

CITY OF MUSKEGON

CITY COMMISSION MEETING

MAY 27, 2008

CITY COMMISSION CHAMBERS @ 5:30 P.M.

AGENDA

- ❑ CALL TO ORDER:
- ❑ PRAYER:
- ❑ PLEDGE OF ALLEGIANCE:
- ❑ ROLL CALL:
- ❑ HONORS AND AWARDS:
- ❑ INTRODUCTIONS/PRESENTATION:
- ❑ CONSENT AGENDA:
 - A. Approval of Minutes. CITY CLERK
 - B. 2008-2009 Michigan Municipal League Membership Dues. CITY CLERK
 - C. Fireworks Display Permit for Muskegon Country Club, 2801 Lakeshore. CITY CLERK
 - D. Vacation of East/West Alley and Southerly 60 feet of the North/South Alley Bounded by Ray, Laketon, Getty and Holbrook. PLANNING & ECONOMIC DEVELOPMENT
 - E. MDNR Central Reservation System Contract Extension. PUBLIC WORKS
 - F. Construction Engineering Services for Drainage Facility at West Branch of Ruddiman Creek and Vacated Greenwood Street. ENGINEERING
 - G. Acceptance of an Easement from Sherman/Buckner LLC. ENGINEERING
 - H. Resurfacing of Western Avenue between Third and Terrace. ENGINEERING
 - I. Consideration of Bids for Bike Path along Lakeshore Drive, Cottage Grove to McCracken. ENGINEERING
 - J. Consideration of Bids for Sewer Replacement and Lining in the Alley between Crowley, Henry, Windsor, and Young. ENGINEERING
 - K. Consideration of Bids for Jiroch, Southern to Irwin; Dale, Peck to Sanford; and Seventh Street, Muskegon to Webster. ENGINEERING
 - L. Consideration of Bids for Beidler Street, Laketon to Southern. ENGINEERING
 - M. Acceptance of an Easement from Betten. ENGINEERING
 - N. Consumers Energy Grant/Muskegon Unity Academic Olympics. COMMUNITY & NEIGHBORHOOD SERVICES

O. First Quarter 2008 Budget Reforecast. FINANCE

❑ PUBLIC HEARINGS:

A. Resolution Revoking the Industrial Facilities Exemption Certificate for Beckstrom Mold Technologies. PLANNING & ECONOMIC DEVELOPMENT

❑ COMMUNICATIONS:

❑ CITY MANAGER'S REPORT:

❑ UNFINISHED BUSINESS:

❑ NEW BUSINESS:

A. Resolution to Sell 237 E. Walton. COMMUNITY & NEIGHBORHOOD SERVICES DEPARTMENT

B. Rezoning Request for Property Located at 381 E. Laketon Avenue. PLANNING & ECONOMIC DEVELOPMENT

C. Resolution Approving Michigan Department of Transportation Grant Application. PLANNING & ECONOMIC DEVELOPMENT

D. Downtown Development Authority On-Premise Liquor License for Muskegon Athletic Club. PLANNING & ECONOMIC DEVELOPMENT

E. Special Events Multiple Liquor License Requests. LEISURE SERVICES

F. Michigan Irish Music Festival Request for Exclusive Peddling and Selling Rights During the Festival. LEISURE SERVICES

G. Third Street Sculpture Agreement. CITY MANAGER

H. Concurrence with the Housing Board of Appeals Notice and Order to Demolish the following: PUBLIC SAFETY

1752 Beach

371 Houston – Area 10

❑ ANY OTHER BUSINESS:

❑ CLOSED SESSION: To discuss pending litigation.

❑ PUBLIC PARTICIPATION:

- *Reminder: Individuals who would like to address the City Commission shall do the following:*
- Fill out a request to speak form attached to the agenda or located in the back of the room.
- Submit the form to the City Clerk.
- Be recognized by the Chair.
- Step forward to the microphone.
- State name and address.
- Limit of 3 minutes to address the Commission.
- (Speaker representing a group may be allowed 10 minutes if previously registered with City Clerk.)

❑ ADJOURNMENT:

ADA POLICY: THE CITY OF MUSKEGON WILL PROVIDE NECESSARY AUXILIARY AIDS AND SERVICES TO INDIVIDUALS WHO WANT TO ATTEND THE MEETING UPON TWENTY FOUR HOUR NOTICE TO THE CITY OF MUSKEGON. PLEASE CONTACT ANN MARIE BECKER, CITY CLERK, 933 TERRACE STREET, MUSKEGON, MI 49440 OR BY CALLING (231) 724-6705 OR TDD: (231) 724-4172.

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Ann Marie Becker, City Clerk
RE: Approval of Minutes

SUMMARY OF REQUEST: To approve minutes for the May 12th Commission Worksession, and the May 13th Regular Commission Meeting.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

CITY OF MUSKEGON

CITY COMMISSION MEETING

MAY 27, 2008

CITY COMMISSION CHAMBERS @ 5:30 P.M.

MINUTES

The Regular Commission Meeting of the City of Muskegon was held at City Hall, 933 Terrace Street, Muskegon, Michigan at 5:30 p.m., Tuesday, May 27, 2008.

Mayor Warmington opened the meeting with a prayer from Pastor Lowell Anderson from the Central Assembly of God after which the Commission and public recited the Pledge of Allegiance to the Flag.

ROLL CALL FOR THE REGULAR COMMISSION MEETING:

Present: Mayor Stephen Warmington, Vice Mayor Stephen Gawron, Commissioners Chris Carter, Clara Shepherd, Lawrence Spataro, Sue Wierengo, and Steve Wisneski, City Manager Bryon Mazade, City Attorney John Schrier, and City Clerk Ann Marie Becker

2008-45 CONSENT AGENDA:

A. Approval of Minutes. CITY CLERK

SUMMARY OF REQUEST: To approve minutes for the May 12th Commission Worksession, and the May 13th Regular Commission Meeting.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

B. 2008-2009 Michigan Municipal League Membership Dues. CITY CLERK

SUMMARY OF REQUEST: Approval to pay the 2008-2009 MML dues in the amount of \$9,855.

FINANCIAL IMPACT:

MML Dues	\$8,078
Environmental Assessment	\$ 969
Legal Defense Fund	<u>\$ 808</u>
Total	\$9,855

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval.

C. Fireworks Display Permit for Muskegon Country Club, 2801 Lakeshore.
CITY CLERK

SUMMARY OF REQUEST: Melrose Pyrotechnics, Inc. is requesting approval of a fireworks display permit for July 4, 2008, at the Muskegon Country Club. The insurance coverage has been approved and Fire Marshall Metcalf will inspect the fireworks on the day of the event.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval contingent on inspection of the fireworks.

D. Vacation of East/West Alley and Southerly 60 feet of the North/South Alley Bounded by Ray, Laketon, Getty and Holbrook. PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: Request for vacation of the East/West section of the alley and the Southerly 60 feet of the North/South section of the alley in the City of Muskegon's Westerman's Subdivision, bounded by Ray Street, Laketon Avenue, Getty Street, and Holbrook Avenue.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Staff recommends vacation of the alley with the condition that all utility easement rights be retained.

COMMITTEE RECOMMENDATION: The Planning Commission recommended vacation of the alley at their May 15, 2008, meeting, with the condition that all utility easement rights be retained. The vote was unanimous with T. Harryman, T. Michalski, J. Aslakson, and B. Smith absent.

E. MDNR Central Reservation System Contract Extension. PUBLIC WORKS

SUMMARY OF REQUEST: To approve the renewal of the Michigan Department of Natural Resource's Central Reservation System contract between the City of Muskegon's Hartshorn Marina and the MDNR.

The MDNR Central Reservation System, whereby a transient boater can make a reservation in advance, collects Transient Boat Slip Payments which are then paid to the City. The contract would remain in effect through October 31, 2015.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the contract and authorize the Mayor and City Clerk to sign four copies.

F. Construction Engineering Services for Drainage Facility at West Branch of Ruddiman Creek and Vacated Greenwood Street. ENGINEERING

SUMMARY OF REQUEST: Authorize staff to enter into a construction engineering services agreement with Prein & Newhof to perform the inspection and staking to replace the existing culver at the westerly branch of Ruddiman Creek at the vacated Greenwood Street. The \$14,919.10 of not to exceed fee will be shared between the cities of Norton Shores, Roosevelt Park and the City of Muskegon based on a previously established percentage.

Prein & Newhof is being recommended due to the reasonable fee proposal as well as their familiarity in the project since they were the design engineers.

FINANCIAL IMPACT: The City share of the fee, which is about \$5,520 (37%).

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Authorize staff to enter into a construction engineering services agreement with Prein & Newhof.

G. Acceptance of an Easement from Sherman/Buckner LLC. ENGINEERING

SUMMARY OF REQUEST: Accept a storm sewer easement from Sherman/Buckner LLC to replace and maintain a storm sewer culvert at the west branch of Ruddiman Creek north of Sherman Blvd. and authorize the Mayor and Clerk to sign the easement documents and direct staff to record said easement.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None at this time.

STAFF RECOMMENDATION: Accept easement and direct staff to record.

I. Consideration of Bids for Bike Path along Lakeshore Drive, Cottage Grove to McCracken. ENGINEERING

SUMMARY OF REQUEST: Award the bike path construction/stripping contract to C & L Trucking out of Iona since they were the lowest responsible bidder with a total bid price of \$93,412.18.

FINANCIAL IMPACT: The construction cost of \$93,412.18 plus engineering cost which is estimated at an additional 15%.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Award the contract to C & L Trucking.

J. Consideration of Bids for Sewer Replacement and Lining in the Alley between Crowley, Henry, Windsor, and Young. ENGINEERING

SUMMARY OF REQUEST: Award the sewer replacement/lining contract within the referenced alley to Kamminga & Roodvoets out of Grand Rapids since they were the lowest responsible bidder with a total bid price of \$88,110.

FINANCIAL IMPACT: The construction cost of \$88,110 plus engineering cost which is estimated at an additional 15%.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Award the contract to Kamminga & Roodvoets.

K. Consideration of Bids for Jiroch, Southern to Irwin; Dale, Peck to Sanford; and Seventh Street, Muskegon to Webster. ENGINEERING

SUMMARY OF REQUEST: Award the Jiroch, Dale, and Seventh Streets construction contract to Milbocker & Sons out of Allegan since they were the lowest responsible bidder with a total bid price of \$495,786.70.

FINANCIAL IMPACT: The construction cost of \$495,786.70 plus engineering cost which is estimated at an additional 15%.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Award the contract to Milbocker & Sons.

M. Acceptance of an Easement from Betten. ENGINEERING

SUMMARY OF REQUEST: Accept a sanitary sewer easement from Betten within which the existing sanitary sewer line will be relocated as part of the Betten development on the east side of Henry Street. Furthermore, if acceptable, direct staff to record said easement.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None at this time.

STAFF RECOMMENDATION: Accept easement and direct staff to record.

N. Consumers Energy Grant/Muskegon Unity Academic Olympics.
COMMUNITY & NEIGHBORHOOD SERVICES

SUMMARY OF REQUEST: To approve for the Mayor and the City Manager to sign the grant application to the Consumers Energy Foundation for assistance with the proposed First Annual Muskegon Unity Academic Olympics for students in grades K through 8 with strong emphasis on students who attend Muskegon Public Schools.

In partnership with the Muskegon Public Schools, the CNS office, along with several other community stakeholders, is proposing to sponsor an academic competition for Muskegon Public School students in grades K through 8. The competition will be designed to be interactive, as well as educational, with emphasis in the four disciplines: math, language, social studies and mechanical/technology. It is hoped that this event will be a primer for the MEAP test that students will be required to take in September, upon returning to school. The event is scheduled to take place in August, if the necessary funds are raised.

This event is hoped to be an illustration on how the community can come together with our different resources to improve and showcase the educational achievements of our young people. The CNS office has obtained confirmed financial commitments from Community Shores Bank, Mercy General Hospital and the Muskegon Community Foundation. In addition, Michigan State Extension and the Muskegon County Family Court have also expressed their support.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the CNS office request.

O. First Quarter 2008 Budget Reforecast. FINANCE

SUMMARY OF REQUEST: At this time staff is requesting approval of the *First Quarter 2008 Budget Reforecast* which outlines proposed changes to the original budget that have come about as result of changes in policy priorities, labor contracts, updated economic conditions, or other factors.

FINANCIAL IMPACT: The biggest change is an adjustment of projected income tax revenues from \$6.9 million to \$7.2 million. This upward adjustment is based on an analysis of recent collection history and allows us to eliminate from the 2008 budget the projected transfer of \$300,000 from the Budget Stabilization fund. Other revenue items are generally on target with projections as are most operating budgets. We are, of course, hopeful that the Governor's proposal to increase revenue sharing by four percent is successful. This would impact the last three payments (of six) for the City's 2008 fiscal year. Significantly, employee healthcare coverage was renewed at a 6% increase which is within our budget projection.

Aside from income tax, the other significant changes to the 2008 budget included in the first quarter reforecast are in the area of capital improvements. Most of these changes reflect the reallocation of costs due to failed/withdrawn special assessment projects.

BUDGET ACTION REQUIRED: Self-explanatory.

STAFF RECOMMENDATION: Adopt the *Budget Reforecast* as previously submitted by staff.

Motion by Vice Mayor Gawron, second by Commissioner Carter to approve the Consent Agenda as presented minus items H and L.

ROLL VOTE: Ayes: Wisneski, Carter, Gawron, Shepherd, Spataro, Warmington, and Wierengo

Nays: None

MOTION PASSES

2008-46 ITEMS REMOVED FROM THE CONSENT AGENDA:

H. Resurfacing of Western Avenue between Third and Terrace.
ENGINEERING

SUMMARY OF REQUEST: Authorize staff to enter into an agreement with Fleis & Vandenbrink (Engineer) and Milbocker & Sons (Contractor) to share in the cost of the milling and resurfacing of Western Avenue between Third and Terrace in an effort to remove the unexplained edge cracking which was discovered shortly after the initial pavement. Under this proposal, the City will contribute 25% of the estimated \$53,000 cost.

After over a year of evaluation, no one appears to understand the cause of the pavement failure; but all recognize the need to participate in the corrective measure being proposed.

FINANCIAL IMPACT: The City share of the estimated cost is \$13,250.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Authorize staff to enter into an agreement with the contractor and engineer to perform the repairs.

Motion by Commissioner Carter, second by Commissioner Wierengo to approve the resurfacing of Western Avenue between Second and Terrace.

ROLL VOTE: Ayes: Wierengo, Wisneski, Carter, Gawron, Shepherd, Spataro, and Warmington

Nays: None

MOTION PASSES

L. Consideration of Bids for Beidler Street, Laketon to Southern.
ENGINEERING

SUMMARY OF REQUEST: Award the Beidler construction contract to Milbocker & Sons out of Allegan since they were the lowest responsible bidder with a total bid price of \$520,531.21.

FINANCIAL IMPACT: The construction cost of \$520,531.21 plus engineering cost which is estimated at an additional 15%.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Award the contract to Milbocker & Sons.

Motion by Commissioner Shepherd, second by Commissioner Wierengo to award the bid for Beidler Street, Laketon to Southern to Jackson Merkey for a bid of \$525,860.

Motion by Commissioner Spataro, second by Vice Mayor Gawron to table the consideration of bids for Beidler Street, Laketon to Southern to the next City Commission Meeting.

ROLL VOTE: Ayes: Spataro, Warmington, Wierengo, Wisneski, Carter, Gawron, and Shepherd

Nays: None

MOTION TO TABLE PASSES

2008-47 PUBLIC HEARINGS:

A. Resolution Revoking the Industrial Facilities Exemption Certificate for Beckstrom Mold Technologies. PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: Pursuant to Public Act 198 of 1974, as amended, the City of Muskegon requests that the real property component of the Industrial Facilities Exemption Certificate issued to Beckstrom Mold Technologies be revoked due to delinquent taxes. The certificate was issued in 1997 and gave the company a six-year exemption on personal property and a twelve-year exemption on real property.

FINANCIAL IMPACT: The Company will reimburse the abated taxes.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To hold a public hearing and authorize the Mayor and Clerk to sign the resolution revoking the real property component of IFT certificate No. 97-407.

The public hearing opened to hear and consider any comments from the public. No comments were made.

Motion by Commissioner Carter, second by Commissioner Wierengo to close the public hearing and approve the resolution revoking the Industrial Facilities Exemption Certificate for Beckstrom Mold Technologies.

ROLL VOTE: Ayes: Shepherd, Spataro, Warmington, Wierengo, Wisneski, Carter, and Gawron

Nays: None

MOTION PASSES

2008-48 NEW BUSINESS:

A. Resolution to Sell 237 E. Walton. COMMUNITY & NEIGHBORHOOD SERVICES DEPARTMENT

SUMMARY OF REQUEST: To approve the resolution to sell the City-owned home at 237 E. Walton to Ms. Kaitlin McDonald of 1021 Tisdale Avenue, Lansing, MI, for the price of \$89,500, in addition to the affordability price based on the appraised value.

The home at 237 E. Walton was built by the City of Muskegon through the Walton Street Renaissance aka Hilltop View project. The development consists

of six new single-family homes that were built in a previously abandoned, vacant old urban renewal area. The purchase of this home will complete this development with all owner-occupied residences. The sale of this property will allow CNS to pay off a loan obtained by our CHDO, Neighborhood Investment Corp. The loan financed the construction of the street that runs from Murphy to Emerald on Walton.

FINANCIAL IMPACT: The Program Income from the project will be deposited in the City's HOME account after subtraction of \$60,000 for the payoff of the loan from Fifth third Bank.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the resolution and sale of 237 E. Walton to Ms. Kaitlin McDonald.

COMMITTEE RECOMMENDATION: Both the Land Utilization Committee and the City Commission approved the initial Walton Street Development.

Motion by Commissioner Shepherd, second by Vice Mayor Gawron to approve the resolution and sale of 237 E. Walton to Ms Kaitlin McDonald for the price of \$89,500.

ROLL VOTE: Ayes: Gawron, Shepherd, Spataro, Warmington, Wierengo, Wisneski, and Carter

Nays: None

MOTION PASSES

B. Rezoning Request for Property Located at 381 E. Laketon Avenue.

PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: Request to rezone property located at 381 E. Laketon Avenue from B-2, Convenience and Comparison Business to B-4, General Business.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Staff recommends denial of the request due to lack of compliance with the future land use map, Master Land Use Plan and zoning district intent.

COMMITTEE RECOMMENDATION: The Planning Commission voted to recommend denial of the request at their May 15, 2008, meeting. The motion passed by a 4-1 margin, with S. Warmington opposed to the denial. T. Harryman, J. Aslakson, T. Michalski, and B. Smith were absent.

Motion by Commissioner Spataro, second by Vice Mayor Gawron to deny the request to rezone property located at 381 E. Laketon Avenue.

ROLL VOTE: Ayes: Wisneski, Carter, Gawron, Shepherd, Spataro, Warmington, and Wierengo

Nays: None

MOTION PASSES

C. Resolution Approving Michigan Department of Transportation Grant Application. PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: To approve the request to submit the grant application to the Michigan Department of Transportation for the Lakeside Business District enhancements. Improvements include traffic calming measures, beautification, signage, and environmental mitigation. This transportation plan was initially created by the Sidock Group as a donation to the Lakeside Business District. Commission passed a resolution in 2006 to pursue the enhancements in the plan, but to follow the suggestions made in Bob Kuhn's letter. Staff has adjusted the plan accordingly to follow Mr. Kuhn's suggestions and to meet the grant guidelines.

FINANCIAL IMPACT: Improvements to the area could result in a more vibrant commercial district.

BUDGET ACTION REQUIRED: The grant requires a 20% match. The total project cost is estimated to be \$179,564, resulting in a \$31,098 match from the City.

STAFF RECOMMENDATION: To approve the request and sign the resolution.

Motion by Vice Mayor Gawron, second by Commissioner Wisneski to approve the request to submit the grant application to the Michigan Department of Transportation for the Lakeside Business District enhancements.

ROLL VOTE: Ayes: Carter, Gawron, Shepherd, Spataro, Warmington, Wierengo, and Wisneski

Nays: None

MOTION PASSES

D. Downtown Development Authority On-Premise Liquor License for Muskegon Athletic Club. PLANNING & ECONOMIC DEVELOPMENT

SUMMARY OF REQUEST: To approve the resolution approving a Downtown Development Authority On-Premise Liquor License for the Muskegon Athletic Club. The Liquor Control Code allows for additional liquor licenses within Downtown Development Authority Districts under certain conditions.

FINANCIAL IMPACT: Approval of the Liquor License will allow for a new restaurant in the downtown area which should result in increased revenue for the City.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the resolution.

Motion by Commissioner Spataro, second by Commissioner Wisneski to approve the resolution for a Downtown Development Authority On-Premise Liquor License for the Muskegon Athletic Club.

ROLL VOTE: Ayes: Wierengo, Wisneski, Carter, Gawron, Shepherd, Spataro, and Warmington

Nays: None

MOTION PASSES

E. Special Events Multiple Liquor License Requests. LEISURE SERVICES

SUMMARY OF REQUEST: The following organizations are requesting a temporary liquor license or an extension of their liquor license:

- The Muskegon Fraternal Order of Eagles (Aerie 668) is requesting a extension of their current liquor license to be able to serve non-members during the Muskegon Summer Celebration (June 27th through July 6th). The following temporary alcohol licenses have been approved for this time period: Muskegon Summer Celebration, and Mike's Inn.
- Muskegon Fraternal Order of Eagles (Aerie 668) is requesting an extension of their current liquor license to be able to serve non-members during the Muskegon Bike Time Event, scheduled July 18th through July 20th. The following temporary alcohol licenses have been approved for this time period: Racquets, Pop-A-Top, Muskegon Bike Time, Topsy Toad, and Mike's Inn.
- The Muskegon Yacht Club is requesting an extension of their current liquor license to be able to host the Harbor Hospice Chronicle Regatta on July 5, 2008. The following temporary alcohol licenses have been issued for this date: Muskegon Summer Celebration, and Mike's Inn.
- Port City C.I.O. Building Association, 490 W. Western Ave. is requesting a temporary liquor license during the Muskegon Bike Time Event, scheduled for July 17th through July 20, 2008. The following have already been approved: Racquets, Pop-A-Top, Muskegon Bike Time, Topsy Toad, and Mike's Inn.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

COMMITTEE RECOMMENDATION: The Leisure Services Board has approved the requests.

Motion by Commissioner Spataro, second by Commissioner Carter to approve the special events multiple liquor license requests that were presented.

ROLL VOTE: Ayes: Spataro, Warmington, Wierengo, Wisneski, Carter, Gawron,

and Shepherd

Nays: None

MOTION PASSES

F. Michigan Irish Music Festival Request. LEISURE SERVICES

SUMMARY OF REQUEST: Request for exclusive peddling and selling rights during the Michigan Irish Music Festival.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: All peddling and selling rights pertaining to the Michigan Irish Music Festival are restricted to the location of the event at Heritage Landing.

COMMITTEE RECOMMENDATION: The Leisure Services Board approved this event at their April 21st meeting.

Motion by Commissioner Carter, second by Commissioner Shepherd to approve the request from Michigan Irish Music Festival for exclusive peddling and selling rights during the festival.

ROLL VOTE: Ayes: Gawron, Shepherd, Spataro, Warmington, Wierengo, Wisneski, and Carter

Nays: None

MOTION PASSES

G. Third Street Sculpture Agreement. CITY MANAGER

SUMMARY OF REQUEST: To approve an agreement between the City and the Community Foundation for Muskegon County for the placement and maintenance of a sculpture in the right-of-way at Third Street and Western Avenue.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the agreement and authorize the Mayor and Clerk to sign it.

Motion by Vice Mayor Gawron, second by Commissioner Shepherd to approve the agreement between the City and the Community Foundation for Muskegon County for the placement and maintenance of a sculpture in the right-of-way at Third Street and Western Avenue subject to final approval by the City Manager and Attorney.

ROLL VOTE: Ayes: Wisneski, Carter, Gawron, Shepherd, Spataro, Warmington, and Wierengo

Nays: None

MOTION PASSES

H. Concurrence with the Housing Board of Appeals Notice and Order to Demolish the following: PUBLIC SAFETY

1752 Beach

371 Houston – Area 10

SUMMARY OF REQUEST: This is to request that the City Commission concur with the findings of the Housing Board of Appeals that the structures are unsafe, substandard, a public nuisance and that they be demolished within 30 days. It is further requested that administration be directed to obtain bids for the demolition of the structures and that the Mayor and City Clerk be authorized and directed to execute a contract for demolition with the lowest responsible bidder.

FINANCIAL IMPACT: CDBG Funds for 1752 Beach and General Funds for 371 Houston.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To concur with the Housing Board of Appeals decision to demolish.

Motion by Commissioner Spataro, second by Vice Mayor Gawron to concur with the Housing Board of Appeals notice and order to demolish 371 Houston.

ROLL VOTE: Ayes: Warmington, Wierengo, Wisneski, Carter, Gawron, Shepherd, and Spataro

Nays: None

MOTION PASSES

Motion by Commissioner Spataro, second by Commissioner Carter to concur with the Housing Board of Appeals notice and order to demolish 1752 Beach Street.

ROLL VOTE: Ayes: Shepherd, Spataro, Warmington, Wierengo, Wisneski, Carter, and Gawron

Nays: None

MOTION PASSES

ANY OTHER BUSINESS: Various items were discussed.

2008-49 CLOSED SESSION: To discuss pending litigation.

Motion by Commissioner Carter, second by Commissioner Spataro to go into Closed Session to discuss pending litigation.

ROLL VOTE: Ayes: Carter, Gawron, Shepherd, Spataro, Warmington, Wierengo,
and Wisneski

Nays: None

MOTION PASSES

Motion by Commissioner Spataro, second by Commissioner Wisneski to come
out of Closed Session.

ROLL VOTE: Ayes: Spataro, Warmington, Wierengo, Wisneski, Carter, Gawron,
and Shepherd

Nays: None

MOTION PASSES

ADJOURNMENT: The City Commission Meeting adjourned at 7:10 p.m.

Respectfully submitted,

A handwritten signature in blue ink, reading "Ann Marie Becker". The signature is fluid and cursive, with the first name "Ann" being particularly prominent.

Ann Marie Becker, MMC
City Clerk

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Ann Becker, City Clerk
**RE: 2008-2009 Michigan Municipal League
Membership Dues**

SUMMARY OF REQUEST: Approval to pay the 2008-2009 MML dues in the amount of \$9,855.

FINANCIAL IMPACT:

MML Dues	\$8,078
Environmental Assessment	\$ 969
Legal Defense Fund	<u>\$ 808</u>
Total	\$9,855

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval.



michigan municipal league

MICHIGAN MUNICIPAL LEAGUE
MEMBERSHIP RENEWAL INVOICE

2008 - 2009

Muskegon

ID: 347

Date: 05/01/2008

Membership Period: 07/01/2008 - 06/30/2009

	2008 - 2009
* MML Dues	8,078
** Environmental Assessment	969
*** Legal Defense Fund	808
	\$9,855

Total Due By July 01, 2008 :
\$9,855

Please sign, date and return one invoice copy with your payment.

Make checks payable to the Michigan Municipal League and mail to the address below. Thank you.

(Signature)

6-5-2008

(Date)

* For a detailed analysis of your MML dues, go to www.mml.org/pdf/dues05.pdf or call 734-669-6350. MML dues include annual subscriptions to the Michigan Municipal Review for your officials at \$12.00 per subscription, which is 50% of the regular subscription rate.

** The purpose of the EAA is to fund the Environmental Affairs Service (EAS) and its advocacy for the municipal point of view on environmental, public works and infrastructure issues at the state and federal levels. The EAS Limited one-on-one assistance to MML members concerning environmental protection mandates, transportation and public works activities is also available.

*** The Legal Defense Fund is an optional charge. The purpose of the Fund is to provide specialized legal assistance to member municipalities in cases that have significant statewide impact.

Michigan Municipal League
P.O. Box 7409
Ann Arbor MI 48106-7409
800.653.2483



michigan municipal league

Better Communities. Better Michigan.

May 05, 2008

Mrs. Ann Marie Becker
City Clerk
Muskegon
933 Terrace St.
PO Box 536
Muskegon, MI 49443-0536

Dear Mrs. Becker,

As you struggle to balance your general fund budget, one item will be easy to approve-your membership in the Michigan Municipal League. Better than anyone else, the League knows the fiscal challenges your community faces everyday, and we're working hard to help you find solutions to preserve existing revenue.

Advocate, educate, assist. That is our simple mission. By leading advocacy efforts to support municipal issues, by providing free and low-cost education about effective and efficient governance, and by assisting and serving local government officials in a host of ways, the League supports every municipal member.

In 2006 the MML's Board of Trustees approved a dues calculation method based on inflation and your historical League dues payment. This move away from a formula based, in part, on state-shared revenue protects the League's ability to provide core services to communities and allows members to more accurately budget for their League dues.

We are working harder than ever in Lansing and Washington to preserve and promote municipal interests on issues such as revenue sharing, transportation, CDBG funds and maintaining local control. Our public policy initiatives include the implementation of a new Community Design and Education Center Program which will work to assist local officials in identifying, developing and implementing programs and strategies to enhance our state's communities as vibrant places for the 21st century. Our Legal Defense Fund and Municipal Litigation Center continue to work to protect your interests in the courts and regulatory arena.

The 18 officials you select to represent you on the MML Board of Trustees understand what's causing the stressed financial conditions in many Michigan communities. They know that for communities to survive, we must defend our interests together. Alone, your municipality is just one voice. Together, we roar. Officials in every member community must speak the same message at the same time if we are to influence state and federal legislators to support issues important to Michigan's communities.

Michigan Municipal League membership is the best self-preservation investment your community can make. Take a look at the enclosed summary of services you receive with your membership. You'll be amazed that we offer so much service for such low dues!

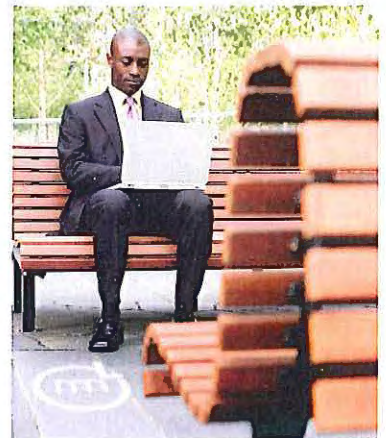
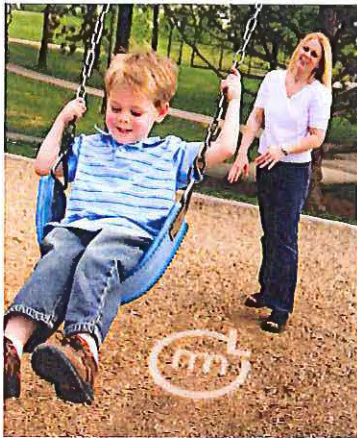
Sincerely,

Daniel P. Gilmartin
Executive Director

Deborah L. Doyle
President, 2007-2008

See rest of packet
for complete copy

Advocacy > Lobbying > Information > Training > Education > Conventions > Conferences > Insurance Programs



michigan municipal league

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Ann Marie Becker, City Clerk
RE: Fireworks Display Permit for Muskegon Country Club, 2801 Lakeshore

SUMMARY OF REQUEST: Melrose Pyrotechnics, Inc. is requesting approval of a fireworks display permit for July 4, 2008, at the Muskegon Country Club. The insurance coverage has been approved and Fire Marshall Metcalf will inspect the fireworks on the day of the event.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval contingent on inspection of the fireworks.



Muskegon Country Club

April 28, 2008

Linda Potter, CMC
Deputy Clerk, City of Muskegon
933 Terrace Street
Muskegon, MI 49440

Dear Ms. Potter,

Muskegon Country Club is in the process of planning our annual Fourth of July Celebration. I am enclosing the fireworks permit, certificate of liability insurance and the application fee of \$50.00.

Our fireworks display is planned for Friday, July 4, 2008. Please call me if you have any questions. I can be reached at 231-755-3737.

Most Sincerely,

A handwritten signature in black ink that reads 'Rebecca Harding'. The signature is fluid and cursive, with a large loop at the end.

Rebecca Harding
Banquet Coordinator

APPLICATION FOR FIREWORKS DISPLAY PERMIT

☒ PUBLIC DISPLAY		☐ AGRICULTURAL PEST CONTROL	Date of Application <i>1/7/08</i>
Name of Applicant <i>MELROSE PYROTECHNICS, INC.</i>	Address <i>P.O. BOX 302, KINGSBURY, IN 46345</i>		Age (18 or over)
If a Corporation, Name of President <i>MICHAEL CARTOLANO</i>	Address <i>P.O. BOX 302, KINGSBURY, IN 46345</i>		
If a Non-resident Applicant: Name of MI Attorney or Resident Agent <i>MIKE VAN LOO</i>	Address <i>P.O. BOX 123, BELDING, MI 48809</i>		Phone No. <i>(616) 794-0205</i>
Name of Pyrotechnic Operator <i>MIKE VAN LOO</i>	Address <i>P.O. BOX 123, BELDING, MI 48809</i>		Age (18 or over) <i>38</i>
No. Years Experience No. Displays <i>15 YEARS 260+</i>	Where <i>MICHIGAN, ILLINOIS, INDIANA, KENTUCKY, OHIO</i>		
Name of Assistant: <i>JOHN KLAPKO</i>	Address <i>P.O. BOX 123, BELDING, MI 48809</i>		Age <i>44</i>
Name of Other Assistant: <i>SCOTT FERMAN</i>	Address <i>P.O. BOX 123, BELDING, MI 48809</i>		Age <i>40</i>
Exact Location of Proposed Display <i>Muskegon Country Club grounds</i>			
Date of Proposed Display <i>July 4, 2008</i>		Time of Proposed Display <i>Dusk</i>	
No. Of Fireworks	Kind of Fireworks to be Displayed		
<i>Approximately 1,200</i>	<i>Aerial display shells ranging in size from 1 1/4 inches to 8 inches in diameter</i>		
Manner & Place of Storage Prior to Display (Subject to Approval of Local Fire Authorities) <i>NO STORAGE NECESSARY, DELIVERED ON DATE OF DISPLAY</i>			
Amount of Bond of Insurance (to be set by local gov't) <i>\$5,000,000.00</i>		Name of Bonding Corporation or Insurance Company <i>BRITTON-GALLAGHER & ASSOCIATES</i>	
Address of Bonding Corporation or Insurance Company <i>6240 SOM CENTER RD., CLEVELAND, OH 44139</i>			
Signature of Applicant <i>Wanda Schoof</i>		<i>For Melrose Pyrotechnics, Inc.</i>	

SEE OTHER SIDE FOR INSTRUCTIONS

Authority: 1968 PA 358
Compliance: Voluntary but a permit will not be issued without an application.

**PERMIT
FOR FIREWORKS DISPLAY**

This permit is not transferable. Possession of this permit authorizes the herein named person to possess, transport, and display fireworks in the amounts, for the purpose of and at the place listed below only.

☒ PUBLIC DISPLAY

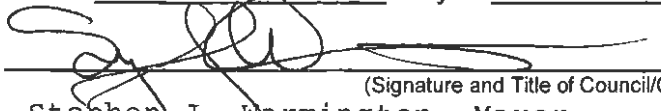
☐ AGRICULTURAL PEST CONTROL

Issued To <u>MELROSE PYROTECHNICS, INC.</u>		Age (18 or over)
Address <u>P.O. BOX 123, BELDING, MI 48809</u>		
Name of Organization, Group, Firm, or Corporation <u>Muskegon Country Club</u>		
Address <u>2801 Lakeshore Drive, Muskegon, MI 49441</u>		
Number and Types of Fireworks <u>Approximately 1,200 aerial display shells ranging in size from 1 1/4 inches to 8 inches in diameter</u>		
Exact Location of Display <u>2801 Lakeshore Drive</u>		
City, Village, Township <u>Muskegon</u>	Date <u>July 4, 2008</u>	Time <u>Dusk</u>
Bond or Insurance Filed? ☒ Yes ☐ No		Amount <u>\$5,000,000.00</u>

Issued by action of the ☐ council ☒ commission ☐ board of the

☒ city ☐ village ☐ township of Muskegon
(Name of City, Village, Township)

on the 27th day of May, 2008


(Signature and Title of Council/Commission/Board Representative)
Stephen J. Warmington, Mayor

AUTHORITY: 1968 PA 358
COMPLIANCE: Required
PENALTY:

ACORD _{TM} CERTIFICATE OF LIABILITY INSURANCE		DATE (MM/DD/YYYY) 3/10/2008
PRODUCER Phone: 440-248-4711 Fax: 440-248-5406 Britton-Gallagher and Associates, Inc. 6240 SOM Center Rd. Cleveland OH 44139		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.
INSURED Melrose Pyrotechnics, Inc. P.O. Box 302 Kingsbury IN 46345		INSURERS AFFORDING COVERAGE INSURER A: Lexington Insurance Co INSURER B: Granite State Insurance Co. INSURER C: Arch Specialty Insurance Co INSURER D: Travelers Indemnity Co INSURER E:
		NAIC # 23809 25658

COVERAGES

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

INSR ADD'L LTR INDR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PROJECT ☐ LOC	1619273	1/15/2008	1/15/2009	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (EA occurrence) \$50,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000
B	AUTOMOBILE LIABILITY ☒ ANY AUTO ☐ ALL OWNED AUTOS ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ☒ NON-OWNED AUTOS	CA93487530	1/15/2008	1/15/2009	COMBINED SINGLE LIMIT (EA accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
C	EXCESS/UMBRELLA LIABILITY ☒ OCCUR ☐ CLAIMS MADE ☐ DEDUCTIBLE ☒ RETENTION \$10,000	ULP0005662	1/15/2008	1/15/2009	EACH OCCURRENCE \$4,000,000 AGGREGATE \$4,000,000 \$ \$
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below OTHER	401X5907 (MI)	4/1/2008	4/1/2009	☒ WC STATU- ☐ JOB LIMITS ☐ OTHER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS
 DISPLAY DATE: July 4, 2008 LOCATION: Muskegon Country Club, Muskegon, Michigan ADDITIONAL INSURED: Muskegon Country Club; City of Muskegon, all elected and appointed officials, all employees and volunteers, all boards, commissions, and/or authorities and board members, including employees and volunteers thereof

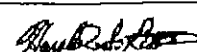
CERTIFICATE HOLDER

City of Muskegon
 933 Terrace Street
 Muskegon MI 49440

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE



933 Terrace Street
Muskegon, MI 49440

OFFICE 231-724-6705
FAX 231-724-4178

CITY OF MUSKEGON CLERK'S OFFICE

FAX CC

To:

Fax

Ph:

MESSAGE

Message For Linda

from Mayor date 5/7/08

number _____ time 10:00 SAM PM

message Okay with Country Club
pyrotechnics for fireworks
display

best call back time _____ date _____ taken by _____

WS

Re:

☐ Urgent ☐ For Review

☐ Please Reply ☐ Please Recycle

*Ins. approved
by IDEX
5-9-08*

Hi,

Please check out the insurance coverage for a pyrotechnic display.

Thanks,

Linda



Muskegon Country Club

2801 Lakeshore Drive
Muskegon, Michigan 49441

COMMUNITY
SHORES BANK

74-139472

No. 005994

DATE	CHECK NO.	AMOUNT
04/29/08	5994	\$ 50.00

PAY EXACTLY FIFTY AND 00/100 DOLLARS

PAY TO THE
ORDER OF: CITY OF MUSKEGON

AUTHORIZED SIGNATURE

Robert Veichl

AUTHORIZED SIGNATURE

⑈005994⑈ ⑆072413942⑆ 1000002049⑈

XXXXXXXXXXXXXXXX

YOUR RECEIPT

THANK YOU

CALL AGAIN

XXXXXXXXXXXXXXXX

BUSREG 50.00

ITEM CT 1

CHECK

50.00

DB:26A105-09-2008

9066 LINDA

Commission Meeting Date: May 27, 2006

Date: May 16, 2008
To: Honorable Mayor and City Commissioners
From: Planning & Economic Development *CBC*
RE: Vacation of the East/West alley and Southerly 60 feet of the North/South Alley bounded by Ray, Laketon, Getty and Holbrook

SUMMARY OF REQUEST:

Request for vacation of the East/West section of the alley and the Southerly 60 feet of the North/South section of the alley in the City of Muskegon's Westermans Subdivision, bounded by Ray Street, Laketon Avenue, Getty Street, and Holbrook Avenue.

FINANCIAL IMPACT:

None

BUDGET ACTION REQUIRED:

None

STAFF RECOMMENDATION:

Staff recommends vacation of the ally bounded, with the condition that all utility easement rights be retained.

COMMITTEE RECOMMENDATION:

The Planning Commission recommended vacation of the alley at their 5/15/08 meeting, with the condition that all utility easement rights be retained. The vote was unanimous with T. Harryman, T. Michalski, J. Aslakson, and B. Smith absent

RESOLUTION #2008- 45(d)

RESOLUTION TO VACATE A PUBLIC ALLEY

WHEREAS, a petition has been received to vacate the East/West portion of the alley and the Southerly 60 feet of the North/South portion of the ally in the City of Muskegon's Westerman's Subdivision, bounded by Ray Street, Laketon Avenue, Getty Street and Holbrook Avenue; and,

WHEREAS, the Planning Commission held a public hearing on May 15, 2008, to consider the petition and, subsequently, recommended the vacation; and,

WHEREAS, due notice had been given of said hearing as well as the May 27, 2008, City Commission meeting to consider the recommendation of the Planning Commission;

NOW, THEREFORE, BE IT RESOLVED that the City Commission deems it advisable for the public interest to vacate and discontinue the East/West portion of the alley and the Southerly 60 feet of the North/South portion of the alley in the City of Muskegon's Westermans Subdivision, bounded by Ray Street, Laketon Avenue, Getty Street, and Holbrook Avenue, County of Muskegon, State of Michigan.

BE IT FURTHER RESOLVED that the City Commission does hereby declare the said alley vacated and discontinued, provided, however, that this action on the part of the City Commission shall not operate so as to conflict with fire access or the utility rights heretofore acquired by the City or by any public service utility in the City of Muskegon operating in, over and upon said portion of alley hereby vacated, and it is hereby expressly declared that such rights shall remain in full force and effect.

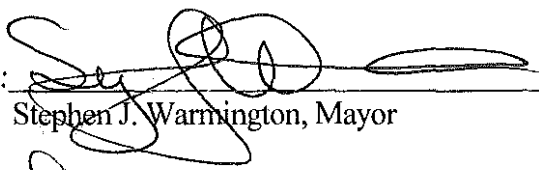
BE IT FURTHER RESOLVED that after any maintenance and repair by the City, the City shall restore the disturbed area to the grade and paving in existence at the time of vacation. The City shall not be responsible to replace special planting, landscaping, fences or any structure. No structure shall be placed in the easement which, in the sole judgment of the City, will interfere with the repair or maintenance of utilities in the easement, public or private.

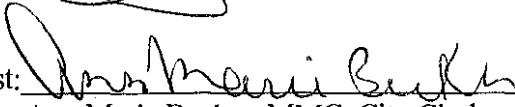
Adopted this 27th day of May, 2008.

Ayes: Wisneski, Carter, Gawron, Shepherd, Spataro,
Warmington, and Wierengo

Nays: None

Absent: None

By: 
Stephen J. Warmington, Mayor

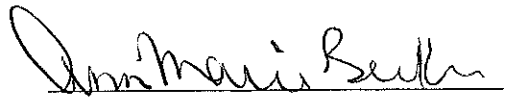
Attest: 
Ann Marie Becker, MMC, City Clerk

2008-45(d)

CERTIFICATION

(Alley Vacation of the East/West alley and the Southerly 60 feet of the North South alley in the
City of Muskegon's Westermans Subdivision)

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by
the City Commission of the City of Muskegon, County of Muskegon, Michigan, at a regular
meeting held on May 27, 2008.

A handwritten signature in cursive script, appearing to read "Ann Marie Becker", written over a horizontal line.

Ann Marie Becker, MMC
Clerk, City of Muskegon

Staff Report [EXCERPT]
CITY OF MUSKEGON
PLANNING COMMISSION
REGULAR MEETING
May 15, 2008

Hearing; Case 2008-10: Request to vacate the east/west section of the alley and the southerly 60 feet of the north/south section of the alley in the City of Muskegon's Westermans Subdivision, bounded by Ray Street, Laketon Avenue, Getty Street, and Holbrook Avenue, by David Hudelson, 1868 Ray Street.

BACKGROUND

The east west section of the alley runs parallel to the side of the applicant's home at 1868 Ray Street. Across the alley from his house is property owned by Emanuel Tabernacle Church. There is a guard rail and a fence running along the alley that separates it from the church property. Staff drove the alley, as well as both Ray and Getty Streets. No homes backing up to the alley need the alley for access to their property, except the applicant. His garage takes access off the alley, and he has no other driveway available to him for parking. Closing the alley would not pose a hardship to other residents, but would allow the applicant to access his garage and use the present alley for his driveway. The vacation would also stop the through traffic primarily using the alley for quick access to the convenience store on the corner of Laketon and Getty. A letter from the applicant was included with the application, which is included in this staff report.

The Fire Department has no issues with this alley vacation request. The Engineering Department and Department of Public Works, however, have some concerns. The City has a sanitary sewer located in the north/south section of the alley. Muskegon County Waste Water Systems owns and operates a 36" sewer force main in that portion of the alley as well. An easement agreement would need to be obtained from the applicant and recorded with the Register of Deeds giving unrestricted access to the east/west portion of the alley to both the City and the County. The applicant is aware of this requirement, and agrees to provide that document to the City.



East/west section of the alley off Ray Street.

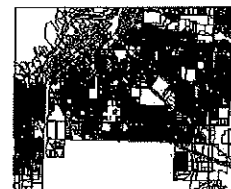


North/south section of the alley.

City of Muskegon
Planning Commission
Case # 2008-10



-  Alley to be vacated
-  Affected properties



Alley - Vacation Request

4-17-08

People spinning tires, going to Fast. Fills my house and cars with dust, and the cars at the church next to me. People driving and walking 4 Feet From my house. Throwing garbage, breaking bottles, kids walking by teasing the Neighbors and my dog.

I mow the grass, rake the leaves, pick up the trash and broken glass that surrounds my property in the Alley. The Alley used to go straight through the block From Laketon to Holbrook. Some how it got turned 90° and put right next to my house. I don't see how it is legal to have a roadway 4 Feet From my Front door. Having this kind of traffic going through here makes the property almost worthless. Neighbors can still get in and out to Laketon and Getty Streets. The traffic comes From the Neighborhood, not the Neighbors. Thank you For taking the time to look into this problem For me.

David Hudelson



STAFF RECOMMENDATION

Staff recommends approval of the request.

DELIBERATION

I move that the vacation of the east/west section and the southerly 60 feet of the north/south section of the alley located in the City of Muskegon's Westermans Subdivision, bounded by Ray Street, Laketon Avenue, Getty Street and Holbrook Avenue, be recommended to City Commission for (approval/denial), based on (compliance/lack of compliance), with the City's 1997 Master Land Use Plan, with the following conditions:

1. All utility easements will be retained.
2. An easement agreement be provided by the applicant which gives unrestricted access to the City of Muskegon and Muskegon County Waste Water System for access to the sewer lines located in the north/south section of the alley.

Date: May 7, 2008
To: Honorable Mayor and City Commission
From: Department of Public Works / Hartshorn Marina
RE: MDNR Central Reservation System Contract Extension

SUMMARY OF REQUEST: To approve the renewal of the Michigan Department of Natural Resources Central Reservation System contract between the City of Muskegon's Hartshorn Marina and the MDNR.

The MDNR Central Reservation System, whereby a transient boater can make a reservation in advance, collects Transient Boat Slip Payments which are then paid to the City.

The contract would remain in effect through October 31, 2015

FINANCIAL IMPACT: NONE

BUDGET ACTION REQUIRED: NONE

STAFF RECOMMENDATION: To approve the attached contract and authorize the Mayor and City Clerk to sign 4 copies.



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN

DEPARTMENT OF NATURAL RESOURCES

LANSING



REBECCA A. HUMPHRIES
DIRECTOR

February 13, 2008

City of Muskegon
% Director of Leisure Services
Po Box 536
Muskegon, MI 49443-0536

To Whom It May Concern,

Enclosed are four(4) copies each of the Contract regarding payments collected by the Michigan Department of Natural Resource's (MDNR) Central Reservation System (CRS) for the Muskegon Marina. This Contract will remain in effect through **October 31, 2015** and replaces the current one we have, which will expire October 31st of this year.

Please review, sign, and return **all** copies to me at the address below. Once completed, I will return an original copy of the Contract for your file.

If you have any questions or concerns, please don't hesitate to contact me, and I look forward to our continued working relationship.

Sincerely,

Brenda Mikula, Concession/Lease Manager
Cheboygan Field Office
120 'A' Street
Cheboygan, MI 49721
(231) 597-0472
(231) 627-4366 (fax)

NATURAL RESOURCES COMMISSION

Keith J. Charters, Chair • Mary Brown • Hurley J. Coleman, Jr. • Darnell Earley • John Madigan • J. R. Richardson • Frank Wheatlake

STEVENS T. MASON BUILDING • P.O. BOX 30028 • LANSING, MICHIGAN 48909-7528

www.michigan.gov/dnr • (517) 373-2329

Great Lakes, Great Times, Great Outdoors!

CONTRACT

Between the
**Michigan Department of Natural Resources
Parks and Recreation Division**
and the
City of Muskegon
Regarding the
**Payments to the Community for Transient Boat Slip Revenue Collected by a
Centralized Reservation System**

I. Purpose

The purpose of this Contract is to document the understanding between the **Michigan Department of Natural Resources** (MDNR), Parks and Recreation Division (PRD) and the **City of Muskegon**, hereafter known as the Community, regarding the Payments to the Community for Transient Boat Slip Revenue Collected by a Centralized Reservation System at the Muskegon Marina.

II. Statutory Considerations

The Natural Resources and Environmental Protection Act (the NREPA, 1994 PA 451, as amended: MCL 324.101 *et seq*) reestablished Michigan's system of waterways. In section 78105 of the NREPA (MCL 324.78105), the Legislature found and declared that the duty of the Department was to acquire, construct, and maintain harbors, channels, and facilities for vessels in the navigable waters lying within the boundaries of the state of Michigan. Section 78105 of the NEPRA further indicates that the department, in implementing its responsibilities under the NREPA, may enter into contracts and other necessary agreements.

III. Reservation System Operation

To better serve the boating public a system whereby a boater can make a reservation for a slip in advance of their arrival has been instituted.

The Central Reservation System (CRS) is designed to mirror the policies, procedures and dynamics of the existing boat slip registration/harbor management process wherever possible.

The purpose of this program is to provide a user-friendly boat slip reservation system with easy access through multiple sales channels (harbor, call center, Internet). This should be accomplished with as little change to the existing harbor policies/procedures or CRS structure as possible.

1. Reservations for boat slips are all processed through a single, Toll Free number. Changes to those reservations are processed through that same number. Reservations will be processed by the CRS call center between the hours of 8:00 AM and 8:00 PM, Monday through Friday and 9:00 AM to 5:00 PM on Saturdays and Sundays. All hours are Eastern Standard/Daylight Savings Time
2. The Toll Free number to call when making reservations for slips is 1-800-44PARKS (447-2757). This number is accessible from anywhere in North America.
3. Reservations will be made available on the Internet 7x24x365 at www.michigan.gov/dnr. Only DNR-approved Credit Cards may be utilized for payment of Internet reservations (currently Visa, MasterCard, and Discover).
4. Reservations will be made slip-standard in the system. To make the most efficient use of the slip space available slip assignment will be made by the Harbormaster, or harbor staff person, on the day of arrival.
5. The number of slips and the configuration of that reservable quantity (by slip size) will be determined by the Harbormaster as approved by PRD.
6. Reservations will be accepted up to six(6) months (to the date) in advance of the arrival date.
7. Payment must be made in full when placing a reservation. Visa, MasterCard, and Discover, check or money order may be used. NOTE: If paying by check or money order, the boater must call the reservation center at least fifteen(15) days in advance of their arrival date. The boater must then immediately mail the check in to the reservation center. If the reservation center has not received the check within ten(10) calendar days of the date the reservation was made, the reservation will be cancelled. Checks must be payable to "State of Michigan" and mailed to:

**Michigan Central Reservation System
P.O. Box 450,
Cumberland, MD 21501-0450**

8. There will be no pay-upon-arrival reservations placed.
9. Users of the CRS will be charged a Non-Refundable Fee of \$8 to place a reservation.
10. All system users will receive a postcard of confirmation of their reservation as long as the reservation was placed at least ten(10) days in advance. Reservations placed through the Internet will receive confirmation information via e-mail.
11. Confirmed reservations will be held until 5:00 PM on the date of arrival. If a boater will be arriving after 5:00 PM, the boater must contact the Harbormaster to notify staff of late arrival.

12. Reservation cancellations must be received before the day of arrival in order to qualify for a refund. If notice of cancellation is received by the call center before the day of arrival, a full refund will be issued minus a \$10 Cancellation Fee in addition to forfeiture of the \$8 Reservation Fee.
13. Cancellations received on the day of arrival will be charged that night's slip rental. The balance of the reservation payment minus the \$8 Reservation Fee will be refunded.
14. Confirmed reservations that fail to arrive or call by 5:00 PM will be considered cancelled reservations and charged one(1) night's slip rental plus a \$10 Cancellation Fee. The balance of the reservation (less the Reservation Fee) will be refunded. The cancelled slip will be made available for float-in use.
15. All slips will be rented using the fee schedule titled "Michigan State Waterways Commission Transient Rate Schedule For Reservations". This rate schedule will be applied to BOTH reserved slip nights as well as float-in use.
16. The system will allow for the "double-booking" of slips by the Harbormaster only (not CRS) through the use of "auxiliary" sites. This will allow for "rafting" and double-use of slips not fully utilized by a single craft.
17. Information needed when placing a reservation: Harbor name, Arrival Date, Departure Date, Boat Size (length, width, draft), Boat Type (Power or Sail), Name, full address and phone number of customer; Boat Registration Number (MC or other), Payment Method, number and expiration date of Credit Card, if used.

IV. *Community* Responsibilities

It is the responsibility of the Community to operate its Harbor/Marina in accordance with the reservation system described above.

Refunds for float-ins that paid cash or check will be paid by the Harbormaster.

Cash and checks received at the harbor will be retained by the Community but will incur a Commission Fee for each slip/night.

All requests for CRS hardware and software assistance, should be documented on a "CRS Incident Log", see **Attachment A**. Copies of these logs should be kept in a binder near the CRS telecommunication equipment.

V. *Department* Responsibilities

The CRS Contractor will provide, install, and support all hardware, software and telecommunication equipment necessary to communicate with the centralized database

and run the slip rental operation. Additionally the CRS Contractor will pay all Telecommunication Fees and maintain and repair all systems. The Community shall have access to the CRS Contractor's Toll-Free help desk.

Payments

PRD agrees to pay Community its share of revenues collected by the PRD's Contractor for slip reservations.

Payments will be made monthly.

Payments will be based on the prior month's activity.

Monthly reports will be generated from the CRS Contractor and submitted to PRD. In turn, these reports will also be submitted to the Community's designated representative electronically.

The report will identify the following items:

Number of slip/nights paid

Gross amount collected by all sales channels

Number of and Dollar Amount of Credit Card Transactions

Cancellation Fees

Refunds Paid

Dollar Amount of forfeited nights

Cash/Check amount collected at facility location

Net amount collected per month by all sales channels (Net amount =Gross minus cancellations, refunds paid and dollar amount of forfeited nights)

PRD will use the amounts identified by the report to calculate the amount to be repaid to the community using the following formula:

Net Amount of Revenue Collected for Location

MINUS - Cash/checks collected at facility

MINUS - \$3.00 X number of slip/nights paid for reservations and float-ins

MINUS - Credit Card Fees currently at 2% of net Credit Card sales as of December 2002.

Equals - Amount to be repaid to the community for the month. Note: Credit Card Fees above may be adjusted at the end of the season. These are pass-through costs based on an average percentage of costs for the previous season. The Community will be charged only for the actual cost to the State.

Financial reconciliation for each boating season will be concluded no later than thirty(30) days after the close of the season. Close of season will be September 30th of each year. PRD agrees to forward final payments (including any adjustments) to the Community within thirty(30) days of the close of season. In the event of an overpayment, the Community agrees to return any overpayment to PRD within thirty(30)

days of notification of overpayment. The Community must identify the return payment for "CRS Harbors".

PRD may assess the Community a \$10 per day Late Fee for every day beyond the designated due date that the overpayment is not returned. Failure to return the overpayment on time will be grounds for PRD to terminate the Contract.

Payments made to the State will be made out to:
State of Michigan

Payments shall be sent to:
Cashier's Office
Michigan Department of Natural Resources
P.O. Box 30451
Lansing, MI 48909-7951

Payments made to the Muskegon Marina will be made out to:
City of Muskegon

and sent to:
Leisure Services
PO Box 0536
Muskegon, MI 49443-0536

For communication purposes the Muskegon Marina email address is:
Bob.Kuhn@shorelinecity.com

Training

The CRS Contractor will provide the following training and manuals:

- a. Annual training in the use of the workstation application(s).
- b. Easy-to-use manuals prior to the implementation of the reservation system, including:
 1. A user manual on the normal operation of the workstations as well as the procedures for basic problem resolution.

VI. Effect and Termination

This Contract is effective immediately after both parties have signed this Contract and shall remain in effect until **October 31, 2015**. The Contract may be extended annually for an additional three(3) years. Extension options will be exercised only upon mutual consent and the state shall notify the Community ninety(90) days prior to the expiration of the Contract regarding the decision to extend.

VII. Ownership

The CRS Contractor shall own all hardware, software or products provided to the Community for the intent to operate the CRS. PRD shall own all data relating to the CRS.

VIII. Terms and Conditions

Indemnification

Each party to this Contract must seek its own legal representative and bear its own costs; including judgements, in any litigation which may arise from performance of this Contract. It is specifically understood and agreed that neither party will indemnify the other party in such litigation.

The Community hereby releases, waives, discharges and covenants not to sue the State of Michigan, its departments, officers, employees and agents, from any and all liability to Community, its officers, employees and agents, for all losses, injury, death or damage, and any claims or demands thereto, on account of injury to person or property, or resulting in death of officers, employees, or agents of the Community, in reference to the activities authorized by this Contract.

Closeout

When this Contract is concluded or terminated, within thirty(30) calendar days, the Community shall provide the State with all hardware and software made available and required as a condition to do business with the CRS Contractor.

Both parties agree to settle any under/overages immediately and process payment to the State or Community within thirty(30) calendar days from the date the Contract is concluded or terminated.

Modification of Contract

This Contract may be modified at any time as long as both parties are in agreement. Such amendments shall be in writing and signed by a representative with authority.

All language included in this Contract is subject to decisions made by the Michigan State Waterways Commission and/or the Department of Natural Resources. The decisions made by these governing bodies supercede the language included in this Contract and are effective as indicated by them.

Dispute Resolution

In the event of a dispute, the Community shall first attempt resolution with the Contract Administrator. If issues can not be resolved, the Community shall contact the PRD contact identified below.

Non-Discrimination

The parties agree not to discriminate against an employee or applicant for employment With respect to hire, tenure, terms, conditions or privileges of employment, or a matter directly or indirectly related to employment because of race, color, religion, national origin, age, sex, height, weight, or marital status. Breach of this covenant may be regarded as a material breach of this Contract.

Third Party Beneficiaries

This Agreement confers no rights or remedies on any third party, other than the parties to this Agreement and their respective successors and permitted assigns.

The Community shall not have the right to assign the Contract or to assign or delegate any of its duties or obligations under the Contract to any other party (whether by operation of law or otherwise), without the prior written consent of the State. Any purported assignment in violation of this Section shall be null and void. Further, the Community may not assign the right to receive money due under the Contract without the prior written consent of the State Purchasing Director.

IX. Issuing Office and Contract Administration

This Contract is issued by the Michigan Department of Natural Resources (MDNR), Parks and Recreation Division (PRD).

PRD is the office authorized to change, modify, amend, alter, clarify, etc., this Contract. All communications concerning this Contract must be addressed to:

Brenda Mikula
MDNR, PRD
120 'A' Street
Cheboygan, MI 49721
mikulab@michigan.gov
231.597.0472

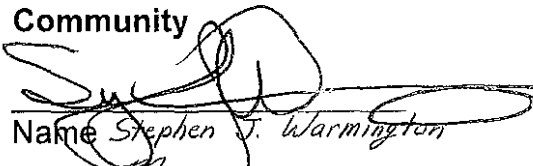
The person named below or in their absence another person so designated shall be authorized to administer the Contract on a day-to-day basis during the term of the Contract. The Contract Administrator for this project is:

Bill Pemble
MDNR, OLAF
P.O. Box 30181
Lansing, MI 48909
pemblew@michigan.gov
517.241.3725

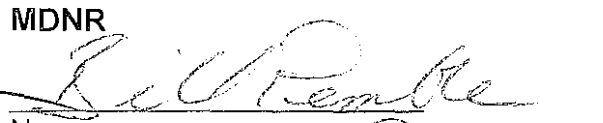
X. Signatory Recognitions

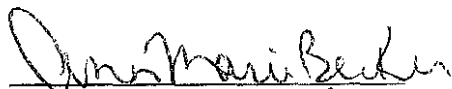
The undersigned signatories are authorized to contractually bind their entity and agree that this Contract constitutes an appropriate recognition of MDNR's jurisdiction in recreational and natural resource management and Community's jurisdiction in the sphere of operating a harbor/marina.

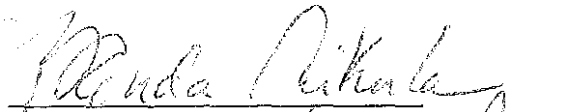
Community


Name Stephen J. Warmington
Mayor
Title
6-2-2008
Date

MDNR


Name
Harbor Mgr.
Title
6/16/08
Date


Name Ann Marie Becker
City Clerk
Title
6-2-2008
Date


Name
Concession/Phase Mgr.
Title
June 6, 2008
Date

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Engineering
RE: Construction Engineering Services for Drainage facility @:
West Branch of Ruddiman Creek & Vacated Greenwood Street

SUMMARY OF REQUEST:

Authorize staff to enter into a construction engineering services agreement with Prein & Newhof to perform the inspection and staking to replace the existing culver at the westerly branch of Ruddiman Creek at the vacated Greenwood Street. The \$14,919.10 of not to exceed fee will be shared between the cities of Norton Shores, Roosevelt Park and the City of Muskegon based on a previously established percentage.

Prein & Newhof is being recommended due to the reasonable fee proposal (attached) as well as their familiarity in the project since they were the design engineers.

FINANCIAL IMPACT:

The City share of the fee, which is about \$5,520 (37%).

BUDGET ACTION REQUIRED:

None

STAFF RECOMMENDATION:

Authorize staff to enter into a construction engineering services agreement with P & N.

COMMITTEE RECOMMENDATION:

Project Fees: Ruddiman Culvert Replacement

	Staff Hours						Expenses	Mileage	Total Fees
	Hegarty	Kieft	Insp.	Draft	Survey	Clerical			
Construction Engineering									
Preconstruction Meeting, Notice, Mtg and Minutes		6	2			2		20	\$ 819.60
Project Administration	2	12						20	\$ 1,399.60
Construction Staking				1	8	1		80	\$ 558.40
Shop Drawing Review and Approval	1	4							\$ 505.00
Construction Observation (15 hrs/wk avg - 4 wks Total)		8	60					500	\$ 5,200.00
Site Meetings/Progress Meetings (2 site - 1 progress)		6	3						\$ 780.00
Payment Estimate (2)		2	4			2			\$ 570.00
Property Corner Replacement		1			4			80	\$ 333.40
Record Drawings			2	4			\$75		\$ 502.50
Correspondance with Regulatory Agencies		1							\$ 95.00
Compaction Testing							400		\$ 440.00
Final Inspection		1						20	\$ 104.60
Change Order - (1 Balancing)		2							\$ 190.00
Preparation of Punch List		1							\$ 95.00
Contingencies - Based on Contractor Progress, Unknowns									\$ 3,326.00
Totals	3	44	71	5	12	5	475	720	\$ 14,919.10

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Engineering
RE: Acceptance of an Easement from
Sherman/Buckner LLC

SUMMARY OF REQUEST:

Accept a storm sewer easement from Sherman/Buckner LLC to replace and maintain a storm sewer culvert at the west branch of Ruddiman Creek north of Sherman Blvd., see attached drawing, and authorize the mayor & clerk to sign the easement documents and direct staff to record said easement.

FINANCIAL IMPACT:

None

BUDGET ACTION REQUIRED:

None at this time.

STAFF RECOMMENDATION:

Accept easement and direct staff to record.

COMMITTEE RECOMMENDATION:



Received & Sealed For Record
MARK F. FAIRCHILD REGISTER OF DEEDS
Muskegon County Michigan
10/22/2008 01:09P LIBER 3794 PAGE 151



Mark Fairchild, Muskegon Co ROD 034

10/22/2008 01:09P
Page: 1 of 3**EASEMENT AGREEMENT FOR CULVERT AT THE WEST BRANCH OF RUDDIMAN CREEK**

This Easement Agreement (this "Agreement") is effective as of 12th Day of May 2008, between the City of Muskegon, a Michigan municipal corporation ("Grantee" or "City"), and Dennis Buckner ("Grantor"), on the following terms and conditions: (SHERMAN/BUCKNER LLC)

Recitals

A. Grantor is the owner of real property of the former railroad right of way along the vacated Greenwood street just north of Sherman Boulevard in the City of Muskegon, Muskegon County, Michigan, legally described on **Exhibit A** (the "parcel").

B. Grantee desires to obtain two types of easements, over, across, under and through a portion of the Burdened Parcel more particularly described on **Exhibit A** ("PERMANENT & TEMPORARY Easements") for the construction of a storm sewer culvert to replace existing, and Grantor has agreed to grant to Grantee easements for such purpose, as set forth herein.

NOW, THEREFORE, for valuable consideration, including a payment by Grantee to Grantor of one dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. **Easement.** Grantor grants to Grantee, its successors and assigns, a non-exclusive easements and right of way with respect to the Easement Property for the purposes, and on the terms and conditions, set forth herein (the "Easement").

2. **Term.** The term of the Easements shall be perpetual for the permanent easement and shall run with the Burdened Property and a seven month for the temporary construction easement.

3. **Use.** The Easements shall be used for the purpose of the construction and installation of a drainage sewer (culvert) and its appurtenances and accessories within the permanent Easement Property. The Easement and right of way shall include the City's right to enter upon the Easement at such times as are reasonably necessary to construct, maintain, repair, replace, reinstall and inspect its culvert within the Easement Property. The Grantor shall not construct any improvements within the Easement Property without the written permission of Grantee, or interfere with the use of the Permanent Easement in any manner. Grantor shall reimburse the Grantee for all reasonable costs of removal of any improvements placed within the Easement Property by Grantor.

4. **Removal; Restoration.** City shall have the right to remove trees, brush and undergrowth and other obstructions within the Easement Property interfering with the location, construction, maintenance and repair of the culvert. City shall be obligated, at its sole expense, to restore the areas within the Easement Property to their condition that existed prior to City's work within the Easements.

5. **Warranty.** The parties warrant that they have the right and authority to enter into this Easement Agreement.

6. **Binding Effect.** This Easement Agreement shall bind the parties, and their successors and assigns.

7. **Recording.** Grantee shall record the Permanent Easement Agreement with the Muskegon County Register of Deeds, and Grantee shall pay all recording costs.

8. **Amendment.** This Agreement shall not be amended or modified except in a writing signed by both parties.

This Easement Agreement was entered into on the date set forth above.

Grantor -

By: [Signature]
Name: Dennis Buckner
Title: Pres
Date: 5/12/08

STATE OF MICHIGAN
COUNTY OF MUSKEGON

The foregoing was acknowledged before me this 12th day of May, 2008, by
Dennis Buckner

[Signature]
Type/Print Name: Linda Potter
Notary Public, Muskegon County, Michigan
Acting in the County of Muskegon
My commission expires: 9-25-2012

Grantee - CITY OF MUSKEGON

By: [Signature]
Name: Stephen J. Warrington
Title: Mayor
Date: 6-2-2008

and: [Signature]
Name: Ann Marie Becker
Title: Clerk
Date: 6-2-2008

STATE OF MICHIGAN
COUNTY OF MUSKEGON

The foregoing was acknowledged before me this 2nd day of June, 2008, by
Stephen J. Warrington, Mayor, and Anne Marie Becker, Clerk, of the City of Muskegon, a Michigan municipal
corporation, on behalf of the corporation.

[Signature]
Type/Print Name: Linda Potter
Notary Public, Muskegon County, Michigan
Acting in the County of Muskegon
My commission expires: 9-25-2012

Prepared by and when recorded return to:
John C. Schrier
Parmenter O'Toole
P.O. Box 786
Muskegon, MI 49443-0786



5295120

L-3794 P-151

10/22/2008 01:09P

Mark Fairchild, Muskegon Co ROD 034

Page: 2 of 3

WEST BRANCH RUDDIMAN CREEK EXHIBIT "A"

MARCH 10, 2008
2070815

24-205-615-9991-00
1745 GREENWOOD

PARCEL DESCRIPTION:

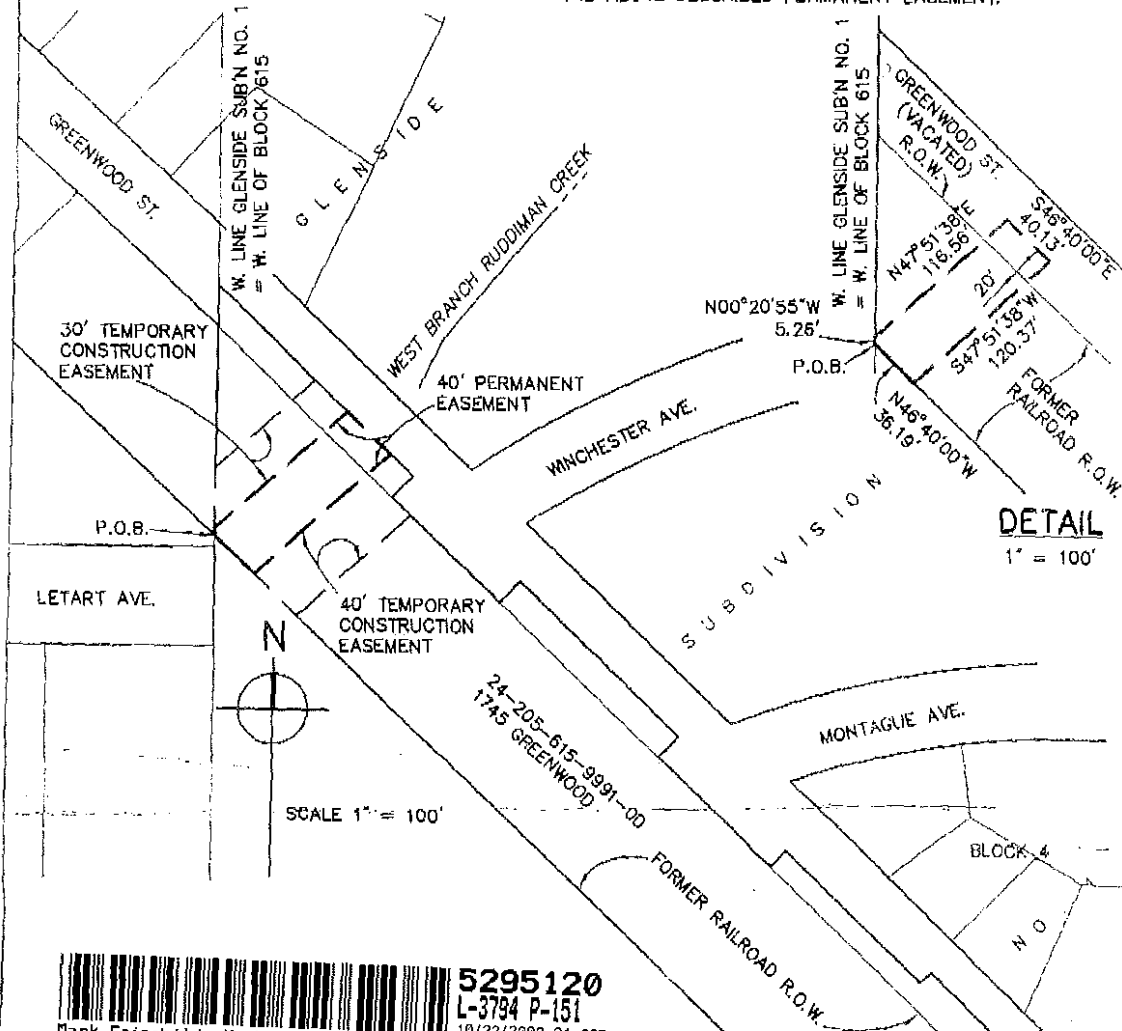
THAT PART OF BLOCK 615 OF THE REVISED PLAT OF 1903 OF THE CITY OF MUSKEGON, SECTION 35, T.10N., R.17W., CITY OF MUSKEGON, MUSKEGON COUNTY, MICHIGAN, AS RECORDED IN LIBER 3, PAGE 71 OF PLATS, MUSKEGON COUNTY RECORDS, BEING PART OF THE FORMER M.R.&N. CO. (NOW THE MICHIGAN SHORE RAILROAD COMPANY) RIGHT OF WAY, AND PART OF VACATED GREENWOOD STREET IN GLENSIDE SUBDIVISION NO. 1, AS RECORDED IN LIBER 7 OF PLATS, PAGE 41, MUSKEGON COUNTY RECORDS, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 4 OF SAID GLENSIDE SUBDIVISION NO. 1; THENCE S89°32'00"W ALONG THE NORTH LINE OF SHERMAN BOULEVARD 36.12 FEET TO THE CENTERLINE OF SAID VACATED GREENWOOD AVENUE FOR POINT OF BEGINNING; THENCE N46°40'00"W (RECORDED AS N46°37'W) ALONG SAID CENTERLINE 64.39 FEET; THENCE S43°20'00"W 10.00 FEET; THENCE N46°40'00"W 126.28 FEET; THENCE S43°20'00"W 15.00 FEET TO THE SOUTHWEST LINE OF SAID VACATED GREENWOOD AVENUE; THENCE N46°40'00"W ALONG SAID SOUTHWEST LINE 104.96 FEET; THENCE N43°20'00"E 20.00 FEET; THENCE N46°40'00"W 147.36 FEET; THENCE S43°20'00"W 20.00 FEET TO SAID SOUTHWEST LINE OF SAID VACATED GREENWOOD AVENUE; THENCE N46°40'00"W 101.31 FEET; THENCE N43°20'00"E 20.00 FEET; THENCE N46°40'00"W 181.03 FEET TO THE WEST LINE OF SAID GLENSIDE SUBDIVISION NO. 1; THENCE S00°20'55"E ALONG SAID WEST LINE, EXTENDED, 165.93 FEET TO THE SOUTHWESTERLY LINE OF SAID M.R.&N. CO. (NOW MUSKEGON SHORE RAILROAD COMPANY) RIGHT OF WAY; THENCE S46°40'00"E 480.38 FEET TO THE NORTH LINE OF SHERMAN BOULEVARD; THENCE N89°32'00"E ALONG SAID NORTH LINE 180.60 FEET TO POINT OF BEGINNING.

DESCRIPTION OF PERMANENT EASEMENT:

PART OF THE ABOVE PARCEL DESCRIBED AS BEGINNING AT THE INTERSECTION OF THE WEST LINE OF GLENSIDE SUBDIVISION NO. 1, SECTION 35, T.10N., R.17W., CITY OF MUSKEGON, MUSKEGON COUNTY, MICHIGAN AND THE SOUTHWESTERLY RIGHT OF WAY LINE OF THE FORMER RAILROAD; THENCE N00°20'55"W 5.26 FEET ALONG SAID WEST LINE OF GLENSIDE SUBDIVISION NO. 1; THENCE N47°51'38"E 116.56 FEET; THENCE S46°40'00"E 40.13 FEET ALONG THE NORTHEASTERLY LINE OF THE ABOVE PARCEL, BEING PARALLEL WITH AND 20 FEET NORTHEASTERLY OF THE SOUTHWESTERLY RIGHT OF WAY LINE OF VACATED GREENWOOD STREET; THENCE S47°51'38"W 120.37 FEET; THENCE N46°40'00"W 36.19 FEET ALONG SAID SOUTHWESTERLY RIGHT OF WAY LINE OF THE FORMER RAILROAD TO POINT OF BEGINNING.

DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT:

A 30 FOOT WIDE STRIP OF LAND LYING NORTHWESTERLY OF AND ADJACENT TO THE NORTHWESTERLY LINE OF THE ABOVE DESCRIBED PERMANENT EASEMENT; ALSO A 40 FOOT WIDE STRIP OF LAND LYING SOUTHEASTERLY OF AND ADJACENT TO THE SOUTHEASTERLY LINE OF THE ABOVE DESCRIBED PERMANENT EASEMENT.



DETAIL

1" = 100'

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Mark Fairchild, Muskegon Co ROD 034
10/22/2008 01:09P
Page: 3 of 3

PREIN & NEWHOF

BY ARTHUR W. BRINTNALL

SHERMAN BLVD.

P.S. 28407

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Engineering
RE: Consideration of Bids for:
Bike Path along Lakeshore Dr., Cottage Grove to McCracken (B-236)

SUMMARY OF REQUEST:

Award the bike path construction/stripping contract to C & L Trucking out of Iona since they were the lowest responsible bidder with a total bid price of \$93,412.18, see attached bid tabulation.

FINANCIAL IMPACT:

The construction cost of \$93,412.18 plus engineering cost which is estimated at an additional 15%.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

Award the C & L Trucking.

COMMITTEE RECOMMENDATION:

LAKE SHORE DRIVE COTTAGE GROVE to McCRACKEN

BIKE PATH BITUMINOUS

BID TABULATION - 05/13/08-rev 05/22/08*

ITEM OF WORK	CONTRACTOR ADDRESS CITY/ST/ZIP		ENGINEER'S ESTIMATE		C&L TRUCKING & EXC 256 E. PARMETER RD. IONIA, MI 48946		MCCORMICK SAND, INC. 5430 RUSSELL RD. TWIN LAKE, MI 49457		BRENNER EXCAVATING 2841 132ND AVE. HOPKINS, MI 49328		FELCO CONTRACTORS, INC. 856 PULASKI AVE. MUSKEGON, MI 49441		WADEL STABILIZATION, INC. 2500 N. OCEANA DR. HART, MI 49420	
	UNIT	QTY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1 ADJUST MANHOLE CASTING	EACH	2	\$300.00	\$600.00	\$ 360.00	\$ 720.00	\$ 500.00	\$ 1,000.00	\$ 547.00	\$ 1,094.00	\$ 400.00	\$ 800.00	\$ 450.00	\$ 900.00
2 ADJUST WATER VALVE BOX	EACH	3	\$200.00	\$600.00	\$ 100.00	\$ 300.00	\$ 50.00	\$ 150.00	\$ 188.00	\$ 564.00	\$ 300.00	\$ 900.00	\$ 325.00	\$ 975.00
3 AGGREGATE BASE COURSE 22A @ 6" C.I.P.	SQ.YD.	2635	\$6.00	\$15,810.00	\$ 4.40	\$ 11,594.00	\$ 9.00	\$ 23,715.00	\$ 5.45	\$ 14,360.75	\$ 5.70	\$ 15,019.50	\$ 7.50	\$ 19,762.50
4 BIT. LEVELING MIX 3C @ 165#/S.Y.	TON	201	\$65.00	\$13,065.00	\$ 63.81	\$ 12,825.81	\$ 63.81	\$ 12,825.81	\$ 67.70	\$ 13,607.70	\$ 65.00	\$ 13,065.00	\$ 63.85	\$ 12,833.85
5 BIT. TOP MIX 4C @ 165#/S.Y.	TON	201	\$70.00	\$14,070.00	\$ 67.30	\$ 13,527.30	\$ 67.30	\$ 13,527.30	\$ 71.40	\$ 14,351.40	\$ 70.00	\$ 14,070.00	\$ 67.30	\$ 13,527.30
6 CONC. SIDEWALK 4"	SQ.FT.	100	\$3.00	\$300.00	\$ 2.60	\$ 260.00	\$ 2.25	\$ 225.00	\$ 2.75	\$ 275.00	\$ 3.00	\$ 300.00	\$ 8.00	\$ 800.00
7 CONC. SIDEWALK RAMP ADA	SQ.FT.	220	\$3.00	\$660.00	\$ 5.35	\$ 1,177.00	\$ 5.00	\$ 1,100.00	\$ 5.70	\$ 1,254.00	\$ 6.00	\$ 1,320.00	\$ 6.00	\$ 1,320.00
8 DETECTABLE WARNING ADA RAMP	SQ.FT.	72	\$25.00	\$1,800.00	\$ 22.08	\$ 1,589.76	\$ 22.08	\$ 1,589.76	\$ 23.50	\$ 1,692.00	\$ 24.00	\$ 1,728.00	\$ 45.00	\$ 3,240.00
9 EROSION CONTROL, INLET PROTECTION, FABRIC DROP	EACH	4	\$115.00	\$460.00	\$ 84.00	\$ 336.00	\$ 45.00	\$ 180.00	\$ 117.00	\$ 468.00	\$ 400.00	\$ 1,600.00	\$ 125.00	\$ 500.00
10 MANHOLE CASTING E.J.#1045 OR EQUAL	EACH	2	\$400.00	\$800.00	\$ 434.00	\$ 868.00	\$ 445.00	\$ 890.00	\$ 555.00	\$ 1,110.00	\$ 400.00	\$ 800.00	\$ 450.00	\$ 900.00
11 MACHINE GRADING MOD.	STA.	20.71	\$200.00	\$4,142.00	\$ 515.00	\$ 10,665.65	\$ 325.00	\$ 6,730.75	\$ 500.00	\$ 10,355.00	\$ 900.00	\$ 18,639.00	\$ 950.00	\$ 19,674.50
12 PAVT MRKG, OVERLAY COLD PLASTIC, 12" WIDE WHITE	LIN. FT.	420	\$8.00	\$3,360.00	\$ 4.50	\$ 1,890.00	\$ 4.50	\$ 1,890.00	\$ 4.75	\$ 1,995.00	\$ 4.75	\$ 1,995.00	\$ 4.50	\$ 1,890.00
13 PAVT MRKG, OVERLAY COLD PLASTIC, SYMBOL BIKE	EACH	16	\$175.00	\$2,800.00	\$ 125.00	\$ 2,000.00	\$ 125.00	\$ 2,000.00	\$ 132.00	\$ 2,112.00	\$ 129.00	\$ 2,064.00	\$ 125.00	\$ 2,000.00
14 PAVT MRKG, OVERLAY COLD PLASTIC, SYMBOL ARROW	EACH	16	\$125.00	\$2,000.00	\$ 95.00	\$ 1,520.00	\$ 95.00	\$ 1,520.00	\$ 100.00	\$ 1,600.00	\$ 96.00	\$ 1,536.00	\$ 95.00	\$ 1,520.00
15 PAVT MRKG, OVERLAY COLD PLASTIC, SYMBOL LT. TURN ARROW	EACH	1	\$115.00	\$115.00	\$ 95.00	\$ 95.00	\$ 95.00	\$ 95.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 95.00	\$ 95.00
16 PAVT MRKG, OVERLAY COLD PLASTIC, SYMBOL STOP	EACH	2	\$125.00	\$250.00	\$ 95.00	\$ 190.00	\$ 95.00	\$ 190.00	\$ 100.00	\$ 200.00	\$ 100.00	\$ 200.00	\$ 95.00	\$ 190.00
17 PAVT MRKG, OVERLAY COLD PLASTIC, SYMBOL ONLY	EACH	1	\$125.00	\$125.00	\$ 115.00	\$ 115.00	\$ 115.00	\$ 115.00	\$ 122.00	\$ 122.00	\$ 120.00	\$ 120.00	\$ 115.00	\$ 115.00
18 PAVEMENT MARKING WATERBORNE 4" WHITE	LIN. FT.	4331	\$0.30	\$1,299.30	\$ 0.11	\$ 476.41	\$ 0.11	\$ 476.41	\$ 0.11	\$ 476.41	\$ 0.15	\$ 649.65	\$ 0.11	\$ 476.41
19 PAVEMENT MARKING WATERBORNE 4" YELLOW	LIN. FT.	7100	\$0.30	\$2,130.00	\$ 0.11	\$ 781.00	\$ 0.11	\$ 781.00	\$ 0.11	\$ 781.00	\$ 0.15	\$ 1,065.00	\$ 0.11	\$ 781.00
20 PAVEMENT MARKING WATERBORNE 6" WHITE	LIN. FT.	6670	\$0.40	\$2,668.00	\$ 0.16	\$ 1,067.20	\$ 0.16	\$ 1,067.20	\$ 0.17	\$ 1,133.90	\$ 0.17	\$ 1,133.90	\$ 0.16	\$ 1,067.20
21 POST, STEEL 3 LB	LIN.FT.	276	\$5.00	\$1,380.00	\$ 5.50	\$ 1,518.00	\$ 5.50	\$ 1,518.00	\$ 5.85	\$ 1,614.60	\$ 2.00	\$ 552.00	\$ 5.50	\$ 1,518.00
22 POST, WOOD 4" x 4"	LIN.FT.	156	\$10.00	\$1,560.00	\$ 10.00	\$ 1,560.00	\$ 10.00	\$ 1,560.00	\$ 10.60	\$ 1,653.60	\$ 2.00	\$ 312.00	\$ 10.00	\$ 1,560.00
23 REMOVING CONC. CURB HEAD	LIN. FT.	34	\$10.00	\$340.00	\$ 22.00	\$ 748.00	\$ 15.00	\$ 510.00	\$ 18.70	\$ 635.80	\$ 15.00	\$ 544.00	\$ 20.00	\$ 680.00
24 REMOVING CONC. SIDEWALK	SQ.FT.	10150	\$0.50	\$5,075.00	\$ 0.40	\$ 4,060.00	\$ 0.35	\$ 3,552.50	\$ 0.45	\$ 4,567.50	\$ 2.00	\$ 20,300.00	\$ 1.00	\$ 10,150.00
25 REMOVING PAVT MRKG LONGIT, 6" OR LESS	LIN. FT.	8470	\$0.50	\$4,235.00	\$ 0.35	\$ 2,964.50	\$ 0.35	\$ 2,964.50	\$ 0.37	\$ 3,133.90	\$ 0.40	\$ 3,388.00	\$ 0.35	\$ 2,964.50
26 REMOVING PAVT MRKG SYMBOL LT. ARROW	EACH	24	\$35.00	\$840.00	\$ 19.95	\$ 478.80	\$ 19.95	\$ 478.80	\$ 21.00	\$ 504.00	\$ 20.00	\$ 480.00	\$ 20.00	\$ 480.00
27 SIGN, TYPE IIIA	SQ.FT.	243	\$15.00	\$3,645.00	\$ 14.00	\$ 3,402.00	\$ 14.00	\$ 3,402.00	\$ 14.80	\$ 3,596.40	\$ 3.00	\$ 729.00	\$ 14.00	\$ 3,402.00
28 TERRACE GRADING	LIN. FT.	2075	\$4.00	\$8,300.00	\$ 1.65	\$ 3,423.75	\$ 0.65	\$ 1,348.75	\$ 1.40	\$ 2,905.00	\$ 3.00	\$ 6,225.00	\$ 8.50	\$ 17,637.50
29 TRAFFIC CONTROL	LUMP	1	\$5,000.00	\$5,000.00	\$ 12,590.00	\$ 12,590.00	\$ 8,542.00	\$ 8,542.00	\$ 12,750.00	\$ 12,750.00	\$ 2,000.00	\$ 2,000.00	\$ 7,500.00	\$ 7,500.00
30 WATER VALVE BOX COMPLETE	EACH	3	\$300.00	\$900.00	\$ 223.00	\$ 669.00	\$ 270.00	\$ 810.00	\$ 375.00	\$ 1,125.00	\$ 400.00	\$ 1,200.00	\$ 300.00	\$ 900.00
				\$98,329.30										
								Rev 05/22/08						
				\$98,329.30		\$ 93,412.18		\$ 94,754.78		\$ 100,137.96		\$ 112,835.05		\$ 129,359.76

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Engineering
RE: Consideration of Bids for:
Sewer Replacement and Lining in the Alley between Crowley-Henry-
Windsor-Young (S-638)

SUMMARY OF REQUEST:

Award the Sewer replacement/lining contract within the referenced ally to Kamminga & Roodvoets out of Grand Rapids since they were the lowest responsible bidder with a total bid price of \$88,110.00, see attached bid tabulation.

FINANCIAL IMPACT:

The construction cost of \$88,110 plus engineering cost which is estimated at an additional 15%.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

Award the contract to K & R.

COMMITTEE RECOMMENDATION:

S-638 ALLEY BETWEEN CROWLEY & HENRY, WINDSOR TO YOUNG

SEWER REPLACEMENT & LINING

BID TABULATION - 05/13/08

		CONTRACTOR ADDRESS CITY/ST/ZIP		ENGINEER'S ESTIMATE		KAMMINGA & ROODVOETS 3435 BROADMOOR AVE. SE GRAND RAPIDS, MI 49512		FELCO CONTRACTORS, INC 856 PULASKI AVE. MUSKEGON, MI 49441		MCCORMICK SAND, INC. 5430 RUSSELL RD. TWIN LAKE, MI 49457		WADEL STABILIZATION, INC 2500 N. OCEANA DR. HART, MI 49420		SINATECH CONSTRUCTION PO BOX 205 CLARKSTON, MI 48347		JACKSON-MERKEY 555 E. WESTERN AVE. MUSKEGON, MI 49442	
ITEM OF WORK		UNIT	QTY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	C.I.P.P. LINING 10"	LIN. FT.	321	\$50.00	\$16,050.00	\$ 66.00	\$ 21,186.00	\$ 90.00	\$ 28,890.00	\$ 120.00	\$ 38,520.00	\$ 93.00	\$ 29,853.00	\$ 59.00	\$ 18,939.00	\$ 98.00	\$ 31,458.00
2	CUT PROTRUDING LIVE TAP	EACH	2	\$300.00	\$600.00	\$ 500.00	\$ 1,000.00	\$ 600.00	\$ 1,200.00	\$ 250.00	\$ 500.00	\$ 500.00	\$ 1,000.00	\$ 500.00	\$ 1,000.00	\$ 525.00	\$ 1,050.00
3	PRE-CLEANING & T.V. INSPECTION FOR C.I.P.P.	LIN. FT.	321	\$7.00	\$2,247.00	\$ 8.00	\$ 2,568.00	\$ 3.00	\$ 963.00	\$ 20.00	\$ 6,420.00	\$ 5.00	\$ 1,605.00	\$ 7.00	\$ 2,247.00	\$ 5.00	\$ 1,605.00
4	REINSTATEMENT OF OV BRANCH CONNECTIONS	EACH	11	\$275.00	\$3,025.00	\$ 300.00	\$ 3,300.00	\$ 210.00	\$ 2,310.00	\$ 250.00	\$ 2,750.00	\$ 250.00	\$ 2,750.00	\$ 300.00	\$ 3,300.00	\$ 263.00	\$ 2,893.00
5	SAND REFILL	CU.YD.	1500	\$6.00	\$9,000.00	\$ 3.50	\$ 5,250.00	\$ 9.00	\$ 13,500.00	\$ 15.00	\$ 22,500.00	\$ 14.00	\$ 21,000.00	\$ 12.15	\$ 18,225.00	\$ 22.90	\$ 34,350.00
6	SANITARY SEWER 10" SDR 35	LIN. FT.	335	\$90.00	\$30,150.00	\$ 92.00	\$ 30,820.00	\$ 110.00	\$ 36,850.00	\$ 70.00	\$ 23,450.00	\$ 115.00	\$ 38,525.00	\$ 217.50	\$ 72,862.50	\$ 163.00	\$ 54,605.00
7	SANITARY SEWER SERVICE 6" SDR 35	LIN. FT.	120	\$34.00	\$4,080.00	\$ 58.00	\$ 6,960.00	\$ 60.00	\$ 7,200.00	\$ 20.00	\$ 2,400.00	\$ 35.00	\$ 4,200.00	\$ 40.00	\$ 4,800.00	\$ 88.00	\$ 10,560.00
8	SANITARY WYE 10"X6" SDR 35	EACH	12	\$200.00	\$2,400.00	\$ 275.00	\$ 3,300.00	\$ 300.00	\$ 3,600.00	\$ 210.00	\$ 2,520.00	\$ 450.00	\$ 5,400.00	\$ 50.00	\$ 600.00	\$ 198.00	\$ 2,376.00
9	TRAFFIC CONTROL	LUMP	1	\$1,000.00	\$1,000.00	\$ 5,060.00	\$ 5,060.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 4,500.00	\$ 4,500.00	\$ 2,000.00	\$ 2,000.00	\$ 525.00	\$ 525.00
10	TRENCH REPAIR 15' WIDE ALLEY	LIN. FT.	306	\$12.00	\$3,672.00	\$ 16.00	\$ 4,896.00	\$ 20.00	\$ 6,120.00	\$ 16.00	\$ 4,896.00	\$ 52.00	\$ 15,912.00	\$ 7.15	\$ 2,187.90	\$ 19.00	\$ 5,814.00
11	TRENCH REPAIR LOCAL STREET TYPE III	LIN. FT.	29	\$50.00	\$1,450.00	\$ 130.00	\$ 3,770.00	\$ 200.00	\$ 5,800.00	\$ 100.00	\$ 2,900.00	\$ 165.00	\$ 4,785.00	\$ 334.50	\$ 9,700.50	\$ 158.00	\$ 4,582.00
SUBTOTAL					\$73,674.00												
15% ENGINEERING					\$11,051.10												
TOTAL					\$84,725.10		\$ 88,110.00		\$ 108,433.00		\$ 108,856.00		\$ 129,530.00		\$ 135,861.90		\$ 149,818.00

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Engineering
RE: Consideration of Bids for:
Jiroch, Southern to Irwin (H-1634)
Dale, Peck to Sanford (H-1631)
Seventh Street, Muskegon to Webster (H-1637)

SUMMARY OF REQUEST:

Award the Jiroch, Dale & Seventh streets construction contract to Milbocker & Son out of Allegan since they were the lowest responsible bidder with a total bid price of \$495,786.70, see attached bid tabulation.

FINANCIAL IMPACT:

The construction cost of \$495,786.70 plus engineering cost which is estimated at an additional 15%.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

Award the contract to Milbocker & Sons.

COMMITTEE RECOMMENDATION:

BID TABULATION - 05/13/08

			CONTRACTOR ADDRESS CITY/ST/ZIP		ENGINEER'S ESTIMATE		MILBOCKER & SONS 1255 29TH ST. ALLEGAN, MI 49010		BRENNER EXCAVATING 2841 132ND AVE HOPKINS, MI 49328		DAN HOE EXCAVATING 13664 ROCKY'S RD HOLLAND, MI 49424		JACKSON-MERKEY 555 W. WESTERN AVE. MUSKEGON, MI 49441		BOND CONSTRUCTION 2151 BEVERLY SW WYOMING, MI 49509		SCHIPPERS EXCAVATING 9829 LAKE MICHIGAN DR WEST OLIVE, MI 49460	
ITEM OF WORK			UNIT	QTY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	Aggregate Base, 6 inch	Syd	980	\$ 4.50	\$	4,410.00	\$ 5.40	\$ 5,292.00	\$ 5.00	\$ 4,900.00	\$ 6.00	\$ 5,880.00	\$ 4.90	\$ 4,802.00	\$ 5.80	\$ 5,390.00	\$ 6.00	\$ 5,880.00
2	Catch Basin Special Detail	Ea	2	\$ 1,300.00	\$	2,600.00	\$ 1,200.00	\$ 2,400.00	\$ 1,153.00	\$ 2,306.00	\$ 1,300.00	\$ 2,600.00	\$ 1,820.00	\$ 3,640.00	\$ 1,000.00	\$ 2,000.00	\$ 1,700.00	\$ 3,400.00
3	CB Casting East Jordan #7045 or Equal	Ea	2	\$ 650.00	\$	1,300.00	\$ 550.00	\$ 1,100.00	\$ 698.00	\$ 1,396.00	\$ 500.00	\$ 1,000.00	\$ 416.00	\$ 832.00	\$ 500.00	\$ 1,000.00	\$ 550.00	\$ 1,100.00
4	Curb and Gutter, Conc, Det F4, Modified	Ft	640	\$ 10.00	\$	6,400.00	\$ 7.60	\$ 4,864.00	\$ 9.25	\$ 5,920.00	\$ 9.00	\$ 5,760.00	\$ 9.25	\$ 5,920.00	\$ 8.00	\$ 5,120.00	\$ 8.00	\$ 5,120.00
5	Dr Structure, Cover, Adjust	Ea	3	\$ 500.00	\$	1,500.00	\$ 410.00	\$ 1,230.00	\$ 525.00	\$ 1,575.00	\$ 300.00	\$ 900.00	\$ 295.00	\$ 885.00	\$ 200.00	\$ 600.00	\$ 500.00	\$ 1,500.00
6	Dr Structure, Reconstruct	Ft	3	\$ 300.00	\$	900.00	\$ 200.00	\$ 600.00	\$ 312.00	\$ 936.00	\$ 325.00	\$ 975.00	\$ 690.00	\$ 2,070.00	\$ 200.00	\$ 600.00	\$ 250.00	\$ 750.00
7	Dr Structure, Rem	Ea	2	\$ 300.00	\$	600.00	\$ 260.00	\$ 520.00	\$ 250.00	\$ 500.00	\$ 125.00	\$ 250.00	\$ 330.00	\$ 660.00	\$ 300.00	\$ 600.00	\$ 350.00	\$ 700.00
8	Dr Structure, Tap, 12 inch	Ea	1	\$ 250.00	\$	250.00	\$ 180.00	\$ 180.00	\$ 152.00	\$ 152.00	\$ 150.00	\$ 150.00	\$ 255.00	\$ 255.00	\$ 500.00	\$ 500.00	\$ 400.00	\$ 400.00
9	Driveway, Nonreinf Conc, 6 inch	Syd	90	\$ 25.00	\$	2,250.00	\$ 23.40	\$ 2,106.00	\$ 28.30	\$ 2,547.00	\$ 30.00	\$ 2,700.00	\$ 25.70	\$ 2,313.00	\$ 24.00	\$ 2,160.00	\$ 24.60	\$ 2,214.00
10	Erosion Control, Inlet Protection, Fabric Drop	Ea	3	\$ 100.00	\$	300.00	\$ 90.00	\$ 270.00	\$ 117.00	\$ 351.00	\$ 180.00	\$ 540.00	\$ 120.00	\$ 360.00	\$ 200.00	\$ 600.00	\$ 100.00	\$ 300.00
11	HMA, 3C	Ton	120	\$ 60.00	\$	7,200.00	\$ 57.58	\$ 6,909.60	\$ 63.00	\$ 7,560.00	\$ 60.00	\$ 7,200.00	\$ 59.50	\$ 7,140.00	\$ 60.00	\$ 7,200.00	\$ 62.50	\$ 7,500.00
12	HMA, 4C	Ton	120	\$ 60.00	\$	7,200.00	\$ 62.70	\$ 7,524.00	\$ 73.00	\$ 8,760.00	\$ 70.00	\$ 8,400.00	\$ 68.80	\$ 8,256.00	\$ 69.00	\$ 8,280.00	\$ 72.20	\$ 8,664.00
13	Machine Grading	Sta	3.1	\$ 1,500.00	\$	4,650.00	\$ 1,400.00	\$ 4,340.00	\$ 1,465.00	\$ 4,541.50	\$ 1,250.00	\$ 3,875.00	\$ 870.00	\$ 2,697.00	\$ 1,500.00	\$ 4,650.00	\$ 1,500.00	\$ 4,650.00
14	Maintenance Gravel, LM	Cyd	100	\$ 25.00	\$	2,500.00	\$ 8.00	\$ 800.00	\$ 5.00	\$ 500.00	\$ 10.00	\$ 1,000.00	\$ 32.00	\$ 3,200.00	\$ 25.00	\$ 2,500.00	\$ 12.00	\$ 1,200.00
15	Manhole Special Detail	Ea	1	\$ 1,500.00	\$	1,500.00	\$ 1,700.00	\$ 1,700.00	\$ 1,687.00	\$ 1,687.00	\$ 2,500.00	\$ 2,500.00	\$ 1,670.00	\$ 1,670.00	\$ 1,160.00	\$ 1,160.00	\$ 2,500.00	\$ 2,500.00
16	MH Casting East Jordan #1045 or Equal	Ea	3	\$ 450.00	\$	1,350.00	\$ 430.00	\$ 1,290.00	\$ 553.00	\$ 1,659.00	\$ 350.00	\$ 1,050.00	\$ 290.00	\$ 870.00	\$ 400.00	\$ 1,200.00	\$ 450.00	\$ 1,350.00
17	Pavt Mrkg, Ovly Cold Plastic, 18 Inch, Stop Bar	Ft	30	\$ 7.00	\$	210.00	\$ 10.50	\$ 315.00	\$ 11.15	\$ 334.50	\$ 11.00	\$ 330.00	\$ 12.25	\$ 367.50	\$ 11.00	\$ 330.00	\$ 11.00	\$ 330.00
18	Pavt Mrkg, Ovly Cold Plastic, 6 Inch, Crosswalk	Ft	180	\$ 3.00	\$	540.00	\$ 3.50	\$ 630.00	\$ 3.70	\$ 666.00	\$ 4.00	\$ 720.00	\$ 4.10	\$ 738.00	\$ 4.00	\$ 720.00	\$ 3.85	\$ 693.00
19	Pavt, Rem	Syd	1200	\$ 5.00	\$	6,000.00	\$ 3.00	\$ 3,600.00	\$ 3.60	\$ 4,320.00	\$ 2.50	\$ 3,000.00	\$ 3.60	\$ 4,320.00	\$ 5.00	\$ 6,000.00	\$ 7.00	\$ 8,400.00
20	Prepared Soil and Seed Class A	Syd	660	\$ 3.00	\$	1,980.00	\$ 2.70	\$ 1,782.00	\$ 2.75	\$ 1,815.00	\$ 7.00	\$ 4,620.00	\$ 3.00	\$ 1,980.00	\$ 4.50	\$ 2,970.00	\$ 4.00	\$ 2,640.00
21	Sanitary Sewer, PVC SDR 35, 8 inch	Ft	10	\$ 40.00	\$	400.00	\$ 40.00	\$ 400.00	\$ 50.00	\$ 500.00	\$ 70.00	\$ 700.00	\$ 89.00	\$ 890.00	\$ 110.00	\$ 1,100.00	\$ 250.00	\$ 2,500.00
22	Sewer Tap, 6 inch	Ea	1	\$ 250.00	\$	250.00	\$ 100.00	\$ 100.00	\$ 121.00	\$ 121.00	\$ 500.00	\$ 500.00	\$ 310.00	\$ 310.00	\$ 100.00	\$ 100.00	\$ 300.00	\$ 300.00
23	Sewer, CL C76 V, 12 inch	Ft	57	\$ 40.00	\$	2,280.00	\$ 27.00	\$ 1,539.00	\$ 28.20	\$ 1,607.40	\$ 40.00	\$ 2,280.00	\$ 48.10	\$ 2,627.70	\$ 80.00	\$ 4,560.00	\$ 40.00	\$ 2,280.00
24	Sewer, Rem, Less than 24 inch	Ft	50	\$ 7.00	\$	350.00	\$ 7.00	\$ 350.00	\$ 5.00	\$ 300.00	\$ 1.00	\$ 50.00	\$ 5.00	\$ 250.00	\$ 10.00	\$ 500.00	\$ 10.00	\$ 500.00
25	Sidewalk Ramp, ADA	Sft	345	\$ 6.00	\$	2,070.00	\$ 5.00	\$ 1,725.00	\$ 5.70	\$ 1,966.50	\$ 5.00	\$ 1,725.00	\$ 3.00	\$ 1,035.00	\$ 5.00	\$ 1,725.00	\$ 5.25	\$ 1,811.25
26	Sidewalk, Conc, 4 inch	Sft	310	\$ 2.50	\$	775.00	\$ 2.05	\$ 635.50	\$ 2.60	\$ 806.00	\$ 4.00	\$ 1,240.00	\$ 2.30	\$ 713.00	\$ 3.00	\$ 930.00	\$ 2.15	\$ 666.50
27	Sidewalk, Rem	Syd	75	\$ 5.00	\$	375.00	\$ 5.00	\$ 375.00	\$ 6.50	\$ 487.50	\$ 4.00	\$ 300.00	\$ 8.10	\$ 607.50	\$ 5.00	\$ 375.00	\$ 2.00	\$ 150.00
28	Traffic Control	LS	1	\$ 4,700.00	\$	4,700.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 5,500.00	\$ 1,500.00	\$ 1,500.00	\$ 4,935.00	\$ 4,935.00	\$ 1,600.00	\$ 1,600.00	\$ 2,250.00	\$ 2,250.00
29	Tree, Rem, 19 inch to 36 inch	Ea	2	\$ 700.00	\$	1,400.00	\$ 700.00	\$ 1,400.00	\$ 743.00	\$ 1,486.00	\$ 700.00	\$ 1,400.00	\$ 675.00	\$ 1,350.00	\$ 700.00	\$ 1,400.00	\$ 650.00	\$ 1,300.00
30	Tree, Rem, 37 inch or larger	Ea	1	\$ 1,500.00	\$	1,500.00	\$ 1,200.00	\$ 1,200.00	\$ 1,275.00	\$ 1,275.00	\$ 1,200.00	\$ 1,200.00	\$ 900.00	\$ 900.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00
31	Water Valve Box and Cover, Complete	Ea	1	\$ 300.00	\$	300.00	\$ 300.00	\$ 300.00	\$ 360.00	\$ 360.00	\$ 150.00	\$ 150.00	\$ 350.00	\$ 350.00	\$ 250.00	\$ 250.00	\$ 250.00	\$ 250.00
					SUBTOTAL		\$ 68,040.00											
					15% ENGINEERING		\$ 10,206.00								CALCULATION ERROR			
					TOTAL		\$ 78,246.00		\$ 58,477.10		\$ 66,845.40		\$ 64,495.00		\$ 66,943.70		\$ 67,120.00	
																	\$ 72,298.75	

BID TABULATION - 05/13/08

ITEM OF WORK		CONTRACTOR ADDRESS CITY/ST/ZIP		ENGINEER'S ESTIMATE		MCCORMICK SAND, INC. 5430 RUSSELL RD. TWIN LAKE, MI 49457		KAMMINGA & ROODVOETS 3435 BROADMOOR AVE. SE GRAND RAPIDS, MI 49512		FELCO CONTRACTORS, INC. 856 PULASKI AVE. MUSKEGON, MI 49441		WADEL STABILIZATION, INC. 2500 N. OCEANA DR. HART, MI 49420		DIVERSCO CONSTRUCTION 675 CLYDE CT SW BYRON CENTER, MI 49315	
		UNIT	QTY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	Aggregate Base, 6 inch	Syd	980	\$ 4.50	\$ 4,410.00	\$ 5.90	\$ 5,782.00	\$ 5.30	\$ 5,194.00	\$ 5.90	\$ 5,782.00	\$ 5.75	\$ 5,615.00	\$ 5.00	\$ 5,880.00
2	Catch Basin Special Detail	Ea	2	\$ 1,300.00	\$ 2,600.00	\$ 1,100.00	\$ 2,200.00	\$ 1,150.00	\$ 2,300.00	\$ 900.00	\$ 1,800.00	\$ 1,350.00	\$ 2,700.00	\$ 2,000.00	\$ 4,000.00
3	CB Casting East Jordan #7045 or Equal	Ea	2	\$ 550.00	\$ 1,100.00	\$ 500.00	\$ 1,000.00	\$ 515.00	\$ 1,030.00	\$ 400.00	\$ 800.00	\$ 450.00	\$ 900.00	\$ 750.00	\$ 1,500.00
4	Curb and Gutter, Conc. Det F4, Modified	Ft	540	\$ 10.00	\$ 5,400.00	\$ 7.50	\$ 4,050.00	\$ 11.00	\$ 5,940.00	\$ 8.50	\$ 4,590.00	\$ 10.60	\$ 5,724.00	\$ 7.50	\$ 4,050.00
5	Dr Structure, Cover, Adjust	Ea	3	\$ 500.00	\$ 1,500.00	\$ 500.00	\$ 1,500.00	\$ 330.00	\$ 990.00	\$ 400.00	\$ 1,200.00	\$ 400.00	\$ 1,200.00	\$ 500.00	\$ 1,500.00
6	Dr Structure, Reconstruct	Ft	3	\$ 300.00	\$ 900.00	\$ 850.00	\$ 2,550.00	\$ 150.00	\$ 450.00	\$ 250.00	\$ 750.00	\$ 425.00	\$ 1,275.00	\$ 200.00	\$ 600.00
7	Dr Structure, Rem	Ea	2	\$ 300.00	\$ 600.00	\$ 700.00	\$ 1,400.00	\$ 200.00	\$ 400.00	\$ 400.00	\$ 800.00	\$ 350.00	\$ 700.00	\$ 500.00	\$ 1,000.00
8	Dr Structure, Tap, 12 inch	Ea	1	\$ 250.00	\$ 250.00	\$ 150.00	\$ 150.00	\$ 420.00	\$ 420.00	\$ 300.00	\$ 300.00	\$ 200.00	\$ 200.00	\$ 400.00	\$ 400.00
9	Driveway, Nonrein' Conc. 6 inch	Syd	90	\$ 25.00	\$ 2,250.00	\$ 23.40	\$ 2,106.00	\$ 30.00	\$ 2,700.00	\$ 25.00	\$ 2,250.00	\$ 27.90	\$ 2,511.00	\$ 25.00	\$ 2,250.00
10	Erosion Control, Inlet Protection, Fabric Drop	Ea	3	\$ 100.00	\$ 300.00	\$ 60.00	\$ 180.00	\$ 95.00	\$ 285.00	\$ 400.00	\$ 1,200.00	\$ 125.00	\$ 375.00	\$ 200.00	\$ 600.00
11	HMA, 3C	Ton	120	\$ 60.00	\$ 7,200.00	\$ 59.40	\$ 7,128.00	\$ 59.40	\$ 7,128.00	\$ 60.00	\$ 7,200.00	\$ 59.40	\$ 7,128.00	\$ 60.00	\$ 7,200.00
12	HMA, 4C	Ton	120	\$ 60.00	\$ 7,200.00	\$ 68.72	\$ 8,246.40	\$ 68.72	\$ 8,246.40	\$ 63.00	\$ 7,560.00	\$ 68.75	\$ 8,250.00	\$ 70.00	\$ 8,400.00
13	Machine Grading	Sta	3.1	\$ 1,500.00	\$ 4,650.00	\$ 1,500.00	\$ 4,650.00	\$ 800.00	\$ 2,480.00	\$ 1,200.00	\$ 3,720.00	\$ 5,500.00	\$ 17,050.00	\$ 5,000.00	\$ 15,500.00
14	Maintenance Gravel, LM	Cyd	100	\$ 25.00	\$ 2,500.00	\$ 20.00	\$ 2,000.00	\$ 10.00	\$ 1,000.00	\$ 19.00	\$ 1,900.00	\$ 12.00	\$ 1,200.00	\$ 20.00	\$ 2,000.00
15	Manhole Special Detail	Ea	1	\$ 1,500.00	\$ 1,500.00	\$ 1,100.00	\$ 1,100.00	\$ 1,300.00	\$ 1,300.00	\$ 1,800.00	\$ 1,800.00	\$ 1,550.00	\$ 1,550.00	\$ 5,000.00	\$ 5,000.00
16	MH Casting East Jordan #1045 or Equal	Ea	3	\$ 450.00	\$ 1,350.00	\$ 445.00	\$ 1,335.00	\$ 565.00	\$ 1,755.00	\$ 400.00	\$ 1,200.00	\$ 350.00	\$ 1,050.00	\$ 650.00	\$ 1,950.00
17	Pavt Mrkg, Ovly Cold Plastic, 18 inch, Stop Bar	Ft	30	\$ 7.00	\$ 210.00	\$ 10.50	\$ 315.00	\$ 10.50	\$ 315.00	\$ 11.00	\$ 330.00	\$ 10.50	\$ 315.00	\$ 11.00	\$ 330.00
18	Pavt Mrkg, Ovly Cold Plastic, 5 inch, Crosswalk	Ft	180	\$ 3.00	\$ 540.00	\$ 3.50	\$ 630.00	\$ 3.50	\$ 630.00	\$ 4.00	\$ 720.00	\$ 3.50	\$ 630.00	\$ 4.00	\$ 720.00
19	Pavt, Rem	Syd	1200	\$ 5.00	\$ 6,000.00	\$ 2.00	\$ 2,400.00	\$ 5.00	\$ 6,000.00	\$ 6.00	\$ 7,200.00	\$ 7.50	\$ 9,000.00	\$ 10.00	\$ 12,000.00
20	Prepared Soil and Seed Class A	Syd	650	\$ 3.00	\$ 1,950.00	\$ 4.00	\$ 2,640.00	\$ 3.50	\$ 2,310.00	\$ 4.00	\$ 2,640.00	\$ 5.50	\$ 3,630.00	\$ 2.00	\$ 1,320.00
21	Sanitary Sower, PVC SDR 35, 8 inch	Ft	10	\$ 40.00	\$ 400.00	\$ 25.00	\$ 250.00	\$ 80.00	\$ 800.00	\$ 180.00	\$ 1,800.00	\$ 100.00	\$ 1,000.00	\$ 100.00	\$ 1,000.00
22	Sewer Tap, 8 inch	Ea	1	\$ 250.00	\$ 250.00	\$ 150.00	\$ 150.00	\$ 465.00	\$ 465.00	\$ 600.00	\$ 600.00	\$ 350.00	\$ 350.00	\$ 300.00	\$ 300.00
23	Sewer, CL C75 V, 12 inch	Ft	57	\$ 40.00	\$ 2,280.00	\$ 25.00	\$ 1,425.00	\$ 33.00	\$ 1,881.00	\$ 29.00	\$ 1,653.00	\$ 38.25	\$ 2,180.25	\$ 100.00	\$ 5,700.00
24	Sewer, Rem, Less than 24 inch	Ft	50	\$ 7.00	\$ 350.00	\$ 8.00	\$ 400.00	\$ 5.00	\$ 250.00	\$ 14.00	\$ 700.00	\$ 6.00	\$ 300.00	\$ 10.00	\$ 500.00
25	Sidewalk Ramp, ADA	Sft	345	\$ 6.00	\$ 2,070.00	\$ 5.00	\$ 1,725.00	\$ 10.00	\$ 3,450.00	\$ 5.00	\$ 1,725.00	\$ 22.35	\$ 7,710.75	\$ 5.00	\$ 1,725.00
26	Sidewalk, Conc, 4 inch	Sft	310	\$ 2.50	\$ 775.00	\$ 2.05	\$ 635.50	\$ 2.50	\$ 775.00	\$ 3.00	\$ 930.00	\$ 2.55	\$ 780.50	\$ 3.00	\$ 930.00
27	Sidewalk, Rem	Syd	75	\$ 5.00	\$ 375.00	\$ 9.00	\$ 675.00	\$ 5.80	\$ 420.00	\$ 6.00	\$ 450.00	\$ 6.00	\$ 450.00	\$ 9.00	\$ 675.00
28	Traffic Control	LS	1	\$ 4,700.00	\$ 4,700.00	\$ 6,579.00	\$ 6,579.00	\$ 5,000.00	\$ 5,000.00	\$ 2,000.00	\$ 2,000.00	\$ 5,000.00	\$ 5,000.00	\$ 2,000.00	\$ 2,000.00
29	Tree, Rem, 18 inch to 36 inch	Ea	2	\$ 700.00	\$ 1,400.00	\$ 700.00	\$ 1,400.00	\$ 700.00	\$ 1,400.00	\$ 1,000.00	\$ 2,000.00	\$ 900.00	\$ 1,800.00	\$ 700.00	\$ 1,400.00
30	Tree, Rem, 37 inch or larger	Ea	1	\$ 1,500.00	\$ 1,500.00	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00	\$ 2,000.00	\$ 2,000.00	\$ 1,300.00	\$ 1,300.00	\$ 1,200.00	\$ 1,200.00
31	Water Valve Box and Cover, Complete	Ea	1	\$ 300.00	\$ 300.00	\$ 270.00	\$ 270.00	\$ 335.00	\$ 335.00	\$ 400.00	\$ 400.00	\$ 300.00	\$ 300.00	\$ 350.00	\$ 350.00
SUBTOTAL					\$ 68,040.00	CALCULATION ERROR									
15% ENGINEERING					\$ 10,206.00										
TOTAL					\$ 78,246.00						\$ 68,149.40	\$ 69,345.00	\$ 94,244.50	\$ 92,730.00	

BID TABULATION - 05/13/08

ITEM OF WORK	CONTRACTOR ADDRESS CITY/ZIP	ENGINEERS ESTIMATE	MILBOCK & SONS 1266 29TH ST. ALLERGAN, MI 48910	BRENNER EXCAVATING 2641 132ND AVE. HOPKINS, MI 48338	DAN HOE EXCAVATING 13864 ROCKY RD HOLLAND, MI 48424	JACKSON-HENNEY 569 W. WESTERN AVE. MUSKEGON, MI 48441	BOND CONSTRUCTION 2151 BEVERLY SW WYOMING, MI 48909	SCHIFFERS EXCAVATING 8629 LAKE MICHIGAN DR WEST OLIVE, MI 48460						
			UNIT	QTY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1 Aggregate Base, 6 inch	SYD	\$ 3,225.00	4.50	\$ 14,512.50	\$ 4.50	\$ 15,802.50	\$ 4.55	\$ 15,985.75	\$ 5.75	\$ 18,543.75	\$ 4.50	\$ 15,802.50	\$ 5.50	\$ 17,377.50
2 Cap, 6 inch, DI MU	EA	\$ 250.00	500.00	\$ 125,000.00	\$ 250.00	\$ 125,000.00	\$ 250.00	\$ 125,000.00	\$ 250.00	\$ 125,000.00	\$ 250.00	\$ 125,000.00	\$ 250.00	\$ 125,000.00
3 Catch Basin Special Detail	EA	\$ 5,000.00	1,300.00	\$ 6,500.00	\$ 1,200.00	\$ 1,560.00	\$ 1,153.00	\$ 1,498.90	\$ 1,153.00	\$ 1,498.90	\$ 1,153.00	\$ 1,498.90	\$ 1,153.00	\$ 1,498.90
4 CB Casting Seat Jordan #7045 or Equal	EA	\$ 5,000.00	3,950.00	\$ 19,750.00	\$ 2,750.00	\$ 10,937.50	\$ 898.00	\$ 3,532.00	\$ 500.00	\$ 1,975.00	\$ 416.00	\$ 1,681.60	\$ 500.00	\$ 2,500.00
5 Core Pave, Nonreinf, 8 inch	SYD	\$ 20.00	35.00	\$ 700.00	\$ 27.00	\$ 945.00	\$ 32.15	\$ 645.00	\$ 40.00	\$ 1,400.00	\$ 35.00	\$ 700.00	\$ 23.00	\$ 460.00
6 Corporation Stop, 1 inch	EA	\$ 35.00	250.00	\$ 8,750.00	\$ 250.00	\$ 62,500.00	\$ 170.50	\$ 5,915.00	\$ 150.00	\$ 37,500.00	\$ 140.00	\$ 35,000.00	\$ 130.00	\$ 32,500.00
7 Cross, 6 inch x 8 inch, DI MU	EA	\$ 1,000.00	600.00	\$ 600.00	\$ 590.00	\$ 590.00	\$ 540.75	\$ 540.75	\$ 500.00	\$ 500.00	\$ 555.00	\$ 555.00	\$ 400.00	\$ 400.00
8 Curb and Gutter, Conc, Dr, F4, Modified	FI	\$ 11,980.00	10.00	\$ 119,800.00	\$ 7.25	\$ 72,500.00	\$ 8.90	\$ 89,000.00	\$ 8.50	\$ 85,000.00	\$ 9.00	\$ 90,000.00	\$ 7.60	\$ 76,000.00
9 Curb Stop & Box, 1 inch	EA	\$ 30.00	300.00	\$ 9,000.00	\$ 300.00	\$ 9,000.00	\$ 288.00	\$ 86,400.00	\$ 225.00	\$ 6,750.00	\$ 220.00	\$ 6,600.00	\$ 200.00	\$ 6,000.00
10 Curb, Item	FI	\$ 16.00	30.00	\$ 480.00	\$ 20.00	\$ 600.00	\$ 19.80	\$ 316.80	\$ 14.00	\$ 420.00	\$ 5.00	\$ 150.00	\$ 30.00	\$ 900.00
11 Cut and Cap, 6 inch Watermain	EA	\$ 2.00	500.00	\$ 1,000.00	\$ 100.00	\$ 500.00	\$ 200.00	\$ 400.00	\$ 500.00	\$ 1,000.00	\$ 125.00	\$ 625.00	\$ 100.00	\$ 500.00
12 Dr. Structure, Acid Depth of 48 inch dia, 8 feet to 15 feet	FI	\$ 5.00	300.00	\$ 1,500.00	\$ 41.00	\$ 12,300.00	\$ 52.00	\$ 15,600.00	\$ 250.00	\$ 7,500.00	\$ 250.00	\$ 7,500.00	\$ 250.00	\$ 7,500.00
13 Dr. Structure, Cover, Adjust	EA	\$ 2.00	500.00	\$ 1,000.00	\$ 250.00	\$ 625.00	\$ 250.00	\$ 625.00	\$ 80.00	\$ 2,000.00	\$ 450.00	\$ 1,125.00	\$ 300.00	\$ 750.00
14 Dr. Structure, Item	EA	\$ 10.00	300.00	\$ 3,000.00	\$ 250.00	\$ 750.00	\$ 150.00	\$ 450.00	\$ 190.00	\$ 570.00	\$ 400.00	\$ 1,200.00	\$ 500.00	\$ 1,500.00
15 Dr. Structure, Top, 12 inch	EA	\$ 2.00	250.00	\$ 500.00	\$ 250.00	\$ 625.00	\$ 250.00	\$ 625.00	\$ 80.00	\$ 2,000.00	\$ 450.00	\$ 1,125.00	\$ 300.00	\$ 750.00
16 Dr. Structure, Item	EA	\$ 2.00	250.00	\$ 500.00	\$ 250.00	\$ 625.00	\$ 250.00	\$ 625.00	\$ 80.00	\$ 2,000.00	\$ 450.00	\$ 1,125.00	\$ 300.00	\$ 750.00
17 Dr. Structure, Item	EA	\$ 2.00	250.00	\$ 500.00	\$ 250.00	\$ 625.00	\$ 250.00	\$ 625.00	\$ 80.00	\$ 2,000.00	\$ 450.00	\$ 1,125.00	\$ 300.00	\$ 750.00
18 Dr. Structure, Item	EA	\$ 2.00	250.00	\$ 500.00	\$ 250.00	\$ 625.00	\$ 250.00	\$ 625.00	\$ 80.00	\$ 2,000.00	\$ 450.00	\$ 1,125.00	\$ 300.00	\$ 750.00
19 Dr. Structure, Item	EA	\$ 2.00	250.00	\$ 500.00	\$ 250.00	\$ 625.00	\$ 250.00	\$ 625.00	\$ 80.00	\$ 2,000.00	\$ 450.00	\$ 1,125.00	\$ 300.00	\$ 750.00
20 Erosion Control, Inlet Protection, Fabric Drop	EA	\$ 9.00	100.00	\$ 900.00	\$ 80.00	\$ 7,200.00	\$ 117.00	\$ 11,700.00	\$ 170.00	\$ 17,000.00	\$ 150.00	\$ 15,000.00	\$ 200.00	\$ 20,000.00
21 Gate Valve, 6 inch, with Box	EA	\$ 3.00	800.00	\$ 2,400.00	\$ 700.00	\$ 2,100.00	\$ 795.00	\$ 2,385.00	\$ 650.00	\$ 1,950.00	\$ 650.00	\$ 1,950.00	\$ 650.00	\$ 1,950.00
22 Gate Valve, 6 inch, with Box	EA	\$ 3.00	800.00	\$ 2,400.00	\$ 700.00	\$ 2,100.00	\$ 795.00	\$ 2,385.00	\$ 650.00	\$ 1,950.00	\$ 650.00	\$ 1,950.00	\$ 650.00	\$ 1,950.00
23 HMA, 3C	Ton	\$ 380.00	60.00	\$ 22,800.00	\$ 55.40	\$ 3,324.00	\$ 61.10	\$ 3,666.00	\$ 58.00	\$ 3,480.00	\$ 52.00	\$ 3,120.00	\$ 58.00	\$ 3,480.00
24 HMA, 4C	Ton	\$ 390.00	60.00	\$ 23,400.00	\$ 68.72	\$ 4,123.20	\$ 66.50	\$ 3,990.00	\$ 63.00	\$ 3,780.00	\$ 65.00	\$ 4,050.00	\$ 63.00	\$ 3,990.00
25 Hydrant, 6 inch, Standard	EA	\$ 3.00	2,000.00	\$ 6,000.00	\$ 1,800.00	\$ 3,600.00	\$ 2,157.00	\$ 4,314.00	\$ 1,700.00	\$ 3,400.00	\$ 1,585.00	\$ 3,170.00	\$ 1,600.00	\$ 3,200.00
26 Machine Grading	SYD	\$ 3.50	1,500.00	\$ 5,250.00	\$ 14,700.00	\$ 14,700.00	\$ 14,700.00	\$ 14,700.00	\$ 14,700.00	\$ 14,700.00	\$ 14,700.00	\$ 14,700.00	\$ 14,700.00	\$ 14,700.00
27 Maintenance Gravel, Lit	Cyd	\$ 300.00	25.00	\$ 7,500.00	\$ 120.00	\$ 3,000.00	\$ 5.00	\$ 1,250.00	\$ 5.50	\$ 1,375.00	\$ 32.00	\$ 800.00	\$ 25.00	\$ 625.00
28 Manhole Space, Detail	EA	\$ 5.00	1,500.00	\$ 7,500.00	\$ 1,600.00	\$ 8,000.00	\$ 1,772.00	\$ 8,860.00	\$ 2,500.00	\$ 12,500.00	\$ 1,570.00	\$ 7,850.00	\$ 1,500.00	\$ 7,500.00
29 Meter Pit Closure	EA	\$ 5.00	800.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 3,750.00	\$ 3,750.00	\$ 575.00	\$ 1,825.00	\$ 520.00	\$ 1,560.00	\$ 500.00	\$ 1,500.00
30 MH Casting Equal Jordan #7045 or Equal	EA	\$ 5.00	480.00	\$ 2,400.00	\$ 750.00	\$ 3,525.00	\$ 4,020.00	\$ 804.00	\$ 807.00	\$ 3,661.20	\$ 280.00	\$ 1,120.00	\$ 280.00	\$ 1,120.00
31 Pav. Mfg. O.V. Cold Plastic, 18 inch, Shop Bar	FI	\$ 80.00	7.00	\$ 5,600.00	\$ 10.50	\$ 735.00	\$ 11.15	\$ 780.50	\$ 11.00	\$ 770.00	\$ 12.00	\$ 840.00	\$ 11.00	\$ 770.00
32 Pav. Mfg. O.V. Cold Plastic, 6 inch, Crosswalk	FI	\$ 320.00	3.00	\$ 960.00	\$ 3.50	\$ 1,050.00	\$ 3.70	\$ 1,110.00	\$ 4.50	\$ 1,575.00	\$ 4.00	\$ 1,260.00	\$ 4.00	\$ 1,260.00
33 Pav. Rem	SYD	\$ 3,000.00	3.00	\$ 9,000.00	\$ 2.70	\$ 8,100.00	\$ 2.50	\$ 7,500.00	\$ 2.50	\$ 7,500.00	\$ 3.50	\$ 10,500.00	\$ 3.50	\$ 10,500.00
34 Sanitary Sewer, PVC SDR 35, 10 inch	EA	\$ 37.00	100.00	\$ 3,700.00	\$ 200.00	\$ 7,400.00	\$ 255.00	\$ 9,550.00	\$ 275.00	\$ 10,775.00	\$ 290.00	\$ 11,600.00	\$ 180.00	\$ 6,840.00
35 Sanitary Sewer, PVC SDR 35, 12 inch	FI	\$ 5.00	100.00	\$ 500.00	\$ 50.00	\$ 500.00	\$ 38.25	\$ 3,825.00	\$ 191.25	\$ 19,125.00	\$ 90.00	\$ 9,000.00	\$ 48.00	\$ 4,800.00
36 Sanitary Sewer, PVC SDR 35, 10 inch	FI	\$ 947.00	50.00	\$ 47,350.00	\$ 30.00	\$ 1,500.00	\$ 28.40	\$ 1,420.00	\$ 30.00	\$ 1,500.00	\$ 28.40	\$ 1,420.00	\$ 30.00	\$ 1,500.00
37 Sanitary Sewer, PVC SDR 35, 8 inch	FI	\$ 1,221.00	25.00	\$ 30,525.00	\$ 24.00	\$ 5,760.00	\$ 28.40	\$ 6,350.00	\$ 25.00	\$ 6,250.00	\$ 25.00	\$ 6,250.00	\$ 25.00	\$ 6,250.00
38 Sanitary Sewer, PVC SDR 35, 6 inch	FI	\$ 80.00	40.00	\$ 3,200.00	\$ 30.00	\$ 1,200.00	\$ 145.00	\$ 5,800.00	\$ 100.00	\$ 4,000.00	\$ 135.00	\$ 5,400.00	\$ 100.00	\$ 4,000.00
39 Sewer Plug, 10 inch	EA	\$ 1.00	250.00	\$ 250.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00
40 Sewer Plug, 12 inch	EA	\$ 1.00	250.00	\$ 250.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00
41 Sewer, Rm, Less than 24 inch	FI	\$ 70.00	7.00	\$ 4,900.00	\$ 7.00	\$ 4,900.00	\$ 24.40	\$ 1,708.00	\$ 5.00	\$ 25.00	\$ 34.00	\$ 1,708.00	\$ 34.00	\$ 1,708.00
42 Sidewalk, Conc, ADA	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
43 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
44 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
45 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
46 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
47 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
48 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
49 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
50 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
51 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
52 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
53 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
54 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
55 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
56 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
57 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
58 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
59 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
60 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
61 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
62 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00	\$ 5.00	\$ 2,500.00
63 Sidewalk, Conc, 6 inch	SYD	\$ 580.00	6.00	\$ 3,480.00	\$ 5.00	\$ 2,900.00	\$ 5.70	\$ 3,420.00	\$					

BID TABULATION - 05/13/08

			CONTRACTOR ADDRESS CITY/ST/ZIP		ENGINEER'S ESTIMATE		MCCORMICK SAND, INC. 5430 RUSSELL RD. TWIN LAKE, MI 49487		KAMMINGA & ROODVOETS 3435 BROADMOOR AVE. SE GRAND RAPIDS, MI 49512		FELCO CONTRACTORS, INC 656 PULASKI AVE. MUSKEGON, MI 49441		WADEL STABILIZATION, INC. 2600 N. OCEANA DR. HART, MI 49420		DIVERSCO CONSTRUCTION 675 CLYDE CT SW BYRON CENTER, MI 49315	
ITEM OF WORK			UNIT	QTY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	Aggregate Base, 6 inch	Syd	3225	\$ 4.50	\$	14,512.50	\$ 5.90	\$ 19,027.50	\$ 5.30	\$ 17,092.50	\$ 5.50	\$ 17,737.50	\$ 5.40	\$ 17,415.00	\$ 6.00	\$ 19,350.00
2	Cap, 8 inch, DI MJ	Ea	2	\$ 250.00	\$	500.00	\$ 150.00	\$ 300.00	\$ 200.00	\$ 400.00	\$ 200.00	\$ 400.00	\$ 150.00	\$ 300.00	\$ 200.00	\$ 400.00
3	Catch Basin Special Detail	Ea	5	\$ 1,300.00	\$	6,500.00	\$ 1,100.00	\$ 5,500.00	\$ 1,150.00	\$ 5,750.00	\$ 900.00	\$ 4,500.00	\$ 1,200.00	\$ 6,000.00	\$ 2,000.00	\$ 10,000.00
4	CB Casting East Jordan #7045 or Equal	Ea	5	\$ 650.00	\$	3,250.00	\$ 535.00	\$ 2,675.00	\$ 615.00	\$ 3,075.00	\$ 900.00	\$ 4,500.00	\$ 550.00	\$ 2,750.00	\$ 750.00	\$ 3,750.00
5	Conc Pavt, Nonreinf, 8 inch	Syd	20	\$ 35.00	\$	700.00	\$ 27.00	\$ 540.00	\$ 42.00	\$ 840.00	\$ 30.00	\$ 600.00	\$ 31.50	\$ 630.00	\$ 40.00	\$ 800.00
6	Corporation Stop, 1 Inch	Ea	35	\$ 250.00	\$	8,750.00	\$ 260.00	\$ 9,100.00	\$ 250.00	\$ 8,750.00	\$ 200.00	\$ 7,000.00	\$ 250.00	\$ 8,750.00	\$ 100.00	\$ 3,500.00
7	Cross, 8 inch x 8 inch, DI MJ	Ea	1	\$ 600.00	\$	600.00	\$ 1,200.00	\$ 1,200.00	\$ 650.00	\$ 650.00	\$ 450.00	\$ 450.00	\$ 585.00	\$ 585.00	\$ 550.00	\$ 550.00
8	Curb and Gutter, Conc, Det F4, Modified	Ft	1950	\$ 10.00	\$	19,500.00	\$ 7.25	\$ 14,127.50	\$ 11.00	\$ 21,890.00	\$ 8.00	\$ 15,920.00	\$ 9.25	\$ 18,407.50	\$ 7.25	\$ 14,127.50
9	Curb Stop & Box, 1 inch	Ea	30	\$ 300.00	\$	9,000.00	\$ 380.00	\$ 11,400.00	\$ 360.00	\$ 10,800.00	\$ 200.00	\$ 6,000.00	\$ 250.00	\$ 7,500.00	\$ 250.00	\$ 7,500.00
10	Curb, Rem	Ft	16	\$ 30.00	\$	480.00	\$ 18.00	\$ 288.00	\$ 9.00	\$ 144.00	\$ 20.00	\$ 320.00	\$ 10.00	\$ 160.00	\$ 10.00	\$ 160.00
11	Cut and Cap, 6 inch Watermain	Ea	2	\$ 500.00	\$	1,000.00	\$ 250.00	\$ 500.00	\$ 520.00	\$ 1,040.00	\$ 400.00	\$ 800.00	\$ 750.00	\$ 1,500.00	\$ 500.00	\$ 1,000.00
13	Dr Structure, Add Depth of 48 inch dia, 8 feet to 15 feet	Ft	5	\$ 300.00	\$	1,500.00	\$ 2,500.00	\$ 12,500.00	\$ 100.00	\$ 500.00	\$ 425.00	\$ 2,125.00	\$ 100.00	\$ 500.00	\$ 200.00	\$ 1,000.00
14	Dr Structure, Cover, Adjust	Ea	2	\$ 500.00	\$	1,000.00	\$ 500.00	\$ 1,000.00	\$ 330.00	\$ 660.00	\$ 400.00	\$ 800.00	\$ 400.00	\$ 800.00	\$ 500.00	\$ 1,000.00
15	Dr Structure, Rem	Ea	10	\$ 300.00	\$	3,000.00	\$ 750.00	\$ 7,500.00	\$ 200.00	\$ 2,000.00	\$ 600.00	\$ 6,000.00	\$ 350.00	\$ 3,500.00	\$ 500.00	\$ 5,000.00
17	Dr Structure, Tap, 12 inch	Ea	2	\$ 250.00	\$	500.00	\$ 500.00	\$ 1,000.00	\$ 420.00	\$ 840.00	\$ 400.00	\$ 800.00	\$ 150.00	\$ 300.00	\$ 300.00	\$ 600.00
19	Driveway, Nonreinf Conc, 6 inch	Syd	340	\$ 25.00	\$	8,500.00	\$ 23.40	\$ 7,956.00	\$ 30.00	\$ 10,200.00	\$ 25.00	\$ 8,500.00	\$ 27.90	\$ 9,486.00	\$ 25.00	\$ 8,500.00
20	Erosion Control, Inlet Protection, Fabric Drop	Ea	9	\$ 100.00	\$	900.00	\$ 45.00	\$ 405.00	\$ 95.00	\$ 855.00	\$ 500.00	\$ 4,500.00	\$ 125.00	\$ 1,125.00	\$ 200.00	\$ 1,800.00
21	Gate Valve, 6 inch, with Box	Ea	3	\$ 800.00	\$	2,400.00	\$ 750.00	\$ 2,250.00	\$ 550.00	\$ 1,650.00	\$ 600.00	\$ 1,800.00	\$ 1,050.00	\$ 3,150.00	\$ 900.00	\$ 2,700.00
22	Gate Valve, 8 inch, with Box	Ea	3	\$ 900.00	\$	2,700.00	\$ 750.00	\$ 2,250.00	\$ 715.00	\$ 2,145.00	\$ 750.00	\$ 2,250.00	\$ 1,350.00	\$ 4,050.00	\$ 1,000.00	\$ 3,000.00
23	HMA, 3C	Ton	390	\$ 60.00	\$	23,400.00	\$ 57.58	\$ 22,456.20	\$ 57.58	\$ 22,456.20	\$ 58.00	\$ 22,620.00	\$ 57.50	\$ 22,464.00	\$ 58.00	\$ 22,620.00
24	HMA, 4C	Ton	390	\$ 60.00	\$	23,400.00	\$ 62.70	\$ 24,453.00	\$ 62.70	\$ 24,453.00	\$ 65.00	\$ 25,350.00	\$ 62.70	\$ 24,453.00	\$ 63.00	\$ 24,570.00
25	Hydrant, 6 inch, Standard	Ea	3	\$ 2,000.00	\$	6,000.00	\$ 1,850.00	\$ 5,550.00	\$ 1,580.00	\$ 4,740.00	\$ 2,200.00	\$ 6,600.00	\$ 1,950.00	\$ 5,850.00	\$ 1,800.00	\$ 5,400.00
26	Machine Grading	Sta	9.8	\$ 1,500.00	\$	14,700.00	\$ 1,500.00	\$ 14,700.00	\$ 800.00	\$ 7,840.00	\$ 1,900.00	\$ 18,620.00	\$ 1,950.00	\$ 19,110.00	\$ 3,500.00	\$ 34,300.00
27	Maintenance Gravel, Ltd	Cyd	300	\$ 25.00	\$	7,500.00	\$ 20.00	\$ 6,000.00	\$ 10.00	\$ 3,000.00	\$ 19.00	\$ 5,700.00	\$ 15.00	\$ 4,500.00	\$ 20.00	\$ 6,000.00
28	Manhole Special Detail	Ea	5	\$ 1,500.00	\$	7,500.00	\$ 1,100.00	\$ 5,500.00	\$ 1,500.00	\$ 7,500.00	\$ 1,900.00	\$ 9,500.00	\$ 1,650.00	\$ 8,250.00	\$ 2,500.00	\$ 12,500.00
30	Meter Pit Complete	Ea	5	\$ 800.00	\$	4,000.00	\$ 1,000.00	\$ 5,000.00	\$ 730.00	\$ 3,650.00	\$ 400.00	\$ 2,000.00	\$ 650.00	\$ 3,250.00	\$ 750.00	\$ 3,750.00
31	MH Casting East Jordan #1045 or Equal	Ea	6	\$ 450.00	\$	2,700.00	\$ 445.00	\$ 2,670.00	\$ 585.00	\$ 3,510.00	\$ 500.00	\$ 3,000.00	\$ 350.00	\$ 2,100.00	\$ 650.00	\$ 3,900.00
33	Pavt Mrkg, Only Cold Plastic, 18 inch, Stop Bar	Ft	60	\$ 7.00	\$	420.00	\$ 10.50	\$ 630.00	\$ 10.50	\$ 630.00	\$ 11.00	\$ 660.00	\$ 10.50	\$ 630.00	\$ 11.00	\$ 660.00
34	Pavt Mrkg, Only Cold Plastic, 6 inch, Crosswalk	Ft	320	\$ 3.00	\$	960.00	\$ 3.50	\$ 1,120.00	\$ 3.50	\$ 1,120.00	\$ 4.00	\$ 1,280.00	\$ 3.50	\$ 1,120.00	\$ 4.00	\$ 1,280.00
35	Pavt, Rem	Syd	3870	\$ 5.00	\$	19,350.00	\$ 2.25	\$ 8,707.50	\$ 5.00	\$ 19,350.00	\$ 9.00	\$ 34,830.00	\$ 5.50	\$ 21,285.00	\$ 10.00	\$ 38,700.00
36	Prepared Soil and Seed	Syd	2000	\$ 3.00	\$	6,000.00	\$ 4.00	\$ 8,000.00	\$ 3.50	\$ 7,000.00	\$ 7.00	\$ 14,000.00	\$ 4.20	\$ 8,400.00	\$ 2.00	\$ 4,000.00
37	Sanitary Sewer Wye, PVC SDR 35, 12 inch X 6 inch	Ea	37	\$ 300.00	\$	11,100.00	\$ 230.00	\$ 8,510.00	\$ 250.00	\$ 9,250.00	\$ 255.00	\$ 9,435.00	\$ 260.00	\$ 9,620.00	\$ 250.00	\$ 9,250.00
38	Sanitary Sewer, PVC SDR 35, 10 inch	Ft	5	\$ 100.00	\$	500.00	\$ 65.00	\$ 325.00	\$ 73.00	\$ 365.00	\$ 150.00	\$ 750.00	\$ 75.00	\$ 375.00	\$ 50.00	\$ 250.00
39	Sanitary Sewer, PVC SDR 35, 12 inch	Ft	947	\$ 50.00	\$	47,350.00	\$ 65.00	\$ 61,555.00	\$ 38.00	\$ 35,986.00	\$ 40.00	\$ 37,880.00	\$ 37.10	\$ 35,133.70	\$ 46.00	\$ 43,582.00
40	Sanitary Sewer, PVC SDR 35, 6 inch	Ft	1221	\$ 25.00	\$	30,525.00	\$ 20.00	\$ 24,420.00	\$ 30.00	\$ 36,630.00	\$ 33.00	\$ 40,299.00	\$ 28.00	\$ 34,188.00	\$ 35.00	\$ 42,735.00
41	Sanitary Sewer, PVC SDR 35, 8 inch	Ft	80	\$ 40.00	\$	3,200.00	\$ 30.00	\$ 2,400.00	\$ 55.00	\$ 5,200.00	\$ 40.00	\$ 3,200.00	\$ 38.15	\$ 3,052.00	\$ 45.00	\$ 3,600.00
42	Sewer Plug, 8 inch	Ea	2	\$ 100.00	\$	200.00	\$ 150.00	\$ 300.00	\$ 140.00	\$ 280.00	\$ 100.00	\$ 200.00	\$ 75.00	\$ 150.00	\$ 250.00	\$ 500.00
43	Sewer Tap, 10 inch	Ea	1	\$ 250.00	\$	250.00	\$ 250.00	\$ 250.00	\$ 395.00	\$ 395.00	\$ 300.00	\$ 300.00	\$ 400.00	\$ 400.00	\$ 300.00	\$ 300.00
44	Sewer Tap, 12 inch	Ea	1	\$ 250.00	\$	250.00	\$ 350.00	\$ 350.00	\$ 435.00	\$ 435.00	\$ 400.00	\$ 400.00	\$ 450.00	\$ 450.00	\$ 350.00	\$ 350.00
45	Sewer, CL C76 V, 12 inch	Ft	191	\$ 40.00	\$	7,640.00	\$ 65.00	\$ 12,415.00	\$ 33.00	\$ 6,303.00	\$ 40.00	\$ 7,640.00	\$ 26.25	\$ 5,013.75	\$ 45.00	\$ 8,595.00
46	Sewer, Rem, Less than 24 inch	Ft	70	\$ 7.00	\$	490.00	\$ 7.00	\$ 490.00	\$ 5.00	\$ 350.00	\$ 22.00	\$ 1,540.00	\$ 4.00	\$ 280.00	\$ 10.00	\$ 700.00
47	Sidewalk Ramp, ADA	Sft	980	\$ 6.00	\$	5,880.00	\$ 5.00	\$ 4,900.00	\$ 10.00	\$ 9,800.00	\$ 6.00	\$ 5,880.00	\$ 22.35	\$ 21,903.00	\$ 5.00	\$ 4,900.00
48	Sidewalk, Conc, 4 inch	Sft	4300	\$ 2.50	\$	10,750.00	\$ 2.05	\$ 8,815.00	\$ 2.50	\$ 10,750.00	\$ 3.00	\$ 12,900.00	\$ 2.55	\$ 10,965.00	\$ 2.10	\$ 9,030.00
51	Sidewalk, Conc, 6 inch	Sft	900	\$ 3.00	\$	2,700.00	\$ 2.60	\$ 2,340.00	\$ 3.50	\$ 3,150.00	\$ 3.50	\$ 3,150.00	\$ 3.10	\$ 2,790.00	\$ 2.50	\$ 2,250.00
53	Sidewalk, Rem	Syd	720	\$ 5.00	\$	3,600.00	\$ 9.00	\$ 6,480.00	\$ 5.60	\$ 4,032.00	\$ 4.00	\$ 2,880.00	\$ 4.50	\$ 3,240.00	\$ 9.00	\$ 6,480.00
56	Sleeve, 8 inch, Long, DI MJ	Ea	2	\$ 300.00	\$	600.00	\$ 200.00	\$ 400.00	\$ 1,075.00	\$ 2,150.00	\$ 600.00	\$ 1,200.00	\$ 850.00	\$ 1,700.00	\$ 400.00	\$ 800.00
57	Tapping Sleeve and Valve, 10 inch x 8 inch, With Box	Ea	1	\$ 3,000.00	\$	3,000.00	\$ 2,500.00	\$ 2,500.00	\$ 2,700.00	\$ 2,700.00	\$ 1,900.00	\$ 1,900.00	\$ 2,410.00	\$ 2,410.00	\$ 3,000.00	\$ 3,000.00
58	Tapping Sleeve and Valve, 16 inch x 8 inch, With Box	Ea	1	\$ 4,000.00	\$	4,000.00	\$ 3,500.00	\$ 3,500.00	\$ 3,200.00	\$ 3,200.00	\$ 3,300.00	\$ 3,300.00	\$ 2,930.00	\$ 2,930.00	\$ 3,500.00	\$ 3,500.00
59	Tee, 8 inch X 6 inch, DI MJ	Ea	3	\$ 450.00	\$	1,350.00	\$ 800.00	\$ 2,400.00	\$ 400.00	\$ 1,200.00	\$ 500.00	\$ 1,500.00	\$ 395.00	\$ 1,185.00	\$ 400.00	\$ 1,200.00
60	Traffic Control	LS	1	\$ 4,700.00	\$	4,700.00	\$ 7,642.00	\$ 7,642.00	\$ 17,000.00	\$ 17,000.00	\$ 3,000.00	\$ 3,000.00	\$ 5,500.00	\$ 5,500.00	\$ 3,600.00	\$ 3,600.00
61	Tree, Rem, 19 inch to 35 inch	Ea	3	\$ 700.00	\$	2,100.00	\$ 585.00	\$ 1,755.00	\$ 485.00	\$ 1,455.00	\$ 2,000.00	\$ 6,000.00	\$ 495.00	\$ 1,485.00	\$ 500.00	\$ 1,500.00
62	Tree, Rem, 37 inch or larger	Ea	1	\$ 1,500.00	\$	1,500.00	\$ 940.00	\$ 940.00	\$ 800.00	\$ 800.00	\$ 3,000.00	\$ 3,000.00	\$ 810.00	\$ 810.00	\$ 800.00	\$ 800.00
63	Tree, Rem, 6 inch to 18 inch	Ea	4	\$ 250.00	\$	1,000.00	\$ 280.00	\$ 1,120.00	\$ 225.00	\$ 900.00	\$ 700.00	\$ 2,800.00	\$ 235.00	\$ 940.00	\$ 250.00	\$ 1,000.00
64	Water Service, 1 inch, Copper Type K	Ft	1235	\$ 25.00	\$	30,875.00	\$ 14.00	\$ 17,290.00	\$ 33.00	\$ 40,755.00	\$ 13.00	\$ 16,055.00	\$ 14.00	\$ 17,290.00	\$ 25.00	\$ 30,875.00
65	Watermain, DI C152, 8 inch	Ft	1041	\$ 37.00	\$	38,517.00	\$ 38.50	\$ 40,078.50	\$ 40.00	\$ 41,640.00	\$ 37.00	\$ 38,517.00	\$ 33.10	\$ 34,457.10	\$ 45.00	\$ 46,845.00
66	Watermain, DI C152, 6 inch	Ft	42	\$ 40.00	\$	1,680.00	\$ 34.00.									

BID TABULATION - 05/13/08

			CONTRACTOR ADDRESS CITY/ST/ZIP		ENGINEER'S ESTIMATE		MILBOCKER & SONS 1256 29TH ST. ALLEGAN, MI 49010		BRENNER EXCAVATING 2841 132ND AVE. HOPKINS, MI 49328		DAN HOE EXCAVATING 13664 ROCKY'S RD HOLLAND, MI 49424		JACKSON-MERKEY 555 W. WESTERN AVE. MUSKOGON, MI 49441		BOND CONSTRUCTION 2151 BEVERLY SW WYOMING, MI 49509		SCHIPPERS EXCAVATING 9829 LAKE MICHIGAN DR WEST OLIVE, MI 49460	
ITEM OF WORK			UNIT	QTY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	Aggregate Base, 6 Inch	Syd	\$ 900.00	\$ 4.50	\$ 4,050.00	\$ 5.40	\$ 4,860.00	\$ 5.20	\$ 4,680.00	\$ 6.00	\$ 5,400.00	\$ 4.90	\$ 4,410.00	\$ 5.50	\$ 4,950.00	\$ 6.00	\$ 5,400.00	
2	Catch Basin Special Detail	Ea	\$ 4.00	\$ 1,300.00	\$ 5,200.00	\$ 1,200.00	\$ 4,800.00	\$ 1,153.00	\$ 4,612.00	\$ 1,500.00	\$ 6,000.00	\$ 1,820.00	\$ 7,280.00	\$ 950.00	\$ 3,800.00	\$ 1,700.00	\$ 6,800.00	
3	CB Casting East Jordan #7045 or Equal	Ea	\$ 4.00	\$ 650.00	\$ 2,600.00	\$ 550.00	\$ 2,200.00	\$ 698.00	\$ 2,792.00	\$ 500.00	\$ 2,000.00	\$ 416.00	\$ 1,664.00	\$ 500.00	\$ 2,000.00	\$ 550.00	\$ 2,200.00	
4	Conc Pavt, Nonreinf, 8 inch	Syd	\$ 200.00	\$ 35.00	\$ 7,000.00	\$ 27.00	\$ 5,400.00	\$ 29.00	\$ 5,800.00	\$ 32.00	\$ 6,400.00	\$ 35.00	\$ 7,000.00	\$ 29.00	\$ 5,800.00	\$ 28.50	\$ 5,700.00	
5	Curb and Gutter, Conc, Det F4, Modified	Ft	\$ 700.00	\$ 10.00	\$ 7,000.00	\$ 7.50	\$ 5,250.00	\$ 9.15	\$ 6,405.00	\$ 9.00	\$ 6,300.00	\$ 9.50	\$ 6,650.00	\$ 8.00	\$ 5,600.00	\$ 7.90	\$ 5,530.00	
6	Dr Structure, Add Depth of 48 inch dia, 6 feet to 15 feet	Ft	\$ 2.00	\$ 300.00	\$ 600.00	\$ 55.00	\$ 110.00	\$ 170.00	\$ 340.00	\$ 155.00	\$ 310.00	\$ 125.00	\$ 250.00	\$ 100.00	\$ 200.00	\$ 250.00	\$ 500.00	
7	Dr Structure, Cover, Adjust	Ea	\$ 2.00	\$ 500.00	\$ 1,000.00	\$ 410.00	\$ 820.00	\$ 525.00	\$ 1,050.00	\$ 300.00	\$ 600.00	\$ 295.00	\$ 590.00	\$ 200.00	\$ 400.00	\$ 500.00	\$ 1,000.00	
8	Dr Structure, Reconstruct	Ft	\$ 6.00	\$ 300.00	\$ 1,800.00	\$ 155.00	\$ 930.00	\$ 312.00	\$ 1,872.00	\$ 350.00	\$ 2,100.00	\$ 690.00	\$ 4,140.00	\$ 200.00	\$ 1,200.00	\$ 250.00	\$ 1,500.00	
9	Dr Structure, Rem	Ea	\$ 7.00	\$ 300.00	\$ 2,100.00	\$ 260.00	\$ 1,820.00	\$ 250.00	\$ 1,750.00	\$ 30.00	\$ 210.00	\$ 330.00	\$ 2,310.00	\$ 300.00	\$ 2,100.00	\$ 350.00	\$ 2,450.00	
10	Driveway, Nonreinf Conc, 6 inch	Syd	\$ 50.00	\$ 25.00	\$ 1,250.00	\$ 23.40	\$ 1,170.00	\$ 28.30	\$ 1,415.00	\$ 32.00	\$ 1,600.00	\$ 30.00	\$ 1,500.00	\$ 24.50	\$ 1,225.00	\$ 24.60	\$ 1,230.00	
11	Erosion Control, Inlet Protection, Fabric Drop	Ea	\$ 8.00	\$ 100.00	\$ 800.00	\$ 90.00	\$ 720.00	\$ 117.00	\$ 936.00	\$ 175.00	\$ 1,400.00	\$ 120.00	\$ 960.00	\$ 200.00	\$ 1,600.00	\$ 100.00	\$ 800.00	
12	HMA, 3C	Ton	\$ 110.00	\$ 60.00	\$ 6,600.00	\$ 60.64	\$ 6,670.40	\$ 64.35	\$ 7,078.50	\$ 61.00	\$ 6,710.00	\$ 65.00	\$ 7,150.00	\$ 61.00	\$ 6,710.00	\$ 63.70	\$ 7,007.00	
13	HMA, 4C	Ton	\$ 110.00	\$ 60.00	\$ 6,600.00	\$ 69.38	\$ 7,631.80	\$ 73.50	\$ 8,096.00	\$ 70.00	\$ 7,700.00	\$ 72.00	\$ 7,920.00	\$ 70.00	\$ 7,700.00	\$ 72.90	\$ 8,019.00	
14	Machine Grading	Sta	\$ 3.00	\$ 1,500.00	\$ 4,500.00	\$ 1,400.00	\$ 4,200.00	\$ 1,534.00	\$ 4,602.00	\$ 1,250.00	\$ 3,750.00	\$ 1,000.00	\$ 3,000.00	\$ 2,000.00	\$ 6,000.00	\$ 1,500.00	\$ 4,500.00	
15	Maintenance Gravel, LM	Cyd	\$ 100.00	\$ 25.00	\$ 2,500.00	\$ 8.00	\$ 800.00	\$ 5.00	\$ 500.00	\$ 5.50	\$ 550.00	\$ 32.00	\$ 3,200.00	\$ 25.00	\$ 2,500.00	\$ 10.00	\$ 1,000.00	
16	Manhole Special Detail	Ea	\$ 2.00	\$ 1,500.00	\$ 3,000.00	\$ 1,500.00	\$ 3,000.00	\$ 1,480.00	\$ 2,960.00	\$ 2,400.00	\$ 4,800.00	\$ 1,670.00	\$ 3,340.00	\$ 1,500.00	\$ 3,000.00	\$ 2,000.00	\$ 4,000.00	
17	MH Casting East Jordan #1045 or Equal	Ea	\$ 4.00	\$ 450.00	\$ 1,800.00	\$ 500.00	\$ 2,000.00	\$ 553.00	\$ 2,212.00	\$ 400.00	\$ 1,600.00	\$ 290.00	\$ 1,160.00	\$ 400.00	\$ 1,600.00	\$ 450.00	\$ 1,800.00	
18	Pavt Mrkg, Ovlv Cold Plastic, 18 inch, Stop Bar	Ft	\$ 35.00	\$ 7.00	\$ 245.00	\$ 10.50	\$ 367.50	\$ 11.15	\$ 390.25	\$ 11.00	\$ 385.00	\$ 13.00	\$ 455.00	\$ 11.00	\$ 385.00	\$ 11.00	\$ 385.00	
19	Pavt Mrkg, Ovlv Cold Plastic, 6 inch, Crosswalk	Ft	\$ 180.00	\$ 3.00	\$ 540.00	\$ 3.50	\$ 630.00	\$ 3.70	\$ 666.00	\$ 4.00	\$ 720.00	\$ 4.00	\$ 720.00	\$ 4.00	\$ 720.00	\$ 3.85	\$ 693.00	
20	Pavt Mrkg, Waterborne, 4 inch, Yellow	Ft	\$ 75.00	\$ 1.00	\$ 75.00	\$ 3.25	\$ 243.75	\$ 3.50	\$ 262.50	\$ 3.50	\$ 262.50	\$ 4.00	\$ 300.00	\$ 3.50	\$ 262.50	\$ 3.50	\$ 262.50	
21	Pavt, Rem	Syd	\$ 1,220.00	\$ 5.00	\$ 6,100.00	\$ 2.00	\$ 2,440.00	\$ 3.00	\$ 3,660.00	\$ 1.00	\$ 1,220.00	\$ 3.60	\$ 4,392.00	\$ 2.00	\$ 2,440.00	\$ 6.00	\$ 7,320.00	
22	Prepared Soil and Seed Class A	Syd	\$ 1,220.00	\$ 3.00	\$ 3,660.00	\$ 2.70	\$ 3,294.00	\$ 2.50	\$ 3,050.00	\$ 2.50	\$ 3,050.00	\$ 4.00	\$ 4,880.00	\$ 3.50	\$ 4,392.00	\$ 3.00	\$ 3,660.00	
23	Rem Curing Compound, for Longit Mrkg	Ft	\$ 215.00	\$ 1.00	\$ 215.00	\$ 0.75	\$ 161.25	\$ 0.80	\$ 172.00	\$ 1.00	\$ 215.00	\$ 1.00	\$ 215.00	\$ 1.00	\$ 215.00	\$ 1.00	\$ 215.00	
24	Sewer Bulkhead, 12 inch	Ea	\$ 3.00	\$ 150.00	\$ 450.00	\$ 175.00	\$ 525.00	\$ 152.00	\$ 456.00	\$ 300.00	\$ 900.00	\$ 250.00	\$ 750.00	\$ 200.00	\$ 600.00	\$ 250.00	\$ 750.00	
25	Sewer Tap, 12 inch	Ea	\$ 3.00	\$ 250.00	\$ 750.00	\$ 100.00	\$ 300.00	\$ 152.00	\$ 456.00	\$ 250.00	\$ 750.00	\$ 400.00	\$ 1,200.00	\$ 500.00	\$ 1,500.00	\$ 450.00	\$ 1,350.00	
26	Sewer, CL C76 V, 12 inch	Ft	\$ 77.00	\$ 40.00	\$ 3,080.00	\$ 25.00	\$ 2,002.00	\$ 28.00	\$ 2,156.00	\$ 30.00	\$ 2,310.00	\$ 37.00	\$ 2,849.00	\$ 70.00	\$ 5,390.00	\$ 50.00	\$ 3,850.00	
27	Sower, Rem, Less than 24 inch	Ft	\$ 198.00	\$ 7.00	\$ 1,386.00	\$ 7.00	\$ 1,386.00	\$ 4.00	\$ 792.00	\$ 4.25	\$ 841.50	\$ 4.00	\$ 792.00	\$ 10.00	\$ 1,980.00	\$ 6.00	\$ 1,188.00	
28	Sidewalk Ramp, ADA	Sft	\$ 280.00	\$ 6.00	\$ 1,680.00	\$ 13.67	\$ 3,827.60	\$ 14.90	\$ 4,172.00	\$ 14.00	\$ 3,920.00	\$ 17.00	\$ 4,760.00	\$ 14.00	\$ 3,920.00	\$ 14.35	\$ 4,018.00	
29	Sidewalk, Conc, 4 inch	Sft	\$ 800.00	\$ 2.50	\$ 2,000.00	\$ 2.05	\$ 1,640.00	\$ 2.60	\$ 2,080.00	\$ 3.00	\$ 2,400.00	\$ 2.75	\$ 2,200.00	\$ 2.60	\$ 2,080.00	\$ 2.15	\$ 1,720.00	
30	Sidewalk, Conc, 6 inch	Sft	\$ 600.00	\$ 3.00	\$ 1,800.00	\$ 2.60	\$ 1,560.00	\$ 3.15	\$ 1,890.00	\$ 4.00	\$ 2,400.00	\$ 3.25	\$ 1,950.00	\$ 3.25	\$ 1,950.00	\$ 2.75	\$ 1,650.00	
31	Sidewalk, Rem	Syd	\$ 160.00	\$ 5.00	\$ 750.00	\$ 3.80	\$ 570.00	\$ 6.50	\$ 975.00	\$ 1.50	\$ 225.00	\$ 8.10	\$ 1,215.00	\$ 5.00	\$ 750.00	\$ 7.00	\$ 1,050.00	
32	Traffic Control	LS	\$ 1.00	\$ 4,700.00	\$ 4,700.00	\$ 3,000.00	\$ 3,000.00	\$ 4,383.00	\$ 4,383.00	\$ 1,900.00	\$ 1,900.00	\$ 2,500.00	\$ 2,500.00	\$ 2,100.00	\$ 2,100.00	\$ 2,750.00	\$ 2,750.00	
					SUBTOTAL	\$	85,831.00											
					20% ENGINEERING	\$	17,166.20											
					TOTAL	\$	102,997.20	\$	74,529.30	\$	82,701.25	\$	78,949.00	\$	91,702.00	\$	86,069.50	
BID SUMMARY																		
					\$	658,929.63	\$	495,786.70	\$	522,857.30	\$	532,151.75	\$	556,189.70	\$	557,223.00	\$	557,880.00

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Engineering
RE: Acceptance of an Easement from Betten

SUMMARY OF REQUEST:

Accept a sanitary sewer easement from Betten within which the existing sanitary sewer line will be relocated as part of the Betten development on the east side of Henry street as per the attached descriptions and drawing. Furthermore, if acceptable, direct staff to record said easement.

FINANCIAL IMPACT:

None

BUDGET ACTION REQUIRED:

None at this time.

STAFF RECOMMENDATION:

Accept easement and direct staff to record.

COMMITTEE RECOMMENDATION:

SANITARY SEWER EASEMENT

THIS EASEMENT is granted this 21st day of April, 2008, by Bryan Betten whose address is 2474 Henry Street, Muskegon, Michigan, 49441 hereinafter referred to as "**Grantor**," to the City of Muskegon, a Michigan municipal corporation, whose address is 933 Terrace Street, Muskegon, Michigan, 49443 hereinafter referred to as "**City**";

WITNESSETH:

For a consideration of One and no/100 (\$1.00) Dollar paid to Grantor, the receipt of which is acknowledged, the Grantor grants to City, its successors and assigns, a non-exclusive, perpetual easement over, under, through and across a certain parcel of land situated in the City of Muskegon, County of Muskegon and State of Michigan, the parcel of land being owned by Grantor in fee simple as follows:

See attached **Exhibit A**.

The easement shall consist of a portion of the above described parcel of property designated as:

See attached **Exhibit B**.

This Easement is exempt from transfer tax by reason of MCL 207.526, Section 6(a); and MCL 207.505, Section 5(a).

The easement and right-of-way granted to the City shall be for the purpose of the construction and installation of sanitary sewer through and across the Easement.

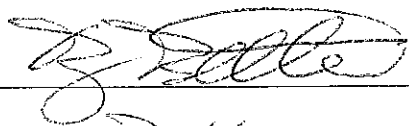
TERM: The easement under, through and across the Easement for the use and benefit of City, its successors and assigns, shall be perpetual.

AUTHORITY: Grantor warrants that they have the right and authority to grant this easement as above-described and own the lands covered by the Easement.

INDEMNIFICATION: City agrees to fully defend, indemnify, save and keep harmless the Grantor from any and all claims for damage to real and personal property and injuries or death suffered by persons in any manner caused by or growing out of or in any way connected with the construction, installation, repair, maintenance or presence of the sanitary sewer, over, under and across the parcel of land of Grantor.

The Grantor has caused this Easement to be signed the day and year first above written. This instrument shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, representatives, successors and assigns.

By: GRANTOR(S)

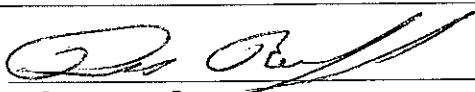
By: 
Bryan Betten owner
(Printed Name and Title)

STATE OF MICHIGAN)
) ss.
COUNTY OF MUSKEGON)

Acknowledged before me in Muskegon County, Michigan, on April 21,
2008, by _____.

Sign here:

Type here:


Patricia Reiffert Jr

Notary Public

Muskegon County, Michigan

My Commission Expires: 1-1-2012

Acting in Muskegon County, Michigan

Prepared by: Westshore Consulting
Return to: City of Muskegon
Engineering Department
933 Terrace Street
Muskegon, MI 49443

EXHIBIT A

LEGAL DESCRIPTION OF PARCEL

PARCEL I:

THAT PART OF THE NORTH 22 RODS OF THE SOUTHWEST FRACTIONAL QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 31, TOWN 10 NORTH, RANGE 16 WEST, DESCRIBED AS FOLLOWS: COMMENCE 33 FEET EAST AND 333 FEET SOUTH OF THE NORTHWEST CORNER OF SAID SOUTHWEST FRACTIONAL QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER, THENCE EAST PARALLEL TO THE NORTH LINE OF SAID SOUTHWEST FRACTIONAL QUARTER OF SOUTHWEST FRACTIONAL QUARTER 456.16 FEET, MORE OR LESS, TO A POINT 250 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF THE NORTON-GLADE EXPRESS HIGHWAY, THENCE SOUTH PARALLEL TO THE WEST LINE OF SAID HIGHWAY 30 FEET, THENCE EAST PARALLEL TO THE NORTH LINE OF SAID SOUTHWEST FRACTIONAL QUARTER OF SOUTHWEST FRACTIONAL QUARTER, A DISTANCE OF 250 FEET TO THE WEST RIGHT-OF-WAY LINE TO THE NORTON-GLADE EXPRESS HIGHWAY, THENCE NORTH ALONG THE WEST RIGHT-OF-WAY LINE OF SAID HIGHWAY 200 FEET, THENCE WEST PARALLEL TO THE NORTH LINE OF SAID SOUTHWEST FRACTIONAL QUARTER OF SOUTHWEST FRACTIONAL QUARTER 250 FEET, THENCE SOUTH PARALLEL WITH THE WEST RIGHT-OF-WAY LINE OF THE NORTON-GLADE EXPRESS HIGHWAY, 140 FEET, THENCE WEST PARALLEL TO THE NORTH LINE OF SAID SOUTHWEST FRACTIONAL QUARTER OF SOUTHWEST FRACTIONAL QUARTER 450.16 FEET, MORE OR LESS, TO A POINT 33 FEET EAST OF THE WEST LINE OF SAID SECTION 31, THENCE SOUTH 30 FEET TO THE PLACE OF BEGINNING.

PARCEL II:

ALL THAT PART OF THE SOUTH 250 FEET OF THE NORTH 613 FEET OF THE SOUTHWEST FRACTIONAL QUARTER OF THE SOUTHWEST QUARTER OF SECTION 31, TOWN 10 NORTH, RANGE 16 WEST, CITY OF MUSKEGON, MUSKEGON COUNTY, MICHIGAN WHICH LIES WEST OF A LINE 100 FEET WEST OF, MEASURED AT RIGHT ANGLES AND PARALLEL TO THE CONSTRUCTION CENTERLINE OF HIGHWAY US-16 AND US 31, THE CONSTRUCTION CENTERLINE OF HIGHWAY US-31 AND US-16 IS DESCRIBED AS: BEGINNING AT A POINT 474.31 FEET SOUTH OF THE NORTH QUARTER CORNER OF SECTION 7, TOWN 9 NORTH, RANGE 16 WEST, NORTON TOWNSHIP, MUSKEGON COUNTY, MICHIGAN; THENCE NORTH 88 DEGREES 54 MINUTES WEST, 319.11 FEET TO THE POINT OF CURVE OF A 05 DEGREE 45 MINUTE CURVE TO THE RIGHT; THENCE NORTHWESTERLY ALONG THE ARC OF THE CURVE 1572.17 FEET TO THE POINT OF TANGENT; THENCE NORTH 01 DEGREE 30 MINUTES EAST 4927.39 FEET TO A POINT OF DEFLECTION; THENCE ONE DEGREE 06 MINUTES 50 SECONDS EAST 2600 FEET TO A POINT OF ENDING.

PARCEL III:

PART OF THE NORTH 22 RODS OF THE SOUTHWEST FRACTIONAL QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 31, TOWN 10 NORTH, RANGE 16 WEST, MUSKEGON COUNTY, MICHIGAN, DESCRIBED AS FOLLOWS: COMMENCE 33 FEET EAST 363 FEET SOUTH OF THE NORTHWEST CORNER OF SAID SOUTHWEST FRACTIONAL QUARTER, OF THE SOUTHWEST FRACTIONAL QUARTER, THENCE EAST PARALLEL TO THE NORTH LINE OF SAID SOUTHWEST FRACTIONAL QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER A DISTANCE OF 456.16 FEET MORE OR LESS TO A POINT 250 FEET WEST OF THE WEST RIGHT-OF-WAY LINE OF THE NORTON-GLADE EXPRESS HIGHWAY, THENCE NORTHERLY PARALLEL TO SAID WEST RIGHT-OF-WAY LINE OF SAID HIGHWAY 30 FEET, THENCE WEST PARALLEL TO THE NORTH LINE OF SAID SOUTHWEST FRACTIONAL QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER, 456.16 FEET TO A POINT 33 FEET EAST OF THE WEST LINE OF SAID SECTION 31, THENCE SOUTH 30 FEET TO PLACE OF BEGINNING.

ALSO TOGETHER WITH THE FORMER DOO DROP INN PROPERTY WHICH IS DESCRIBED AS FOLLOWS:

COMMENCING ON THE NORTH LINE, 33 FEET EAST OF THE NORTHWEST CORNER OF THE SOUTHWEST FRACTIONAL 1/4 OF THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 31, TOWN 10 NORTH, RANGE 16 WEST; THENCE SOUTH, PARALLEL TO THE WEST LINE OF SAID SECTION, 303 FEET; THENCE EAST, PARALLEL WITH THE NORTH LINE, 456.76 FEET; THENCE NORTH 303 FEET; THENCE WEST 456.76 FEET TO THE POINT OF BEGINNING.



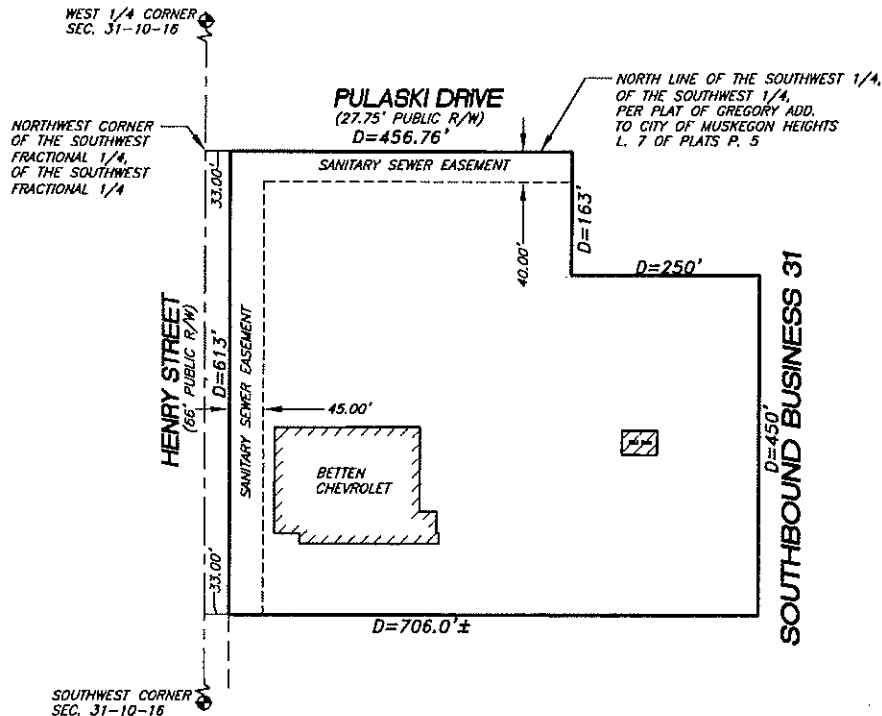
WESTSHORE CONSULTING

Engineers ■ Scientists ■ Surveyors ■ Planners

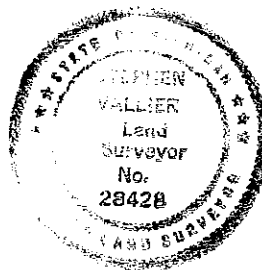
EXHIBIT B

FOR: BETTEN CHEVROLET

A SANITARY SEWER EASEMENT BEING THE NORTH 40.00 FEET OF THE EAST 456.76 FEET OF THE WEST 489.76 FEET, AND THE EAST 45.00 FEET OF THE WEST 78.00 FEET OF THE NORTH 613.00 FEET OF THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST FRACTIONAL $\frac{1}{4}$ OF SECTION 31, TOWN 10 NORTH, RANGE 16 WEST, CITY OF MUSKEGON, MUSKEGON COUNTY, MICHIGAN.



AS A PROFESSIONAL LAND SURVEYOR OF THE STATE OF MICHIGAN, I DO HEREBY CERTIFY THAT TO THE BEST OF MY PROFESSIONAL KNOWLEDGE AND BELIEF, I HAVE SURVEYED THE PROPERTY AS DESCRIBED AND SHOWN HEREIN AND THAT THERE EXISTS NO VISIBLE ENCROACHMENTS ON SAID PROPERTY UNLESS NOTED AND THAT THIS SURVEY WAS PREPARED IN ACCORDANCE WITH A DESCRIPTION FURNISHED BY OTHERS AND SHOULD BE COMPARED TO THE ABSTRACT OF TITLE OR TITLE POLICY FOR ACCURACY, EASEMENTS, OR EXCEPTIONS. THIS SURVEY DOES NOT EXTEND TO ANY UNNAMED PERSON WITHOUT AN EXPRESSED RECERTIFICATION BY THE SURVEYOR.



STEPHEN V. VALLIER
P.S. NO. 28428
2534 BLACK CREEK ROAD
MUSKEGON, MI. 49444
PHONE : (231)777-3447
FAX : (231)773-3453

DATE: April 18, 2008

FILE NO: WS-3770-1
SCALE: 1" = 200'
SURVEYED BY:
DRN BY: BJA

DEEDS PREPARED UTILIZING THIS LEGAL DESCRIPTION FOR CONVEYANCES MUST MEET THE REQUIREMENTS OF SECTION 109 PARAGRAPH 3 AND 4 OF P.A. 591 OF 1996.

Commission Meeting Date: May 27, 2008

Date: May 20, 2008

To: Honorable Mayor and City Commission

From: Community and Neighborhood Services Department

RE: Consumers Energy Grant / Muskegon Unity Academic Olympics

SUMMARY OF REQUEST: To approve for the Mayor and the City Manager to sign the grant application to the Consumers Energy Foundation for assistance with the proposed First Annual Muskegon Unity Academic Olympics for students in grades K through 8 with strong emphasis on students who attend Muskegon Public Schools.

In partnership with the Muskegon Public Schools, the CNS office, along with several other community stakeholders, is proposing to sponsor an academic competition for Muskegon Public School students in grades K through 8. The competition will be designed to be interactive, as well as educational, with emphasis in the four disciplines: math, language, social studies and mechanical/technology. It is hoped that this event will be a primer for the MEAP test that students will be required to take in September, upon returning to school. The event is scheduled to take place in August, if the necessary funds are raised.

This event is hoped to be an illustration on how the community can come together with our different resources to improve and showcase the educational achievements of our young people. The CNS office has obtained confirmed financial commitments from Community Shores Bank, Mercy General Hospital and the Muskegon Community Foundation. In addition, Michigan State Extension and the Muskegon County Family Court have also expressed their support.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: To direct the Mayor and City Manager to sign the grant application.

STAFF RECOMMENDATION: To approve the CNS office request.

COMMITTEE RECOMMENDATION: None

Proposed First Annual Muskegon Unity Academic Olympics

Sometime in August, the City of Muskegon Community and Neighborhood Services office is proposing to partner with several service providers, the education community, local businesses, the religious community, financial community, local industry and just plain citizens to sponsor the First Annual Muskegon Unity Academic Olympics.

The purpose of the proposed project is to have four (4) components: first, the students will be competing in at least four different academic areas: math, reading, social studies, mechanical/technology and language. The second component is to show the children how important the entire community feels about them reaching their academic potential. The third component is for the program to be a Community Development project by showcasing students doing something positive as it relates to education. The last, and probably one of the most important components, is that the competition can be a primer for the M.E.A.P test that the students will be required to take in September when they return to school.

It is hoped that we can bring a cross-section of the community together to produce this important program. In fact, we hope that a small contribution from several different entities in the community will produce an economy of scales situation where this project can become a community tradition.

We would like to concentrate on recruiting students from the main central neighborhoods of Nelson, McLaughlin, Angell, Marquette and Jackson Hill. Any student who attends MPS will be eligible to compete. Tentatively, we are currently looking at students in grades K-through 8th. Any student who does not attend MPS will be required to pay a \$10.00 entry fee.

The 1st, 2nd, and 3rd place winners in the respective grades will receive a gold, silver or bronze medal and all participants will receive t-shirts about the program and possibly some type of certificate.

As mentioned earlier, it is hoped that a cross-section of judges will be recruited throughout the community who reflect the diversity of the community, especially minority men.

Some of the potential sponsors are:

- City of Muskegon
- Community Foundation
- Muskegon Public Schools
- Muskegon Community College
- Mercy General Hospital
- Consumers Power
- Hackley Library
- Huntington Bank
- Comerica Bank
- Bank of America
- Fifth Third Bank
- Community Shores Bank
- Great Start
- Dept. of Human Services
- Local Churches
- United Way
- West Michigan Steel
- Unions
- Sororities and Fraternities

Not only will the games have an educational base, but also be somewhat interactive and fun. It is hoped that the games will motivate some students, who may not be motivated at home, to the importance of education. It is also hoped that some mentorships may be established from participating in this project.

One of the sites that would probably be an excellent location to hold the event is Nelson School field, although there are other areas that will fit our needs also.

We have a potential contractor to work with who is interested in putting this together for us. We hope to have some assistance from instructors at each grade level to assure that the students will be competing on material that is grade appropriate.

As the City of Muskegon transitions from an old to new economy, it is crucial that we transition as many of our residents as possible to our positive future.

COMMON GRANT APPLICATION COVER SHEET

Date of Application: May 9, 2009

Legal name of organization applying: City of Muskegon Community and Neighborhood Services
(Should be same as on IRS determination letter and as supplied on IRS Form 990.)

Year Founded: 1859 Current Operating Budget: \$ 984,207

Executive Director: Bryon L. Mazade Phone number: (231) 724-6924

Contact person/title/phone number (if different from executive director)
Wilmern G. Griffin, Director of Community and Neighborhood Services (231) 724-6963

Address (principal/administrative office): 933 Terrace Street

City/State/Zip: Muskegon, MI 49440

Fax Number: (231) 726-2501 E-mail Address: wilmern.griffin@postman.org

List any previous support from this funder in the last 5 years: N/A

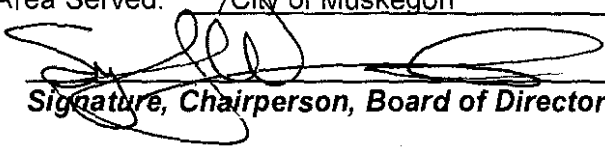
Project Name: First Annual Muskegon Unity Academic Olympics

Purpose of Grant (one sentence): To promote the importance of education in a fun and interactive way for students in grades K through 8th, with a strong concentration of students living in the central neighborhoods, which have the highest percentage of low/moderate income residents and minorities. The demographics show this population is at risk of many of the negative factors that could have a devastating effect on the long term economy, as well as the quality of life of the community and the individuals; factors like High School dropouts, un/under-employment just to name a few.

Dates of the Project: August 23, 2008 Amount Requested: \$ 5,000.00

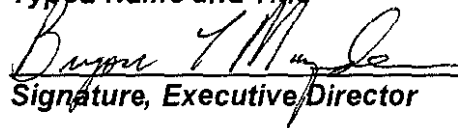
Total Project Cost: \$ 25,000

Geographic Area Served: City of Muskegon


Signature, Chairperson, Board of Directors

4-4-08
Date

Stephen J. Warmington, Mayor
Typed Name and Title


Signature, Executive Director

4-4-08
Date

Bryon L. Mazade, City Manager
Typed Name and Title

MICHIGAN STATE
UNIVERSITY
EXTENSION

May 15, 2008

Wilmern Griffin
Community and Neighborhood Services
City of Muskegon
933 Terrace Street
Muskegon, MI 49443-0536

Dear Mr. Griffin,

This is a letter of support for the First Annual Muskegon Unity Academic Olympics. An interactive and fun event to promote academic excellence would be beneficial for our youth, families and community in the city of Muskegon.

The 4-H Program creates fun, educational environments and opportunities that build strong, healthy, and responsible youth. 4-H also strives to advance the 4-H Youth development movement to build a world in which youth and adults can learn, grow and work together as catalysts for positive change. We assist volunteer leaders and other members of the community by providing resources, support, and training to help young people gain meaningful educational experiences.

S

Muskegon County
MSU Extension
97 E. Apple Ave.
Muskegon, MI 49442

(231) 724-6361
Fax: (231) 724-4409
E-Mail: muskegon@msu.edu

Our program will assist your effort by providing resources to help enhance academic, college, career and community development for youth. If you have any questions, please contact me at (231) 724-4738 or coxf@msu.edu.

Sincerely,



Frank Cox
Michigan State University Extension- Muskegon County
4-H Extension Educator

Michigan State University
Extension programs and
materials are open to all without
regard to race, color, national
origin, gender, religion, age,
disability, political beliefs, sexual
orientation, marital status,
or family status.

Michigan State University,
U.S. Department of Agriculture,
and counties cooperating. MSU
is an affirmative-action, equal-
opportunity employer.



The best for every child, every day.

Superintendent's Office • 349 W. Webster Avenue Muskegon, MI 49440 • 231-720-2001 • FAX 720-2050 • TTY 720-2066

May 10, 2008

To Whom It May Concern:

This letter of support is written in regards to the City of Muskegon initiative to offer the First Annual Muskegon Unity Academic Olympics.

The intent of the initiative is to provide students who live within the boundaries of the City of Muskegon with a summer experience that will be meaningful, recreational, and productive. Muskegon Public Schools fully supports this effort.

Muskegon Public Schools serves a high needs student body. Fifty seven percent of our students are eligible for Free or Reduced lunch programs. This makes it clear that many of our students are economically disadvantaged. As a result, many of our students will have relatively few organized experiences during the summer. Whatever can be done to add an experiential component to the summer is of value to thousands of our students.

The task of educating the students of the City of Muskegon is challenging. Muskegon Public Schools cannot do it alone. We need the involvement of our many partners. The City of Muskegon has been a valuable partner on many initiatives. The partnerships have always been positive and productive. Consequently, I have no hesitation in supporting this new effort from them.

Respectfully,

Colin Armstrong
Superintendent

The Circuit Court for the



Fourteenth Judicial Circuit of Michigan

Family Division

FAMILY DIVISION JUDGES

Hon. John C. Ruck, Chief Circuit Judge
Hon. William C. Marietti, Presiding Judge
Hon. Neil G. Mullally
Hon. Gregory C. Pittman

CIRCUIT COURT ADMINISTRATOR

Patricia A. Steele

May 16, 2008

FAMILY DIVISION ADMINISTRATION

Eric Stevens, Administrator
Paul M. Wishka, Administrator

FAMILY DIVISION SUPERVISION

Thomas Cartwright
Bruce Dempsey
Luann Kenrick
Robert Jackson
Paul E. Martin

Mr. Wilmern Griffin
Director of Community/Neighbor Services
City of Muskegon
933 Terrace Street
Muskegon, Mi 49442

Dear Mr. Griffin:

Please accept this letter as an endorsement of the proposed First Annual Muskegon Unity Academic Olympics event sponsored by the City of Muskegon.

The Family Division has worked closely with Muskegon Public Schools (MPS) through the Family Resource Centers over the past three years. The 14th Circuit Court – Family Division remains committed to working with MPS and the City of Muskegon to provide opportunities for children and families to experience success in the educational environment. Through our experience we have learned that it is necessary for the community to step forward to provide opportunities for children to experience success.

I extend my congratulations to the City of Muskegon for taking a leadership role in the planning for this event. It demonstrates a commitment to providing unique opportunities for our community youth. Please let me know we how can further assist in the development of the concept.

Sincerely,

Paul M. Wishka
Deputy Family Division Administrator

Date: May 27, 2008

To: Honorable Mayor and City Commissioners

From: Finance Director

RE: First Quarter 2008 Budget Reforecast

SUMMARY OF REQUEST: At this time staff is requesting approval of the *First Quarter 2008 Budget Reforecast* which outlines proposed changes to the original budget that have come about as result of changes in policy priorities, labor contracts, updated economic conditions, or other factors.

FINANCIAL IMPACT: The biggest change is an adjustment of projected income tax revenues from \$6.9 million to \$7.2 million. This upward adjustment is based on an analysis of recent collection history and allows us to eliminate from the 2008 budget the projected transfer of \$300,000 from the Budget Stabilization fund. Other revenue items are generally on target with projections as are most operating budgets. We are, of course, hopeful that the Governor's proposal to increase revenue sharing by four percent is successful. This would impact the last three payments (of six) for the City's 2008 fiscal year. Significantly, employee healthcare coverage was renewed at a 6% increase which is within our budget projection.

Aside from income tax, the other significant changes to the 2008 budget included in the first quarter reforecast are in the area of capital improvements. Most of these changes reflect the reallocation of costs due to failed/withdrawn special assessment projects.

BUDGET ACTION REQUIRED: Self-explanatory.

STAFF RECOMMENDATION: Adopt the *Budget Reforecast* as previously submitted by staff.

COMMITTEE RECOMMENDATION: There is no committee recommendation at this time.

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Engineering
RE: Resurfacing of Western Ave. between Third & Terrace

SUMMARY OF REQUEST:

Authorize staff to enter into an agreement with Fleis & Vandenbrink (Engineer) & Milbocker & Sons (Contractor) to share in the cost of milling & resurfacing of Western Ave between Third & Terrace in an effort to remove the unexplained edge cracking which was discovered shortly after the initial pavement. Under this proposal, the City will contribute 25% of the estimated \$53,000 cost.

After over a year of evaluation, no one appears to understand the cause of the pavement failure but all recognized the need to participate in the corrective measure being proposed.

FINANCIAL IMPACT:

The City share of the estimated cost is \$13,250.

BUDGET ACTION REQUIRED:

None

STAFF RECOMMENDATION:

Authorize staff to enter into an agreement with the contractor & engineer to perform the repairs.

COMMITTEE RECOMMENDATION:

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Engineering
RE: Consideration of Bids for:
Beidler Street, Laketon to Southern (H-1577)

Tabled

SUMMARY OF REQUEST:

Award the Beidler construction contract to Milbocker & Son out of Allegan since they were the lowest responsible bidder with a total bid price of \$520,531.21, see attached bid tabulation.

FINANCIAL IMPACT:

The construction cost of \$520,531.21 plus engineering cost which is estimated at an additional 15%.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

Award the contract to Milbocker & Sons.

COMMITTEE RECOMMENDATION:

Commission Meeting Date: May 27, 2008

Date: May 14, 2008
To: Honorable Mayor & City Commission
From: Planning & Economic Development Department *CBC*
RE: Public Hearing and Resolution Revoking the IFT
Certificate – Beckstrom Mold Technologies.

SUMMARY OF REQUEST:

Pursuant to Public Act 198 of 1974, as amended, the City of Muskegon requests that the real property component of the Industrial Facilities Exemption Certificate issued to Beckstrom Mold Technologies be revoked due to delinquent taxes. The certificate was issued in 1997 and gave the company a six (6) year exemption on personal property and a twelve (12) year exemption on real property.

FINANCIAL IMPACT:

The company will reimburse the abated taxes.

BUDGET ACTION REQUIRED:

None

STAFF RECOMMENDATION:

To hold a public hearing and authorize the Mayor and Clerk to sign the resolution revoking the real property component of IFT certificate No. 97-407.

COMMITTEE RECOMMENDATION:

None.

Resolution No. 2008-47 (a)

MUSKEGON CITY COMMISSION

RESOLUTION REVOKING THE REAL PROPERTY COMPONENT OF INDUSTRIAL
FACILITIES EXEMPTION CERTIFICATE NO 97-407
BECKSTROM MOLD TECHNOLOGIES

WHEREAS, The City of Muskegon issued an Industrial Facilities Exemption Certificate to Beckstrom Mold Technologies in 1997; and

WHEREAS, a signed Tax Abatement Contract between Competitive Beckstrom Mold Technologies, and the City of Muskegon took effect on June 23, 1997. Section 3.6 of the Contract states that the failure to pay any and all taxes and assessments levied on the Company's property will event in default.

WHEREAS, the Industrial Facilities Exemption Certificate is scheduled to expire in 2010 for real property; and

WHEREAS, appropriate certified notice has been sent to Beckstrom Mold Technologies, on May 16, 2008, notifying the company of the intent to revoke the real property component of Industrial Facilities Exemption Certificate No. 97-407.

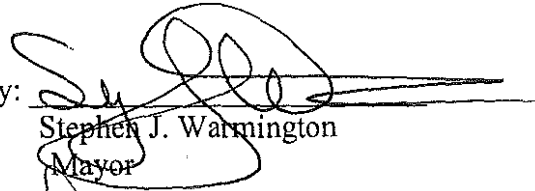
NOW THEREFORE BE IT RESOLVED by the Muskegon City Commission that Industrial Facilities Exemption Certificate No. 97-407, for Beckstrom Mold Technologies, is revoked.

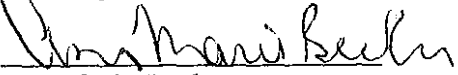
Adopted May 27, 2008.

Ayes: Shepherd, Spataro, Warmington, Wierengo, Wisneski, Carter,
and Gawron

Nays: None

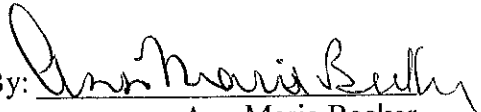
Absent None

By: 
Stephen J. Warmington
Mayor

Attest: 
Ann Marie Becker
City Clerk

2008-47(a)
CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, Michigan at a regular meeting held on May 27, 2008.

By: 
Ann Marie Becker
City Clerk

CITY OF MUSKEGON
LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a public hearing will be held concerning the revocation of the real property component of an ***Industrial Facilities Exemption Certificate for Beckstrom Mold Technologies, 771 Access Highway***, Muskegon, Michigan, and the repayment of an amount equal to the taxes previously abated, as provided for by Act 198 of the Michigan Public Acts of 1974 as amended. The hearing will be held by the City Commission of the City of Muskegon on May 27, 2008, at 5:30 p.m. at the Muskegon City Hall, 933 Terrace Street, Muskegon, Michigan. Owners of property and any residents or taxpayers of the City of Muskegon shall have the right to appear and be heard.

ADA POLICY

The City will provide necessary appropriate auxiliary aids and services to individuals with disabilities who want to attend the meeting, upon twenty-four (24) hour notice to the City of Muskegon. Please contact Ann Becker, City Clerk, 933 Terrace Street, Muskegon, MI 49440 or by calling (231) 724-6705 or TDD (231) 724-6773.

Ann Marie Becker, City Clerk

Publish: May 23, 2008

Commission Meeting Date: May 27, 2008

Date: May 20, 2008
To: Honorable Mayor and City Commission
From: Community and Neighborhood Services Department
RE: Resolution to Sell 237 E. Walton

SUMMARY OF REQUEST: To approve the attached resolution to sell the City-owned home at 237 E. Walton to Ms. Kaitlin McDonald of 1021 Tisdale Ave, Lansing, MI, for the price of \$89,500, in addition to the affordability price based on the appraised value.

The home at 237 E. Walton was built by the City of Muskegon through the Walton Street Renaissance aka Hilltop View project. The development consists of six new single-family homes that were built in a previously abandoned, vacant old urban renewal area. The purchase of this home will complete this development with all owner-occupied residences. The sale of this property will allow CNS to pay off a loan obtained by our CHDO, Neighborhood Investment Corp. The loan financed the construction of the street that runs from Murphy to Emerald on Walton.

FINANCIAL IMPACT: The Program Income from the project will be deposited in the City's HOME account after subtraction of \$60,000 for the payoff of the loan from Fifth Third Bank.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the resolution and sale of 237 E. Walton to Ms. Kaitlin McDonald.

COMMITTEE RECOMMENDATION: Both the Land Utilization Committee and the City Commission approved the initial Walton Street Development.



MUSKEGON CITY COMMISSION

2008-48(a)

RESOLUTION TO APPROVE THE SALE OF
CITY-OWNED PROPERTY AT 237 Walton

WHEREAS, the City of Muskegon is dedicated to the redevelopment of its neighborhoods and;

WHEREAS, the City of Muskegon is dedicated to promoting high quality affordable single-family housing in the community and;

WHEREAS, the City of Muskegon is dedicated to promoting homeownership throughout its neighborhoods;

NOW THEREFORE, BE IT RESOLVED that the City Commission hereby approved the sale of the new constructed home for \$120,000 which is located at 237 Walton to be used as a single family owner-occupied home by Ms. Kaitlin McDonald with a subsidy of \$30,800 .

Adopted this 27th day of May, 2008

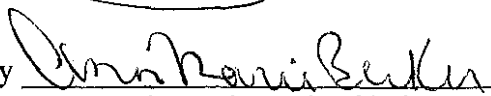
Ayes: Gawron, Shepherd, Spataro, Warmington, Wierengo,
Wisneski, and Carter

Nays: None

By


Steve J. Warmington, Mayor

By

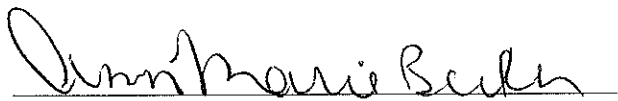

Anna Marie Becker, City Clerk

CERTIFICATION

2008-48(a)

This resolution was adopted at a regular meeting of the City Commission, held on May 27, 2008. The meeting was properly held and noticed pursuant to the Open Meetings Act of the State of Michigan, Act 267 of the Public Acts of 1976.

CITY OF MUSKEGON

By: 
Ann Marie Becker, MMC
City Clerk

Commission Meeting Date: May 27, 2008

Date: May 16, 2008
To: Honorable Mayor and City Commissioners
From: Planning & Economic Development *CBC*
RE: Rezoning request for property located at 381 E. Laketon Ave.

SUMMARY OF REQUEST:

Request to rezone property located at 381 E. Laketon Avenue from B-2, Convenience and Comparison Business to B-4, General Business.

FINANCIAL IMPACT:

None

BUDGET ACTION REQUIRED:

None

STAFF RECOMMENDATION:

Staff recommends denial of the request due to lack of compliance with the future land use map, Master Land Use Plan and zoning district intent.

COMMITTEE RECOMMENDATION:

The Planning Commission voted to recommend denial of the request at their 5/15/08 meeting. The motion passed by a 4-1 margin, with S. Warmington opposed to the denial. T. Harryman, J. Aslakson, T. Michalski, and B. Smith were absent.

CITY OF MUSKEGON

RESOLUTION #2008- 48 (b)

RESOLUTION OF DENIAL FOR REZONING REQUEST

WHEREAS, a request to rezone property located at 381 E. Laketon Avenue was considered by the Planning Commission, and;

WHEREAS, a public hearing on the request was held by the Planning Commission on May 15, 2008, and;

WHEREAS, the Planning Commission recommended denial of the request because it is not consistent with the future land use map, Master Land Use Plan and zoning district intent.

NOW, THEREFORE, BE IT RESOLVED that the rezoning request is hereby denied.

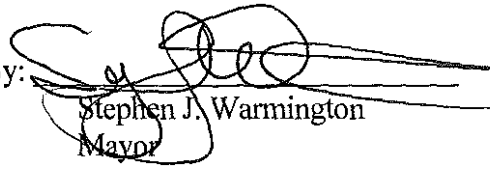
Adopted this 27th day of May, 2008.

Ayes: Wisneski, Carter, Gawron, Shepherd, Spataro, Warmington,
and Wierengo

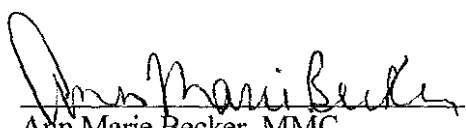
Nays: None

Absent: None

By:


Stephen J. Warmington
Mayor

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Commission of the City of Muskegon, County of Muskegon, Michigan, at a regular meeting held on May 27, 2008.


Ann Marie Becker, MMC
City Clerk

Staff Report
CITY OF MUSKEGON
PLANNING COMMISSION
REGULAR MEETING

May 15, 2008

Hearing; Case 2008-11: Request to rezone the property at 381 E. Laketon Avenue from B-2, Convenience and Comparison Business District, to B-4, General Business District, by Aron Bravata, B & D Holdings.

Applicant: Aron Bravata, B & D Holdings

Property Address/Location: 381 E. Laketon Avenue

Request: Rezoning from B-2, Convenience and Comparison Business to B-4, General Business

Present Land Use: Commercial

Zoning: B-2, Convenience and Comparison Business

STAFF OBSERVATIONS

1. The site is a large parcel that presently that was previously the site of the Plumbs grocery store. The building has been physically divided on the inside to create two spaces. Currently the space to the west houses Dollar General. The east portion of the building is vacant.
2. The applicant is requesting a rezoning from a B-2, Convenience and Comparison Business zone, to B-4, General Business zone. The purpose of the request on the part of the applicant is to allow a used car lot, with a showroom, located on the east portion of the property.
3. The property to the north, across Laketon Avenue, is zoned R-1, One Family Residential, as is the property to the south. The property to the west is zoned B-4, and the property to the east is zoned B-2.

4. The Master Plan speaks very little to the issue of commercial properties along Laketon in the area. The Future Land Use Map shows this area as residential, but development of residential in a commercial building, is unlikely along this major street.
5. B-2 zoning districts are “designed for the convenience and community shopping needs of the residents in the Muskegon Area”. The dollar store on the site tends to serve the needs of the neighborhood, considering the lack of a grocery store in the area. Whether a used car lot would also serve the needs of the neighborhood would be speculative, at best.
6. The B-4 zone would allow more intense uses on the site, such as auto service stations, stores selling second hand good, veterinarian clinics without outdoor kennels, restaurants, assembly of small parts, business schools or private schools, just to name a few. While some of these uses would not be offensive to the residential neighborhoods located to both the north and south, others would create increased traffic and noise.
7. Vice Mayor Steve Gawron sent an e-mail opposing the special land use permit, which is the topic of the next case. Butch Rouwhorst, Ryke’s Bakery, 1788 Terrace Street, called and stated that he has no problem with the rezoning or the special land use permit, as long as it doesn’t “turn into a junkyard”.

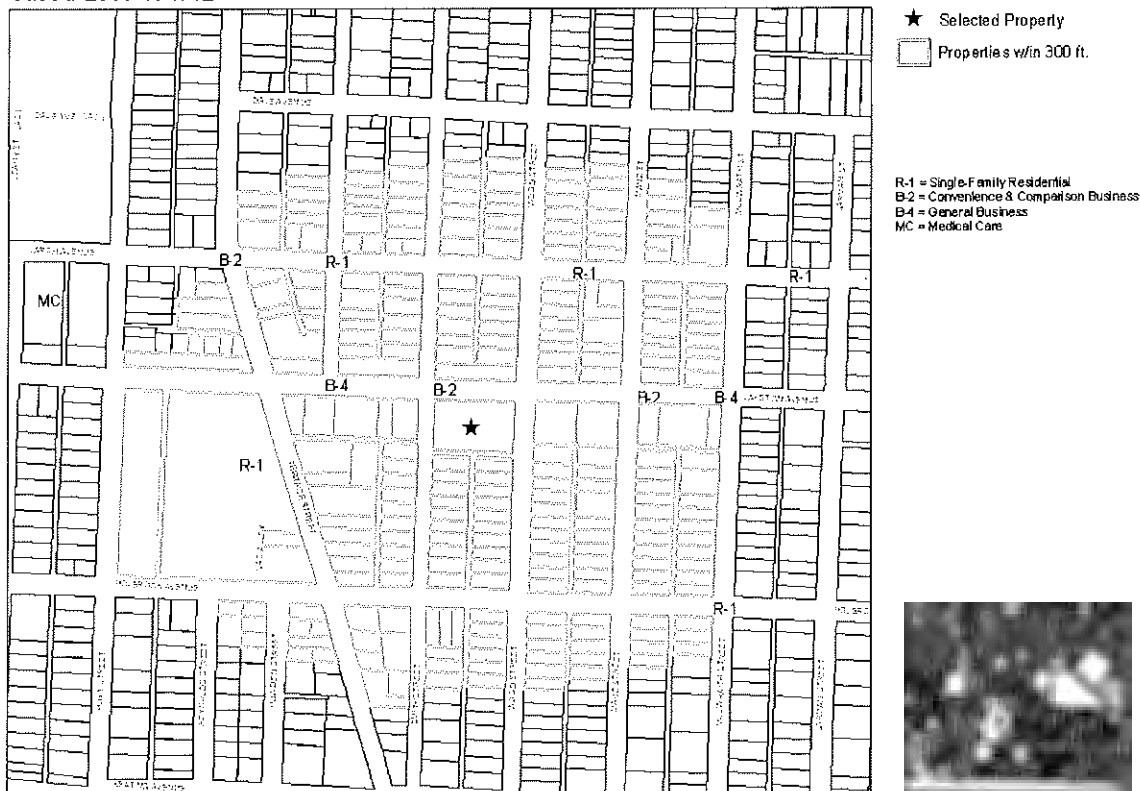


West side of building showing Dollar General.



East side of building presently vacant.

City of Muskegon
Planning Commission
Case # 2008-11 & 12



STAFF RECOMMENDATION

Staff recommends denial of the request to rezone the subject property from B-2, Convenience and Comparison Business district to B-4, General Business district, because the request does not conform to the goals and recommendation of the City's 1997 Master Plan and Future Land Use Plan and zoning district intent.

DELIBERATION

Criteria-based questions typically asked during a rezoning include:

1. **What**, if any, identifiable **conditions** related to the petition **have changed which justify** the petitioned **change in zoning**.

2. **What are the precedents and the possible effects** of precedent that might result from the approval **or denial** of the petition?
3. What is the **impact** of the amendment on the ability of the city to provide **adequate public services and facilities and/or programs** that might reasonably be required in the future if the petition is approved?
4. Does the petitioned zoning change adversely affect the environmental conditions or value of the surrounding property?
5. Does the petitioned zoning change generally **comply with the adopted Future Land Use Plan of the City**?
6. Are there any **significant negative environmental impacts** which would reasonably occur if the petitioned zoning change and resulting allowed structures were built such as:
 - a. **Surface water** drainage problems
 - b. **Waste water** disposal problems
 - c. Adverse effect on surface or subsurface **water quality**
 - d. **The loss of valuable natural resources** such as **forest, wetland, historic sites, or wildlife areas.**
7. Is the proposed zoning change a “**Spot Zone**”?
 - a. Is the parcel **small in size relative to its surroundings**?
 - b. Would the zoning change allow uses that are **inconsistent with those allowed in the vicinity**?
 - c. Would the zoning change confer a **benefit to the property owner** that is **not generally available to other properties** in the area?
 - d. A spot zone is **appropriate if it complies with the Master Plan.**

DETERMINATION

The following motion is offered for consideration:

I move that the request to rezone the property located at 381 E. Laketon Avenue from B-2, Convenience and Comparison Business district to B-4, General Business district, as described in the public notice, be recommended for **(approval/denial)** to the City Commission pursuant to the City of Muskegon Zoning Ordinance, and the determination of **(compliance/lack of compliance)** with the intent of the City Master Land Use and zoning district intent.

Commission Meeting Date: May 27, 2008

Date: May 20, 2008
To: Honorable Mayor & City Commission
From: Planning & Economic Development Department *CBC*
RE: Resolution approving MDOT grant application

SUMMARY OF REQUEST:

To approve the request to submit the grant application to the Michigan Department of Transportation for the Lakeside Business District enhancements. Improvements include traffic calming measures, beautification, signage, and environmental mitigation. This transportation plan was initially created by the Sidock Group as a donation to the Lakeside Business District. Commission passed a resolution in 2006 to pursue the enhancements in the plan, but to follow the suggestions made in Bob Kuhn's letter. Staff has adjusted the plan accordingly to follow Mr. Kuhn's suggestions and to meet the grant guidelines.

FINANCIAL IMPACT:

Improvements to the area could result in a more vibrant commercial district.

BUDGET ACTION REQUIRED:

The grant requires a 20% match. The total project cost is estimated to be \$179,564, resulting in a \$31,098 match from the City.

STAFF RECOMMENDATION:

To approve the request and sign the attached resolution.

COMMITTEE RECOMMENDATION:

None.

CITY OF MUSKEGON

CITY COMMISSION RESOLUTION No. 2008-48(c)

WHEREAS, the Lakeside Business District is concentrated along Lakeshore Drive, which is a commercial and entertainment district within the City; and;

WHEREAS, the improvement of Lakeshore Drive through streetscape design is anticipated to attract more businesses and visitors to Muskegon's lakeshore, and;

WHEREAS, the proposed improvement will not only generate economic activity within project area and adjacent districts, but also enhance community image, and;

WHEREAS, a grant is available through the Transportation Enhancement Program under the Transportation Equity Act for the 21st Century (TEA-21) of 1998, and;

WHEREAS, the proposed streetscape project on Lakeshore Drive is eligible for funding that is a reimbursement program requiring 20% local match;

NOW, THEREFORE BE IT RESOLVED that the City Commission authorizes the submittal of the grant, and if approved by the Michigan Department of Transportation (MDOT), authorizes acceptance of the grant funds; and that the City will commit to fund the match requirement;

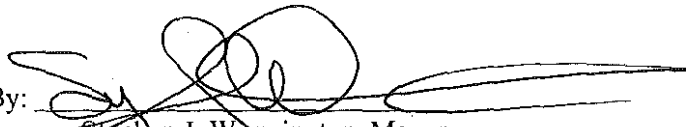
BE IT FURTHER RESOLVED, that the Mayor be authorized to sign the grant application on behalf of the City.

Resolution adopted this 27th day of May, 2008.

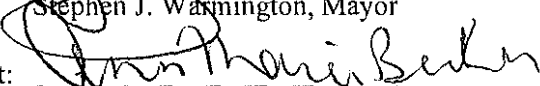
Ayes: Carter, Gawron, Shepherd, Spataro, Warmington, Wierengo,
and Wisneski

Nays: None

Absent: None

By: 

Stephen J. Warmington, Mayor

Attest: 

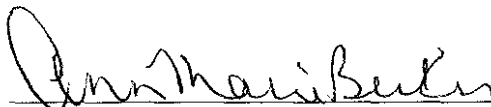
Ann Marie Becker, Clerk

May 27, 2008

CERTIFICATION
2008-48(c)

This resolution was adopted at a regular meeting of the City Commission, held on May 27, 2008. The meeting was properly held and noticed pursuant to the Open Meetings Act of the State of Michigan, Act 267 of the Public Acts of 1976.

CITY OF MUSKEGON

By: 
Ann Marie Becker, MMC
City Clerk

Application: ENH200700120**Applicant Agency:** MDOT**Applicant Name:** City of Muskegon**Project Description****Project Name:** Lakeside Enhancement**County:** Muskegon**MDOT Region:** Grand**City/Township/Village:** City**Township:****City/Village:** Muskegon**Length:** 0.5 (To the nearest tenth of mile)**Zip Code:** 49443 **Other Zip Codes (if any):****Route No./Street Name/Facility Name:** Lakeshore Drive**Project Limits (Use nearest cross street):** Addison to McCracken**Type of Work:** Streetscaping, Signage, Bus Stop, Alternate Transportation☒ Project is within MPO boundary **MPO:** West Michigan Shoreline Regional Development Commission**Project Category****NONMOTORIZED TRANSPORTATION**

- ☒ Provision of facilities for pedestrians and bicycles
- ☐ Preservation of abandoned railway corridors including the conversion and use thereof for pedestrian or bicycle trails
- ☐ Provision of safety and education activities for pedestrians and bicyclists

TRANSPORTATION AESTHETICS

- ☒ Landscape and scenic beautification
- ☐ Scenic acquisition and improvement projects historic sites
- ☐ Scenic or historic highway programs, including the provision of tourist and welcome centers
- ☐ Control and removal of outdoor advertising

HISTORIC PRESERVATION

- ☐ Rehabilitation and operation of historic transportation buildings, structures, or facilities including historic railroad facilities and canals
- ☐ Archaeological planning and research
- ☐ Establishment of transportation museums
- ☐ Historic preservation (other than included above)

WATER QUALITY MITIGATION

- ☒ Environmental mitigation to address water pollution due to highway runoff

WILDLIFE MORTALITY MITIGATION

- ☐ Reduction of Vehicle-Caused Wildlife Mortality

[Print](#)[Close](#)**Attachment A : Description of Proposed Project****Briefly describe proposed work, benefits of these enhancements, and
the transportation relationship**

(One to two paragraphs will suffice.)

The Lakeside Business Association, a group of businesses in the Lakeside Business District (overlooking Muskegon Lake and approximately one mile from Lake Michigan) has submitted a proposed plan to the City of Muskegon in regards to renovating the area. The plan was donated to the Lakeside Business District by the Sidock Group, a local engineering firm. The City has looked over the document and has taken the feasible concepts of the plan and has created its own plan.

The Lakeside Business District has struggled economically over the past few years and the area has seen a lot of business turn-over. The goal of these renovations is to bring more business to the district. We believe this will be possible with the addition of better signage, more transportation options and aesthetic improvements. The project also calls for the addition of green spaces, plantings and oil interceptors to reduce the amount of polluted runoff into Muskegon Lake and Lake Michigan.

[Print](#)[Close](#)

Attachment C : Relationship to Category Goals

(For more information on category goals, see the instruction booklet.)

Attachment: 1

Category: Nonmotorized

Description:

This plan calls for the addition of bike racks to be placed throughout the project area. The project area is adjacent to a new bike path that runs completely through Muskegon. As the bike path reaches the Lakeside Business District, there are signs on the path that note the shops conveniently located nearby. There is also a path that leads directly to the Business District, however, there currently are not any bike racks available.

[Print](#)[Close](#)

Attachment C : Relationship to Category Goals

(For more information on category goals, see the instruction booklet.)

Attachment: 2

Category: Transportation Aesthetics

Description:

The Lakeside Business District serves as a major attraction point for the City of Muskegon. It is the closest Business District to Pere Marquette Beach (1 mile) and provides tourists and citizens with entertainment and shopping options. Since the city does not have businesses located directly in the beach area, the Lakeside Business District must be marketed as the waterfront business area. The Lakeside Business District is adjacent to Muskegon Lake and connected by the Lakeshore Trail to Lake Michigan. This lakeshore atmosphere can be incorporated into Lakeside with aesthetic improvements. These improvements would include:

Median islands - The addition of more median islands will increase the overall aesthetic value of the area and slow traffic so that shops are easier to identify.

Dune grass - The addition of dune grass, or other similar grasses throughout the area will help beautify the shopping district and tie in the beach atmosphere that is being created. The dune grass would be planted in the proposed median islands.

Scenic outlook gazebo - The addition of the gazebo will give shoppers the opportunity to sit and take in the beautiful scenery of Muskegon Lake.

Signage - The placement of a large Lakeside Business District "drive through" sign at the east end of the district will create an identity for the area. Additional smaller signage at the west end of the district would resemble the theme of the larger sign.

Decorative trash receptacles- There currently is a lack of trash receptacles throughout the project area. The plan calls for the addition of numerous nautical themed trash cans throughout the project area, adding a visually pleasing element to the area and also helping to cut down on trash.

Decorative Boat - The decorative boat, as pictured in the plan, will be placed near the entrance sign to incorporate the beach theme to the area.

Decorative Trolley Stop Bench - this bench will provide an extra stop for the west-bound trolley.

Benches - The addition of four benches will provide shoppers the ability to rest and take in the lake scenery.

Planters - The addition of two planters will add to the scenery of the area. They will be planted with low maintenance greenery, which will not require irrigation.

[Print](#)[Close](#)

Attachment C : Relationship to Category Goals

(For more information on category goals, see the instruction booklet.)

Attachment: 3

Category: Water Quality Mitigation

Description:

The installation of two new oil-interceptors would reduce the amount of polluted runoff that would drain into Rudiman Creek, Muskegon Lake and Lake Michigan. The addition of two new landscape islands and planters would also reduce the amount of polluted runoff to the watershed.

Attachment D: Property Information

1. If property acquisition is necessary to complete this project, what is the current status of acquisition? (Check all that apply and explain below.)

- | | | |
|--|---|--|
| ☐ Donation | ☐ Willing seller | ☐ Appraisal completed |
| ☐ Purchase option | ☐ Purchase agreement | |

Please describe:

2. Describe the anticipated impact of the project on adjacent property owners, your efforts to inform them of the project, and responses to these efforts

A public hearing will be held on May 27, 2008. There should not be any new effects on the adjacent property owners.

Print

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Attachment E

Social, Economic and Environmental Factors for Transportation projects

Section 1

1. Check all that apply. (See instruction booklet for more information.)

- | | | |
|---|--|--|
| ☐ Additional ROW/Grading permit | ☒ Recreational lands | ☐ Static Historic Preservation Office Clearance |
| ☐ Inland lakes or streams permit | ☐ Tree removal | ☐ Contaminated Sites |
| ☐ Wetlands permit | ☐ Endangered species | ☐ Other |
| ☐ Floodplains permit | ☒ Coastal zone | ☐ Other |

2. If any of the above factors apply, please describe anticipated impact.

The proposed project is located near the coast of Muskegon Lake and Lake Michigan. The recreational lands, such as the bike path and waterfront, would see more traffic.

Section 2

1. Describe plans for informing your community of this project. (Such as providing opportunity for community involvement and/or comments in planning, funding, design, and implementation.)

A Public Hearing will be held.

2. Is this project identified in an adopted community, county, and/or region-wide plan? (Such as a master plan, comprehensive plan, trail plan, downtown development plan, etc.)

☒ YES ☐ NO

Lakeside Business District enhancements have been mentioned in the Master Plan, Waterfront Redevelopment Plan, and other lakeshore studies.

Section 3

Proposed Project

Location (Route number/street name, termini, length, city/village/township, county)

Lakeshore Drive from Addison to McCracken. Approximately 0.5 miles.

Description (Include details of all proposed construction, including areas of impact, grading, ROW required, etc. as appropriate.)

Development of a gazebo would be the largest construction. It would be located on city property near the bike path.

- ☐ Row/Grading Permit Required
- ☐ Work Outside Existing Shoulders/Curbs
- ☐ Major New Construction

Description of Setting (Briefly describe the social, economic and natural environmental setting of the project area.)

The Lakeside Business District is a commercial corridor that is approximately 0.5 miles long. The area consists of marinas, restaurants, art galleries, craft stores, a theater, convenience stores, etc. Located parallel to Lakeshore Drive on the north side of the road is the Muskegon Bike Path. The bike path runs along a scenic route of Muskegon Lake and is surrounded by nature.

Review of Environmental Factors (Refer to impact evaluation for additional information).

Factors

Source

1. Displacement of residence or business ☐
2. Disruption of neighborhoods ☐

3. Agricultural ☐4. Recreational lands ☒

Bike Path, Waterfront

5. Historic/archeological ☐6. Wetlands ☐

Permit:

☐ Sec. 404☐ Part 303☐ Sec. 107. Streams/lakes/drains/state natural rivers/ federal wild and scenic rivers ☐☐ Permit☐ Part 301☐ Sec. 108. Floodplains ☐☐ Part 319. NPDES ☐10. Coastal zone/critical dune protection area ☒

Muskegon Lake coast

11. Endangered species ☐☐ Permit Required12. Tree removal ☐13. Inconsistent with local development plans ☐14. Change in developed land uses ☐15. Change in access control or level ☐16. Change in facilities for pedestrians/bicyclists ☐17. Detour/temporary road/ramp closure ☐18. Hazardous waste ☐19. Noise ☐20. Air quality ☐21. Subject of controversy ☐22. Any other issue ☐**Impact Evaluation**

Describe anticipated impacts. Include sources of information. Attach additional sheets if needed. Refer to numbers from Review of Environmental Factors on previous page.

The Bike Path should see more traffic, but nothing that would severely impact the environment. The additions of greenspaces, plantings and oil-interceptors on the road should positively impact the area.

Documentation**Date Available****Categorical Exclusion****Environmental Assessment Available****Finding of No Significant Impact (FONSI) Approval****Draft Environmental Impact Statement Available****Final Environmental Impact Statement Available****Record of Decision (ROD) Approval**

State Environmental Impact Statement Available
Public Hearing Date

Print

Close

Attention Applicants: The TE Program is unable to participate in cost increases after our initial commitment. Please take due care to estimate your project properly and include contingencies and inflationary increases that will allow the project to be completed within the proposed budget for the proposed fiscal year the project will be constructed. Cost increases after our initial commitment will be the sole responsibility of the applicant.

Attachment F

# Participating Items of Work	Quantity	Unit	Unit Cost	Item Cost
1. Decorative Boat	1	boat	\$1,000.00	\$1,000.00
2. Trolley Stop Bench	1	bench	\$1,000.00	\$1,000.00
3. New Directional Signage	4	signs	\$300.00	\$1,200.00
4. Decorative Bike Racks	2	racks	\$1,000.00	\$2,000.00
5. Gazebo	1	gazebo	\$9,000.00	\$9,000.00
6. Decorative Trash Cans	8	trash	\$1,800.00	\$14,400.00
7. Large Drive-Thru sign	1	sign	\$75,000.00	\$75,000.00
8. Bike Path Signage	1	sign	\$300.00	\$300.00
9. New Landscape Islands	2	island	\$6,000.00	\$12,000.00
10. New Planters and Greenery	2	planters	\$500.00	\$1,000.00
11. Benches	4	bench	\$1,000.00	\$4,000.00
12. Oil Interceptors	2	stormceptr	\$10,000.00	\$20,000.00
13. Contingency	1	1	\$14,590.00	\$14,590.00

# Non-Participating Items of Work	Quantity	Unit	Unit Cost	Item Cost
1. Engineering	1	1	\$24,074.00	\$24,074.00

Applicant's % share of participating costs: 20.00

Match: \$31,098.00

Total Cost: \$179,564.00

Funds requested: \$124,392.00

Source of Non-Participating Funds:

Source of Match:

City/Village

Match amount: \$31,098.00

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Attachment G

Proposed Maintenance Plans, Agreements and Preservation Covenants

Attachment: 1

1. What agency is responsible for operation and maintenance of the completed project and what source of funds will be used?

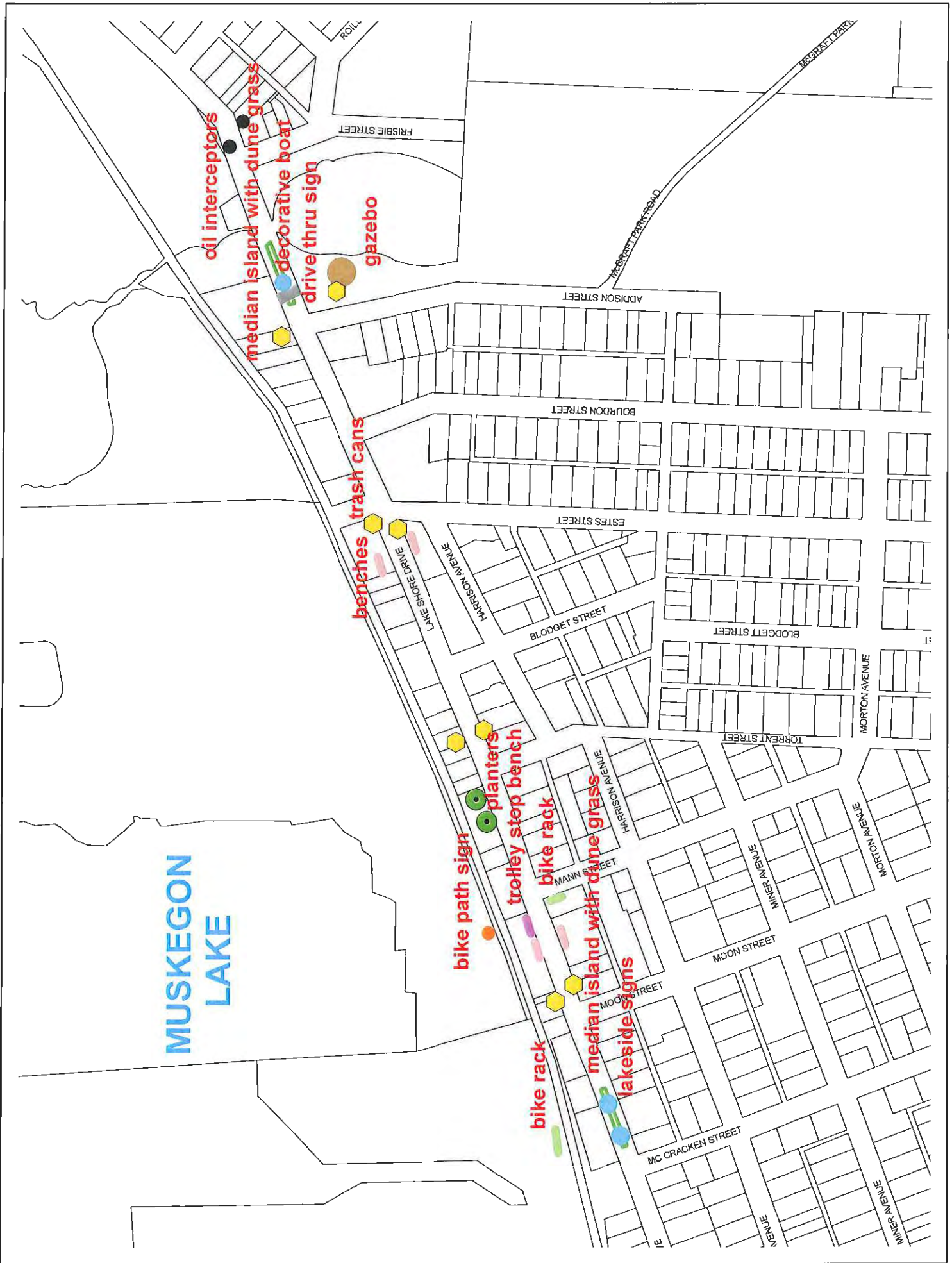
The Department of Public Works will be responsible for the maintenance of the projects and the funds will come from their annual budget.

2. Describe anticipated maintenance needs by task. (Indicate frequency of maintenance and estimated annual cost.)

Trash Can Maintenance - trash receptacles will be maintained along with regular trash pick-up.

Landscape Islands - Not much maintenance required with the proposed dune grass.

Oil Interceptors - Replace twice a year.



MUSKEGON
LAKE

oil interceptors

median island with dune grass

decorative boat

drive thru sign

gazebo

benches

bike path sign

planters

trolley stop bench

bike rack

bike rack

median island with dune grass

lakeside signs

FRISBIE STREET

ADDISON STREET

BOUDRON STREET

ESTES STREET

BLOODETT STREET

LAKE SHORE DRIVE

HARRISON AVENUE

MANN STREET

MOON STREET

MC CRACKEN STREET

MOON STREET

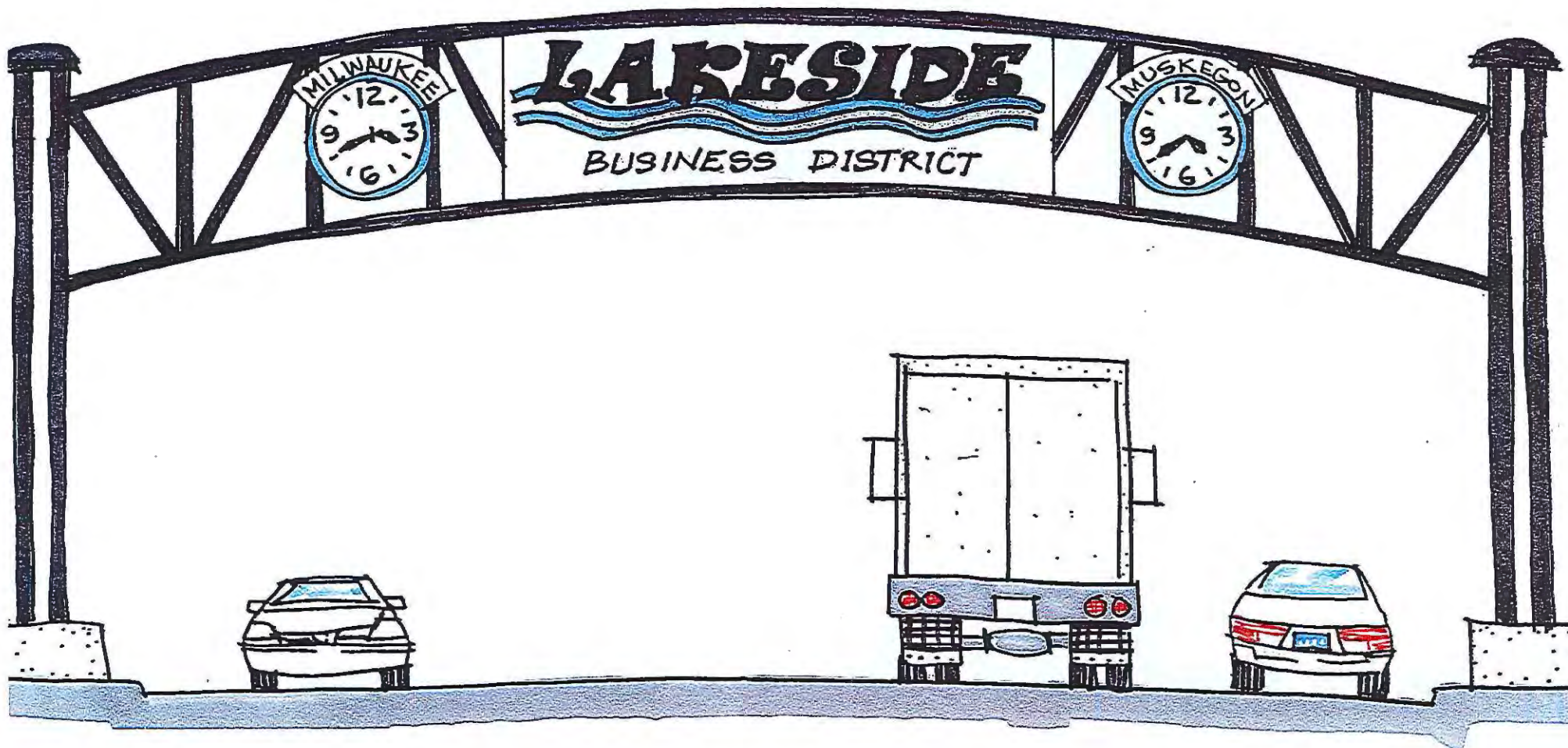
MINERS AVENUE

MORTON AVENUE

NORTH AVENUE

TORRENT STREET

MAGNAT PARK



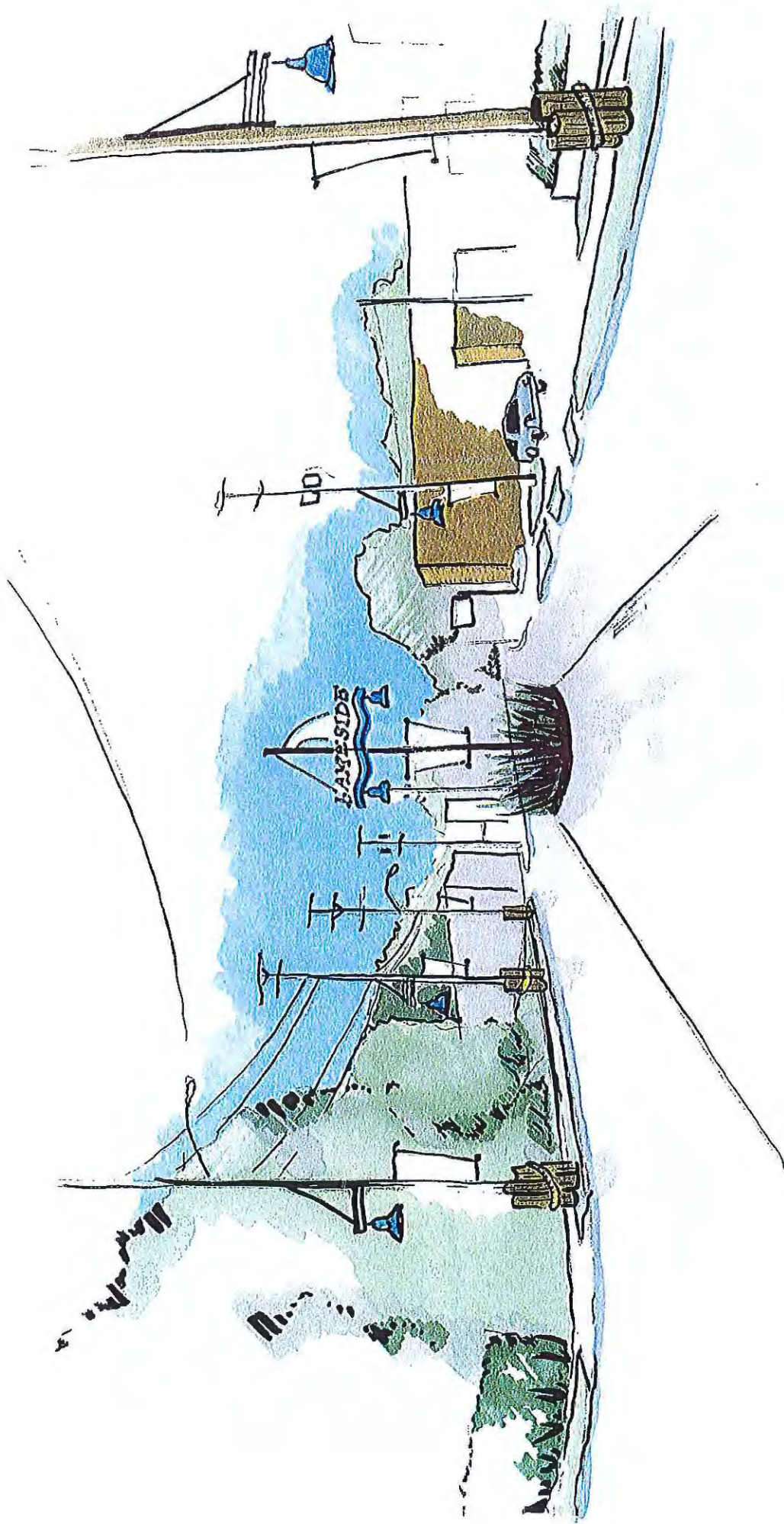
Sidock Group, Inc.

ENGINEERS • ARCHITECTS • CONSULTANTS • PROJECT MANAGERS

888 Terrace Street, Suite 200, Muskegon, MI 49440

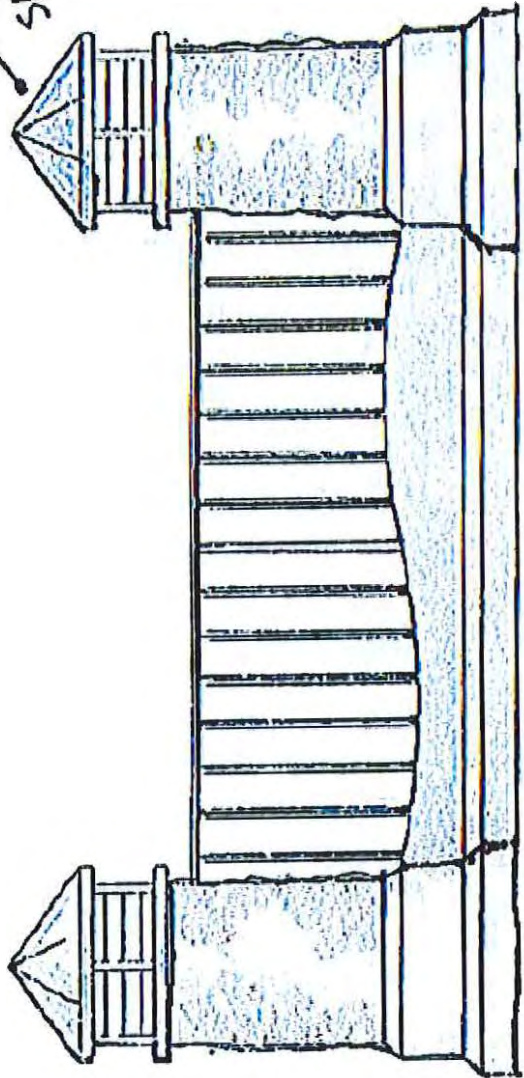
SK-4D

(optional or additional signage)

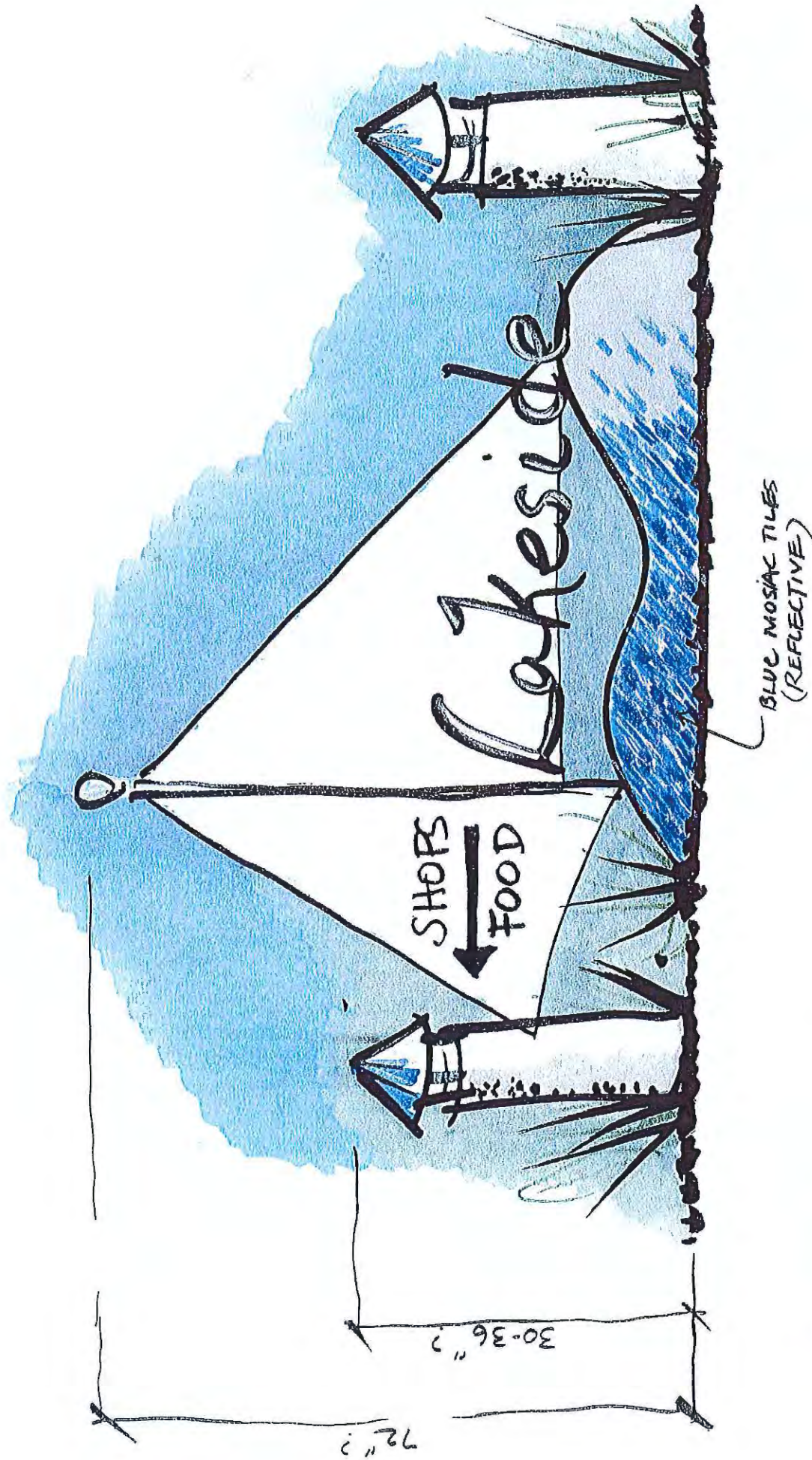


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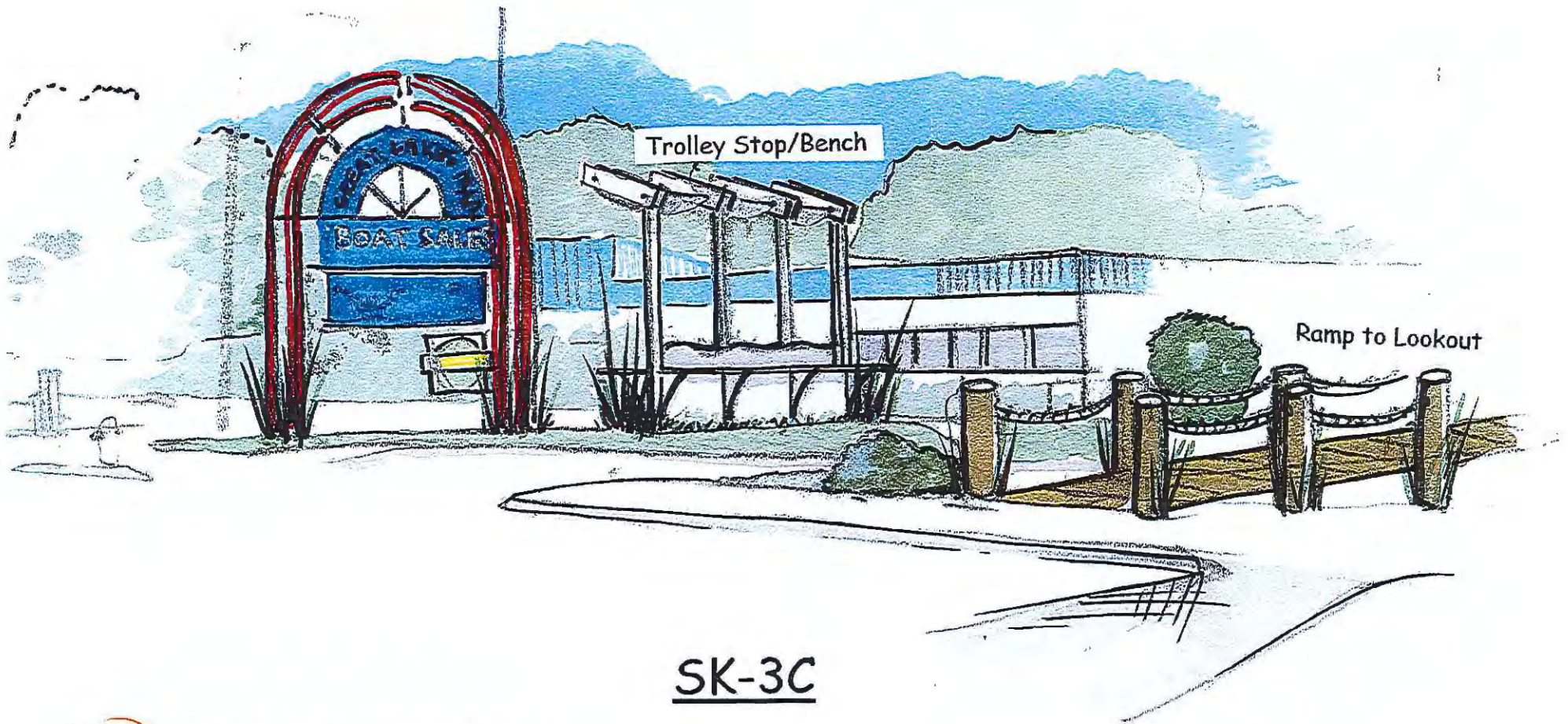
SIXER?
MISTAN



BIKE RACK



SK-3B



SK-3C



Sidock Group, Inc.

ENGINEERS • ARCHITECTS • CONSULTANTS • PROJECT MANAGERS

888 Terrace Street, Suite 200, Muskegon, MI 49440



Sidock Group, Inc.

Holt, Michigan
Telephone: (248) 349-4500

Muskegon, Michigan
Telephone: (231) 733-0036

DESIGN

DATE

CHK'D

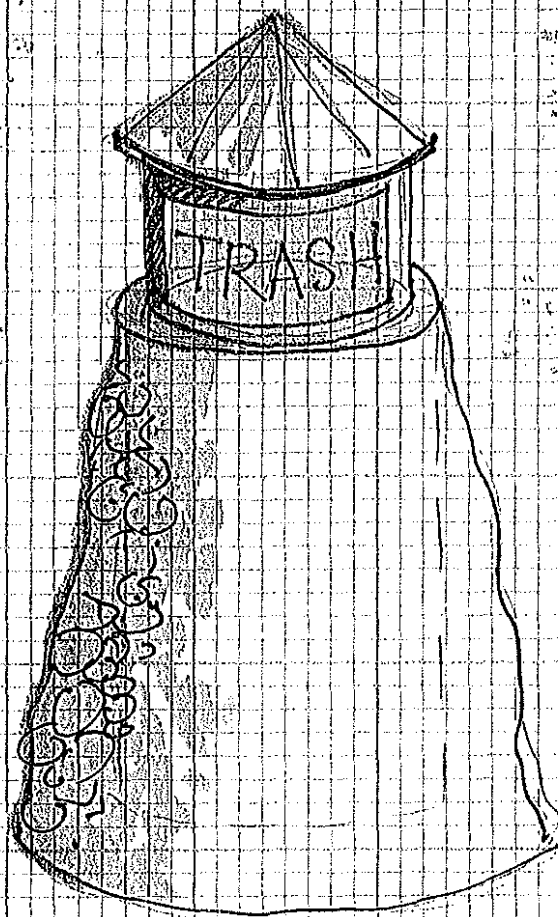
DATE

PROJECT

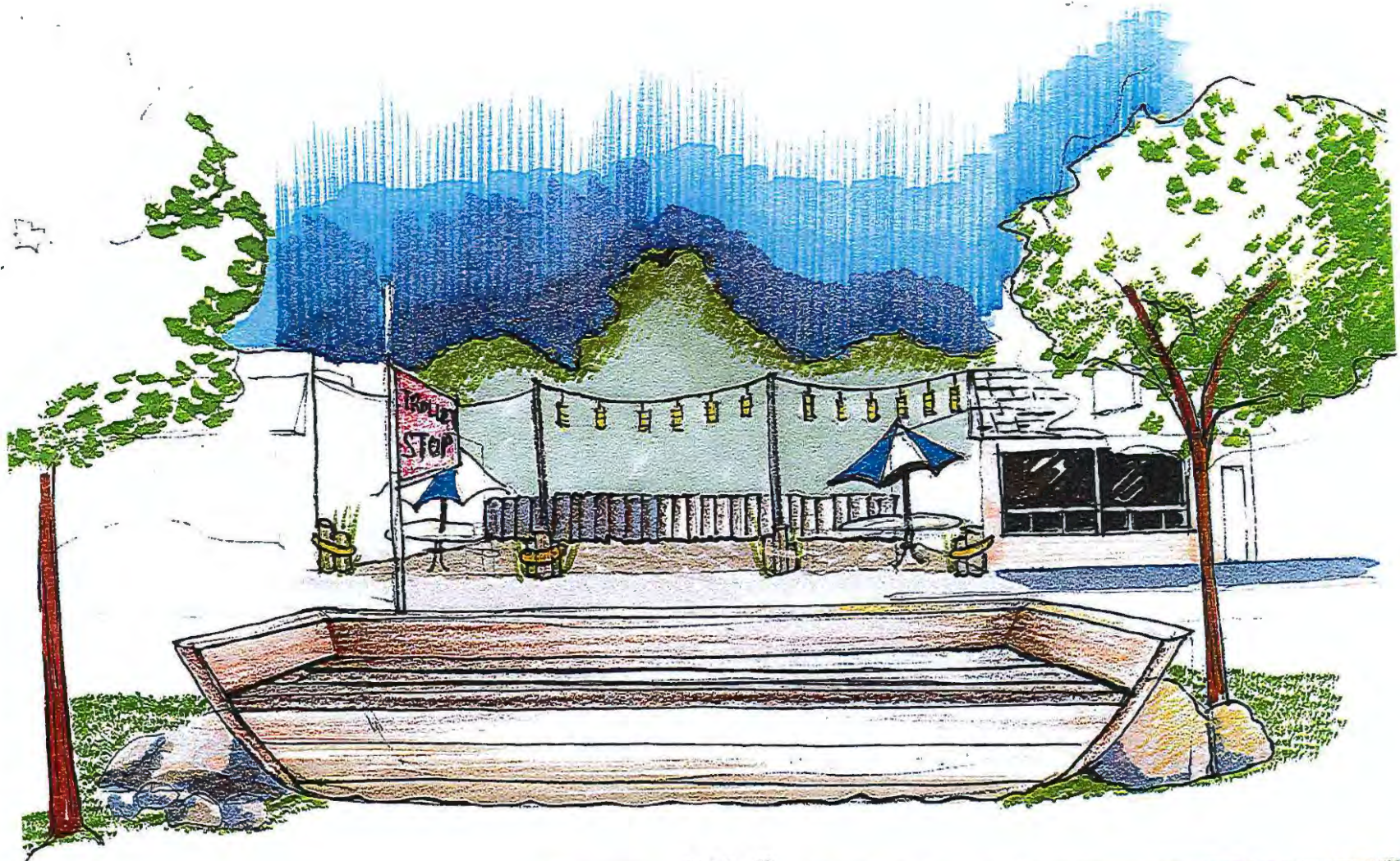
JOB NO.

TITLE

SHEET NO.



SK-6



SK-8



Sidock Group, Inc.

ENGINEERS • ARCHITECTS • CONSULTANTS • PROJECT MANAGERS

888 Terrace Street, Suite 200, Muskegon, MI 49440

Commission Meeting Date: May 27, 2008

Date: May 14, 2008

To: Honorable Mayor & City Commission

From: Planning & Economic Development Department *CBC*

RE: DDA On-Premise Liquor License for Muskegon Athletic Club.

SUMMARY OF REQUEST: To approve the attached Resolution approving a Downtown Development Authority On-Premise Liquor License for the Muskegon Athletic Club. The Liquor Control Code allows for additional liquor licenses within Downtown Development Authority Districts under certain conditions.

FINANCIAL IMPACT: Approval of the Liquor License will allow for a new restaurant in the downtown area which should result in increased revenue for the City.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To approve the attached resolution.

COMMITTEE RECOMMENDATION: None.

**CITY OF MUSKEGON
MUSKEGON COUNTY, MICHIGAN**

RESOLUTION NO. 2008-48 (d)

A resolution concerning the issuance of a Downtown Development Authority District On-Premises Liquor License pursuant to 436.1521a(1)(b) of the Michigan Compiled Laws.

The City Commission of the City of Muskegon hereby RESOLVES:

Recitals

1. Muskegon Athletic Club, LLC has applied for a Downtown Development Authority District On-Premises Liquor License for the premises at 333 Western Avenue, Suite 2B, which is located within an area established by the City Commission as a redevelopment project area pursuant to 436.1521a(1)(b) of the Michigan Compiled Laws.
2. It is required that the City Commission approve a specific applicant, at a specific location "ABOVE ALL OTHERS".
3. This resolution was approved at the regular meeting of the City Commission on May 27, 2008.

City Commission Findings

The City Commission is satisfied that:

1. That the applicant has sufficiently demonstrated a commitment for a capital investment of not less than \$75,000 for the build-out and improvements of the building that will house the licensed premises, which amounts shall be expended before the issuance of the license.
2. That the licensed business shall be engaged in dining, entertainment or recreation, that is open to the general public, with a seating capacity of not less than 50 persons.

NOW, THEREFORE, THE CITY COMMISSION RESOLVES:

The City Commission deems it to be in the best interest of the City of Muskegon to approve the application of Muskegon Athletic Club, LLC, for a Downtown Development Authority District On-Premises Liquor License for the premises at 333 W. Western Avenue, Suite 2B, pursuant to 436.1521a(1)(b) of the Michigan Compiled Laws, and recommends to the Michigan Liquor Control Commission the issuance of said requested license "ABOVE ALL OTHERS".

Adopted this 27 day of May, 2008.

AYES: Wierengo, Wisneski, Carter, Gawron, Shepherd, Spataro,
and Warmington

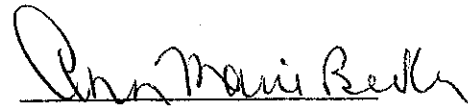
NAYES: None

ABSENT: None

By:


Stephen J. Warmington
Its Mayor

By:

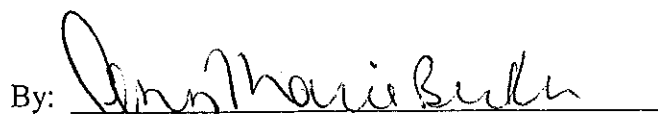

Ann Marie Becker, MMC
Its Clerk

CERTIFICATION

This resolution was adopted at a regular meeting of the City Commission, held on May 27, 2008. The meeting was properly held and noticed pursuant to the Open Meetings Act of the State of Michigan, Act 267 of the Public Acts of 1976.

CITY OF MUSKEGON

By:


Ann Marie Becker, MMC
City Clerk

Company History and Description

Located on the corner of Western Avenue and Second and inside Muskegon's Renaissance Zone, the MAC will be located on the first floor of the old National City building. The facility includes a restaurant, sports bar with shuffle boards and multi-purpose area which includes Nintendo Wii's being played on 150" televisions. All of this will be surrounded by a multitude of video walls & 150" projection televisions.

During important sports games, the MAC will play team songs & other voice overs along with having the cocktail waitresses walking around selling popcorn, beer & cotton candy so to create the feel of actually being at the game.

Facilities

4,800 Square Feet consisting of: Dining Area with 72 seats
Bar Area with 58 seats
Shuffle Boards & Wii's
Full Kitchen with prep etc
2 Walk-in Coolers
Restrooms

Management Team and Staffing

In-House Management

Andy Buck, President and Marketing Manager

1 year of experience in researching the hospitality business. He has a solid understanding of cost of goods, positive cash flow and the importance of advertising. He also has several years of experience of being a project architect. The duties are very similar to a restaurant manager, just a different medium: costs of material, managing a team, meeting with outside reps, etc.

Tony Buck, Operations Manager

10 years of experience in the hospitality industry. He has managed Bobarinos and Judsons which are located in the BOB facility in downtown Grand Rapids. He has also managed Scales located in Whitehall, Mi. His skills include: schedule and coordinate staff of up to 40, weekly/monthly inventory management, marketing, working with chefs to create and update menus, manage accounts payable and receivable, assisted with payroll, open and close facility, coordinate large reservations, waiting and bartending.

Mark Keck, Bar Manager

24 years of experience in the hospitality industry. Along with owning 2 of his own restaurants, he has managed Gills which is located in the BOB facility and Putt Putts, both located in Grand Rapids, Mi. His skills include: schedule and coordinate staff of up to 40, weekly/monthly inventory management, marketing, working with chefs to create and update menus, manage accounts payable and receivable, assisted with payroll, open and close facility, coordinate large reservations, waiting and bartending.

The MAC currently employs no employees. By June 1, 2008 employment is projected to reach 8. Critical skills required by our business include: Hospitality background, management skills, bartender skills, wait staff background and a good attitude.

Customer Profile

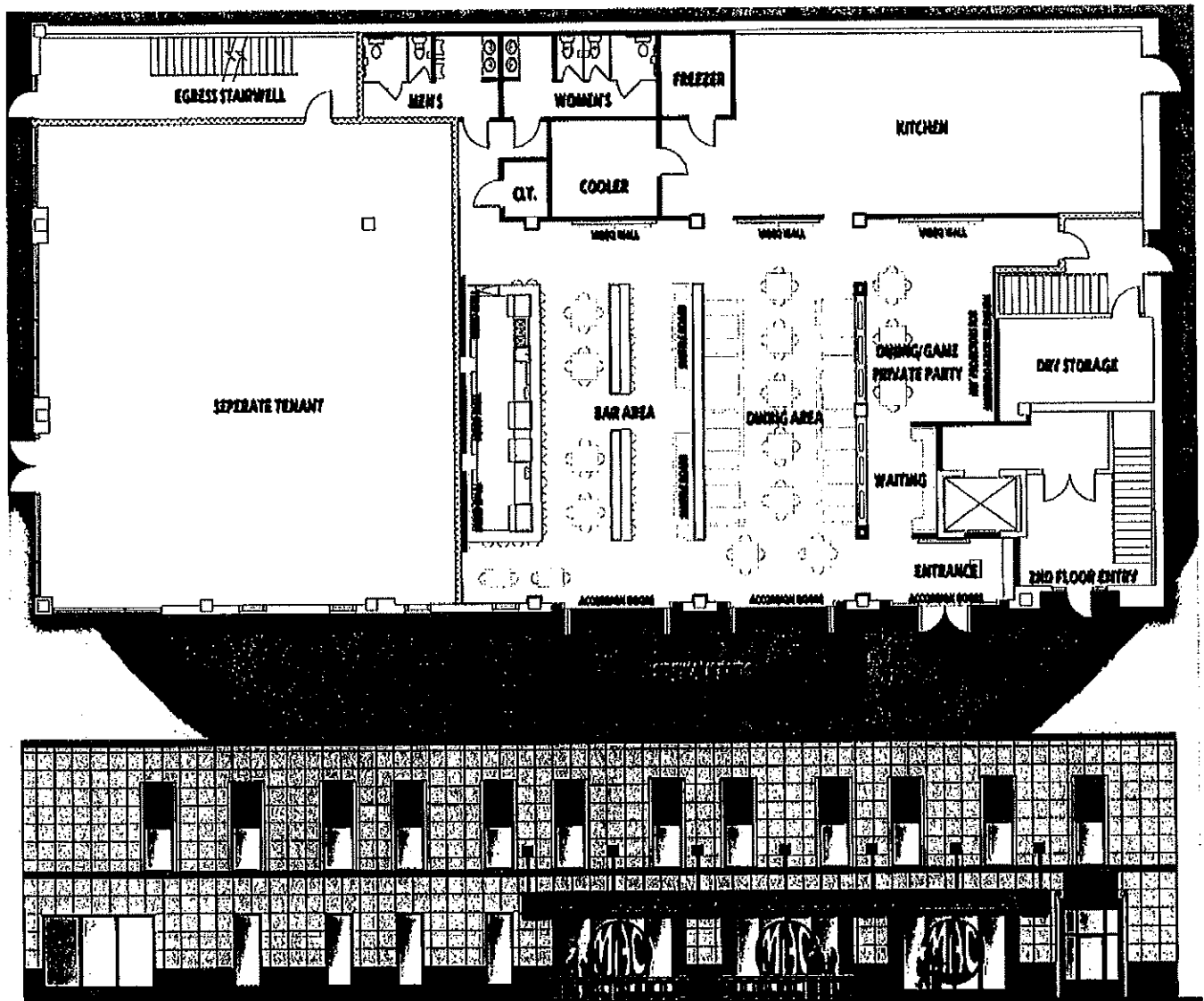
Our patrons are those who enjoy good food and an environment which promotes sports. Our patrons are in and around Muskegon County. We will reach our patrons by word of mouth, e-mails, and newspaper ads.

Age of customers:	21 - 35	60%
	35 - 50	25%
	50 - Up	15%

Our customers will mainly be men but because of the interior design, we can help encourage wives, girlfriends and families to come along. The interior design will include half walls that double as planter boxes. The types of plants and flowers that will be in those half walls will be based on the season and/or time of year.

Our major customers will account for 80% of our gross sales.

Sports themed restaurants have done very well in Muskegon County. The MAC goes a step above by offering shuffle board, Nintendo Wii and creating an environment which makes you feel like you are at the game. We are only a block away from the Frauenthal Theater and the Walker Arena. We will do very well in bar sales before and after events at both these venues. Due to our location and our sports theme, there are no real seasonal factors to consider. Business will slow down a bit during the winter months but for the most part, our customers are those who live in Muskegon County and therefore are not summer vacationers.



XXXXXXXXXXXXXXXXXXXX
YOUR RECEIPT
THANK YOU
CALL AGAIN
XXXXXXXXXXXXXXXXXXXX
LIQUOR 2,500.00
ITEM CT 1
CHECK
2,500.00
03#23PM05-08-2008
9053 LINDA

MUSKEGON ATHLETIC CLUB LLC 04-08		74-265/724 1090789	1002
333 WESTERN STE 1B MUSKEGON, MI 49440		DATE <u>5/7/08</u>	
PAY TO THE ORDER OF <u>CITY OF MUSKEGON</u>		\$ <u>2500.00</u>	
<u>Twenty Five Hundred & no/100</u>		DOLLARS	
 Independent Bank MEMBER FDIC 888.300.3193 IndependentBank.com			
MEMO <u>RELIVER FEE</u>			MP
⑆072402652⑆		109⑈078 9⑈	1002

⑆ DELUSE WALLET OR DUPLICATE SAFETY PAPER

Security Features
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LIQUOR LICENSE REVIEW FORM

Business Name: MusKegon Athletic Club, LLC

AKA Business Name (if applicable): _____

Operator/Manager's Name: _____

Business Address: 333 W. Western #2B

Reason for Review:

New License ☒ DOA Transfer of Ownership ☐ Dance Permit ☐

Drop/Add Name on License ☐ Transfer Location ☐

Drop/Add Stockholder Name ☐ New Entertainment Permit ☐

Other _____

Deadline for receipt of all information: _____

Public Safety Approved ☐ Denied ☐ No Action Needed ☐

Income Tax Approved ☒ Owing ☐ Amount: _____

Treasurer Approved ☒ Owing ☐ Amount: _____

Zoning Approved ☐ Denied ☐ Pending ZBA ☐

Clerk's Approved ☐ Owing ☐ Amount: _____

Fire/Inspections Approved ☐ Denied ☐ Remaining Defects ☐

Department Signature James D. Han

Please return to the City Clerk's Office

LIQUOR LICENSE REVIEW FORM

Business Name: Muskeyon Athletic Club, LLC

AKA Business Name (if applicable): _____

Operator/Manager's Name: ~~Ford & Sons Group, Inc~~

Business Address: 333 W. Western

Reason for Review:

New License ☒ ^{→ DPA} Transfer of Ownership ☐ Dance Permit ☐

Drop/Add Name on License ☐ Transfer Location ☐

Drop/Add Stockholder Name ☐ New Entertainment Permit ☐

Other _____

Deadline for receipt of all information: ASAP


Income Tax Approved ☐ Owing ☐ Amount: _____

Treasurer Approved ☐ Owing ☐ Amount: _____

* Zoning Approved ☒ Denied ☐ Pending ZBA ☐

Clerk's Approved ☐ Owing ☐ Amount: _____

Fire/Inspections Approved ☐ Denied ☐ Remaining Defects ☐

Department Signature 

Please return to the City Clerk's Office

LIQUOR LICENSE REVIEW FORM

Business Name: Muskogean Athletic Club, LLC

AKA Business Name (if applicable): _____

Operator/Manager's Name: ~~Fordache Group, Inc~~

Business Address: 333
380 W. Western

Reason for Review:

New License ☒ ^{→ DPA} Transfer of Ownership ☐ Dance Permit ☐

Drop/Add Name on License ☐ Transfer Location ☐

Drop/Add Stockholder Name ☐ New Entertainment Permit ☐

Other _____

Deadline for receipt of all information: ASAP

~~Income Tax~~ Approved ☐ Owing ☐ Amount: _____

~~Treasurer~~ Approved ☐ Owing ☐ Amount: _____

~~Zoning~~ Approved ☐ Denied ☐ Pending ZBA ☐

~~Clerk's~~ Approved ☐ Owing ☐ Amount: _____

~~Fire/Inspections~~ Approved ☒ Denied ☐ Remaining Defects ☐

Inspections are ongoing
during construction.

Department Signature *Maji Metre*

Please return to the City Clerk's Office

LIQUOR LICENSE REVIEW FORM

Business Name: Muskegon Athletic Club, LLC

AKA Business Name (if applicable): _____

Operator/Manager's Name: _____

Business Address: 333 W. Western #2B

Reason for Review:

New License ☒ DOA Transfer of Ownership ☐ Dance Permit ☐

Drop/Add Name on License ☐ Transfer Location ☐

Drop/Add Stockholder Name ☐ New Entertainment Permit ☐

Other _____

Deadline for receipt of all information: _____

Public Safety Approved ☐ Denied ☐ No Action Needed ☐

Income Tax Approved ☐ Owing ☐ Amount: _____

Treasurer Approved ☐ Owing ☐ Amount: _____

Zoning Approved ☐ Denied ☐ Pending ZBA ☐

Clerk's Approved ☐ Owing ☐ Amount: _____

Fire/Inspections Approved ☒ Denied ☐ Remaining Defects ☐

Department Signature [Signature]

Please return to the City Clerk's Office



See packet
for complete
book.

PROJECT INDEX & SITE LOCATION

INDEX & SITE LOCATION
PROJECT COSTS
PROJECT DESCRIPTION
PROJECT MENU



MUSKEGON ATHLETIC CLUB

333 Western Ave, suite 2B, Muskegon, Mi (231)557-3783

Date: May 27, 2008
To: Honorable Mayor and City Commissioners
From: Lowell Kirksey, Recreation Supervisor
RE: Special Events-Multiple Liquor License Request

SUMMARY OF REQUEST: The following organizations are requesting a temporary liquor license or an extension of their liquor license:

- The Muskegon Fraternal Order of Eagles (Aerie 668) is requesting a extension of their current liquor license to be able to serve non-members during the Muskegon Summer Celebration (June 27th through July 6th) The following temporary alcohol licenses have been approved for this time period: Muskegon Summer Celebration, and Mike's Inn.
- Muskegon Fraternal Order of Eagles (Aerie 668) is requesting an extension of their current liquor license to be able to serve non-members during the Muskegon Bike Time Event, scheduled July 18th through July 20th. The following temporary alcohol licenses have been approved for this time period: Racquets, Pop-A-Top, Muskegon Bike Time, Tipsy Toad, and Mike's Inn.
- The Muskegon Yacht Club is requesting an extension of their current liquor license to be able to host the Harbor Hospice Chronicle Regatta on July 5, 2008. The following temporary alcohol licenses have been issued for this date: Muskegon Summer Celebration, and Mike's Inn.
- Port City C.I.O. Building Association, 490 W. Western Ave. is requesting a temporary liquor license during the Muskegon Bike Time Event, scheduled for July 17th through July 20, 2008. The following have already been approved: Racquets, Pop-A-Top, Muskegon Bike Time, Tipsy Toad, and Mike's Inn.

FINANCIAL IMPACT: None

BUDGET ACTION REQUIRED: None

STAFF RECOMMENDATION: None

COMMITTEE RECOMMENDATION: The Leisure Services Board has approved the requests.

Date: May 20, 2008
To: Honorable Mayor and City Commissioners
From: Lowell Kirksey, Recreation Supervisor
**RE: Michigan Irish Music Festival-Request for
Exclusive peddling and Selling Rights during the
Festival**

SUMMARY OF REQUEST: Please see attached letter/request from Michigan Irish Music Festival.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: All peddling and selling rights pertaining to the Michigan Irish Music Festival are restricted to the location of the event at Heritage Landing.

COMMITTEE RECOMMENDATION: The Leisure Services Board approved this event at there April 21st meeting.



April 7, 2008

Mr. Bryon Mazade, City Manager
City of Muskegon
933 Terrace
Muskegon, MI 49440

Dear Bryon:

Attached please find the Special Events request for the Michigan Irish Music Festival to be held in September 2008 at Heritage Landing.

We again are planning on serving beer, malternatives and Irish Cream at this three-day cultural musical festival that brings hundreds of people to our community during this shoulder season.

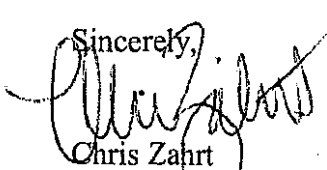
In addition to our request we are also requesting that the City of Muskegon:

- Grant exclusive peddling and selling rights of any article from a stand, stall, vehicle, pack or basket, or in any other manner, on any of the following streets in the City in downtown Muskegon during the festival: Webster, Muskegon, Fourth, Fifth, Sixth, Seventh, Eighth, Clay, Western and Shoreline Drive. In addition we would request exclusive peddling and selling rights for all City-owned property in the downtown area.

If you could please let me know when this request will appear on the Commission agenda I would be glad to attend the meeting to answer any questions that may be presented.

On behalf of the Michigan Irish Music Festival Board of Directors and volunteers, I want to thank you for the continued support received by the City of Muskegon. We look forward to working with you again in 2008.

Sincerely,


Chris Zahrt

Michigan Irish Music Festival

c: B. Mazade
original: L.S.

RECEIVED

APR 8 2008

CITY OF MUSKEGON
LEISURE SERVICES

AGENDA ITEM NO. _____

CITY COMMISSION MEETING _____

TO: Honorable Mayor and City Commissioners

FROM: Bryon L. Mazade, City Manager

DATE: May 22, 2008

RE: Third Street Sculpture Agreement

SUMMARY OF REQUEST:

To approve an agreement between the City and the Community Foundation for Muskegon County for the placement and maintenance of a sculpture in the right-of-way at Third Street and Western Avenue.

FINANCIAL IMPACT:

None.

BUDGET ACTION REQUIRED:

None.

STAFF RECOMMENDATION:

To approve the attached agreement and authorize the Mayor and Clerk to sign it.

COMMITTEE RECOMMENDATION:

**AGREEMENT
BETWEEN THE CITY OF MUSKEGON
AND
THE COMMUNITY FOUNDATION FOR MUSKEGON COUNTY**

Agreement (hereinafter referred to as the "Agreement") for use of public right-of-way between the grantor, THE CITY OF MUSKEGON, Muskegon, Michigan 49440 (hereinafter referred to as the "Grantor") and THE COMMUNITY FOUNDATION FOR MUSKEGON COUNTY, 425 W. Western, Suite 200, Muskegon, Michigan 49442 (hereinafter referred to as the "Grantee")

RECITALS

Whereas, the Grantee and Grantor desire to have a sculpture and its appurtenances placed within the public right-of-way at the intersection ("Traffic Circle") of Third Street and Western Avenue in the City of Muskegon.

Whereas, the Grantor represents and warrants to Grantee that The CITY OF MUSKEGON controls the land where the sculpture will be placed.

IT IS THEREFORE AGREED:

1. **RECITALS.** The foregoing Recitals are incorporated into and made a part of this Agreement.
2. **PURPOSE.** The purpose of the Agreement is to allow the Grantee the ability to place and maintain a sculpture in the public right-of-way at the intersection of Third Street and Western Avenue in the City of Muskegon.
3. **TERM.** The term of this Agreement shall be for the life of the sculpture beginning at the execution of the agreement by the Grantor and the Grantee. In the event that the intersection and traffic circle at Third Street and Western Ave. should require modification to the point that the Hunt sculpture cannot remain in that location, a successor location for the Hunt sculpture shall be selected that is mutually agreeable to both parties.
4. **CONDITION OF PREMISES.** Grantee accepts the Premises "as is" in its existing condition. Grantor makes no representation, statement or warranty, express or implied as to the accessibility, or usefulness of the Premises to the Grantee.
5. **GRANTEE'S OBLIGATIONS.** Grantee shall:

- (a) Construct the foundation and improvements for the sculpture and install the sculpture, within the Third Street roundabout, as generally described by the proposed design (attached as Exhibit A).
- (b) Provide a structural engineering certification that the foundation design and installation will support the sculpture. This design will be subject to review and approval by the Grantor, which will be done in a timely manner.
- (c) Maintain adequate access for the Grantor to public utilities within the public right-of-way.
- (d) Comply with State of Michigan site distance requirements.
- (e) Shall jointly with the City of Muskegon maintain the area within the roundabout surrounding the sculpture in good order and repair and in a clean condition free of debris and waste.
- (f) Comply with the City's standards for any lighting for the sculpture.
- (g) The current landscaping material will be offered to owners currently constructing projects on the former Muskegon mall site. If none of them are interested, the material will be located to another suitable site with the assistance of the Grantor.
- (h) Indemnify and hold harmless the Grantor for any damages to the sculpture that results from the underlying infrastructure within the right-of-way.
- (i) Provide funds for the ongoing maintenance and repair of the sculpture.

6. GRANTOR'S OBLIGATIONS. Grantor shall:

- (a) Own and maintain the sculpture, utilizing funds provided by the Grantee.
- (b) Relocate and replace the arrow signs in the traffic circle to a less intrusive location with signs more appropriate in scale to the Hunt sculpture. The new location and sign dimensions must comply with state signage regulations.
- (c) Cap the irrigation system within the proposed sculpture area (Roundabout) and salvage irrigation heads.
- (d) Provide traffic control for the Grantee during the installation of the sculpture upon a 48 hours notice.

- (e) Grantor agrees to procure and maintain insurance coverage from an "A" rated insurance carrier naming the City of Muskegon as the insured on appropriate policy / policies.
8. **NON-ASSIGNABILITY.** Grantee shall not sublet or assign its rights under this Agreement without written approval of the Grantor, which shall be at Grantor's sole discretion.
9. **PERMITS.** For the duration of this Agreement and/or Grantee's use and/or occupancy of the Premises, Grantee at its sole cost shall have the sole responsibility for obtaining and maintaining all necessary permits needed to comply with local, state, and federal regulations, rules, ordinances and statutes governing the use and occupancy of the property.
10. **CONDEMNATION.** If part of or all of the Premises is taken by a governmental agency such that the use of the Premises is prohibitive, then this Agreement shall terminate as of the date the condemning authority takes possession of any part of or all of the Premises and Grantee shall immediately remove the sculpture from the Premises at Grantee's expense. The compensation awarded for a taking of the Premises shall belong to Grantor except for any relocation benefits for the sculpture to which Grantee may be entitled. Grantee hereby assigns all claims against the condemning authority to Grantor, including, but not limited to, any claim relating to Grantee's leasehold estate. "Taken" or "Taking" means acquisition by a public authority having the power of eminent domain by condemnation or conveyance in lieu of condemnation.
11. **MISCELLANEOUS.**
- (a) The Agreement shall be governed by the laws, rules and regulations of the State of Michigan as well as any other applicable federal laws, rules and regulations.
- (b) Grantee shall not cause by act or omission waste or damage to the Premises.
- (c) Grantee's use of the Premises shall not result in or cause a nuisance to other persons or entities.
- (d) This Agreement shall be binding upon the successors, assigns, vendors, grantees and trustees of the parties.
- (e) The City will not be responsible for any damages resulting from any work performed on the infrastructure.

DATE: 05/16/2008
TO: Honorable Mayor and Commissioners
FROM: Mark Kincaid, Deputy Director of Public Safety
RE: Concurrence with the Housing Board of Appeals Notice and Order to Demolish. Dangerous Building Case #: EN080018

SUMMARY OF REQUEST: This is to request that the City Commission Concur with the findings of the Housing Board of Appeals that the structure located at **371 HOUSTON AVE –Area 10** is unsafe, substandard, a public nuisance and that it be demolished within thirty (30) days. It is further requested that administration be directed to obtain bids for the demolition of the structure and that the Mayor and City Clerk be authorized and directed to execute a contract for demolition with the lowest responsible bidder.

Case# & Project Address: # EN080018 – 371 Houston

Location and ownership: This structure is located on Houston between Fifth and Sixth Streets and is owned by Deutsche Bank National Trust Company, 3 Ada, Irvine, CA 92618.

Staff Correspondence: A dangerous building inspection was conducted on 01/17/08. The Notice and Order to Repair was issued on 01/24/08. On 03/07/08 the HBA declared the structure substandard and dangerous.

Owner Contact: No one was present for the HBA meeting dated 03/07/08. A contractor who is bidding on repairs scheduled interior inspection for 05/21/08.

Financial Impact: CDBG Funds

Budget action required: None

State Equalized value: \$31,800 (Entire property)

Estimated cost to repair: \$10,000 (Exterior Only)

Staff Recommendation: To concur with the Housing Board of Appeals decision to demolish.

CITY OF MUSKEGON

933 Terrace St., P.O. Box 537, Muskegon, MI 49443 (231) 724-6715

DANGEROUS BUILDING INSPECTION REPORT

Wednesday, January 23, 2008

Enforcement # EN080018
Parcel #24-205-369-0001-10
TRUST COMPANY

Property Address 371 HOUSTON AVE
Owner DEUTSCHE BANK NATL

Inspector: Henry Faltinowski

Date completed: 01/17/2008

DEFICENCIES:

Uncorrected

1. Repair chimney - open mortar in brick - cracked cap.
2. Tuck point open gaps in foundation walk.
3. Scrape and paint all exterior wood - windows frames.
4. Replace shingles on north entry overhang.
5. Replace all damaged basement window openings that are rotted - treated wood.
6. Replace gable shingles on north side on gable wall.

Request interior inspection by all trades, electrical, mechanical and plumbing. Please contact Inspection Services with any questions or to schedule an inspection at 933 Terrace St., Muskegon, MI 49440 (231) 724 6758.

Based upon my recent inspection of the above property I determined that the structure meets the definition of a Dangerous Building and/or Substandard Building as set forth in Section 10-61 of the Muskegon City Code.

Henry Faltinowski, Building Inspector

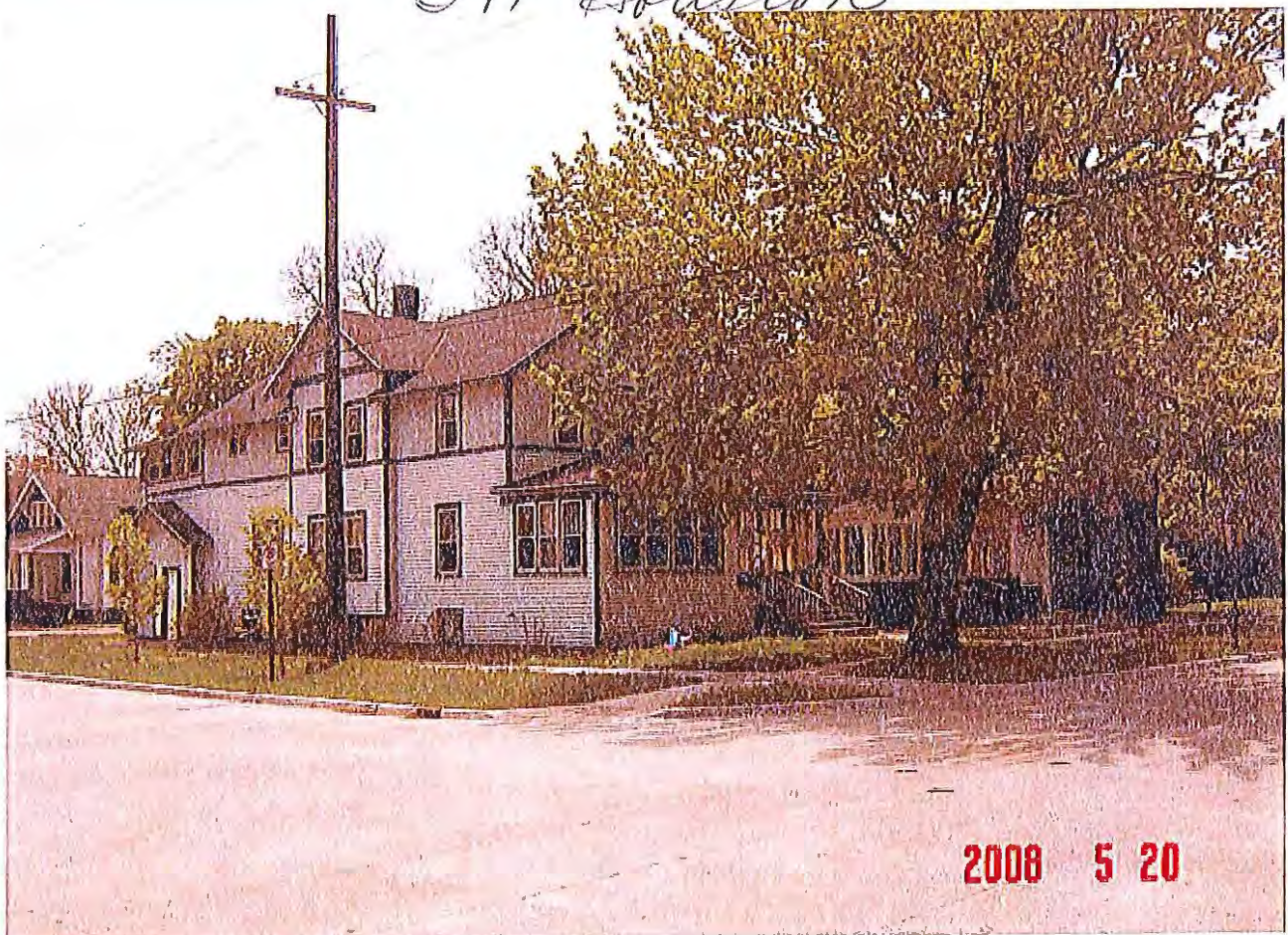
Date

SUMMARY FOR: 371 HOUSTON AVE

This structure is a 3 unit wood framed apartment building. This building is currently falling into disrepair and the current owner shows no interest in maintaining this building. The Inspections Department has had to secure this building twice since August of last year.



371 Houston



DATE: 05/15/2008
TO: Honorable Mayor and Commissioners
FROM: Mark Kincaid, Deputy Director of Public Safety
RE: Concurrence with the Housing Board of Appeals Notice and Order to Demolish. Dangerous Building Case #: EN070046

SUMMARY OF REQUEST: This is to request that the City Commission Concur with the findings of the Housing Board of Appeals that the structure located at **1752 BEACH ST** is unsafe, substandard, a public nuisance and that it be demolished within thirty (30) days. It is further requested that administration be directed to obtain bids for the demolition of the structure and that the Mayor and City Clerk be authorized and directed to execute a contract for demolition with the lowest responsible bidder.

Case# & Project Address: # EN070046 – 1752 Beach

Location and ownership: This structure is located on Beach St. between Wilcox Ave. and Lakeshore Dr and is owned by Allan Seger, P.O. Box 7180, Ann Arbor, MI 48107.

Staff Correspondence: A dangerous building inspection was conducted on 03/16/07. An interior inspection was conducted 07/12/07. The Notice and Order to Repair was issued on 03/29/07. On 06/07/07 the HBA declared the structure substandard and dangerous.

Owner Contact: The owner was present for the HBA meeting dated 06/07/07. Mr. Seger met with Don LaBrenz and a building permit was issued 08/07/07 with an expiration date of 05/03/08. No inspections have been scheduled and no other permits issued to complete repairs.

Financial Impact: General Funds

Budget action required: None

State Equalized value: \$73,900 (Entire property)

Estimated cost to repair: \$25,000

Staff Recommendation: To concur with the Housing Board of Appeals decision to demolish.

CITY OF MUSKEGON

933 Terrace St., P.O. Box 537, Muskegon, MI 49443 (231) 724-6715

DANGEROUS BUILDING INSPECTION REPORT

Monday, March 19, 2007

Enforcement # EN070046 **Property Address** 1752 BEACH ST
Parcel #24-505-002-0006-00 **Owner** SEGER ALLAN

Inspector: Henry Faltinowski

Date completed: 03/19/2007

DEFICENCIES:

Uncorrected

1. Garage - Structural repair needed - roof, walls, foundation.
2. Front entry stairs replace to code.
3. Replace damaged deck to code - repair.
4. Structural damage to roof.
5. Large bows in bearing walls.
6. Foundation walls on home need structural repair.
7. Front entry door - replaced.

Request interior inspection by all trades, electrical, mechanical and plumbing. Please contact Inspection Services with any questions or to schedule an inspection at 933 Terrace St., Muskegon, MI 49440 (231) 724 6758.

Based upon my recent inspection of the above property I determined that the structure meets the definition of a Dangerous Building and/or Substandard Building as set forth in Section 10-61 of the Muskegon City Code.

Henry Faltinowski, Building Inspector

Date

City of Muskegon
933 Terrace St., P.O. Box 536, Muskegon, MI 49443
(231) 724-6715

Tuesday, July 24, 2007

DANGEROUS BUILDING INTERIOR INSPECTION REPORT

Property Address: 1752 BEACH ST Parcel # 24-505-002-0006-00

Owner: SEGER ALLAN

Inspection Type: DB Interior Inspection Inspector: Henry Faltinowski

Date completed: 07/12/07

DEFICIENCIES:

Uncorrected - Interior

1. Need smoke detectors.
2. Replace heating system.
3. All Plumbing to comply with MRC.
4. Remove all knob & tube wiring.
5. Remove all open splicing.
6. Miscellaneous light fixtures missing.
7. All wiring to comply with MRC.
8. Main beam not plumb or level.
9. Footing under support beams failing.
10. Joists not properly supported at block, bearing wall.
11. Floor at west wall water damaged and dry rotted.
12. Interior header too small and bowed.
13. Miscellaneous loads not bearing on foundation.
14. Ceiling joists cut or notched.
15. Rear wall to be reframed and re-sheeted (badly rotted from water damage).
16. Improperly installed windows.
17. Deck and stairs to be replaced.
18. Building not protected from weather.
19. Garage in general state of disrepair, numerous structural issues noted.

Based upon my recent inspection of the above property I determined that the structure meets the definition of a Dangerous Building and/or Substandard Building as set forth in Section 10-61 of the Muskegon City Code.

SUMMARY FOR: 1752 BEACH ST

The structure is a single family wood frame dwelling. In August 2007 the property owner asked for and received 9 months to make repairs to this structure. A building permit was issued August 7, 2007 that has since expired without inspections. No permits have been applied for or issued for plumbing, mechanical, or electrical work. This building is seriously deteriorating and has numerous structural deficiencies. If this building is left unrepaired, it will continue to be a blighting influence on the Pere Marquette Park area.

1752 BEATT.

