863-7302	15d. Date 20 Jan. 2020
15e. Mailing Address (Street, City, State, ZIP Code) 501 Fourth Ave., Menominee, MI 49858		15f. Telephone Number (906) 864-5512	15g. E-mail Address ckuber@kkl.net

LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

16a. Action taken by local government unit <input type="checkbox"/> Abatement Approved for _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Denied (Include Resolution Dairying)		16b. The State Tax Commission Requires the following documents be filed for an administratively complete application: Check or Indicate N/A if Not Applicable <input type="checkbox"/> 1. Original Application plus attachments, and one complete copy <input type="checkbox"/> 2. Resolution establishing district <input type="checkbox"/> 3. Resolution approving/denying application. <input type="checkbox"/> 4. Letter of Agreement (Signed by local unit and applicant) <input type="checkbox"/> 5. Affidavit of Fees (Signed by local unit and applicant) <input type="checkbox"/> 6. Building Permit for real improvements if project has already begun <input type="checkbox"/> 7. Equipment List with dates of beginning of installation <input type="checkbox"/> 8. Form 3222 (if applicable) <input type="checkbox"/> 9. Speculative building resolution and affidavits (if applicable)
16a. Documents Required to be on file with the Local Unit Check or Indicate N/A if Not Applicable <input type="checkbox"/> 1. Notice to the public prior to hearing establishing a district. <input type="checkbox"/> 2. Notice to taxing authorities of opportunity for a hearing. <input type="checkbox"/> 3. List of taxing authorities notified for district and application action. <input type="checkbox"/> 4. Lease Agreement showing applicants tax liability.		
16c. School Code		
17. Name of Local Government Body		18. Date of Resolution Approving/Denying this Application

Attached hereto is an original application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time, and that any lessees show sufficient tax liability.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
19d. Clerk's Mailing Address (Street, City, State, ZIP Code)		
19e. Telephone Number	19f. Fax Number	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original of the completed application and all required attachments to:

Michigan Department of Treasury
State Tax Commission
PO Box 30471
Lansing, MI 48905

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
1. LUCI Code	2. Begin Date Real	3. Begin Date Personal	4. End Date Real	5. End Date Personal

CORRECTED

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of Public Act 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form, call (517) 373-3302.

To be completed by Clerk of Local Government Unit	
Signature of Clerk <i>Kathleen A. Bruffe</i>	Date Received by Local Unit <i>03/11/2020</i>
STC Use Only	
Application Number	Date Received by STC

APPLICANT INFORMATION

All boxes must be completed.

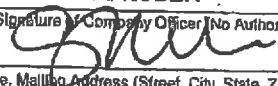
1a. Company Name (Applicant must be the occupant/operator of the facility) K K Integrated Logistics, Inc.		1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) 4214													
1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) 501 FOURTH AVE, MENOMINEE, MI 49858		1d. City/Township/Village (indicate which) CITY OF MENOMINEE	1e. County MENOMINEE												
2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(5)) <input type="checkbox"/> Transfer <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Rehabilitation (Sec. 3(6)) <input type="checkbox"/> Research and Development (Sec. 2(10)) <input type="checkbox"/> Increase/Amendment		3a. School District where facility is located MENOMINEE													
		3b. School Code 55100													
4. Amount of years requested for exemption (1-12 Years) 12 YEARS AFTER COMPLETION															
5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed. This project, called Phase 7, is to expand the current warehouse square footage of 444,000 to 518,000 square feet. A total of 490,000 square feet is usable space while 28,000 square feet is consumed by a railroad track.															
6a. Cost of land and building improvements (excluding cost of land) * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.		▶ 1,310,000 Real Property Costs													
6b. Cost of machinery, equipment, furniture and fixtures * Attach itemized listing with month, day and year of beginning of installation, plus total		▶ N/A Personal Property Costs													
6c. Total Project Costs * Round Costs to Nearest Dollar		▶ 1,310,000 Total of Real & Personal Costs													
7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC. <table style="width: 100%;"><tr><td style="width: 25%;"></td><td style="width: 25%; text-align: center;"><u>Begin Date (M/D/Y)</u></td><td style="width: 25%; text-align: center;"><u>End Date (M/D/Y)</u></td><td style="width: 25%;"></td></tr><tr><td>Real Property Improvements ▶</td><td style="text-align: center;">3/12/2018</td><td style="text-align: center;">11/30/2018</td><td>▶ <input type="checkbox"/> Owned <input checked="" type="checkbox"/> Leased</td></tr><tr><td>Personal Property Improvements ▶</td><td></td><td></td><td>▶ <input type="checkbox"/> Owned <input type="checkbox"/> Leased</td></tr></table>					<u>Begin Date (M/D/Y)</u>	<u>End Date (M/D/Y)</u>		Real Property Improvements ▶	3/12/2018	11/30/2018	▶ <input type="checkbox"/> Owned <input checked="" type="checkbox"/> Leased	Personal Property Improvements ▶			▶ <input type="checkbox"/> Owned <input type="checkbox"/> Leased
	<u>Begin Date (M/D/Y)</u>	<u>End Date (M/D/Y)</u>													
Real Property Improvements ▶	3/12/2018	11/30/2018	▶ <input type="checkbox"/> Owned <input checked="" type="checkbox"/> Leased												
Personal Property Improvements ▶			▶ <input type="checkbox"/> Owned <input type="checkbox"/> Leased												
8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No															
9. No. of existing jobs at this facility that will be retained as a result of this project. 25		10. No. of new jobs at this facility expected to create within 2 years of completion. 75													
11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation. <table style="width: 100%;"><tr><td style="width: 70%;">a. TV of Real Property (excluding land)</td><td style="width: 30%; text-align: right;">N/A</td></tr><tr><td>b. TV of Personal Property (excluding inventory)</td><td style="text-align: right;">N/A</td></tr><tr><td>c. Total TV</td><td style="text-align: right;">N/A</td></tr></table>				a. TV of Real Property (excluding land)	N/A	b. TV of Personal Property (excluding inventory)	N/A	c. Total TV	N/A						
a. TV of Real Property (excluding land)	N/A														
b. TV of Personal Property (excluding inventory)	N/A														
c. Total TV	N/A														
12a. Check the type of District the facility is located in: <input checked="" type="checkbox"/> Industrial Development District <input type="checkbox"/> Plant Rehabilitation District															
12b. Date district was established by local government unit (contact local unit) 1/5/1976		12c. Is this application for a speculative building (Sec. 3(8))? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No													

1012, Page 2 of 4

APPLICANT CERTIFICATION - complete all boxes.

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name CINDY HENDON	13b. Telephone Number 260-490-2121	13c. Fax Number 260-490-1707	13d. E-mail Address chendon@valutec.com
14a. Name of Contact Person CINDY HENDON	14b. Telephone Number 260-490-2121	14c. Fax Number 260-490-1707	14d. E-mail Address chendon@valutec.com
15a. Name of Company Officer (No Authorized Agents) CYNTHIA A. KUBER			
15b. Signature of Company Officer (No Authorized Agents) 		15c. Fax Number	15d. Date 20 Jan 2020
15e. Mailing Address (Street, City, State, ZIP Code) 501 FOURTH AVE, MENOMINEE, MI 49858		15f. Telephone Number 906-864-5512	15g. E-mail Address ckuber@kkl.net

LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.

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16. Action taken by local government unit <input type="checkbox"/> Abatement Approved for _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Denied (Include Resolution Denying)		16b. The State Tax Commission Requires the following documents be filed for an administratively complete application: Check or Indicate N/A if Not Applicable <input type="checkbox"/> 1. Original Application plus attachments, and one complete copy <input type="checkbox"/> 2. Resolution establishing district <input type="checkbox"/> 3. Resolution approving/denying application. <input type="checkbox"/> 4. Letter of Agreement (Signed by local unit and applicant) <input type="checkbox"/> 5. Affidavit of Fees (Signed by local unit and applicant) <input type="checkbox"/> 6. Building Permit for real improvements if project has already begun <input type="checkbox"/> 7. Equipment List with dates of beginning of installation <input type="checkbox"/> 8. Form 3222 (if applicable) <input type="checkbox"/> 9. Speculative building resolution and affidavits (if applicable)
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16c. LUCI Code		16d. School Code
17. Name of Local Government Body		18. Date of Resolution Approving/Denying this Application

Attached hereto is an original application and all documents listed in 15b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time, and that any leases show sufficient tax liability.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
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Michigan Department of Treasury
State Tax Commission
PO Box 30471
Lansing, MI 48909

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
1. LUCI Code	2. Begin Date Real	3. Begin Date Personal	4. End Date Real	5. End Date Personal

POLICY # P-91-10

COMMITTEE REPORT

The Special Projects Committee reported that they had reviewed the City's process of granting P.A. 198 Tax Exemptions to industries and they recommended that the City establish a policy that if the industry requesting the application meets the requirements of the State of Michigan the city will approve the request for the 12 year time-frame allowed by the State.

s/SPECIAL PROJECTS COMMITTEE

At a regular meeting held December 16, 1991 it was moved by Alderman Arkens and seconded by Alderwoman Evans that the foregoing report be adopted. This motion was carried unanimously.

CITY OF MENOMINEE**2019 Summer TAX**Property Number
051-005-340-15KATHLEEN A. BROFKA, TREASURER
2511 10TH STREET
MENOMINEE, MI 49858
(906)-863-2656

Please return this top portion with your payment.

Owners AddressK&K WHSE LLC
PO BOX 395

MENOMINEE, MI 49858

Mail ToK&K WHSE LLC
PO BOX 395
MENOMINEE MI 49858

For any name or mailing address corrections, please

download form from:

www.menomineeconomy.com/1_menominee/d/address_change_form.pdf**POSTMARKS NOT ACCEPTED.**Email to: kcurran@MenomineeCo.com or call
Menominee Co. Equalization @ (906)863-2683.

TOTAL AMOUNT DUE:

0.00SEND ALONG A SELF-ADDRESSED
STAMPED ENVELOPE OR YOUR
CANCELLED CHECK WILL SERVE
AS YOUR RECEIPT.

THIS TAX BILL FOR PROPERTY ADDRESS: 501 4TH AVE

Detach along the perforation and keep the bottom portion as your receipt

TREASURER'S OFFICE HOURS MON-THURS.

8-4:30 FRI. 8-4 DRIVE-UP 8-4

PAYMENT DROP OFF BOX @ N. ENTRANCE.

VISIT US @ WWW.MENOMINEEMI.US

ONLINE AND TELEPHONE CREDIT CARD PAYMENTS

AVAILABLE @ WWW.MENOMINEEMI.US OR BY

CALLING 1-888-891-6064

2019 Summer Tax

		Taxing Unit	Mills	Tax
Taxable Value:	Property Number	GENERAL PURPOSE	14.78350	51,865.14
3,508,313	051-005-340-15	GARBAGE TAX	1.96000	6,876.29
		P/F RETIREMENT	4.00000	14,033.25
Assessed Value	Property Address	CITY DEBT	2.20000	7,718.28
3,648,600	501 4TH AVE	LIBRARY	0.99480	3,490.06
		COUNTY OPERATING	7.06120	24,772.89
State Equalized Value:	School District	S.E.T.	6.00000	21,049.87
3,648,600	55100	SCHOOL DEBT	1.48000	5,192.30
		SCHOOL SINKING	2.00000	7,016.62
		SCHOOL OPERATING	18.00000	63,149.63
% Declared as Homestead	Property Class			
0	201			
Legal Description:	TAXES MUST BE RECEIVED IN TREASURER'S OFFICE ON OR BEFORE 9-16-2019.			
T31N R27W PARTS OF GL'S 5 & 6 IN SEC 2 & PRT OF GL 2 SEC 11. CS 1396 LOTS 1-3 48.9971 AC M/L COMBINED FROM 051-005-290- 00 & 051-005-340-10 12/19/2018 OWNER REQUEST	POSTMARK WILL NOT BE ACCEPTED.			
	1% INTEREST ON BASE TAX BEGINNING 9-17-19; 2% 10-1- 19, INCREASING 1% EACH MONTH THEREAFTER THROUGH 2-14- 2020. TAXES UNPAID AS OF 2- 15-20 ARE DELINQUENT AND SUBJECT TO 3% PENALTY IN ADDITION TO LATE CHARGES. AS OF 3-3-2020, 2019 TAXES MUST BE PAID AT THE CO. TREASURER'S OFFICE, 839 10TH AVE. MENO., MI 49858	BASE TAX		205,164.33
		ADMIN FEE (1%)		2,051.64
		TOTAL Summer AMOUNT DUE:		207,215.97
County: 10-01-19 - 09-30-20	City: 07-01-19 - 06-30-20			
School: 07-01-19 - 06-30-20	State: 10-01-19 - 09-30-20	MAKE CHECKS PAYABLE TO:	CITY OF MENOMINEE	

ORDINANCE 2020-001
AMENDING ~~ADOPTING~~ THE ANNUAL APPROPRIATIONS BILL FOR THE
FISCAL YEAR BEGINNING JULY 1, ~~2019~~20 AND ENDING JUNE 30, 2020~~1~~.

BE IT HEREBY RESOLVED, THE CITY OF MENOMINEE ORDAINS:

WHEREAS, pursuant to Article 5 of the Charter of the City of Menominee, the City Manager and Finance Committee have prepared a proposed budget for the fiscal year beginning July 1, ~~2019~~20 and ending June 30, 2020~~1~~; and

WHEREAS, pursuant to MCL 141.412, a public hearing has been held on said proposed budget; and

WHEREAS, the total taxable valuation for all the real and personal property within said city liable to taxation has been determined according to applicable law in the sum of ~~\$194,578,272~~
\$199,791,752.

SECTION 1. That for the purpose of defraying the expenditures and liabilities of the City of Menominee, Michigan for the fiscal year beginning July 1, ~~2019~~20 and ending June 30, 2020~~1~~ and to meet the deficiencies of the several funds of said city for the past fiscal year and former years, if any, there is hereby provided for and appropriated the sum of ~~\$15,627,788~~ \$18,032,667 from which sum there shall be deducted the estimated revenues for said year, the sum of ~~\$15,627,788~~ \$18,032,667.

SECTION 2. For the purpose of paying the operating expenses of the General Fund a tax levy of ~~14.7953~~ 14.7007 mills on the dollar on all taxable property in the city according to valuation of same, which amount is included in the amount appropriated in Section 1, is hereby provided and appropriated.

SECTION 3. For the purpose of paying the principal and interest on bonds of said city due and payable during such fiscal year, there is hereby provided and appropriated the sum of ~~\$537,298~~ \$541,436 of which ~~\$537,298~~ \$541,436 will be levied by a tax of ~~2.2~~ 2.65 mills.

SECTION 4. For the purpose of maintaining the garbage system for collection and disposal of garbage in the city a tax levy of ~~1.96~~ 1.83 mills on the dollar of all taxable property in the city according to valuation of the same, which amount is included in the amount appropriated in Section 1, is hereby provided and appropriated.

SECTION 5. For the purpose of paying the cost of the city share of policemen and firemen pension expenditures tax levy of ~~4.0~~ 4.25 mills on the dollar on all taxable property in the city according to the valuation of the same, which amount is included in the amount appropriated in Section 1, is hereby provided and appropriated.

SECTION 6. For the purpose of paying the operating expenses of the Spies Public Library pursuant to MCL 397.201 a tax levy of ~~.9948~~ .9892 mills on the dollar on all taxable property in the city according to valuation of same, which amount is included in the amount appropriated in Section 1, is hereby provided and appropriated.

SECTION 7. The amounts provided for and appropriated by Section 1, 2, 3, 4, 5, and 6 shall total ~~23.9383~~ 24.4199 mills on the dollar valuation hereof ordered to be raised by general tax on all taxable property, both real and personal, within the city.

SECTION 8. The objects and purposes for which the amounts appropriated in Section 1, 3 and 4 hereof for the City General Fund Operations are as follows:

City Council	\$ — 10,124. <u>\$ 10,122.</u>
Mayor	4,350. <u>4,348.</u>
Manager	240,160. <u>239,046.</u>
Board of Review	<u>3,984.</u>
Assessor	131,017. <u>137,757.</u>
Clerk/Treasurer	404,597. <u>421,253.</u>
Elections	41,648. <u>35,007.</u>
Buildings and Grounds	267,026. <u>246,431.</u>
Attorney	154,707. <u>140,057.</u>
Unallocated	378,806. <u>227,776.</u>
Police	2,078,225. <u>2,105,475.</u>
Auxiliary Police	<u>4,000.</u>
Crossing Guards	22,255. <u>22,756.</u>
MI Justice Training Fund	<u>4,500.</u>
Fire	1,500,771. <u>1,441,908.</u>
Rescue Squad	<u>2,000.</u>
Building Inspector	135,935. <u>155,983.</u>
Engineer	105,867. <u>125,163.</u>
Sidewalks	4,885. <u>5,313.</u>
Dept. of Public Works-Streets	409,010. <u>300,919.</u>
Street Lighting	143,607. <u>146,314.</u>
Alleys	30,140. <u>61,050.</u>
Economic Development	42,500. <u>42,250.</u>
Recreation	111,890. <u>112,100.</u>
Parks Maintenance	254,739. <u>194,746.</u>
Spies Field Maintenance	44,118. <u>39,340.</u>
Henes Park	95,930. <u>66,773.</u>
TOTALS	\$6,626,791. <u>\$6,296,371.</u>

SECTION 9. The said estimated revenues and their sources for the city general fund operations are as follows:

Total Taxes	\$ 3,700,000. <u>\$3,830,000.</u>
Taxes Other than Assessed	148,000. <u>144,700.</u>
Business Licenses/Permits	150,350. <u>130,300.</u>
NonBusiness Licenses/Permits	22,500. <u>13,700.</u>
Federal Grant	49,000. <u>37,000.</u>
State Shared Revenues	1,174,500. <u>1,049,500.</u>
Charges for Services	5,100. <u>4,000.</u>
Other Revenues	990,703. <u>697,921.</u>
Fines and Forfeits	22,000. <u>20,250.</u>
Interest Earned	43,000. <u>35,000.</u>
Rents and Royalties	27,640. <u>25,000.</u>
Other Reimbursibles	293,998. <u>309,000.</u>
TOTAL	\$6,626,791. <u>\$6,296,371.</u>

SECTION 10. That for the purpose of defraying the expenditures and liabilities of the several other funds of the City of Menominee for the fiscal year here-to-fore mentioned and to meet the deficiencies of these funds for the past fiscal year and former years, if any, there is hereby provided for and appropriated the following sums: Major, Local Street, and Trunkline Maintenance ~~\$1,862,345~~ \$3,344,227; Cemetery Fund ~~\$176,030~~ \$183,615; Solid Waste ~~\$637,800~~ \$613,942; Library ~~\$499,356~~ \$520,656; Water/Sewer Utility ~~\$3,885,395~~ \$4,254,165; Special Revenues ~~\$102,200~~ \$86,000; Debt Service ~~\$537,298~~ \$541,436; Other Funds ~~\$215,500~~ \$1,464,200; River Park ~~\$390,363~~ \$225,110; and Marina ~~\$694,710~~ \$502,945.

The objects and purposes for which the amounts appropriated in this Section are as follows:

Major, Local Street and Trunkline Maint. Expenses	\$1,862,345 <u>\$3,344,227</u>
Cemetery Expenses	\$176,030 <u>\$183,615</u>
Solid Waste Expenses	\$637,800 <u>\$613,942</u>
Library Expenses	\$499,356 <u>\$520,656</u>
Water/Sewer Utility Expenses	\$3,885,395 <u>\$4,254,165</u>
Special Revenues	\$102,200 <u>\$86,000</u>
Debt Service	\$537,298 <u>\$541,436</u>
Other Funds	\$215,500 <u>\$1,464,200</u>
River Park	\$390,363 <u>\$225,110</u>
Marina	\$694,710 <u>\$502,945</u>
TOTAL	\$9,000,997 <u>\$11,736,296</u>

SECTION 11. The Manager and City Council are hereby authorized to make such transfers as deemed necessary within the limits of applicable law.

SECTION 12. This ordinance shall take immediate effect.

PASSED AND APPROVED: May _____, 2020

Jean Stegeman, Mayor

Kathleen Brofka, City Clerk/Treasurer

ORDINANCE NO. _____

CITY OF MENOMINEE, MICHIGAN

ORDINANCE TO ADOPT SECTION 2-258 OF THE CODE OF ORDINANCES
OF THE CITY OF MENOMINEE, MICHIGAN, AMENDING THE DOWNTOWN
DEVELOPMENT AUTHORITY DISTRICT BOUNDARIES

Sec. 2.11 (7), of the Code of Ordinances of the City of Menominee, Michigan (Code or Ordinances), requires action by the City of Council in the form of an ordinance if the action amends or repeals any ordinance previously adopted.

The City of Menominee ordains:

Sec. 2-258. Extended Downtown District; Extended DDA Area.

- (a) *Establishment.* A downtown district of the City of Menominee Downtown Development Authority (the DDA) is established and known as "Downtown Development Area No. 3" and includes the following property addressed and Property Identification Numbers (legal descriptions listed on Appendix A at Menominee City Hall):

400 10TH AVE	051-006-220-00	549 10TH AVE	051-003-440-00
401 10TH AVE	051-003-380-00	549 10TH AVE	051-091-410-00
413 10TH AVE	051-003-400-00	601 10TH AVE	051-000-670-00
413 10TH AVE	051-091-460-00	601 10TH AVE	051-000-680-00
414 10TH AVE	051-006-230-00	601 10TH AVE	051-000-710-20
414 10TH AVE	051-006-240-00	604 10TH AVE	051-010-300-00
414 10TH AVE	051-092-090-00	610 10TH AVE	051-010-280-00
417 10TH AVE	051-003-400-10	624 10TH AVE	051-010-270-00
421 10TH AVE	051-003-410-00	624 10TH AVE	051-091-660-00
424 10TH AVE	051-010-940-00	625 10TH AVE	051-000-710-10
425 10TH AVE	051-003-280-00	625 10TH AVE	051-093-160-00
427 10TH AVE	051-096-410-00	705 10TH AVE	051-000-760-00
426 10TH AVE	051-092-290-00	705 10TH AVE	051-091-630-00
436 10TH AVE	051-092-270-00	706 10TH AVE	051-010-390-00
436 10TH AVE	051-010-930-00	713 10TH AVE	051-000-780-00
438 10TH AVE	051-010-960-00	716 10TH AVE	051-010-380-00
440 10TH AVE	051-010-950-00	725 10TH AVE	051-000-790-00
446 10TH AVE	051-006-540-00	726 10TH AVE	051-010-370-00
462 10TH AVE	051-006-550-00	736 10TH AVE	051-010-360-00
462 10TH AVE	051-097-820-00	736 10TH AVE	051-010-470-00
508 10TH AVE	051-006-490-00	736 10TH AVE	051-092-200-00

508 10TH AVE	051-096-420-00	824 10TH AVE	051-010-460-20
524 10TH AVE	051-006-360-00	824 10TH AVE	051-091-510-00
524 10TH AVE	051-092-240-00	831 10TH AVE	051-091-420-00
525 10TH AVE	051-003-460-00	839 10TH AVE	051-007-570-00
528 10TH AVE	051-092-300-00	1000 9TH ST	051-010-450-00
533 10TH AVE	051-003-450-00	922 10TH AVE	051-010-520-00
549 10TH AVE	051-091-390-00	932 10TH AVE	051-010-510-00
549 10TH AVE	051-003-430-00		

(b) *Findings with respect to plan.* The development plan, entitled the "Downtown Development Area Plan" for downtown Development Area No. 3 (the plan) constitutes a public purpose and the following findings are made with respect thereto:

- (1) A development area citizens council known as the "City of Menominee Downtown Citizens Advisory Council" has reviewed and recommended the plan for approval (MCL 125.4221);
- (2) The plan meets the requirements of Public Act No. 57 of 2018 (MCL 125.4201 et seq.), including specifically section 217(2) of such Act (MCL 125.4217(2));
- (3) The proposed method of financing the public facilities identified in the plan is feasible and the downtown development authority has the ability to arrange the financing as described in the plan;
- (4) The development described in the plan is reasonable and necessary to carry out the purposes of Public Act No. 57 of 2018 (MCL 125.4201 et seq.);
- (5) The plan is in reasonable accord with the City's master plan;
- (6) Necessary public services including fire and police protection and utilities are adequate to service Downtown Development Area No. 3;
- (7) No changes in zoning are required to implement the plan; and
- (8) Changes in streets and utilities required to implement the plan are identified in the plan and are reasonably necessary to implement the plan and for the City.

(c) *Approval of plan.* The plan is hereby approved.

(d) *Effective date.* this Ordinance and the related rules, regulations, provisions, requirements, orders and matters established shall take effect upon publication and the expiration of twenty (20) days after adoption.