



City Council Meeting

May 15, 2017

6:00 p.m.

Cadillac Municipal Complex
Council Chambers
200 N. Lake St.
Cadillac, MI 49601

State of Michigan Flag Pledge

***I pledge allegiance to the flag of Michigan, and to the state for which it stands,
two beautiful peninsulas united by a bridge of steel, where equal opportunity
and justice to all is our ideal.***

Written by Harold G. Coburn

Adopted in 1972



May 15, 2017 City Council Meeting Agenda
6 p.m. at City Hall – 200 N. Lake St. – Cadillac, MI 49601

We support each other in serving our community

CALL TO ORDER

PLEDGE OF ALLEGIANCE

STATE PLEDGE OF ALLEGIANCE

ROLL CALL

I. APPROVAL OF AGENDA

II. PUBLIC COMMENTS

It is requested that comment time be limited to three (3) minutes.

III. CONSENT AGENDA

All items listed on the consent agenda are considered routine and will be enacted by one motion with roll call vote. There will be no separate discussion of these items unless a Council Member so requests it, in which event the items will be removed from the consent agenda and discussed separately.

A. Minutes from the regular meeting held on May 1, 2017.

Support Document III-A

IV. COMMUNITY SPOTLIGHT

A. Cadillac Garden Club

V. PUBLIC HEARINGS

A. Public hearing to consider approval of resolution to adopt Ordinance 2017-06 Establishing General Appropriations Act for Fiscal Year 2018.

Support Document V-A

Cadillac City Council Agenda

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VI. COMMUNICATIONS

- A. Display of banner and various closures for Back to the Bricks.
Support Document VI-A
- B. Cadillac Area Farmers Market.
Support Document VI-B
- C. Street closure for Life Resources Walk 4 Life.
Support Document VI-C

VII. CITY MANAGER'S REPORT

- A. Bids and recommendation regarding Manhole Rehabilitation.
Support Document VII-A
- B. Bids and recommendation regarding 2017 Utility and Street Improvement Projects.
Support Document VII-B
- C. Recommendation regarding Police Protective Equipment.
Support Document VII-C
- D. Utility Agreement update.
Support Document VII-D

VIII. ADOPTION OF ORDINANCES AND RESOLUTIONS

- A. Adopt Resolution Amending General Appropriations Act for Fiscal Year 2017.
Support Document VIII-A
- B. Adopt Resolution Nos. 1, 2, and 3 regarding Public Parking Lot Special Assessment.
Support Document VIII-B

IX. MINUTES AND REPORTS OF BOARDS AND COMMISSIONS

- A. Zoning Board of Appeals
Support Document IX-A
- B. Planning Commission
Support Document IX-B

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X. PUBLIC COMMENTS

It is requested that comment time be limited to three (3) minutes.

XI. GOOD OF THE ORDER

XII. CLOSED SESSION

Adjourn to closed session pursuant to MCL 15.268(a) to consider a periodic personnel evaluation of the City Manager, a public officer and employee, at his written request.

XIII. ADJOURNMENT

Core Values (R.I.T.E.)

Respect

Integrity

Trust

Excellence

Guiding Behaviors

We support each other in serving our community

We communicate openly, honestly, respectfully, and directly

We are fully present

We are all accountable

We trust and assume goodness in intentions

We are continuous learners

CITY COUNCIL MEETING MINUTES

6:00 PM – May 1, 2017
Cadillac City Hall – 200 N. Lake St. - Cadillac, Michigan 49601

CALL TO ORDER

Mayor Filkins called the City Council meeting to order at approximately 6:00 pm.

PLEDGE OF ALLEGIANCE

ROLL CALL

Council Present: Schippers, Spoelman, Meinhardt, Wohlfeill, Mayor Filkins
Council Absent: None
Staff Present: Peccia, Wallace, DeWitt, Eller, Wasson

APPROVAL OF AGENDA

2017-088 Approve agenda as presented.

Motion was made by Spoelman and supported by Wohlfeill to approve the agenda as presented.

Motion unanimously approved.

PUBLIC COMMENTS

Dave Gregg expressed concerns regarding the current building program.

Don Koshmider commented on medical marijuana facilities.

CONSENT AGENDA

2017-089 Approve consent agenda as presented.

Motion was made by Schippers and supported by Meinhardt to approve the consent agenda as presented.

Motion unanimously approved.

PROCLAMATION

A. Older Americans Month

Mayor Filkins read and presented a proclamation declaring May 2017 as Older Americans Month.

COMMUNICATIONS

- A. Request for the closure of Linden St. between W. Division St. and Chestnut St. from 8:00 am to 8:45 am on May 29, 2017 for the Rotary Club STRIDE for S.T.R.I.V.E. 5k run and walk event.

2017-090 Approve street closure for Rotary Club STRIDE for S.T.R.I.V.E. 5k.

Motion was made by Spoelman and supported by Schippers to approve the closure of Linden St. between W. Division St. and Chestnut St. from 8:00 am to 8:45 am on May 29, 2017 for the Rotary Club STRIDE for S.T.R.I.V.E. 5k run and walk event.

Motion unanimously approved.

- B. Request for approval of the parade route for the Memorial Day Parade to be held on May 29, 2017 at 10:00 am with parade set-up on Harris St. beginning at 8:00 am.

Steve Birdwell stated they are requesting the closure of Harris St. for parade set-up.

2017-091 Approve Memorial Day Parade.

Motion was made by Wohlfeill and supported by Meinhardt to approve the parade route for the Memorial Day Parade to be held on May 29, 2017 at 10:00 am with parade set-up on Harris St. beginning at 8:00 am.

Motion unanimously approved.

- C. Made in Michigan Artisan & Farm Market.

Nancy Wellman briefly discussed a new initiative beginning this year entitled “Senior Saturdays”.

2017-092 Approve Made in Michigan Artisan & Farm Market.

Motion was made by Wohlfeill and supported by Schippers to approve the request from the Made in Michigan Artisan & Farm Market to operate from 10:00 am to 4:00 pm on Thursday and Saturdays from June 1, 2017 to October 31, 2017.

Motion unanimously approved.

CITY MANAGER’S REPORT

- A. Request for special assessment project for paving of alley.

Peccia stated a special assessment application was received for paving the north/south alley bordered by Fifth St. on the north, Second Ave. on the east, Fourth St. on the south and Third Ave. on the west. He noted the first step in the process is for Council to direct the City Manager and staff to prepare a report.

Mayor Filkins asked how many signatures are required to move forward with this type of project.

Peccia stated there is no minimum requirement of support needed in order for the City to legally put a special assessment in place.

Spoelman inquired about a public hearing and notification to property owners in the area.

Peccia confirmed both actions will occur.

2017-093 Refer special assessment petition to City Manager.

Motion was made by Spoelman and supported by Meinhardt to refer the special assessment petition to the City Manager for a report and recommendation.

Motion unanimously approved.

B. Special Parking Assessment update.

Peccia noted for many years the City has had a special parking assessment in place within the Business Improvement District (BID) which is the same geographic boundary as the Downtown Development Authority (DDA). He stated the special parking assessment was last put in place approximately five (5) years ago and is coming due. He added the assessment is used to pay and offset the cost of maintaining the public parking areas that benefit area businesses. He stated the DDA/BID board and a subcommittee of that board have been discussing renewing the assessment in time to be in place by the July tax bill. He noted a report along with a request to schedule a public hearing will be provided at the next Council meeting.

MINUTES AND REPORTS OF BOARDS AND COMMISSIONS

A. Wexford County Airport Authority

B. Downtown Development Authority

PUBLIC COMMENTS

Don Koshmider commented on medical marijuana facilities.

GOOD OF THE ORDER

Peccia noted the Parks Clean-up Day is scheduled for Saturday, May 6, 2017 beginning at 9:00 am.

Schippers stated, in preparation for prom and graduation, the Mayor's Youth Council will be working on "Project Sticker Shock". She noted it is a public awareness program designed to remind adults of the consequences for buying alcohol for minors. She encouraged everyone to participate in the Parks Clean-up Day and noted there is a community lunch provided at Kenwood Park after the event.

Spoelman mentioned the recent Rotary Club Auction and thanked everyone for their support.

ADJOURNMENT

Respectfully submitted,

Carla J. Filkins, Mayor

Sandra L. Wasson, City Clerk

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
Matt Wohlfeill
John P. Meinhardt

RESOLUTION NO. 2017-xxxx

**RESOLUTION TO ADOPT ORDINANCE NO. 2017-06, ORDINANCE ESTABLISHING
GENERAL APPROPRIATIONS ACT FOR FISCAL YEAR 2018**

At a regular meeting of the City Council of the City of Cadillac, Wexford County, Michigan, held in the Council Chambers, Cadillac Municipal Complex, 200 North Lake Street, Cadillac, Michigan, on the 15th day of May, 2017, at 6:00 p.m.

PRESENT:

ABSENT:

The following preamble and resolution was offered by _____ and seconded by _____.

WHEREAS, the Uniform Budgeting and Accounting Act, 1968 PA 2, as amended, requires the City Council of the City of Cadillac to pass a general appropriations act for all funds, except trust or agency, internal service, enterprise, debt service or capital project funds for which the City Council may pass a special appropriation act; and

WHEREAS, Section 10.3 of the Charter of the City of Cadillac (the "Charter") requires a public hearing be held in the second half of the month of April on the proposed budget before final adoption; that notice of the public hearing be published at least ten (10) days in advance of the hearing; and that the complete proposed budget be on file for public inspection during office hours at the office of the City Clerk for a period of not less than (10) days prior to such public hearing; and

WHEREAS, on the 6th day of April, 2017 a notice of hearing was published as required by Section 10.3 of the Charter, and a public hearing on the proposed budget for Fiscal Year 2018 was held on the 17th day of April, 2017; and

WHEREAS, Section 10.4 of the Charter requires the City Council to adopt a budget by ordinance between the 10th day of May and the last day of May of each year appropriating the money needed for municipal purposes during the next fiscal year and provide for a levy of the amount necessary to be raised by taxes upon real and personal property; and

WHEREAS, Section 5.2 of the Charter requires each proposed ordinance be introduced in written or printed form, identified by a short title containing a preamble stating its purpose and, following introduction of the proposed ordinance, requires the City Clerk to publish a summary of the proposed ordinance in a local newspaper of general circulation in the City and make copies of the proposed

ordinance available for examination at the office of the City Clerk and provide copies at a reasonable charge; and

WHEREAS, the City Council introduced Ordinance No. 2017-06, Ordinance Adopting General Appropriations Act for Fiscal Year 2018 (the "Ordinance"), on April 17, 2017, and scheduled a public hearing on the Ordinance for May 15, 2017, at 6:00 p.m.;

WHEREAS, the City Council conducted a public hearing regarding the Ordinance on May 15, 2017 at 6:00 p.m. in the Council Chambers, Cadillac Municipal Complex, 200 Lake Street, Cadillac, Michigan;

NOW, THEREFORE, the City Council of the City of Cadillac, Wexford County, Michigan, resolves as follows:

1. The Ordinance, which is attached as Exhibit A, is hereby adopted.
2. The Ordinance shall be filed with the City Clerk.
3. The City Clerk shall publish a summary of the Ordinance in a newspaper of general circulation in the City within seven (7) days.
4. Any and all resolutions that are in conflict with this Resolution are hereby repealed upon the effective date of the Ordinance.

YEAS:

NAYS:

STATE OF MICHIGAN)

COUNTY OF WEXFORD)

I, Sandra Wasson, City Clerk of the City of Cadillac, hereby certify this to be a true and complete copy of Resolution No. 2017-xxxx, duly adopted at a regular meeting of the City Council held on the 15th day of May, 2017.

Sandra Wasson
Cadillac City Clerk

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
Matt Wohlfeill
John P. Meinhardt

ORDINANCE NO. 2017-06

ORDINANCE ESTABLISHING GENERAL APPROPRIATIONS ACT FOR FISCAL YEAR 2018

THE CITY OF CADILLAC ORDAINS:

Section 1, Title.

This Ordinance shall be known as the City of Cadillac General Appropriations Act For Fiscal Year 2018.

Section 2, Public Hearing on the Budget.

Pursuant to MCL 141.412 and Section 10.3 of the City Charter, notice of a public hearing on the proposed budget was published in a newspaper of general circulation on April 6, 2016, and a public hearing on the proposed budget was held on April 17, 2016.

Section 3, Expenditures.

The City hereby appropriates the expenditures for the fiscal year commencing July 1, 2017 and ending June 30, 2018 on a departmental and activity total basis as follows:

General Fund Expenditures

Legislative	\$43,900
Office of the City Manager	259,000
Financial Services	235,200
City Clerk/Treasurer Department	297,000
Election Services	14,000
Assessing Services	135,500
Legal Services	200,000
Engineering Services	173,800
City Complex	289,000
Police Department	2,015,000
Code Enforcement	33,500
Fire Department	1,369,900
Public Works	800,100
Culture and Recreation	422,500
Economic Development and Assistance	167,700
Intergovernmental	100,800
Other	220,000

Total Expenditures	\$6,776,900
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Section 4, Estimated Revenues.

The City estimates that revenues for the fiscal year commencing July 1, 2017 and ending June 30, 2018 will be as follows:

General Fund

Taxes	\$4,189,000
Licenses & Permits	141,000
Intergovernmental	1,402,000
Charges for Services	939,500
Fines & Forfeits	15,000
Miscellaneous	15,000
Interest and Rents	31,500
Other Financing Sources *	43,900

Total Revenues **\$6,776,900**

** Appropriated Fund Balance*

Section 5, Budgets.

The City hereby approves budgets for the fiscal year commencing July 1, 2017 and ending June 30, 2018 for the following funds in the amounts set forth below:

	<u>Revenues</u>	<u>Expenses</u>
Governmental Funds		
Major Street Fund	\$916,100	\$882,200
Local Street Fund	615,500	614,500
Cemetery Operating Fund	113,000	113,000
Cadillac Development Fund	71,500	71,500
Building Inspection Fund	80,000	80,000
Naval Reserve Center Fund	22,500	22,500
Lake Treatment Fund	51,500	51,500
H.L. Green Operating Fund	1,000	0
SAW Grant Fund	200,000	200,000
2004 General Obligation Capital Improvement Bond	90,500	90,500
2016 General Obligation Capital Improvement Bond	243,300	243,300
Industrial Park Fund	39,000	31,000
Special Assessment Capital Projects Fund	1,401,500	1,401,500
Cemetery Perpetual Care Fund	14,500	500
Capital Projects Fund	6,000	500

	<u>Revenues</u>	<u>Expenses</u>
Proprietary Funds		
Auto Parking Fund	\$72,000	\$72,000
Water & Sewer Fund	4,144,000	4,140,000
Capital		3,959,000
Debt Service		570,000
Building Authority Operating Fund	154,500	131,000
Central Stores & Municipal Garage Fund	560,000	556,600
Capital		205,000
Debt Service		50,000
Information Technology Fund	180,000	180,000
Capital		40,000
Self-Insurance Fund	1,285,000	1,285,000
Employee Safety Fund	12,000	12,000
Pension Trust Fund		
Police & Fire Retirement System	926,000	926,000
Component Units		
Local Development Finance Authority Operating Fund	286,300	286,300
Local Development Finance Authority Utility Fund	20,000	15,300
Local Development Finance Authority Capital Projects Fund	125,500	125,500
Downtown Development Authority Operating Fund	29,500	29,500
Downtown Development Authority Capital Projects Fund	1,031,600	1,031,600
Brownfield Redevelopment Authority Operating Fund	47,000	47,000

Section 6, Millage Levies.

(a) The City will levy a tax of 13.9473 mills for the period of July 1, 2017 through June 30, 2018, on all real and personal taxable property in the City, according to the valuation of the same. This tax is levied for the purpose of defraying the general expense and liability of the City and is levied pursuant to Section 20.6, Article 20 of the City Charter. The maximum authorized levy according to the City Charter is 15.00 mills.

(b) The City further levies a tax of 2.60 mills for the period of July 1, 2017 through June 30, 2018, on all real and personal taxable property in the City, according to the valuation of the same. This tax is levied for the purpose of defraying the cost of supporting the retirement plan for personnel of the police and fire departments of the City pursuant to the provisions of Public Act 345 of 1937, as amended, as approved by a vote of the citizens of the City on November 8, 1977.

(c) The City further levies a tax of 1.9548 mills for the period of July 1, 2017 through June 30, 2018, on all real and personal taxable property in the City, according to the valuation of the same in a district known as the Downtown Development District. This tax is levied for the purpose of defraying the cost of the Downtown Development Authority.

Section 7, Adoption of Budget by Reference.

The general fund budget of the City is hereby adopted by reference, with revenues and activity expenditures as indicated in Sections 5 and 6 of this Act.

Section 8, Transfer Within Appropriation Centers.

The City Manager is hereby authorized to make budgetary transfers within the appropriation centers established throughout this budget. All transfers between appropriations may be made only by further resolution of the City Council pursuant to Section 10.5 of the City Charter and Section 19(2) of the provisions of the Michigan Uniform Accounting and Budget Act.

Section 9, Appropriations by Resolution.

The City Council may, by resolution, make additional appropriations during the 2018 Fiscal Year for unanticipated expenditures required of the City, but such expenditures shall not exceed the amount by which actual and anticipated revenues of the fiscal year are exceeding the revenues as estimated in the budget unless the appropriations are necessary to relieve an emergency endangering the public health, peace or safety.

Section 10, Effective Date.

This Ordinance shall take effect on July 1, 2017.

Approved this 15th day of May, 2017.

Sandra Wasson, Clerk

Carla J. Filkins, Mayor



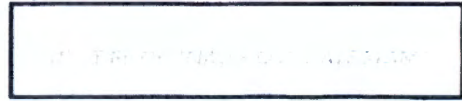
200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

BHB

Today's Date

5/29/2017-
6/5/2017
12/6/14 5/5/2017-
6-12-17

City Received Date



Banner Request Form

Monday Banner Start Date 5/12/17

Monday Banner End Date 6-12-17

(Banners are installed and removed on Mondays unless it is a Holiday, then it will be the following day)

(Banners may only be requested for one week at a time per form)

Reason for Banner Back to the Bricks - Cruise Cadillac

Organization Downtown Cadillac Association Contact Person _____

Contact Phone 775-0657 Contact Email [REDACTED]

City of Cadillac & State of Michigan Guidelines:

- ☒ Banner requested date is a minimum of 2 months prior to display date requested.
- ☒ Banner picture or a design proof is attached with this request form or it will not be approved.
- ☒ The City reserves the right to determine when the banner is hung during inclement weather.
- ☒ The City is not responsible for any damages to the banner.
- ☒ Banner requested is for a reasonable and public purpose.
- ☒ Banner does not display any legend or symbol which may be construed to advertise, promote the sale of, or publicize any merchandise or commodity, or be political in nature.
- ☒ The legend may contain the name of the sponsor paying for the banner if such is not an obvious advertising of and promotion of the sale of the sponsor's goods or services.
- ☒ The lettering of the sponsor's name or a logo does not exceed three inches if on a single line or two-inches if on more than one line.
- ☒ Banner does not contain an address or directions to location.
- ☒ Banner meets all the design specifications on the back of this form.
- ☒ The banner will be delivered to City Garage a minimum of **1 week before** banner is to be displayed.
- ☒ City Garage is located at 1001 6th Street and hours. Call Street Supervisor at (231)920 -7800 to schedule time.
- ☒ Banner will be picked up within **1 week after** being displayed; if it is not picked up, the banner will be disposed of.

Form must be mailed or delivered to the above address or emailed to: publicworks@cadillac-mi.net (**No Faxes accepted**)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name Jay D. Vandone Signature [Signature] Date 12/6/14

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

Streets _____	Date Approved _____	Comments _____
City Manager _____	Date Approved _____	Comments _____
State of Michigan _____	Date Approved _____	Comments _____
City Council _____	Date Approved _____	Comments _____

J

■
Sat. July 10
1000-5000
11:00-5:00 PM
at 1000 Niles

BACK TO THE BRICKS CADILLAC
www.backtobrickscadillac.org

Sun. June ■
Car Show Downtown
Vendors, Trophies



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

BHB
Saturday

Today's Date

12/10/16

City Received Date

MUST BE OFFICIALLY CITY DATE STAMP

Street & Parking Lot Closure Request Form

Please fill out a separate form for each date

Reason for Request Back to the Bricks - Cruise Cadillac

Contact Person Jay VanDine / Scott Dunlop

Contact Phone 775-0657 Contact Email [REDACTED]

Date: <u>10/10/17</u> Street Closures			
Street Name <u>Lake St.</u>	Beginning Location <u>Chapin St.</u>	Ending Location <u>Pine St.</u>	
	Beginning Time <u>8:00</u> AM/PM	Ending Time <u>6:00</u> AM/PM	
Street Name	Beginning Location	Ending Location	
	Beginning Time	Ending Time	
Street Name	Beginning Location	Ending Location	
	Beginning Time	Ending Time	
Street Name	Beginning Location	Ending Location	
	Beginning Time	Ending Time	

Date: <u>10/10/17</u> Parking Lot Closures			
Lot Location <u>Dept / Lake</u>	Street <u>Cass</u>	Nearest Cross Street <u>Lake</u>	
	Beginning Time <u>8:00</u> AM/PM	Ending Time <u>6:00</u> AM/PM	
Lot Location	Street	Nearest Cross Street	
	Beginning Time	Ending Time	
Lot Location	Street	Nearest Cross Street	
	Beginning Time	Ending Time	

Form must be mailed or delivered to the above address or emailed to: publicworks@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name Jay VanDine Signature [Signature] Date 11/28/16

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

Streets	Date Approved	Comments
Parks	Date Approved	Comments
Fire	Date Approved	Comments
Police	Date Approved	Comments
City Manager	Date Approved	Comments
City Council	Date Approved	Comments



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

BTHB Sunday

Today's Date

12/16/16

City Received Date

MUST BE OFFICIALLY CITY DATE STAMP

Street & Parking Lot Closure Request Form

Please fill out a separate form for each date

Reason for Request Back to the Bricks - Cruise Cadillac

Contact Person Joy Vandine / Scott Dunlap

Contact Phone 775-0657 Contact Email [REDACTED]

Date: <u>12/11/16</u>			
Street Closures			
Street Name <u>Mitchell</u>	Beginning Location <u>Cass</u>	Ending Location <u>Pine</u>	✓
	Beginning Time <u>7:00</u> AM/PM	Ending Time <u>7:00</u> AM/PM	
Street Name <u>Harris</u>	Beginning Location <u>Mitchell</u>	Ending Location <u>Lake</u>	✓
	Beginning Time <u>7:00</u> AM/PM	Ending Time <u>7:00</u> AM/PM	
Street Name <u>Cass</u>	Beginning Location <u>Mitchell</u>	Ending Location <u>Afton 26 Parking Lot</u>	★
	Beginning Time <u>7:00</u> AM/PM	Ending Time <u>7:00</u> AM/PM	
Street Name _____	Beginning Location _____	Ending Location _____	
	Beginning Time _____ AM/PM	Ending Time _____ AM/PM	

Date <u>12/11/16</u>			
Parking Lot Closures			
Lot Location <u>North CC</u>	Street <u>Harris</u>	Nearest Cross Street <u>Elk Alley</u>	✓
for vendors / music	Beginning Time <u>7:00</u> AM/PM	Ending Time <u>7:00</u> AM/PM	
Lot Location <u>South CC</u>	Street _____	Nearest Cross Street _____	
	Beginning Time _____ AM/PM	Ending Time _____ AM/PM	
Lot Location <u>body plaza parking lots</u>	Street _____	Nearest Cross Street _____	
	Beginning Time _____ AM/PM	Ending Time _____ AM/PM	

Form must be mailed or delivered to the above address or emailed to: publicworks@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name

Joy D. Vandine

Signature

[Signature]

Date

11/28/16

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

Streets _____

Date Approved _____

Comments _____

Parks _____

Date Approved _____

Comments _____

Fire _____

Date Approved _____

Comments _____

Police _____

Date Approved _____

Comments _____

City Manager _____

Date Approved _____

Comments _____

City Council _____

Date Approved _____

Comments _____

B+B



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date 12/6/14

City Received Date

Cadillac Rotary Performing Arts Pavilion Reservation Request Form

Please Submit 30-days Prior to Event Date

Event Back to the Bicks - Cruise Cadillac
Organization Downtown Cadillac Assoc. Contact Number 775-0687
Date of Event: 6/10/17 Set-up Time: 8 AM/PM Starting Time: 10 AM/PM Ending Time: 6 AM/PM

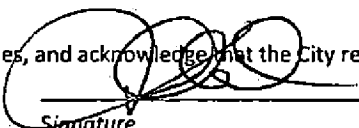
Special Requests: Please Circle

Electricity Water Wind Screens Sound System Movie Screen/Projector System

Usage Rules

1. Profanity and offensive language is strictly prohibited.
2. Noise must be limited to levels that do not disturb the peace, and must be lowered at the City's request.
3. No decorations, props, or appurtenances shall be used or placed in a manner that will cause damage to the Pavilion, grounds (including trees), or surrounding areas. The use of nails, tacks, staples, etc. is strictly prohibited, along with the use of stakes in the ground.
4. Movies/programs shown at the Pavilion are at the discretion of the City, and proper licensing to show copyrighted material is required. One potential resource is www.swank.com. MPAA ratings of G and PG are appropriate.
5. Any signage or decorations must be removed immediately following any event.
6. No vehicles are permitted on sidewalks or grass. However, the sidewalk immediately south of the pavilion can be utilized for temporary parking for the purpose of drop-off and/or pick-up of equipment only. Parking is prohibited on Lake Street, even if it has been closed for the event.
7. The sale of food and non-alcoholic beverages may require an additional license. (Code of Ordinances-Chapter 28)
8. The consumption or sale of alcoholic beverages requires approval of City Council. (Code of Ordinances-Chapter 26)
9. Fees - A \$35 non-refundable deposit is required to reserve the date and time of the event, and Rental Fees of \$30 per hour are due 30-days prior to the event date.

I understand and agree to comply with these rules, and acknowledge that the City reserves the right to change or cancel any event or program that is not in compliance with them.


Signature

Form must be mailed or delivered to Cadillac City Hall, Attention Public Works Department-Events at
200 N. Lake Street in Cadillac, MI 49601 (Faxes will not be accepted)

Print Name Jay D. VanDine Total Fees Required: _____ Total Fees Paid: _____ Date 12/6/14

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

Parks _____	Comments _____	Date Approved _____
Streets _____	Comments _____	Date Approved _____
Community Dev. _____	Comments _____	Date Approved _____
City Police _____	Comments _____	Date Approved _____
City Fire _____	Comments _____	Date Approved _____

B+B

CITY OF CADILLAC, MICHIGAN
REGISTRATION/APPLICATION FOR USE OF CITY PARK

Downtown Cadillac Association - #
Person/Group requesting use of park

Back to Bikes Cruise Cadillac
Type of Use

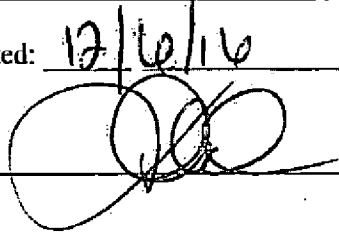
6/10-11/17 8 am 8 pm
Date of requested use Start Time End Time

Jay D. VanDine 201 N. Mitchell St.
Contact Person Address

Cadillac, MI 49601 231-775-0657
City/State/Zip Telephone Number

Special Requests:

Date Submitted: 12/6/16

Signature 

APPROVAL: _____
Clerk's Office/Date City Manager/Date

Public Works/Date

Fax: 231-775-8755
Phone: 231-775-0181

Fax or Mail to: City Clerk
200 N. Lake Street
Cadillac, MI 49601

Banner: 5/29/2017—6/12/2017

6/10/2017

Street Closure

- Lake St---Chapin St to Pine St

Parking Lot Closure

- Lake Front Parking Lot Between Chapin and Cass

6/11/2017

Street Closure

- Mitchell St----Cass St to Pine St
- Harris St-----Mitchell St to Lake St
- Cass St-----Mitchell St to After 26 Depot Entrance

Parking Lot Closure

- North Cadillac Commons Lot Harris St to Elk Alley
- South Cadillac Commons Lot



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date 4-8-17

City Received Date _____

RECEIVED
MUST BE OFFICIALLY DATED **APR 11 2017**

Farmer's Market Request Form

Name of Market Cadillac Area Farmers Market LLC
Contact Person Jean Kohler
Items Being Sold Fruits & Vegetables - Honey - Maple Syrup - Cheese - Candy Baked goods
Contact Phone [REDACTED] Contact Email [REDACTED]
Day of Market Friday First Market Date 6/16/17 Last Market Date 10/27/17
Start Time 8:00 : 4:30 AM PM End Time 4:30 : PM

City of Cadillac Guidelines:

Please read the following guidelines and initial to acknowledge your understanding

- JK Only Michigan homemade and/or home-grown produce, food, beverages, crafts, clothing etc... will be allowed
JK Markets are to be held in the parking on Lake Street between Cass & Chapin Streets
JK The four parking spaces in the north corner of parking lot must remain open for Amvets & After 26 customers
JK The market may not be available if a large festivals is needing that area (other locations may be available)
JK The City does not provide any tents, tables, chairs, rugs, extension cords, cones, barricades etc...
Stakes **may not** be hammered into the cement or grass (sand bags or other weights may be used)
JK Temporary signs may be placed 2 hours before & taken down within 2 hours after the market has ended
JK The temporary signs must meet the City of Cadillac Guideline for off premise signs
Locations for the signs may only be placed at the following:
1. Sidewalk at Mitchell & Cass Streets & Sidewalk at Mitchell & Chapin Streets
2. Tree Lawn at Lake & Cass Streets & Tree Lawn at Lake & Pine Streets
JK The area must be cleaned up from all trash within an 1.5 hours after the market has ended
JK Annual Market Permit of \$300.00 will be paid 10 days after council approval
____ Proof of Liability Insurance will be provided 10 days after council approval

Form must be mailed or delivered to the above address or emailed to: publicworks@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name Jean Kohler Signature Jean Kohler Date 4/8/17

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

Streets _____	Date Approved _____	Comments _____
Parks _____	Date Approved _____	Comments _____
Community Dev. _____	Date Approved _____	Comments _____
Fire _____	Date Approved _____	Comments _____
Police _____	Date Approved _____	Comments _____
City Manager _____	Date Approved _____	Comments _____
City Council _____	Date Approved _____	Comments _____



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date 4-8-17

City Received Date RECEIVED

MUST BE OFFICIALLY CAPTURED APR 11 2017

Farmer's Market Request Form

Name of Market Cadillac Area Farmers Market LLC
Contact Person Jean Kohler
Items Being Sold Vegetables Fruits - Honey - Maple Syrup Baked goods
Contact Phone [REDACTED] Contact Email [REDACTED]
Day of Market 6-16 Tuesday First Market Date 6/20/17 Last Market Date 6/31/17
Start Time 8:00 : AM PM End Time 4:30 : AM PM

City of Cadillac Guidelines:

Please read the following guidelines and initial to acknowledge your understanding

- JK Only Michigan homemade and/or home-grown produce, food, beverages, crafts, clothing etc... will be allowed
JK Markets are to be held in the parking on Lake Street between Cass & Chapin Streets
JK The four parking spaces in the north corner of parking lot must remain open for Amvets & After 26 customers
JK The market may not be available if a large festivals is needing that area (other locations may be available)
JK The City does not provide any tents, tables, chairs, rugs, extension cords, cones, barricades etc...
Stakes may not be hammered into the cement or grass (sand bags or other weights may be used)
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1. Sidewalk at Mitchell & Cass Streets & Sidewalk at Mitchell & Chapin Streets
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JK Annual Market Permit of \$300.00 will be paid 10 days after council approval
____ Proof of Liability Insurance will be provided 10 days after council approval

Form must be mailed or delivered to the above address or emailed to: publicworks@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name Jean Kohler Signature Jean Kohler Date 4/8/17

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

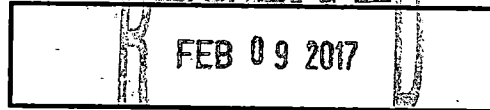
Streets	Date Approved	Comments
Parks	Date Approved	Comments
Community Dev.	Date Approved	Comments
Fire	Date Approved	Comments
Police	Date Approved	Comments
City Manager	Date Approved	Comments
City Council	Date Approved	Comments



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date _____

City Received Date



BY: _____

Cadillac Rotary Performing Arts Pavilion Reservation Request Form

Please Submit 30-days Prior to Event Date

Event Walk 4 Life

Organization Life Resources of Northern Michigan Contact Number 231-775-1545

Date of Event: 6/13/17 Set-up Time: 8 AM PM Starting Time: 9 AM PM Ending Time: 10 AM PM

Special Requests: Please Circle

Electricity

Water

Wind Screens

Sound System

Movie Screen/Projector System

Usage Rules

1. Profanity and offensive language is strictly prohibited.
2. Noise must be limited to levels that do not disturb the peace, and must be lowered at the City's request.
3. No decorations, props, or appurtenances shall be used or placed in a manner that will cause damage to the Pavilion, grounds (including trees), or surrounding areas. The use of nails, tacks, staples, etc. is strictly prohibited, along with the use of stakes in the ground.
4. Movies/programs shown at the Pavilion are at the discretion of the City, and proper licensing to show copyrighted material is required. One potential resource is www.swank.com. MPAA ratings of G and PG are appropriate.
5. Any signage or decorations must be removed immediately following any event.
6. No vehicles are permitted on sidewalks or grass. However, the sidewalk immediately south of the pavilion can be utilized for temporary parking for the purpose of drop-off and/or pick-up of equipment only. Parking is prohibited on Lake Street, even if it has been closed for the event.
7. The sale of food and non-alcoholic beverages may require an additional license. (Code of Ordinances-Chapter 28)
8. The consumption or sale of alcoholic beverages requires approval of City Council. (Code of Ordinances-Chapter 26)
9. Fees - A \$35 non-refundable deposit is required to reserve the date and time of the event, and Rental Fees of \$30 per hour are due 30-days prior to the event date.

I understand and agree to comply with these rules, and acknowledge that the City reserves the right to change or cancel any event or program that is not in compliance with them.

Lu Ann Graf
Signature

Form must be mailed or delivered to Cadillac City Hall, Attention Public Works Department-Events at
200 N. Lake Street in Cadillac, MI 49601 (Faxes will not be accepted)

Print Name Lu Ann Graf Total Fees Required: _____ Total Fees Paid: _____ Date ____/____/____

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

Parks _____
Streets _____
Community Dev. _____
City Police _____
City Fire _____

Comments _____
Comments _____
Comments _____
Comments _____
Comments _____

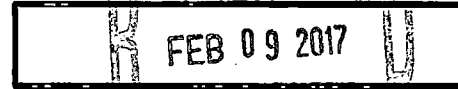
Date Approved _____
Date Approved _____
Date Approved _____
Date Approved _____
Date Approved _____



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date _____

City Received Date _____



BY: _____

Request Planning Guide

Must be completed for every request within the Cadillac City Limits & Returned to City 30 Days before Event

Applicant Name (Print) Lu Ann Graf Contact Person(s) same

Contact Phone(s) [REDACTED] 231-775-1545 Contact Email advancement.director@liferesourcesmi.org

Sponsoring Organization Life Resources of Northern MI ☐ Private ☒ Non-Profit Exemption _____

Purpose(s) & Benefit(s) to Community Annual Walk fundraiser to support those in pregnancy and parenting.

Beginning Date: 6/13/17 [REDACTED] Reoccurring: YES ☐ NO ☒

1st Day 6-17 Set-up 8:00 AM/PM Start 9:00 AM/PM End 10:00 AM/PM Tear-down 10:30 AM/PM

2nd Day _____ Set-up _____ AM/PM Start _____ AM/PM End _____ AM/PM Tear-down _____ AM/PM

3rd Day _____ Set-up _____ AM/PM Start _____ AM/PM End _____ AM/PM Tear-down _____ AM/PM

4th Day _____ Set-up _____ AM/PM Start _____ AM/PM End _____ AM/PM Tear-down _____ AM/PM

5th Day _____ Set-up _____ AM/PM Start _____ AM/PM End _____ AM/PM Tear-down _____ AM/PM

YES ☒ NO ☐ Will you be requesting permission to close any streets or parking lots? (Form 1)

YES ☐ NO ☒ Will you be requesting permission to display any off site signage? (Form 2)

YES ☐ NO ☒ Will you be requesting permission to display a banner over Mitchell Street? (Form 3)

YES ☐ NO ☒ Will you be requesting permission to hold Farmer's Markets? (Form 4)

YES ☒ NO ☐ Will you be requesting permission to reserve the Rotary Pavillion? (Form 5)

YES ☐ NO ☒ Will you be requesting permission to use any City Parks? (Form 6)

YES ☐ NO ☒ Will you be requesting permission to have a parade? (Form 7)

YES ☐ NO ☒ Will you be requesting permission to hold any races? (Form 8)

YES ☐ NO ☒ Will you be requesting permission to serve alcoholic beverages? (Form 9)

YES ☐ NO ☒ Will your event include a craft show, trade show, fair, carnival, fireworks display, tent/membrane structure, or other large assembly functions? (Form 10)

If you answered YES to any of the above questions, additional form(s) must be completed for each one. All forms must be completely filled out and all information provided before requests will be brought to City Council for approval.

No additional requests other than those requested on these forms will be approved.

Form must be mailed or delivered to the above address or emailed to: publicworks@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

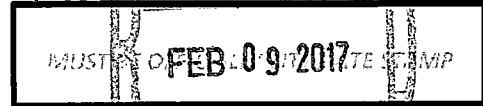
Print Name Lu Ann Graf Signature Lu Ann Graf Date 2/7/17



200 N. Lake Street
Cadillac MI 49601
Phone (231) 775-0181
www.cadillac-mi.net

Today's Date _____

City Received Date FEB 09 2017



Street & Parking Lot Closure Request Form

Please fill out a separate form for each date

Reason for Request Walk 4 Life

Contact Person Lu Ann Graf

Contact Phone [REDACTED] Contact Email advancement.director@liferesourcesnm.org

Date: <u>6/8/17</u>		Street Closures	
Street Name <u>Lake St</u>	Beginning Location _____	Ending Location _____	
<u>block in front of pavilion</u>	Beginning Time <u>8:00</u> AM/PM	Ending Time <u>10:00</u> AM/PM	
Street Name _____	Beginning Location _____	Ending Location _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	
Street Name _____	Beginning Location _____	Ending Location _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	
Street Name _____	Beginning Location _____	Ending Location _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	

Date ____/____/____		Parking Lot Closures	
Lot Location _____	Street _____	Nearest Cross Street _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	
Lot Location _____	Street _____	Nearest Cross Street _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	
Lot Location _____	Street _____	Nearest Cross Street _____	
	Beginning Time ____:____ AM/PM	Ending Time ____:____ AM/PM	

Form must be mailed or delivered to the above address or emailed to: publicworks@cadillac-mi.net (No Faxes accepted)

I understand and agree to these requirements & understand if these are not met the request will be denied.

Print Name Lu Ann Graf Signature Lu Ann Graf Date 2/7/17

Request will be reviewed & you will be notified if additional information is needed and/or if request is approved or denied.

For Office Use Only

Streets _____	Date Approved _____	Comments _____
Parks _____	Date Approved _____	Comments _____
Fire _____	Date Approved _____	Comments _____
Police _____	Date Approved _____	Comments _____
City Manager _____	Date Approved _____	Comments _____
City Council _____	Date Approved _____	Comments _____

May 15, 2017

Council Communication

Re: Manhole Rehabilitation/Reconstruction Bid

The FY2017 and FY2018 budgets for the Water and Sewer Fund include the appropriation of \$25,000 per year for manhole rehabilitation/reconstruction. The purpose of this project is to prolong the structural integrity of twenty-five (25) existing manholes by lining them with a new interior coating, thereby extending the useful life of this infrastructure. Competitive bids were solicited and the following bids were received:

Vendor	Liner Type	Bid
Culy Contracting Inc. Winchester, Indiana	Epoxy	\$40,905
R & A Environmental Rehab Clare, Michigan	Epoxy	\$59,870
Advanced Underground Inspection, LLC Westland, Michigan	Epoxy	\$37,780
Front Range Environmental McHenry, Illinois	Epoxy	\$37,240

Recommended Action

It is recommended that the contract for manhole rehabilitation/reconstruction be awarded to Front Range Environmental in the amount of \$37,240. Funds for this project are available in the Water and Sewer Fund.

May 11, 2017

Council Communication

RE: 2017 Utility and Street Improvements

The work includes the following approximate quantities of major items:

14,000 Syd Street Reconstruction
9,000 Lft Curb and Gutter
2,400 Ton HMA, 4E1
4,500 Lft Sanitary Sewer
1,750 Lft Water Main

2017 Utility and Street Improvements:

- **Blodgett Street**
- **Garfield Street**
- **Marble Street**

On May 11, 2017, the City of Cadillac held a bid opening on the above referenced project. The following bids were received:

Contractor	Bid
C.J.'s Excavating, Inc. Cadillac, Michigan	\$967,814.91
Pete's Contracting, Inc. Falmouth, MI	\$1,075,941.20
Elmer's Crane & Dozer, Inc. Traverse City, MI	\$1,133,198.00
D.J. McQuestion & Sons, Inc. Leroy, MI	\$1,222,972.90

Recommended Action

It is recommended that the contract for the 2017 Utility and Street Improvements Project be awarded to C.J.'s Excavating, Inc. for the bid amount of **\$967,814.91**.

In addition, a 15% contingency is requested for City engineer-approved field changes in unit quantity or scope due to unknowns in underground municipal construction, bringing the total recommended award to a total of **\$1,112,987.15**

The Engineer's estimate for this project was \$1,122,900.

May 15, 2017

Council Communication

Re: Recommendation to purchase police protective equipment (ballistic vests)

The Cadillac Police Department (CPD) is required to purchase bullet-proof ballistic vests for sworn officers per department policy and union contracts. The effective life of a bullet-proof ballistic vest is 5 years. All manufacturers of ballistic vests recommend replacing them after that time. The vests currently in use by CPD are 6 years old.

Two quotes were obtained from two different Michigan based vendors. CPD considers several factors for the purchase of personal body armor. Fit, comfort, durability, ability to perform duties while wearing, and the protection (threat) level are some of those factors. This important piece of protective equipment is worn for 12 plus hours at a time by the officers.

All models of vests analyzed by the CPD meet the standards set by the National Institute of Justice (NIJ) on body armor. This standard is required for the purchase to be eligible for a 50% matching grant by the Bullet Proof Vest Partnership (BVP). CPD has applied for and received a 50% matching grant for the 2015 BVP, which expires at the end of August 2017.

After researching various products, a particular brand and model was singled out that best meets the needs of CPD officers. The Michigan based vendor that provides this vest is Central Michigan Police Distributors, Inc. CPD has a long history with this vendor and is pleased with their performance and delivery of important police equipment. Furthermore, body armor pricing is similar across the board and any savings from bidding the vests would be nominal and result in delays.

CPD desires to go with the Armor Express Razor vest as provided by Central Michigan Police Equipment, Inc.

Vendor	Manufacturer & Model	Quote
Central Michigan Police Distributors, Inc	Armor Express Razor Threat Level II	\$10,460
Unitex Direct, Inc.	LiteX II (1) Concealable Carrier and [STP] 5x8" Soft Trauma Plate	\$9,150

Recommendation:

It is recommended that council waive competitive bidding and award the purchase of fifteen (15) bullet proof vests to Central Michigan Police Distributors, Inc. at a cost of \$10,460. After grant reimbursement funds are received and applied, the net cost of the vests is estimated to be \$5,230. Funds are available in the General Fund.

Customer Signature



200 North Lake Street • Cadillac, Michigan 49601
231.775.0181 • fax 231.775.8755
www.cadillac-mi.net

May 12, 2017

Lake Mitchell Sewer Authority
3161 S. Lake Mitchell Drive
Cadillac, MI 49601

Re: Contract for Wastewater Treatment

As you know, the City's obligation to continue providing services under the current agreement with Cherry Grove, Selma and Clam Lake Townships ("Townships") terminates on May 13, 2017. We are pleased that the Lake Mitchell Sewer Authority ("Authority") has agreed to a new rate structure for the continuation of wastewater transmission, treatment and discharge services provided by the City. Thus, time is of the essence to formally approve the new agreement between the City, Authority and Townships.

Previously, the City provided the Authority with a draft contract and representatives of the Authority and the City have met on several occasions to discuss the contents of that contract. Enclosed is a revised contract including Exhibit A between the City, Authority and Townships that incorporates the agreed upon rate structure. Additionally, revisions were made to address changes to the maximum allowable flow capacity, the allocation of that capacity amongst the Townships and some other minor and technical changes. We trust we have included the substance of the parties' understanding.

While it likely goes without saying, the attached contract remains subject to approval by the respective Council and Boards of the parties to the contract. Until such time as the contract is formally approved, the City will commence billing the Authority two (2) times the charges, rates and fees as permitted by Sec. 42-375(b) and Sec. 42-238(g) of the Cadillac City Code. However, as you will see, once formally approved, the effective date of the contract is May 14, 2017 and the City will adjust charges, rates and fees in accordance with the contract.

Please review the attached contract including Exhibit A. Exhibit B is being compiled, and simply shows the connection points with the City system. Exhibit B will be provided as soon as it is available. Please also deliver a copy for execution to the Townships, and return by June 30, 2017.

Sincerely,

A handwritten signature in dark ink, appearing to read "M. Peccia", is written over a horizontal line.

Marcus Peccia, City Manager

CC:

City Council & City Attorney
Jeff Dietlin, Utilities Director

SANITARY SEWER SERVICE CONTRACT

This **Contract** is made on _____, 2017 and shall be effective beginning May 14, 2017, between the Lake Mitchell Sewer Authority, a municipal authority and public body corporate (the "**Customer**"), the Townships of Selma, Clam Lake and Cherry Grove, Michigan municipal corporations (the "**Townships**") and the City of Cadillac, a Michigan home rule city (the "**City**") (collectively referred to as the "**Parties**").

STATEMENT OF FACTS

The Parties agree to the following facts:

A. Under the Urban Cooperation Act, 1967 PA 7, Ex. Sess., as amended, MCL 124.501 et seq. ("**Act 7**"), public agencies may create interlocal agreements to jointly exercise any power, privilege, or authority that the agencies share in common and that each might exercise separately.

B. Customer and the City are public agencies under Act 7. Each is authorized to provide sanitary sewer service by establishing, operating, and maintaining a sanitary sewer system.

C. Pursuant to the provisions of 1957 PA 185, as amended, the Townships, through the Wexford County Department of Public Works, previously entered into a Wastewater Treatment Agreement with the City dated May 13, 1977 to, among other things, provide for the transmission, treatment and discharge by the City of wastewater originating in the Townships.

D. In 2015, pursuant to the Municipal Sewage and Water Systems Act (PA 233 of 1955), the Townships created Customer for the purposes of acquiring, owning, improving, enlarging, extending, and operating a sewage disposal system in the Townships.

E. The Customer, on behalf of the Townships, desires to negotiate a new service contract that is expressly intended to entirely and completely replace and supersede the contract dated May 13, 1977 and to provide for the continued transportation, treatment and discharge of wastewater by the City.

F. By executing this Contract, the Townships acknowledge and agree Customer has the right to enter into this Contract and upon the effective date of this Contract the Wastewater Treatment Agreement dated May 13, 1977 shall be of no further force or effect.

In exchange for the consideration of mutual covenants, benefits and other consideration set forth above and below, the receipt and sufficiency of which is hereby acknowledged by the Parties, the Customer, Townships and City agree as follows:

ARTICLE 1 DEFINITIONS

1.1 The following words and expressions, or pronouns used in their stead, shall mean as follows:

"City System" shall mean the City-owned Wastewater treatment facility and any sewer that conveys wastewater to the treatment facility, pipes, sewers or other conveyances or facilities providing Wastewater collection, transportation or treatment. City System shall not include any Local Sewer System.

"Contract" shall mean this contract to provide Services only and includes each of the various provisions and parts of this document, including the Statement of Facts, all attached Exhibits and any amendments, as may be executed by the duly authorized representatives of the Parties. This Contract shall not be construed as conveying any right, title or interest in any part of the City System.

"Customer" shall mean the Lake Mitchell Sewer Authority, a municipal authority and public body corporate.

"Customer Connection" shall mean any connection of the Local Sewer System with the City System, identified on Exhibit B.

"CCUD" shall mean the City of Cadillac Utilities Department.

"Exhibit A" shall be a description and depiction of the Service Area from which Wastewater shall be delivered to the City System by Customer and Townships.

"Exhibit B" shall be a diagram depicting the location of the Local Sewer System, Customer Connections and other relevant information of the Local Sewer System.

"Flow" shall mean wastewater delivered by Customer from the Service Area to the City System. It shall include Wastewater from residents, businesses, institutions, Significant Industrial Users and all Infiltration and Inflow.

"GPD" shall mean the amount of Flow equal to gallons per day.

"Infiltration" shall mean groundwater that enters the sanitary System through, by way of example, damaged pipe sections, cracks or erosion in pipes, leaky joints, and/or poor manhole connections.

"Inflow" shall mean the stormwater that enters the Local Sewer System through, by way of example, direct connection of downspouts, sump pumps, foundation drains and/or storm sewers.

"Institutions" shall mean facilities that generate Wastewater that are not otherwise accounted for in the determination of sanitary wastewater from residents, businesses, and

Significant Industrial Users. Examples of institutions may include, but are not limited to, major shopping areas, hospitals, large state or federal parks, colleges, and large hotels.

“Local Sewer System” shall mean all sewer and related infrastructure that collects Wastewater within the Service Area for delivery at the point of connection to the City System.

“Maximum Allowable Flow Capacity” shall mean the maximum allowable Flow of Wastewater that Customer may deliver to the City System. This limit shall be expressed as peak GPD.

"MDEQ" shall mean the Michigan Department of Environmental Quality or any successor agency having jurisdiction over the regulation of Wastewater.

"Meter" shall mean a Wastewater Flow meter.

"Notices" shall mean all notices, consents, approvals, requests and other communications required to be given under the terms of this Contract.

“OMR&R” shall mean operation, maintenance, repair and replacement, operated, maintained, repaired or replaced or any variation or combination of the same as the context of this Contract may dictate.

"Service Area" shall mean the geographic area from which Wastewater may be delivered to the City System by Customer as designated in Exhibit A to this Contract.

"Services" shall mean the collection and transportation of Wastewater by City from the Customer Connection through the City System for transportation, treatment, discharge and disposal.

“Significant Industrial Users” shall mean any industrial user who (i) discharges to the Local Sewer System 25,000 GPD or more of Wastewater that is generated by industrial processes and/or those facilities whose Wastewater discharges are subject to the national categorical pretreatment standards, (ii) contributes Wastewater that makes up five (5) percent or more of the dry weather hydraulic or organic capacity of the Local Sewer System, or (iii) has a reasonable potential, in the opinion of the CCUD, to adversely affect the City System. Significant Industrial Users must obtain a permit issued by the CCUD Industrial Pretreatment Program for Wastewater discharges to the Local Sewer System.

“Term” shall have the meaning set forth in Section 7.01.

“User” shall mean the premises, property or facility, including any person or any entity within the Service Area discharging Wastewater to the Local Sewer System or the City System.

“Wastewater” shall be synonymous with sanitary sewage and shall mean the liquid and water-carried industrial or domestic liquid and solid wastes from dwellings, commercial buildings, industrial facilities, and institutions, together with any Infiltration and Inflow into the Local Sewer System or City System, whether treated or untreated.

“Water Meter” shall mean a meter to accurately measure a User’s water usage, whether such water is delivered to the premises, property or facility by a publicly owned water system or public or private water well.

ARTICLE 2 CITY AND CUSTOMER OBLIGATIONS

2.1 Customer Transport Obligations and Local Sewer System. It shall be the obligation of the Customer to construct, OMR&R the Local Sewer System to transport Wastewater originating within the Service Area to the point of connection to the City System. The City shall not have any liability whatsoever for the Local Sewer System located in the Service Area including, but not limited to, claims, suits or any other actions alleging damages to persons or property and, by executing this Contract, Customer agrees to hold the City harmless and indemnify it against any such claims, suits or actions. Notwithstanding, Customer shall not be required to hold the City harmless or indemnify it against claims, suits or actions arising solely from the OMR&R of the City System.

2.2 Customer and User Connections and OMR&R. All connections to the City System must first be approved by the City in writing, in its sole discretion, and made at Customer’s or User’s sole cost and expense. Each Customer Connection to the City System shall be equipped, at Customer’s sole cost and expense, with a Meter capable of measuring the Flow, except as otherwise permitted in writing by the City in its sole discretion. Users connected directly to the City System shall install a Water Meter at Customer’s or User’s sole cost and expense, except as otherwise permitted in writing by the City in its sole discretion. Customer and User shall be responsible for all OMR&R costs and expenses of all connections to the City System.

2.3 Customer Responsibility for Local Sewer System. Customer is responsible for the OMR&R of its Local Sewer System. During the Term of this Contract, the Local Sewer System shall be properly OMR&R. Proper OMR&R shall include, but not be limited to, removing excess Infiltration and Inflow and annual operation and maintenance reports. Customer shall be responsible for all damages to the City System as a result of Wastewater delivered to the City System by Customer or User and Customer shall indemnify the City for any damage, claims, suits or actions for any such damages to the City System or any other persons or property. Notwithstanding, Customer shall not be required to hold the City harmless or indemnify it against claims, suits or actions arising solely from the OMR&R of the City System.

2.4 Insurance. City shall secure and maintain adequate insurance, in its sole discretion, for the OMR&R of the City System and Customer shall secure and maintain adequate insurance, in its sole discretion, for the OMR&R of the Local Sewer System.

ARTICLE 3 PROPERTY

3.1 Maximum Allowable Flow Capacity. City shall provide Services for a Maximum Allowable Flow Capacity of 140,000 GPD.

3.2 Additional Connections. Notwithstanding the Maximum Allowable Flow Capacity, City shall be entitled to prior notice of any additional connections to the Local Sewer System that, individually or in the aggregate on a quarterly basis, have the potential, based on anticipated land use and/or buildout of any property or facility, to increase the Flow to the City System by more than 5000 GPD. Any such additional connections shall be approved in advance by the City. Customer shall request in writing that the City review plans and specifications prior to any connection to the Local Sewer System that has the potential to increase the Flow as stated in this paragraph. Within thirty (30) days of receiving any such request from Customer, and provided Customer has submitted all necessary plans and specifications to City and any such request will not exceed the Maximum Allowable Flow Capacity, City shall approve any such request.

3.3 Delivery of Flow. Customer agrees to deliver all Wastewater generated within the Service Area to the City System. Provided Customer is in compliance with the terms and conditions of this Contract and Customer does not exceed the Maximum Allowable Flow Capacity, City agrees to accept all flow generated within the Service Area and delivered to the City System.

3.4 Calculation of Rates and Charges. Customer shall pay City for Flow delivered to the City System by Customer or User at such rates as City may establish from time to time pursuant to Article 15 of this Contract.

3.5 Enforcement of Maximum Allowable Flow Capacity. The Parties acknowledge that Customer deviations over the Allowable Flow Capacity may occur from time to time. In such event, City will accept Flow in excess of the Maximum Allowable Flow Capacity if it can practically do so without causing damage to the City System, other Customers, or to Users of the City System within or outside of the Service Area, including those Users within the City. Customer shall, in addition to the rates established under Article 15, be subject to a surcharge in the amount of \$1.00 per 100 cubic feet of metered Wastewater for any excess Flow if Customer exceeds the Maximum Allowable Flow Capacity for a period of three (3) consecutive months, which evidences a pattern of excess. City shall give written notice of such excesses to Customer and thereafter, City and Customer shall meet and attempt to develop a plan for reducing or eliminating the excesses or adjusting the Maximum Allowable Flow Capacity to accommodate the excesses. If Customer exceeds the Maximum Allowable Flow Capacity for more than six (6) months in any twelve (12) month period it shall be deemed a material breach of this Contract and the City shall be entitled to injunctive relief to abate the excesses and shall have the right to pursue any other available remedies, including, but not limited to requiring additional surcharge payments described in this paragraph and an action for breach of contract and all damages, including consequential damages arising or related to the breach.

3.6 Notification of Emergency and Excess Flows. City shall use reasonable efforts to notify a representative of Customer of any emergency if notification is required to the MDEQ. Customer's designated representative shall timely inform any affected User of any emergency. Customer shall use reasonable efforts to notify City of any emergency or possible excess Flow.

3.7 Audit and Notification of New Connections. City shall have the right to audit the number of Users connected to the Local Sewer System or the City System annually. Every three (3) months, Customer shall notify City of any connections to the Local Sewer System or the City System and shall certify the number of Users pursuant to Section 15.1.1 of this Contract.

ARTICLE 4

DATA COLLECTION; METER MAINTENANCE AND ACCURACY; NOTIFICATION OF EMERGENCY AND EXCESS FLOWS

4.1 Water Meter Requirement. All Users in the Service Area whose Wastewater Flow does not pass through a Meter prior to entering the City System shall be equipped with a Water Meter and MXU, which shall be owned by Customer and meet the following specifications, or any equivalent devices compatible with City equipment that allows City to collect data on water usage:

Water Meter: Sensus I-Pearl, 3/4"

MXU: Sensus FlexNet, Model 510M

The data collected on water usage shall be used for billing purposes and in accordance with the rates and charges for Services charged by City to Customer.

4.2 Data Collection. City may estimate Flow delivered to the City System using methods which include, but are not limited to, Flow metering, and each Party agrees to share any Flow data or estimates that it has with the Party requesting any Flow data or estimates. Customer shall be required to account for Flow delivered to the City System at each Customer Connection using data collected from the Meters and Water Meters.

4.3 Meter Maintenance. Customer shall ensure the maintenance of its Meters and Water Meters and associated data acquisition equipment. Customer shall collect data in accordance with generally accepted engineering practices. Notwithstanding, City may also collect data of Flow from either the Meters or Water Meters at any time and in its sole discretion.

4.4 Meter Accuracy. Customer shall ensure the accuracy of its Meters and Water Meters. With reasonable notice, City shall have the right to inspect Customer's Meters and Water Meters and check for proper operation, including inspection of records. The accuracy of the Meters and Water Meters shall be reviewed on a regular basis and findings compared to the then best available technology. In the event that the accuracy of a Meter or Water Meter is found to be unsatisfactory, Customer, as soon as practicable, will repair, rehabilitate or replace its Meters or Water Meters.

4.5 Estimate of Usage. In the event Meters or Water Meters fail to correctly measure the quantity of Flow transmitted by Customer or water usage by any User for any period of time,

City shall provide an estimate of the quantity of Flow generated by Customer or User for such period utilizing an average of the last five (5) years of historical data (or any number of years less than five (5) if five (5) year historical data is not available).

ARTICLE 5 FLOW ALLOCATION

5.1 Flow Allocation. Customer may allocate the Maximum Allowable Flow Capacity between the Townships in any manner it deems sufficient, provided the City System is capable of receiving the Flow at the Customer Connection points with the City System. However, no one Township may be allocated Maximum Allowable Flow Capacity in excess of 70,000 GPD without City's written consent. City may approve or deny such assignment in its sole discretion.

5.2 Limitation on Assignment. Except for the Townships designated in this Contract, Customer shall not assign or otherwise transfer any or all of the Maximum Allowable Flow Capacity to any person or entity nor shall Customer permit any person or entity outside of the Service Area to connect to the Local Sewer System without City's written consent. City may approve or deny such assignment or transfer in its sole discretion.

ARTICLE 6 SERVICE AREA

6.1 Service Area. The Service Area from which City agrees to provide Services to Customer shall be as shown in **Exhibit A**. City shall have no obligation or responsibility to provide Services outside of the Service Area under any circumstances, unless City expressly agrees to do so in writing. City may approve or deny providing Services outside of the Service Area in its sole discretion.

ARTICLE 7 TERM

7.1 Term. City shall provide Services to Customer in accordance with the terms and conditions of this Contract for a period of twenty-one (21) years from the effective date of this Contract (the "Term"). During the Term, Customer shall deliver all Wastewater Flow originating from within the Service Area to the Local Sewer System and to the City System. Customer shall not contract with any other entity or municipality to provide Services within the Service Area during the Term. City shall be entitled to specific performance of the terms and conditions of this Contract in the event of breach by Customer. At the conclusion of the Term, and if the Contract is not extended pursuant Section 7.2, City shall not be obligated to continue to provide any Services to Customer or the Townships. This Contract is effective following approval by resolution by the Cadillac City Council, the Townships' Boards and Customer.

7.2 Extension of Term. The Term under Section 7.1 may be extended for a successive twenty (20) years by the Parties any time within two (2) years prior to the expiration of the Term, provided such extension is in writing and is approved by resolution by the Cadillac City Council, Townships and Customer, or any of their successors or assigns.

ARTICLE 8 CONSTRUCTION STANDARDS

8.1 Design Specifications and Construction. Customer shall abide by the design specifications and construction standards as adopted, from time to time, by City. Moreover, Customer shall submit plans and specifications for any extensions or additions to the Local Sewer System to CCUD for review and obtain written approval from CCUD prior to the installation of any such extensions or additions. CCUD will review the plans and specifications within ten (10) days of submission of complete plans and specifications to CCUD and provide Customer with a specific written determination as to its approval, which shall not be unreasonably withheld, or disapproval of the plans and specifications. However, City may disapprove any plans and specifications for any extension or additions to the Local Sewer System that proposes to serve any property outside of the Service Area or which may exceed the Maximum Allowable Flow Capacity.

ARTICLE 9 PAYMENT FOR SERVICES

9.1 Bills for Services. Bills for Services shall be rendered to Customer on a monthly basis. All such bills shall be due and payable by the fifth (5th) day of each month. Any portion of the bill that is not paid by the due date shall be subject to a finance charge at a rate of five percent (5%) per month for each subsequent month that such bill remains unpaid. Any portion of the total bill, plus any finance charge applied to the bill which are not paid by the next billing date, shall be shown on the next bill as arrears. If the bill is not timely paid, Customer shall be in breach of this Contract and City shall be entitled to commence collection proceedings for any or all amounts in arrears and City shall be entitled to all of its costs and attorneys fees incurred as a result of the breach.

ARTICLE 10. EMERGENCY SITUATIONS

10.1 Force Majeure. No failure or delay in performance of this Contract, by any Party, shall be deemed to be a breach thereof when such failure or delay is caused by a force majeure event, including but not limited to, any Act of God, strikes, lockouts, wars, acts of terrorism, riots, epidemics, explosions, sabotage, breakage or accident to machinery or lines of, the binding order of any court or governmental authority, or any other cause, whether of the kind enumerated in this Article 10 or otherwise, not within the control of a Party, except that no cause or contingency shall relieve Customer of its obligation to make payment for Services provided by City.

10.2 Exception for Matters Within Party's Control. Failure or delay in performance of this Contract caused by a Party's failure to satisfy its obligations under this Contract shall not constitute a force majeure event for purposes of Section 10.1, provided that Party had any control over such failure or delay.

ARTICLE 11 ASSIGNMENT

11.1 Contract Assignment. In the event Customer dissolves, no longer exists or is otherwise incapable of performing the obligations under this Contract, this Contract shall be immediately assigned to the Townships by operation of this Article without any additional formal action by Customer or Townships and Townships shall remain obligated to the terms and conditions of this Contract to the same extent and degree as the same may apply to Customer for the Service Area located in the respective Townships for the Term, including but not limited to payment for Services provided by City. Any Townships that withdraw from Customer during the Term shall remain obligated to the terms and conditions of this Contract to the same extent and degree as the same may apply to Customer for the Service Area located in the respective Townships for the Term, including but not limited to payment for Services provided by City. Except as otherwise provided herein, this Contract shall not be assigned, in whole or in part, by Customer without the prior written consent of City, in its sole discretion.

11.2 Flow Assignment Prohibited. Except as provided in Article 5 of this Contract, Customer shall not assign any part of the Maximum Allowable Flow Capacity and the parties expressly acknowledge and agree this Contract is for Services only and neither Customer nor Townships have any interest, right or title to any component of or capacity of the City System other than the City's obligation to render the Services provided by this Contract.

ARTICLE 12 AMENDMENT

12.1 Amendments. No amendment to this Contract shall be effective and binding upon the Parties unless it expressly makes reference to this Contract, is in writing, is approved by Customer, Townships and City by duly adopted resolutions and is signed and acknowledged by duly authorized representatives of the respective Parties.

ARTICLE 13 NOTICES

13.1 Except as otherwise specified in this Contract, all notices, consents, approvals, requests and other communications (collectively, "Notices") required or permitted under this Contract shall be given in writing and mailed by first class mail, addressed as follows:

If to the City:
Attn: City Manager and Director of Utilities
City of Cadillac
200 N. Lake Street
Cadillac, Michigan 49601

If to Customer:
Attn: _____
4830 E. M-55
Cadillac, Michigan 49601

If to Cherry Grove Township:

Attn: _____

4830 E. M-55

Cadillac, Michigan 49601

If to Selma Township:

Attn: _____

4104 S. 35 Road

Cadillac, Michigan 49601

If to Clam Lake Township:

Attn: _____

8809 E. M-115

Cadillac, Michigan 49601

13.2 All Notices shall be deemed given on the day of post marked mailing. Any Notice given by a Party hereunder must be signed by an authorized representative of such Party.

13.3 Notwithstanding the requirement above as to the use of first class mail, change of address Notices and termination Notices shall be sent by certified mail, postage prepaid, return receipt requested.

ARTICLE 14 MISCELLANEOUS

14.1 Enforceability. If any provision of this Contract or its application to any person or circumstance shall to any extent be invalid or unenforceable, the remainder of this Contract shall not be affected and shall remain valid and enforceable to the fullest extent permitted by law.

14.2 Integration. This Contract contains the entire agreement between the Parties and is intended to completely replace and supersede all prior agreements, including but not limited to the Wastewater Treatment Agreement dated May 13, 1977, which, on the effective date of this Contract shall be void and of no further force or effect. No Party has made any representations except those expressly set forth in this Contract, and no rights or remedies are, or shall be, acquired by any Party by implication or otherwise unless expressly set forth in this Contract.

14.3 Headings. The headings of the sections of this Contract are for convenience only and shall not be used to construe or interpret the scope or intent of this Contract or in any way affect the same.

14.4 Jurisdiction. The rights and remedies set forth in this Contract are not exclusive and are in addition to any of the rights or remedies provided by law or equity. This Contract and all actions arising under it shall be governed by, subject to, and construed according to the laws of the State of Michigan. Each Party agrees, consents and submits to the exclusive personal

jurisdiction of any state or federal court of competent jurisdiction in Michigan, for any action arising out of this Contract.

14.5 Execution of Contract. This Contract may be executed in any number of originals, any one of which shall be deemed an accurate representation of this Contract. Promptly after the execution of this Contract, City shall provide a copy to the Customer.

14.6 Pending Litigation. It is hereby agreed that this Contract is not intended in any way to affect the duties, rights and/or obligations of any Party in any pending litigation or appeal, nor shall this Contract be construed against any Party in any pending litigation or appeal.

14.7 Contract Beneficiaries. The rights and benefits under this Contract shall inure to the benefit of and be binding upon the Parties.

14.8 Third Party Beneficiaries. There are no other third party beneficiaries to this Contract and this Contract shall not be construed to benefit any persons or entities. Notwithstanding, Customer acknowledges and agrees that it represents the interests of the Townships and has the requisite authority to act on their behalf. In the event Customer dissolves, no longer exists or is otherwise incapable of performing the obligations under this Contract, Townships agree to be bound to the terms and conditions of this Contract, pursuant to Section 11.1 of this Contract.

ARTICLE 15 RATES AND CHARGES

15.1 Rates and Charges. Customer agrees to pay for all Services supplied by City pursuant to this Contract at charges, rates and fees as defined and established by Chapter 42, Article IV, Division 6 of the Cadillac City Code, as may be amended, and as set forth below. City shall give at least sixty (60) days' written notice to Customer of any changes in the charges, rates and fees.

15.1.1 Metered and Unmetered Base Rate for Residential Users: For metered and unmetered residential Users served by not more than one (1) water well equal to or less than 4" in diameter, the Base Rate service charge Customer shall pay City per User, shall be calculated as follows:

(a) For the first six (6) months of the Term, no monthly Base Rate shall be due to City from Customer. After the first six (6) months and through the end of the fifth (5th) year under this Contract, the Base Rate due to City from Customer shall be equal to 29% of the Base Rate for the 5/8 inch meter size established by City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

(b) Commencing the sixth (6th) year and through the end of the eleventh (11th) year under this Contract, the Base Rate due to City from Customer shall be equal to 57% of the Base Rate for the 5/8 inch meter size established by City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

(c) Commencing the twelfth (12th) year and through the end of the twenty-first (21st) year under this Contract, the Base Rate due to City from Customer shall be equal to 87% of the Base Rate for the 5/8 inch meter size established by City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

15.1.2 Base Rate for Non-Residential Users: For all other Users that do not qualify as metered or non-metered residential Users in Section 15.1.1, the Base Rate service charge per month per User shall be established by City (i) prior to connection to the Local Sewer System for new connections, or (ii) for Users already connected to the Local Sewer System, immediately upon execution of this Contract. The Base Rate assigned by City shall correlate to the Base Rate service charges as set forth in Sec. 42-374(1)(a), as may be amended from time to time. The Base Rate assigned by City per User shall, to the greatest extent possible, approximate the meter size applicable to the User based on the size and number of wells serving the premises. The Base Rate service charge Customer shall pay City per User, shall then be calculated as follows:

(a) For the first six (6) months of the Term, no monthly Base Rate shall be due to City from Customer. After the first six (6) months and through the end of the fifth (5th) year under this Contract, the Base Rate due to City from Customer shall be equal to 29% of the Base Rate for the applicable meter size established by City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

(b) Commencing the sixth (6th) year and through the end of the eleventh (11th) year under this Contract, the Base Rate due to City from Customer shall be equal to 57% of the Base Rate for the applicable meter size established by City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

(c) Commencing the twelfth (12th) year and through the end of the twenty-first (21st) year under this Contract, the Base Rate due to City from Customer shall be equal to 87% of the Base Rate for the applicable meter size established by City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

Beginning with the effective date of this Contract and then every three (3) months thereafter during the Term, Customer shall certify to City in writing the number of Users and other information necessary for City to establish the corresponding meter size and Base Rate and, except for the first six (6) months of the Term for which no Base Rate is due to City, the total Base Rate Customer shall pay to City will be the Base Rate multiplied by the number of Users certified by Customer.

15.1.3 Commodity Charge: In addition to the Base Rate service charge, Customer shall pay City a Commodity Charge calculated as follows:

(a) Commencing immediately with the effective date and through the end of the fifth (5th) year under this Contract, Customer shall pay City a Commodity Charge equal to 1.4 times the Commodity Charge established by the City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

(b) Beginning the sixth (6th) year and through the end of the eleventh (11th) year under this Contract, Customer shall pay City a Commodity Charge equal to 1.3 times the Commodity Charge established by the City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

(c) Commencing the twelfth (12th) year and through the end of the twenty-first (21st) year under this Contract, Customer shall pay City a Commodity Charge equal to 1.2 times the Commodity Charge established by the City under Sec. 42-374 of the Cadillac City Code, as may be amended from time to time.

The Commodity Charge for all Users shall be calculated for each one hundred (100) cubic feet of metered Wastewater or water (as determined by a Water Meter) per month.

15.1.4 Customer reserves the right to establish its own rates and charges to be collected from Users in an amount sufficient to pay the rates and charges to City when due.

15.2 Disclosure of Rate, Charge and Account Information by Customer. Each year, Customer shall disclose in writing to Users information related to Customer's rates and other charges, and information regarding what portion is related to charges, rates and fees from City. Customer shall provide a copy of the written disclosure to City.

In Witness Whereof, City, Customer and Townships, by and through their duly authorized officers and representatives, have executed this Contract.

By their authorized representatives' signatures below, the parties agree to the terms of this Agreement.

CITY OF CADILLAC
a Michigan municipal corporation

DATE: _____

By: _____

Its _____

LAKE MITCHELL SEWER AUTHORITY
a municipal authority and public body
corporate

DATE: _____

By: _____

Its _____

TOWNSHIP OF CHERRY GROVE
a Michigan municipal corporation

DATE: _____

By: _____

Its _____

TOWNSHIP OF SELMA
a Michigan municipal corporation

DATE: _____

By: _____

Its _____

TOWNSHIP OF CLAM LAKE
a Michigan municipal corporation

DATE: _____

By: _____

Its _____

26499:00020:2651064-19

Legend

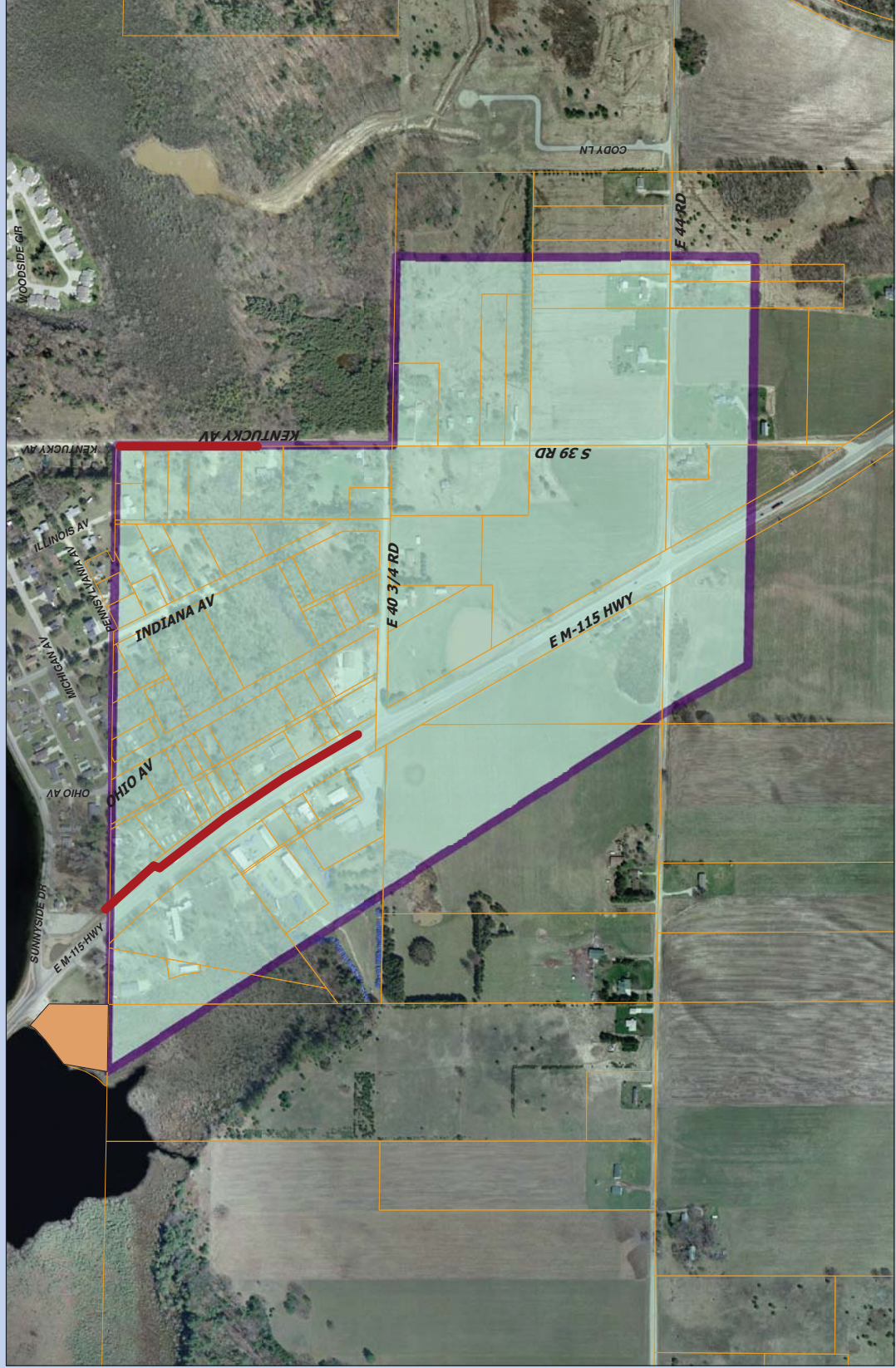
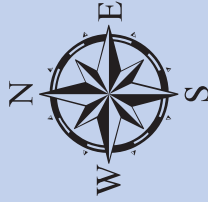
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- Dist_B_Grinder_Pumps
- Dist_C_Grinder_Pumps
- WexfordCountyRoads_DEC09
- Dist_A_Mains
- Dist_B_Mains
- Dist_C_Mains
- Not in District
- Proposed Dist 2017



DISTRICT "CLAM LAKE" (Proposed)

Legend

- Dist. A Grinder_Pumps
- Dist. B Grinder_Pumps
- Dist. C Grinder_Pumps
- WexfordCountyRoads_DEC09
- Dist. A Mains
- Dist. B Mains
- Dist. C Mains
- Not in District
- Proposed Dist 2017





City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
Matthew Wohlfeill
John P. Meinhardt

RESOLUTION NO. 2017-____

**RESOLUTION AMENDING GENERAL APPROPRIATIONS ACT
FOR FISCAL YEAR 2017**

At a regular meeting of the City Council of the City of Cadillac, Wexford County, Michigan, held in the Council Chambers, Cadillac Municipal Complex, 200 North Lake Street, Cadillac, Michigan, on the 15th day of May, 2017, at 6:00 p.m.

PRESENT: _____

ABSENT: _____

The following preamble and resolution was offered by _____ and seconded by _____.

WHEREAS, the City adopted Ordinance No. 2016-05, Ordinance Adopting General Appropriations Act for Fiscal Year 2017 ("General Appropriations Ordinance") on May 16, 2016, which approved a general appropriations act for the 2017 fiscal year; and

WHEREAS, Section 10.5 of the City Charter provides that the City Council may make additional appropriations during the fiscal year for unanticipated expenditures required of the City; and

WHEREAS, Section 9 of the General Appropriations Ordinance authorizes the City Council to make such additional appropriations by resolution; and

WHEREAS, the City Council has determined that additional appropriations are required due to unanticipated expenditures;

NOW, THEREFORE, the City Council of the City of Cadillac, Wexford County, Michigan, resolves as follows:

1. The general appropriations act for the 2017 fiscal year is hereby amended in the manner set forth in the attached Exhibit A, which is incorporated by reference.

2. Any and all resolutions that are in conflict with this Resolution are hereby repealed to the extent necessary to give this Resolution full force and effect.

YEAS: _____

NAYS: _____

STATE OF MICHIGAN)
)
COUNTY OF WEXFORD)

I, Sandra Wasson, City Clerk of the City of Cadillac, hereby certify this to be a true and complete copy of Resolution No. _____, duly adopted at a regular meeting of the City Council held on the 15th day of May, 2017.

Sandra Wasson
Cadillac City Clerk

City of Cadillac

EXHIBIT A

Financial Services Department
FY2017 Budget Amendment #2
May 15, 2017

Current Budget	Amended Budget	Increase (Decrease)
-------------------	-------------------	------------------------

GENERAL FUND

Department: Revenue	\$6,582,000	\$6,907,500	\$325,500
Amended Line Items Detail			
Local Community Stabilization Authority (PPT Reimb.)	320,000	612,000	292,000
Federal Grants	97,000	103,000	6,000
Contributions from Private Sources	0	27,500	27,500

Purpose: To recognize additional revenue from the State of Michigan related to reimbursement of personal property tax revenue losses. To recognize grant revenue pursuant to the receipt of a grant from the Department of Justice Bulletproof Vest Partnership (BVP) program. To recognize private contributions for public safety and parks projects.

Department: Clerk/Treasurer	\$288,500	\$291,500	\$3,000
Amended Line Items Detail			
Bad Debt Expense	20,000	23,000	3,000

Purpose: To appropriate additional funds for reimbursements of prior property tax revenues related to the settlement of several tax tribunal cases.

Department: Police Department	\$1,970,500	\$1,978,500	\$8,000
Amended Line Items Detail			
Operating Supplies	38,000	46,000	8,000

Purpose: To appropriate funds for the purchase of new bulletproof vests in conjunction with a grant, and to appropriate funds to purchase additional supplies as a result of a private contribution to the department in the amount of \$2,500.

Department: Fire Department	\$1,367,500	\$1,391,500	\$24,000
Amended Line Items Detail			
Operating Supplies	25,000	36,500	11,500
Capital Outlay	105,000	117,500	12,500

Purpose: To appropriate funds for the purchase of additional supplies as a result of a private contribution to the Department's cancer reduction initiative, and to appropriate additional funds for FY2017 based on the timing of receipt of items/services ordered or approved in the prior year.

City of Cadillac

EXHIBIT A

Financial Services Department
FY2017 Budget Amendment #2
May 15, 2017

Current Budget	Amended Budget	Increase (Decrease)
-------------------	-------------------	------------------------

GENERAL FUND (Continued)

Department: Economic Development	\$0	\$25,000	\$25,000
Amended Line Items Detail			
Special Projects	0	25,000	25,000

Purpose: To appropriate funds for projects and purchases related to several public projects, including the Dog Park, Sound Garden, and costs related to the Fire Safety Trailer that are covered by prior reserves on hand.

General Fund Summary

Revenues	6,543,000	6,907,500
Expenditures	6,582,000	6,642,000
Revenues Over (Under) Expenditures	(\$39,000)	\$265,500

MAJOR STREET FUND

Department: Administration	\$0	\$73,500	\$73,500
Amended Line Items Detail			
Transfer Out	18,200	91,700	73,500

Purpose: To appropriate funds to transfer to new Debt Service Fund related to bonds issued in August 2016.

LOCAL STREET FUND

Department: Administration	\$0	\$73,500	\$73,500
Amended Line Items Detail			
Transfer Out	68,300	141,800	73,500

Purpose: To appropriate funds to transfer to new Debt Service Fund related to bonds issued in August 2016.

City of Cadillac

EXHIBIT A

Financial Services Department
FY2017 Budget Amendment #2
May 15, 2017

Current Budget	Amended Budget	Increase (Decrease)
-------------------	-------------------	------------------------

2004 GO DEBT SERVICE FUND

Department: Administration	\$0	\$73,300	\$73,300
Amended Line Items Detail			
Transfer Out	68,300	141,600	73,300

Purpose: To appropriate funds to transfer to new Debt Service Fund related to bonds issued in August 2016.

2016 GO BONDS DEBT SERVICE FUND

Department: Revenue	\$0	\$220,300	\$220,300
Amended Line Items Detail			
Transfer In	0	220,300	220,300

Purpose: To recognize Transfers In to cover debt service payments due.

Department: Administration	\$0	\$220,300	\$220,300
Amended Line Items Detail			
Principal	0	170,000	170,000
Interest	0	50,300	50,300

Purpose: To appropriate funds for the first year of debt service on bonds issued in August 2016.

BUILDING INSPECTION FUND

Department: Revenue	\$0	\$115,000	\$115,000
Amended Line Items Detail			
Building Permits	0	115,000	115,000

Purpose: To recognize revenue from building permit and inspection activity.

Department: Building Permit Administration	\$0	\$110,000	\$110,000
Amended Line Items Detail			
Contractual Services	0	110,000	110,000

Purpose: To appropriate funds for contractual services pursuant to the City's contract for building inspection activities with Associated Government Services, Inc. (AGS)

City of Cadillac

EXHIBIT A

Financial Services Department
FY2017 Budget Amendment #2
May 15, 2017

Current Budget	Amended Budget	Increase (Decrease)
-------------------	-------------------	------------------------

ROTARY PARK PROJECT FUND

Department: Revenue	\$0	\$246,600	\$246,600
Amended Line Items Detail			
Transfer In	0	140,000	140,000
Contributions from Private Sources	0	4,000	4,000
Reserves on Hand	0	102,600	102,600

Purpose: To recognize Transfer In from Capital Projects Fund to cover final project costs. Originally \$165,000 had been approved but only reduced amount is needed. To recognize additional contributions transferred in current year. To recognize use of prior funds on hand.

Department: Construction	\$0	\$246,600	\$246,600
Amended Line Items Detail			
Construction	0	246,600	246,600

Purpose: To appropriate funds for final construction costs.

CAPITAL PROJECTS FUND

Department: Administration	\$0	\$140,000	\$140,000
Amended Line Items Detail			
Transfer Out	0	140,000	140,000

Purpose: To appropriate funds to transfer for Rotary Pavilion renovation costs. Original approval of \$165,000 in FY2016 but based on final contributions and actual constructions costs, reduced amount needed to cover final project costs.

BUILDING AUTHORITY OPERATING FUND

Department: Administration	\$0	\$30,000	\$30,000
Amended Line Items Detail			
Building Maintenance	20,000	50,000	30,000

Purpose: To appropriate additional funds for several significant and unexpected repairs to the facility. Heating system required over \$20,000 in repairs, and additionally about \$7,000 was needed to replace dedicated cooling unit in server room.

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
John P. Meinhardt
Matt Wohlfeill

RESOLUTION NO. _____

2017

BUSINESS IMPROVEMENT DISTRICT
PUBLIC PARKING LOT SPECIAL ASSESSMENT RESOLUTION NO. 1

Minutes of a Regular Meeting of the City Council of the City of Cadillac, held in the Council Chambers, Cadillac Municipal Complex, 200 Lake Street, Cadillac, Michigan, on May 15, 2017, at 6:00 p.m.

PRESENT: Councilpersons _____

ABSENT: Councilpersons _____

WHEREAS, by way of a resolution adopted April 19, 2010, the City established a special assessment district to defray the cost of the operation and maintenance of certain downtown, off-street parking lots situated in the area described as follows (the "Parking Lot Improvements"):

All of Blocks "A", "B", "C", "D", "H", "L", "K", "1", "2", "4", "5", "14", Lots 4-6 Block "3", Lots 1-7 Block "E", Lot 1-9 Block "6", Lots 7-12 Block "13", and Lots 1-6 Block "21", Block "G" Lying Easterly Of Lake Street, Mitchell's Revised Plat of Clam Lake, (now the City of Cadillac), Wexford County, Michigan.

AND

All of J. Cummer & Son's Subdivision of Block "F", Mitchells Revised Plat of The City Of Cadillac, Wexford County, Michigan.

AND

That part of the abandoned Grand Rapids Railroad Right-of-Way in Section 4, Town 21 North, Range 9 West and Section 33, Town 22 North, Range 9 West, City Of Cadillac, Wexford County, Michigan, Lying North of Ann Arbor Railroad Right-of-Way and South of a line 200 feet North of the North Right-of-Way Line of West Pine Street.

AND

Part of Outlot 7 Com. at SW Corner of S. Mitchell & Chapin, S 225', W 125', N 100', W 193' M/L To Grand Rapids Railroad Right-of-Way, N'ly Along RR Right-of-Way to Chapin Street Right-of-Way, E to Pt of Beginning & that part of Outlot 9 Lying South of Chapin Street & W of Grand Rapids Railroad & E of the Ann Arbor Railroad, Mitchell's Revised Plat of Village of Clam Lake, Now City Of Cadillac, Wexford County, Michigan.

WHEREAS, the City wishes to continue the operation and maintenance of the parking lots and to defray the cost of such continued Parking Lot Improvements through a special assessment levied against the property to be benefitted by said improvements, as authorized by Act 120 of 1961, MCL 125.981 *et seq*, as amended, and the City Code of Ordinances.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager shall make an investigation of the Parking Lot Improvements and prepare a report, which shall include an analysis of the estimated cost of the Parking Lot Improvements; plans, profiles, and specifications; and recommendations as to the portion of the cost to be borne by the special assessment district and the portion, if any, to be borne by the City at large, the extent of the improvements and boundaries of the district; the number of installments in which assessments may be paid, and any other facts or recommendations which will aid the

Council in determining whether the improvements shall be made and how the same shall be financed.

2. The City Manager's report, as soon as it is completed, shall be presented to the City Council.

3. All resolutions insofar as they conflict with the provisions of this Resolution are hereby rescinded.

AYES: Councilpersons _____

NAYS: Councilpersons _____

Sandra Wasson, City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a Resolution adopted by the City Council of the City of Cadillac, Michigan, Wexford County, at a Regular Meeting held on the 15th day of May, 2017, and that public notice of said meeting was given as required by Public Act 267 of Public Acts of 1976, including in the case of a special or rescheduled meeting notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

Sandra Wasson, City Clerk
Cadillac Municipal Complex
200 Lake Street
Cadillac, Michigan 49601
Telephone No: (231) 775-0181

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
John P. Meinhardt
Matt Wohlfeill

RESOLUTION NO. _____

2017

BUSINESS IMPROVEMENT DISTRICT
PUBLIC PARKING LOT SPECIAL ASSESSMENT RESOLUTION NO. 2

Minutes of a Regular Meeting of the City Council of the City of Cadillac, held in the Council Chambers, Cadillac Municipal Complex, 200 Lake Street, Cadillac, Michigan, on May 15, 2017, at 6:00 p.m.

PRESENT: Councilpersons _____

ABSENT: Councilpersons _____

WHEREAS, the City Council of the City of Cadillac tentatively determines that it is necessary to provide funding for the continued operation and maintenance of certain downtown, off-street parking lots (the "Parking Lot Improvements"); and

WHEREAS, the City Manager has prepared a report concerning the Parking Lot Improvements, attached as **Exhibit A**, which includes all of the information required to be included by the provisions of Section 34-4 of Chapter 34 of the Cadillac City Code; and

WHEREAS, the City Council has reviewed the City Manager's report;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council hereby tentatively determines the necessity for, and further determines to proceed with, the Parking Lot Improvements.

2. The City Manager's report and the plans, specifications, and estimates of cost contained therein are hereby approved.

3. The total cost of the Parking Lot Improvements is estimated to be \$360,000. The City Council tentatively determines to specially assess 75% of the total estimated cost, being \$270,000, across the 87 parcels benefitted by the Parking Lot Improvements, as further set forth in this Resolution.

4. The boundaries of the special assessment district are tentatively determined to be the following:

All of Blocks "A", "B", "C", "D", "H", "L", "K", "1", "2", "4", "5", "14", Lots 4-6 Block "3", Lots 1-7 Block "E", Lot 1-9 Block "6", Lots 7-12 Block "13", and Lots 1-6 Block "21", Block "G" Lying Easterly Of Lake Street, Mitchell's Revised Plat of Clam Lake, (now the City of Cadillac), Wexford County, Michigan.

AND

All of J. Cummer & Son's Subdivision of Block "F", Mitchells Revised Plat of The City Of Cadillac, Wexford County, Michigan.

AND

That part of the abandoned Grand Rapids Railroad Right-of-Way in Section 4, Town 21 North, Range 9 West and Section 33, Town 22 North, Range 9 West, City Of Cadillac, Wexford County, Michigan, Lying North of Ann Arbor Railroad Right-of-Way and South of a line 200 feet North of the North Right-of-Way Line of West Pine Street.

AND

Part of Outlot 7 Com. at SW Corner of S. Mitchell & Chapin, S 225', W 125', N 100', W 193' M/L To Grand Rapids Railroad Right-of-Way, N'ly Along RR Right-of-Way to Chapin Street Right-of-Way, E to Pt of Beginning & that part of Outlot 9 Lying South of Chapin Street & W of Grand Rapids Railroad & E of the Ann Arbor Railroad, Mitchell's Revised Plat of Village of Clam Lake, Now City Of Cadillac, Wexford County, Michigan.

5. The estimated life of the Parking Lot Improvements is not less than five years.
6. The City Council tentatively determines that the special assessment may be paid in five (5) annual installments.
7. The City Council further tentatively determines that if the use of an assessed property changes during the term of the special assessment district, then the assessment amount may be adjusted, in accordance with the formula set forth in Exhibit A, retroactive to the date of the change of the use. In the event of such an adjustment, the City Clerk shall send notice to the owner of the assessed property.
8. The report of the City Manager shall be placed on file in the office of the City Clerk, where the same shall be available for public examination.
9. The City Assessor shall prepare a special assessment roll spreading that portion of the cost of the Parking Lot Improvements to be borne by the special assessment district in accordance with the formula set forth in Exhibit A. As soon as the special assessment roll is prepared, the City Assessor shall file the same with the City Council.

10. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution shall be and the same hereby are rescinded.

AYES: Councilpersons _____

NAYS: Councilpersons _____

Sandra Wasson, City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a Resolution adopted by the City Council of the City of Cadillac, Michigan, Wexford County, at a Regular Meeting held on the 15th day of May, 2017, and that public notice of said meeting was given as required by Public Act 267 of Public Acts of 1976, including in the case of a special or rescheduled meeting notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

Sandra Wasson, City Clerk
Cadillac Municipal Complex
200 Lake Street
Cadillac, Michigan 49601
Telephone No: (231) 775-0181

EXHIBIT A

CITY MANAGER'S REPORT

The City Manager submits the following report pursuant to a Resolution of City Council approved on May 15, 2017, concerning the proposed Parking Lot Improvements:

1. Estimated cost: The estimated cost of the Parking Lot Improvements for the five-year term is \$360,000 (\$72,000 per year).
2. Plans, profiles, and specifications: The Parking Lot Improvements will consist of ongoing repair, maintenance, and snow removal for the parking lot areas identified in the Resolution of City Council.
3. Portion to be borne by the special assessment district: I recommend that 75% of the total estimated cost be borne by the special assessment district (\$270,000 total; \$54,000 per year), and that the remaining 25% of the total estimated cost be borne by the City.
4. Number of installments: I recommend that the special assessment be payable in five annual installments.
5. Formula for assessment: Please see the attached proposed formula for calculating assessments in the proposed special assessment district.

City of Cadillac

Parking Lot Assessment Roll
Renewal: 2017

Total Fund Budget
Reimbursed by Assessment Goal:
Assessment Level

72,000
75%
54,000

Assessment Breakdown
Parking Deficiency
Square Feet
Contiguous Status

50%
75%
20%

27000
16200
10800

#	Business Address	Business Name	Code #	Property Owner	Mailing Address	City	State	Zip	1st Floor	2nd Floor	3rd Floor	4th Floor	Total Square Feet	Portion of Total Sq Ft	Square Feet Assessment	Usage Type	Parking Spaces per 1000sf	Parking Spaces Required	Parking Spaces Provided	Parking Space Deficiency	Portion of Total Deficiency	Parking Deficiency Assessment	Contiguous?	Proximity Assessment	Total Assessment	2016 Assessment	Change from 2016	Total 5-Yr Assessment
1	101 E. Harris	Northwoods/Sandy's Jewelry	86-163	William McNitt Trust	P.O. Box 411	Cadillac	MI	49601	6,006	6,006	6,006		18,018	3.2260%	\$522.61	Bar/Retail/Resid.	4.00	72	5	67	4.6820%	\$1,264.15	No	\$107.56	\$1,894.32	\$1,040.16	\$854.16	\$9,471.60
2	101 S. Mitchell	Serendipity	86-182	Covenant Capital Inc	P.O. Box 927	Lake City	MI	1	7,250	0	0		7,250	1.2981%	\$210.28	Serv.	3.00	22	0	22	1.5374%	\$415.09	No	\$107.56	\$732.93	\$821.51	-\$88.58	\$3,664.65
3	102 S. Mitchell	Lakeside Title	86-020	City Park Professional Building	102 S. Mitchell St., Suite B	Cadillac	MI	1	5,750	5,750	0		11,500	2.0590%	\$333.56	Office	3.00	35	0	35	2.4458%	\$660.38	Yes	\$161.34	\$1,155.28	\$624.69	\$530.59	\$5,776.40
4	103-105 N. Mitchell	Huntington Bank	86-023	Citizens Bank	P.O. Box 1675	Flint	MI	1	4,453	4,453	0		8,906	1.5945%	\$258.32	Office	3.00	27	6	21	1.4675%	\$396.23	Yes	\$161.34	\$815.89	\$1,009.64	-\$193.75	\$4,079.45
5	105-109 S. Mitchell	RJ Grant's	86-181	Rick & Tammy Grant	107 S. Mitchell Street	Cadillac	MI	1	3,432	3,432	0		6,864	1.2289%	\$199.09	Retail	3.00	21	0	21	1.4675%	\$396.23	No	\$107.56	\$702.88	\$1,116.53	-\$413.65	\$3,514.40
6	106 S. Mitchell	Clam Lake Beer Company	86-019	Assured Investments LLC	102 S. Mitchell St., Suite B	Cadillac	MI	1	2,875	2,875	0		5,750	1.0295%	\$166.78	Mixed Use	8.00	46	0	46	3.2145%	\$867.92	Yes	\$161.34	\$1,196.04	\$745.12	\$450.92	\$5,980.20
7	106-108 N. Mitchell	Cadillac Family Pharmacy	86-165	B & L United LLC	108 N. Mitchell Street	Cadillac	MI	1	8,265	0	0		8,265	1.4798%	\$239.72	Retail	3.00	25	28	-3	-0.2096%	-\$56.60	No	\$107.56	\$290.68	\$677.12	-\$386.44	\$1,453.40
8	107 N. Mitchell	Patterson's Flowers	86-024	Ridges & Dashes LLC	1505 E. 34 Road	Cadillac	MI	1	3,100	3,100	3,100		9,300	1.6651%	\$269.74	Retail	3.00	28	0	28	1.9567%	\$528.30	Yes	\$161.34	\$959.38	\$690.68	\$268.70	\$4,796.90
9	108 S. Mitchell	Advance Realty	86-018	Edward & Carol Coe-Vokes	6581 S. Crosby Road	Cadillac	MI	1	2,250	2,250	0		4,500	0.8057%	\$130.52	Office	3.00	14	2	12	0.8386%	\$226.42	Yes	\$161.34	\$518.28	\$611.72	-\$93.44	\$2,591.40
10	108 Beech Street	Salon 108	86-171	Donald & Patricia Clous	1403 Cummer Street	Cadillac	MI	49601	1,005	0	0		1,005	0.1799%	\$29.15	Salon/Barbershop	6.00	6	0	6	0.4193%	\$113.21	No	\$107.56	\$249.92	\$195.66	\$54.26	\$1,249.60
11	109-113 N. Mitchell	Better than a Pawn Shop	86-025	Lee Brown	201 Petrie Road	Cadillac	MI	1	6,000	6,000	0		12,000	2.1485%	\$348.06	Retail	3.00	36	6	30	2.0964%	\$566.04	Yes	\$161.34	\$1,075.44	\$802.06	\$273.38	\$5,377.20
12	110 N. Mitchell	Vacant	86-167	Denison, James R.	110 N. Mitchell Street	Cadillac	MI	1	3,372	3,372	0		6,744	1.2075%	\$195.61	Vacant/resid.	2.50	17	0	17	1.1880%	\$320.75	No	\$107.56	\$623.92	\$443.88	\$180.04	\$3,119.60
13	110 S. Mitchell	Heart to Heart Flowers	86-017	Keithy & Theresa Cottier	110 S. Mitchell Street	Cadillac	MI	1	1,720	0	0		1,720	0.3080%	\$49.89	Retail	3.00	5	2	3	0.2096%	\$56.60	Yes	\$161.34	\$267.83	\$307.37	-\$39.54	\$1,339.15
14	111 N. Shelby	(former Chaos Salon)	86-175	Ronald & Tracey Kanouse	111 Shelby Street	Cadillac	MI	49601	1,156	0	0		1,156	0.2070%	\$33.53	Office	3.00	3	5	-2	-0.1398%	-\$37.74	No	\$107.56	\$103.35	\$168.53	-\$65.18	\$516.75
15	111 S. Mitchell	The Sweet Shop	86-180	Janeen Russell	111 S. Mitchell Street	Cadillac	MI	1	3,642	0	0		3,642	0.6521%	\$105.64	Retail	3.00	11	0	11	0.7687%	\$207.55	No	\$107.56	\$420.75	\$454.54	-\$33.79	\$2,103.75
16	112 Beech	Mitchell Investment Advisors	86-173	Beech Street Investments LLC	112 Beech Street	Cadillac	MI	49601	1,528	0	0		1,528	0.2736%	\$44.32	Office	3.00	5	6	-1	-0.0699%	-\$18.87	No	\$107.56	\$133.01	\$193.32	-\$60.31	\$665.05
17	112 N. Mitchell	Simply Delightful	86-168	Delightful Properties LLC	408 E. Harris Street	Cadillac	MI	1	3,625	2,000	0		5,625	1.0071%	\$163.15	r.	3.00	17	0	17	1.1880%	\$320.75	No	\$107.56	\$591.46	\$513.77	\$77.69	\$2,957.30
18	112 S. Mitchell	Brink's Custom Framing	86-016	Early Bird Investments LLC	112 1/2 S. Mitchell	Cadillac	MI	1	2,950	2,950	0		5,900	1.0563%	\$171.13	Retail/Resid.	2.50	15	0	15	1.0482%	\$283.02	Yes	\$161.34	\$615.49	\$439.91	\$175.58	\$3,077.45
19	112 Spruce	Vacant	59-004	Keith Tianan	11572 Riverbank Lane	Pinckney	MI	48169	1,324	1,324	0		2,648	0.4741%	\$76.80	Vacant	3.00	8	1	7	0.4892%	\$132.08	Yes	\$161.34	\$370.22	\$350.95	\$19.27	\$1,851.10
20	114 N. Mitchell	Vacant	86-169	Kolarevic, Bonnie M Trust	6610 S. Crosby Road	Cadillac	MI	1	1,900	0	0		1,900	0.3402%	\$55.11	Vacant	3.00	6	5	1	0.0699%	\$18.87	No	\$107.56	\$181.54	\$208.46	-\$26.92	\$907.70
21	114 S. Mitchell	Vacant	86-015	Waterstrong Holdings LLC	114 S. Mitchell Street	Cadillac	MI	1	2,691	2,691	0		5,382	0.9636%	\$156.10	Vacant	3.00	16	0	16	1.1181%	\$301.89	Yes	\$161.34	\$619.33	\$373.37	\$245.96	\$3,096.65
22	114 W. Pine	Mercantile Bank	86-148-06	(ATTN: ACCOUNTING DEPT)	4613 Alpine Ave NW	Park	MI	49601	3,832	0	0		3,832	0.6861%	\$111.15	Office	3.00	11	0	11	0.7687%	\$207.55	Yes	\$161.34	\$480.04	\$629.96	-\$149.92	\$2,400.20
23	114-116 E. Nelson	Genisys Mortgage Professionals	86-312	Bruce & Kimberly Meek	320 Marble Street	Cadillac	MI	49601	2,320	0	0		2,320	0.4154%	\$67.29	Office	3.00	7	14	-7	-0.4892%	-\$132.08	Yes	\$161.34	\$96.55	\$282.45	-\$185.90	\$482.75
24	115 E. Cass	Fifth Third Bank Drive-Thru	86-190	Fifth Third Bank	38 Fountain Sq. Plaza	Cincinnati	OH	45263	242	0	0		242	0.0433%	\$7.02	Office	3.00	1	0	1	0.0699%	\$18.87	No	\$107.56	\$133.45	\$156.54	-\$23.09	\$667.25
25	115 N. Mitchell	Vacant	86-026	E-PRISE LLC	4784 33 1/2 Rd	Cadillac	MI	1	3,125	0	0		3,125	0.5595%	\$90.64	Vacant	3.00	9	0	9	0.6289%	\$169.81	Yes	\$161.34	\$421.79	\$404.99	\$16.80	\$2,108.95
26	117 S. Mitchell	Horizon Bookstore	86-178-02	Cadillac 2002, LLC	509 E. State Street	Traverse City	MI	1	7,090	0	0		7,090	1.2694%	\$205.64	Retail	3.00	21	0	21	1.4675%	\$396.23	No	\$107.56	\$709.43	\$777.25	-\$67.82	\$3,547.15
27	115 W. Cass	City of Cadillac	86-066	City of Cadillac	200 N. Lake Street	Cadillac	MI	49601	0	0	0		0	0.0000%	\$0.00	Office	3.00	0	0	0	0.0000%	\$0.00	No	\$107.56	\$107.56	\$107.56	\$0.00	\$537.80
28	116 N. Mitchell	(former Backyard Buddies)	86-170	Lutz & Singer LLC	302 E. Cass Street	Cadillac	MI	1	2,293	0	0		2,293	0.4105%	\$66.51	Office	3.00	7	0	7	0.4892%	\$132.08	No	\$107.56	\$306.15	\$202.43	\$103.72	\$1,530.75
29	116 S. Mitchell	Scheper's and Hofstra CPA's	86-014	116 Mitchell Properties LLC	116 S. Mitchell Street	Cadillac	MI	1	2,249	2,249	0		4,498	0.8053%	\$130.46	Office/Resid.	2.50	11	0	11	0.7687%	\$207.55	Yes	\$161.34	\$499.35	\$389.37	\$109.98	\$2,496.75
30	116 W. Harris	Baker College Housing	86-111	Baker College of Cadillac	9600 E 13th St.	Cadillac	MI	49601	6,214	6,214	6,214		18,642	3.3377%	\$540.71	Residential	3.00	56	30	26	1.8169%	\$490.57	Yes	\$161.34	\$1,192.62	\$582.55	\$610.07	\$5,963.10
31	116-122 E. Pine	The Book Nook	86-154	Kenneth & Cheryl Haysmer	8751 S. 29 Mile Road	Cadillac	MI	49601	8,170	0	0		8,170	1.4628%	\$236.97	Retail	3.00	25	6	19	1.3277%	\$358.49	No	\$107.56	\$703.02	\$816.21	-\$113.19	\$3,515.10
32	117 W. Cass	Cadillac DDA	86-064	Cadillac DDA	200 N. Lake Street	Cadillac	MI	49601	0	0	0		0	0.0000%	\$0.00	Office	3.00	0	0	0	0.0000%	\$0.00	Yes	\$0.00	\$0.00	\$875.37	-\$875.37	\$0.00
33	117-119 N. Mitchell	The Music Station	86-027	MKWA LLC	13340 Partridge Run	Traverse City	MI	1	5,600	2,800	0		8,400	1.5040%	\$243.64	Retail	3.00	25	1	24	1.6771%	\$452.83	Yes	\$161.34	\$857.81	\$1,111.08	-\$253.27	\$4,289.05
34	117-119 S. Mitchell	(Former Bridal Expressions)	86-178	Cadillac 2002, LLC	509 E. State	Traverse City	MI	49684	7,090	0	0		7,090	1.2694%	\$205.64	Vacant	3.00	21	0	21	1.4675%	\$396.23	No	\$107.56	\$709.43	\$738.43	-\$29.00	\$3,547.15
35	118 S. Mitchell	Cadillac Oasis	86-013	Cadillac Area Oasis	118 S. Mitchell Street	Cadillac	MI	1	2,825	2,350	0		5,15															

#	Business Address	Business Name	Code #	Property Owner	Mailing Address	City	State	Zip	1st Floor	2nd Floor	3rd Floor	4th Floor	Total Square Feet	Portion of Total Sq Ft	Square Feet Assessment	Usage Type	Parking Spaces per 1000sf	Parking Spaces Required	Parking Spaces Provided	Parking Space Deficiency	Portion of Total Deficiency	Parking Deficiency Assessment	Contig-uous?	Proximity Assessment	Total Assessment	2016 Assessment	Change from 2016	Total 5-Yr Assessment
68	217-221 N. Mitchell	Apple Tree Natural Foods	86-038	Apple Valley Properties LLC	9067 US 31	Springs	MI	49103	8,463	0	0		8,463	1.5152%	\$245.47	Retail	3.00	25	0	25	1.7470%	\$471.70	Yes	\$161.34	\$878.51	\$957.77	-\$79.26	\$4,392.55
69	218 N. Mitchell	The Attic	86-151	218 N Mitchell LLC	1457 Duke Hollow	Traverse City	MI	49686	6,000	3,750	0		9,750	1.7457%	\$282.80	Retail/Resid.	2.50	24	5	19	1.3277%	\$358.49	No	\$107.56	\$748.85	\$407.93	\$340.92	\$3,744.25
70	220 S. Mitchell	Midas Muffler	86-001	Donald & Donna Peterson	PO Box 670	Cadillac	MI	1	7,500	0	0		7,500	1.3428%	\$217.54	Auto Service	3.00	23	17	6	0.4193%	\$113.21	No	\$107.56	\$438.31	\$558.43	-\$120.12	\$2,191.55
72	222 N.Lake	Chamber of Commerce	86-121	City of Cadillac	200 Lake Street	Cadillac	MI	49601	2,432	0	0		2,432	0.4354%	\$70.54	Office	3.00	7	0	7	0.4892%	\$132.08	Yes	\$161.34	\$363.96	\$342.80	\$21.16	\$1,819.80
71	222 E. Harris	Jacobs Chiropractic	86-303	R.E. Jacobs	222 E. Harris Street	Cadillac	MI	49601	1,056	672	0		1,728	0.3094%	\$50.12	Office	3.00	5	2	3	0.2096%	\$56.60	No	\$107.56	\$214.28	\$512.61	-\$298.33	\$1,071.40
73	222 N. Mitchell	Vacant	86-152	Bigelow Development LLC	7403 E. 34 Road	Cadillac	MI	49601	5,500	5,500	2,500		13,500	2.4171%	\$391.56	Vacant	3.00	41	1	40	2.7952%	\$754.72	No	\$107.56	\$1,253.84	\$501.28	\$752.56	\$6,269.20
74	223 N. Mitchell	Johnson Insurance Agency	86-040	CJB Cadillac LLC	223 N. Mitchell Street	Cadillac	MI	49601	2,410	0	0		2,410	0.4315%	\$69.90	Office	3.00	7	2	5	0.3494%	\$94.34	Yes	\$161.34	\$325.58	\$335.86	-\$10.28	\$1,627.90
75	301-303 N. Mitchell	Sandie's Antiques and Collectibles	86-041	Paulos Properties, LLC	2112 Globe St. NE	Grand Rapids	MI	49503	5,911	3,515	0		9,426	1.6877%	\$273.40	Retail/Resid.	2.50	24	3	21	1.4675%	\$396.23	Yes	\$161.34	\$830.97	\$465.01	\$365.96	\$4,154.85
76	302 N. Mitchell	Pizza Plus	86-305	David & Ann Kennard	2402 U.S. 131 South	Cadillac	MI	1	3,475	3,475	0		6,950	1.2443%	\$201.58	Restaurant/Resid.	4.00	28	4	24	1.6771%	\$452.83	Yes	\$161.34	\$815.75	\$404.26	\$411.49	\$4,078.75
77	302 S. Mitchell	Chemical Bank		Chemical Bank	1408 N. Mitchell Street	Cadillac	MI	1	4,204	0	0		4,204	0.7527%	\$121.94	Office	3.00	13	8	5	0.3494%	\$94.34	No	\$107.56	\$323.84	\$569.98	-\$246.14	\$1,619.20
78	304 N. Mitchell	Blue Heron Café	86-306	ARDEA Properties LLC	7658 S. Mackinaw Trail	Cadillac	MI	49601	2,507	1,725	0		4,232	0.7577%	\$122.75	Restaurant/Resid.	4.00	17	2	15	1.0482%	\$283.02	Yes	\$161.34	\$567.11	\$394.22	\$172.89	\$2,835.55
79	305 N. Mitchell	Cadillac Area Compassion Center	86-042	Platters LLC	312 E. Cass Street	Cadillac	MI	1	1,800	1,800	0		3,600	0.6446%	\$104.42	Office/Resid.	2.50	9	3	6	0.4193%	\$113.21	Yes	\$161.34	\$378.97	\$312.07	\$66.90	\$1,894.85
80	307 N. Mitchell	Yoga for Every Body	86-043	Brian Fauble	317 N. Mitchell	Cadillac	MI	49601	1,800	1,800	0		3,600	0.6446%	\$104.42	Office/Resid.	2.50	9	3	6	0.4193%	\$113.21	Yes	\$161.34	\$378.97	\$269.55	\$109.42	\$1,894.85
81	309 N. Mitchell	New Image Hair Salon	86-044	Carol A. Brewster	309 N. Mitchell Street	Cadillac	MI	49601	2,025	0	0		2,025	0.3626%	\$58.73	Salon/Barbershop	6.00	12	3	9	0.6289%	\$169.81	Yes	\$161.34	\$389.88	\$295.56	\$94.32	\$1,949.40
82	311 N. Mitchell	McClain's Cycle Shop	86-045	McLain Management LLC	2786 N. Garfield Road	Traverse City	MI	49684	3,178	0	0		3,178	0.5690%	\$92.18	Retail	3.00	10	0	10	0.6988%	\$188.68	Yes	\$161.34	\$442.20	\$466.37	-\$24.17	\$2,211.00
83	313 N. Mitchell	War Games North	86-046	Robert & Tamara Jones	424 Crestview Place	Cadillac	MI	49601	2,300	2,300	0		4,600	0.8236%	\$133.42	Retail/Resid.	2.50	12	3	9	0.6289%	\$169.81	Yes	\$161.34	\$464.57	\$352.90	\$111.67	\$2,322.85
84	315 N. Mitchell	Van Alst Attorneys	86-049-01	Vanford LLC	315 N. Mitchell St.	Cadillac	MI	1	1,342	990	0		2,332	0.4175%	\$67.64	Office/Resid.	2.50	6	6	0	0.0000%	\$0.00	Yes	\$161.34	\$228.98	\$187.88	\$41.10	\$1,144.90
85	317 N. Mitchell	Vacant	86-048	Brian K. Fauble	317 N. Mitchell	Cadillac	MI	49601	1,528	1,328	0		2,856	0.5113%	\$82.84	Vacant	3.00	9	4	0	0.0000%	\$0.00	Yes	\$161.34	\$244.18	\$192.23	\$51.95	\$1,220.90
86	319-329 N. Mitchell	Canfield Auto Brokers	86-049	PAKMAK LLC	PO Box 286	Cadillac	MI	49601	13,172	0	0		13,172	2.3583%	\$382.05	Auto Dealership	2.00	26	160	0	0.0000%	\$0.00	No	\$107.56	\$489.61	\$458.84	\$30.77	\$2,448.05
87	324 N. Mitchell	Peterson's Auto	86-310	Peterson Services Inc	P.O. Box 670	Cadillac	MI	1	7,150	2,056	0		9,206	1.6483%	\$267.02	Auto Service	3.00	28	52	0	0.0000%	\$0.00	No	\$107.56	\$374.58	\$303.36	\$71.22	\$1,872.90

S:									32,876	558,528	100.00%	\$16,200.00	1,829	601	1,431	100.00%	\$27,000.04	\$11,858.49	\$55,058.53	\$48,400.48	\$6,658.05	\$275,292.65
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Total Parcels in Assessment	87	87
Average Assessment	\$632.86	\$76.53 (average change)
# of Parcels Above Average	34	
# of Parcels Below Average	53	
# of Parcels with reduction	35	
# of Parcels with increase	51	
# of Parcels at no change	1	
# of parcels with increase between \$0 and \$200	30	
# of parcels with increase between \$200 and \$400	11	
# of parcels with increase greater than \$400	11	

City Council

200 North Lake Street
Cadillac, Michigan 49601
Phone (231) 775-0181
Fax (231) 775-8755



Mayor
Carla J. Filkins

Mayor Pro-Tem
Shari Spoelman

Councilmembers
Tiyi Schippers
John P. Meinhardt
Matt Wohlfeill

RESOLUTION NO. _____

2017

BUSINESS IMPROVEMENT DISTRICT
PUBLIC PARKING LOT SPECIAL ASSESSMENT RESOLUTION NO. 3

Minutes of a Regular Meeting of the City Council of the City of Cadillac, held in the Council Chambers, Cadillac Municipal Complex, 200 Lake Street, Cadillac, Michigan, on May 15, 2017, at 6:00 p.m.

PRESENT: Councilpersons _____

ABSENT: Councilpersons _____

WHEREAS, the City Assessor has prepared a special assessment roll for the purpose of defraying the cost of the continued operation and maintenance of certain downtown, off-street parking lots (the "Parking Lot Improvements") against the properties specially benefited by the Parking Lot Improvements, and the same has been presented to the Council and is attached hereto as **Exhibit A**; and

WHEREAS, the City Council wishes to proceed with conducting a public hearing on the Parking Lot Improvements, the special assessment district, and the special assessment roll.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The special assessment roll shall be filed in the office of the City Clerk for public examination along with the report prepared by the City Manager pursuant to Section 34-4 of Chapter 34 of the Cadillac City Code and shall be open to public inspection for a period of seven (7) days before the hearing hereinafter provided for.

2. The City Council shall meet at the Cadillac Municipal Complex, Council Chambers, 200 Lake Street, Cadillac, Michigan, at 6:00 p.m. on June 5, 2017, for the purpose of hearing all persons interested in the Parking Lot Improvements and the special assessment roll, reviewing the special assessment roll, and finally determining the necessity of the Parking Lot Improvements and the composition of the district.

3. The City Clerk is directed to publish the notice of the hearing once in the *Cadillac News*, a newspaper of general circulation in the City of Cadillac, not less than ten (10) days prior to the date of the hearing and shall further cause notice of the hearing to be sent by first class mail to each owner of or person in interest in property subject to assessment as indicated by the records in the City Assessor's office as shown on the current assessment rolls of the City, at least ten (10) days before the time of the hearing, said notice to be mailed to the addresses shown on the current assessment rolls of the City.

4. The notice of the hearing to be published and mailed shall be in substantially the following form:

NOTICE OF SPECIAL ASSESSMENT HEARING

**City of Cadillac
County of Wexford, Michigan**

TAKE NOTICE that the City Council of the City of Cadillac, Wexford County, Michigan, has determined it to be necessary to defray the cost of the following public improvements in the City of Cadillac by assessing the cost against a special assessment district:

Operation and maintenance of various downtown off-street parking lots situated in the area described as follows, to-wit:

All of Blocks "A", "B", "C", "D", "H", "L", "K", "1", "2", "4", "5", "14", Lots 4-6 Block "3", Lots 1-7 Block "E", Lot 1-9 Block "6", Lots 7-12 Block "13", and Lots 1-6 Block "21", Block "G" Lying Easterly Of Lake Street, Mitchell's Revised Plat of Clam Lake, (now the City of Cadillac), Wexford County, Michigan.

AND

All of J. Cummer & Son's Subdivision of Block "F", Mitchells Revised Plat of The City Of Cadillac, Wexford County, Michigan.

AND

That part of the abandoned Grand Rapids Railroad Right-of-Way in Section 4, Town 21 North, Range 9 West and Section 33, Town 22 North, Range 9 West, City Of Cadillac, Wexford County, Michigan, Lying North of Ann Arbor Railroad Right-of-Way and South of a line 200 feet North of the North Right-of-Way Line of West Pine Street.

AND

Part of Outlot 7 Com. at SW Corner of S. Mitchell & Chapin, S 225', W 125', N 100', W 193' M/L To Grand Rapids Railroad Right-of-Way, N'ly Along RR Right-of-Way to Chapin Street Right-of-Way, E to Pt of Beginning & that part of Outlot 9 Lying South of Chapin Street & W of Grand Rapids Railroad & E of the Ann Arbor Railroad, Mitchell's Revised Plat of Village of Clam Lake, Now City Of Cadillac, Wexford County, Michigan.

TAKE FURTHER NOTICE that the City Council has caused a report concerning the parking lot operations and maintenance to be prepared, which report includes an analysis of the estimated cost of the proposed parking lot operation and maintenance;

plans, profiles and specifications; the extent of the project and boundaries of the special assessment district; the number of installments in which assessments may be paid; and other pertinent information. The City Council has caused a special assessment roll to be prepared, and the report and special assessment roll are on file in the office of the City Clerk and are available for public examination.

TAKE FURTHER NOTICE that the City Council will meet on June 5, 2017 at 6:00 p.m. in the Council Chambers, Cadillac Municipal Complex, 200 Lake Street, Cadillac, Michigan, for the purpose of hearing interested persons on the funding of such project, finally determining the necessity and the composition of said district, and reviewing the special assessment roll.

TAKE FURTHER NOTICE that appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the Michigan Tax Tribunal if an appeal should be desired. A property owner or party in interest, or his or her agent, may appear in person at the hearing to protest the special assessment or may file his or her appearance by letter delivered to the City Clerk by the time and date of the hearing and his or her personal appearance shall not be required. The property owner or any person having an interest in the property subject to the proposed special assessments may file written appeal of the special assessment with the State Tax Tribunal within thirty (30) days after confirmation of the special assessment roll if that special assessment was protested at this hearing.

The City of Cadillac complies with the "Americans with Disabilities Act." If auxiliary aids or services are required at a public meeting for individuals with disabilities, please contact Sandra Wasson, City Clerk, at least three (3) business days prior to any such meeting.

Sandra Wasson, City Clerk
Cadillac Municipal Complex
200 Lake Street
Cadillac, Michigan 49601
Telephone No: (231) 775-0181

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution shall be and the same hereby are rescinded.

AYES: Councilpersons _____

NAYS: Councilpersons _____

Sandra Wasson, City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a Resolution adopted by the City Council of the City of Cadillac, Michigan, Wexford County, at a Regular Meeting held on the 15th day of May, 2017, and that public notice of said meeting was given as required by Public Act 267 of Public Acts of 1976, including in the case of a special or rescheduled meeting notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

Sandra Wasson, City Clerk
Cadillac Municipal Complex
200 Lake Street
Cadillac, Michigan 49601
Telephone No: (231) 775-0181

EXHIBIT A
SPECIAL ASSESSMENT ROLL

Business Address	Business Name	Property Owner	Total 5-Yr Assessment
101 E. Harris	Northwoods/Sandy's Jewelry	William McNitt Trust	\$9,471.60
101 S. Mitchell	Serendipity	Covenant Capital Inc	\$3,664.65
102 S. Mitchell	Lakeside Title	City Park Professional Building	\$5,776.40
103-105 N. Mitchell	Huntington Bank	Citizens Bank	\$4,079.45
105-109 S. Mitchell	RJ Grant's	Rick & Tammy Grant	\$3,514.40
106 S. Mitchell	Clam Lake Beer Company	Assured Investments LLC	\$5,980.20
106-108 N. Mitchell	Cadillac Family Pharmacy	B & L United LLC	\$1,453.40
107 N. Mitchell	Patterson's Flowers	Ridges & Dashes LLC	\$4,796.90
108 S. Mitchell	Advance Realty	Edward & Carol Coe-Vokes	\$2,591.40
108 Beech Street	Salon 108	Donald & Patricia Clous	\$1,249.60
109-113 N. Mitchell	Better than a Pawn Shop	Lee Brown	\$5,377.20
110 N. Mitchell	Vacant	Denison, James R.	\$3,119.60
110 S. Mitchell	Heart to Heart Flowers	Keithy & Theresa Cottier	\$1,339.15
111 N. Shelby	(former Chaos Salon)	Ronald & Tracey Kanouse	\$516.75
111. S. Mitchell	The Sweet Shop	Janeen Russell	\$2,103.75
112 Beech	Mitchell Investment Advisors	Beech Street Investments LLC	\$665.05
112 N. Mitchell	Simply Delightful	Delightful Properties LLC	\$2,957.30
112 S. Mitchell	Brink's Custom Framing	Early Bird Investments LLC	\$3,077.45
112 Spruce	Vacant	Keith Tianan	\$1,851.10
114 N. Mitchell	Vacant	Kolarevic, Bonnie M Trust	\$907.70
114 S. Mitchell	Vacant	Watterstrong Holdings LLC	\$3,096.65
114 W. Pine	Mercantile Bank	Mercantile Bank of Michigan (ATTN: ACCOUNTING DEPT)	\$2,400.20
114-116 E. Nelson	Genisys Mortgage Professionals	Bruce & Kimberly Meek	\$482.75
115 E. Cass	Fifth Third Bank Drive-Thru	Fifth Third Bank	\$667.25
115 N. Mitchell	Vacant	E-PRISE LLC	\$2,108.95
117 S. Mitchell	Horizon Bookstore	Cadillac 2002, LLC	\$3,547.15
115 W. Cass	City of Cadillac	City of Cadillac	\$537.80
116 N. Mitchell	(former Backyard Buddies)	Lutz & Singer LLC	\$1,530.75
116 S. Mitchell	Scheper's and Hofstra CPA's	116 Mitchell Properties LLC	\$2,496.75
116 W. Harris	Baker College Housing	Baker College of Cadillac	\$5,963.10
116-122 E. Pine	The Book Nook	Kenneth & Cheryl Haysmer	\$3,515.10
117 W. Cass	Cadillac DDA	Cadillac DDA	\$0.00
117-119 N. Mitchell	The Music Station	MKWA LLC	\$4,289.05
117-119 S. Mitchell	(Former Bridal Expressions)	Cadillac 2002, LLC	\$3,547.15
118 S. Mitchell	Cadillac Oasis	Cadillac Area Oasis	\$3,066.65
119 N. Shelby	Cadillac Massage Center	Harmony LLC	\$445.20
120 W. Chapin	Michigan DEQ	Cadillac Downtown Development	\$3,902.10
120 W. Harris	McCurdy, Wotila & Porteous	Parkview LLC	\$4,623.50
120-122 S. Mitchell	Toy Town/Kahvi/Elks	Elks Temple	\$10,169.25
121 N. Mitchell	Post Impressions Salon	Margaret Hines	\$2,505.95

Business Address	Business Name	Property Owner	Total 5-Yr Assessment
121 W. Chapin	David R. Peterson Law Offices	Cadillac Professional Building	\$1,027.15
121-123 S. Mitchell	Fifth Third Bank	Fifth Third Bank	\$2,061.00
123 N. Mitchell	Blick Dillon Insurance	Dale & Joann Suminski	\$2,758.20
124 S. Mitchell	Re/Max Realty	JM Investments LLC	\$2,353.10
126 N. Mitchell	Masonic Temple	Masonic Temple Association	\$9,331.25
126 W. Harris	Parkview Lanes	WDD Property LLC	\$6,245.45
127 W. Cass	AMVETS/After 26	AMVETS Post	\$765.90
128-130 N. Mitchell	Cadillac News	Cadillac Evening News	\$3,979.75
132 W. Harris	Caroll Retirement & Investing	Eastshore Professional Building LLC	\$2,091.10
134 W. Harris	Baird, Cotter & Bishop	Eastshore Professional Building LLC	\$2,814.30
138 W. Harris	Citizens Bank Drive-Thru	Citizens Bank	\$957.90
200 Lake	City Offices	City of Cadillac	\$10,694.80
201 N. Mitchell	Cadillac Visitors Bureau	Old City Hall Investment	\$6,308.25
202-204 S. Mitchell	Cadillac 4 Cinema	Goodrich Quality Theater	\$6,386.10
205 E. Harris	AT&T	Michigan Bell Telephone	\$5,736.35
205 N. Mitchell	Cadillac Institute of Cosmetology	James C. & Dena L. Gregory Trust	\$4,455.25
206 S. Mitchell	Cadillac 4 Cinema	Goodrich Quality Theater	\$6,051.50
207 N. Mitchell	Coffey Insurance Agency	Timothy Coffey	\$924.75
209 N. Mitchell	Che' Bella	LJR Property Management LLC	\$2,098.05
210 N. Mitchell	Opa's Butcher Shop	Hermann Suhs Trust	\$3,229.25
210 S. Mitchell	Roaring 20's Saloon	James & Dawn Feister	\$4,256.65
212 S. Mitchell	Cadillac Printing Company	Cadillac Printing Company	\$1,630.00
213-215 N. Mitchell	(Former Apple Tree Natural Foods)	Thomas & Karen Taylor	\$3,447.35
214 E. Harris	Vacant (Single Family Home)	Kelly McCann	\$1,317.70
214 N. Mitchell	Hermann's European Café	Hermann Suhs Trust	\$6,153.80
214 S. Mitchell	Cadillac Printing Company	Cadillac Printing Company	\$2,586.50
216 S. Mitchell	SpecTec Computers	Jason Specht	\$1,478.20
217-221 N. Mitchell	Apple Tree Natural Foods	Apple Valley Properties LLC	\$4,392.55
218 N. Mitchell	The Attic	218 N Mitchell LLC	\$3,744.25
220 S. Mitchell	Midas Muffler	Donald & Donna Peterson	\$2,191.55
222 N.Lake	Chamber of Commerce	City of Cadillac	\$1,819.80
222 E. Harris	Jacobs Chiropractic	R.E. Jacobs	\$1,071.40
222 N. Mitchell	Vacant	Bigelow Development LLC	\$6,269.20
223 N. Mitchell	Johnson Insurance Agency	CJB Cadillac LLC	\$1,627.90
301-303 N. Mitchell	Sandie's Antiques and Collectibles	Paulos Properties, LLC	\$4,154.85
302 N. Mitchell	Pizza Plus	David & Ann Kennard	\$4,078.75
302 S. Mitchell	Chemical Bank	Chemical Bank	\$1,619.20
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317 N. Mitchell	Vacant	Brian K. Fauble	\$1,220.90
319-329 N. Mitchell	Canfield Auto Brokers	PAKMAK LLC	\$2,448.05
324 N. Mitchell	Peterson's Auto	Peterson Services Inc	\$1,872.90
			\$275,292.65

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MEETING MINUTES
Cadillac Zoning Board of Appeals
5:30 P.M.
February 16, 2017

CONVENE MEETING

Chairperson Nichols called to order a meeting of the Cadillac Zoning Board of Appeals at 5:30 p.m. on February 16, 2017.

ROLL CALL

MEMBERS PRESENT: Allen, Nichols, Walkley, Genzink, Ault arrived at 5:38
MEMBER ABSENT: Bontrager, Engels, Paveglio, Knight - Alternate
STAFF PRESENT: Coy

APPROVAL OF MEETING AGENDA

Motion by Genzink to approve the February 16, 2017 agenda. Supported by Walkley. The motion was unanimously approved on a roll call vote.

APPROVE THE NOVEMBER 17, 2016 MEETING MINUTES

Coy said at the November meeting he used a tape recorder to follow the discussions and to help prepare the minutes. Motion by Genzink to approve the November 17, 2016 meeting minutes as presented. Support by Walkley. The motion was unanimously approved on a roll call vote. Ault had not arrived yet.

APPROVE THE DECEMBER 15, 2016 MEETING MINUTES

Motion by Genzink to approve the December 15, 2016 meeting minutes as presented. Support by Walkley. The motion was unanimously approved on a roll call vote. Ault had not arrived yet.

NEW BUSINESS- ELECTION OF OFFICERS

Walkley made a motion to have Louis Nichols remain as Chairperson and have Shari Ault remain Vice-Chairperson for 2017. Both held the same positions in 2016. Support by Genzink. The motion was unanimously approved on a roll call vote.

PUBLIC COMMENTS - NONE

MISCELLANEOUS BUSINESS

Coy spoke about the Planning and Zoning Essentials workshop being offered from noon to 5:30 pm March 22nd in Traverse City. He invited members on the ZBA to attend if they wish. The

City will pay the registration cost and he planned to leave around 10:30 in the morning on the 22nd if anyone wished to carpool. He will email more information to the ZBA on the workshop.

BOARD MEMBER COMMENTS – NONE

ADJOURN

Chairperson Nichols adjourned the meeting at 5:38.



**MEETING MINUTES
CADILLAC PLANNING COMMISSION
January 23, 2017 6:00 P.M.**

CALL TO ORDER

Chairman Putvin called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

MEMBERS PRESENT: Putvin, Schichtel, Smith, Champlin, Filkins, Valentine
MEMBERS ABSENT: Fent, Peterson, Gregg
STAFF PRESENT: Peccia, Wallace, Homier, Coy

APPROVAL OF AGENDA

Motion by Smith, supported by Filkins to approve the January 23, 2017 meeting agenda with the addition for Public Comment prior to the discussion on homeless shelter districts. The motion unanimously was approved.

Of note, the December 20, 2016 Planning Commission meeting was cancelled.

APPROVAL OF PLANNING COMMISSION MINUTES

Motion by Champlin, supported by Schichtel to approve the November 28, 2016 meeting minutes. The motion unanimously was approved.

NEW BUSINESS – None

OLD BUSINESS

A. Site Plan review for construction of a swimming pool at 237 Petrie Road.

Review for approval of a request by William and Paula Buisch to change the location for an in-ground pool at their home at 237 Petrie Road. Putvin turned the meeting over to Coy who prepared the staff report. Using a power point presentation he went over the following information.

Mr. and Mrs. Buisch were in attendance.

Coy said that this Planning Commission at its August meeting approved an in-ground pool for the Buisch's. Construction of in-ground pools as stated in Section 46-164 from the City Code

of Ordinances requires Planning Commission review and approval. The Buisch's would like to change the location from the west side of their home to the north side which faces Lake Cadillac. Coy referred to the packets sent to commission members. He referenced Section 46-164(8)(c) from the Code of Ordinances which stipulates that "No swimming pool shall be located less than 35 feet from any front lot line." He added that for homes located directly on Lake Cadillac that the front yard is considered the side facing the lake. Coy referenced a GIS aerial photo that showed the distance from the shoreline at its closest point to the Buisch home is 80 feet. The planned width of the pool is sixteen feet so he feels there is plenty of clearance to meet the 35 foot setback. Also the Buisch's are familiar with the various building permits needed including a soil-erosion permit.

Champlin made a motion to approve the request with the condition that prior to construction a final site plan will need approval by staff. Supported by Filkins. The motion unanimously was approved.

B. Homeless Shelter Districts

Cori Lindell Denman submitted information summarizing concerns from members of the community. She supports the volunteers and staff of New Hope Shelter. She would like to look at a comprehensive long term plan for serving those in need and is willing to volunteer. We need to be cognizant of the needs of our business community.

Steven King expressed concern about the overlay zone and creating a use by right. He asked that the commission allow time for more community input. He also spoke on behalf of Tom Rensberry who owns property near where the current shelter is being requested to be located, expressing concern that until recently he had not received any information on this. Mr. King also has talked to Family Fare who has had issues with homeless who have caused problems and concerns about problems at the Library.

Martin Dubravec reiterated need for community involvement. The overlay zone is a bad idea. The Special Use Permit process works as neighbors are made aware of public hearings and it gives them a chance to voice their concerns.

Dan Minor echoed the sentiments of others regarding need for this being well thought out before we make this move. He mentioned the substantial investment to attempt to get assistance in economic development throughout the Cadillac area.

Brenda Wright, Executive Director of New Hope Shelter, addressed the Board. She understands the concerns of the community and is aware of issues at Family Fare and the Library. If she hears about any of their residents causing problems, she immediately addresses it. New Hope wants them to be successful and get housing and be productive members of the community.

Jim Ransom, board member of New Hope Shelter, spoke of his efforts to teach their residents to become responsible citizens and how New Hope provides a safe, drug-free environment.

There being no further public comments, Putvin closed the public comment section of the meeting and asked for staff to continue.

Wallace stated the Planning Commission had made a recommendation to City Council relative to the proposal using an overlay zoning strategy for the homeless shelters. Council held a public hearing and based on community input, remanded the issue back to the Planning Commission. Wallace then asked members of the Planning Commission to complete a survey form that would identify where they felt would be appropriate districts for homeless shelter facilities based on the zoning ordinance districts in terms of their intent and permitted uses.

The result of that survey was that the majority of the board members felt the RM-1, RM-2, OS-2, and B-1 through B-3 would be appropriate.

Wallace worked on another proposal to see if he could take some of what was proposed in the last meeting and generate a new proposal. The concept of using an overlay zoning strategy was abandoned. We would revert back to doing zoning for homeless shelters based on a district by district basis and using the survey information that was developed in surveying the members of the Planning Commission. The biggest departure of what he is proposing now is that essentially we are going to open up all of the residential districts in the city to be family shelters, which is what a number of people requested that spoke at the Council public hearing. They wanted to see a greater diversity around the city of the shelters. We are going to treat the two types of shelters differently. Right now the focus will be on adopting a zoning amendment that would go forward with how the group shelters are handled and possibly include the family shelters as well but to do so on two different tracks so that we are no longer putting them together. The group shelters would be more restrictive and essentially would be proposed by Special Use Permit in the same districts that were proposed under the overlay strategy except that now we are not using the overlay strategy. That means, instead of being in certain portions of those districts, it will encompass all of the districts that are involved, that would be the RM-1, RM-2, OS-2, B-1, B-2, and B-3 zoning districts and similar to what was proposed in the overlay district there would be prohibition on their being applied for in the downtown development authority. They also would not be able to be applied for on property having lake frontage and also could not apply to any kind of property connected with the Harbor View apartment parcel at 329 South Street.

In addition, originally in the overlay he had proposed a 500' separation distance. He is now proposing 600' separation distance, which essentially means no shelter could be closer than 2 blocks to another shelter. He is also proposing to include all the special use standards that were proposed during the draft proposal for the overlay, that were meant to protect the community and provide some responsiveness between the shelter operator connected to the city in terms of the services they would provide and different physical assets that would be on the shelter site that would promote a better functioning of the shelter in lieu of not having negative impact to the community.

Wallace addressed the concern that was raised regarding lack of notice being given. Typically when we are involved in providing notices it involves a specific application process. Notices go out to owners of property within 300 feet of the subject site. However, in this particular case, we were proposing a general text amendment, with no specific location so there is no way to notify

affected property owners. Our goal was not to think about a specific application but think about the districts and appropriate locations and conditions under which somebody might apply for a homeless shelter facility. Notices for public hearings were placed in the local newspaper.

Filkins asked that with this new proposal, what would happen to the two shelters up by the hospital? Would they be grandfathered in? Wallace said they can continue as a legal vested right to non-conforming use. They could either come in and be validated through a special use permit process or could operate as a vested right to a legal non-conforming use. Mike Homier stated that any change to the city's zoning ordinance has prospective application, no retroactive application. Those existing shelters could continue as legal non-conforming use; however, they could not expand or anyway modify their operation to extend the life of that non-conformity (unless they come in and validate under the special use permit process). If they otherwise met the requirements of a special use standard applied to it, they could apply for a special use permit and then become conforming.

Filkins asked for the men's shelter to become a single family shelter, would that require something special? Homier said that would be a change in the use to now, depending on when that happens, and would need to meet the requirements of the ordinance depending on when it becomes effective.

Schichtel praised the work being done by Mr. Ransom. Any decision made tonight should not stop us from continuing to go forward with multiple people with multiple backgrounds and multiple wonderful ideas. Wallace agreed and stated that this does not end the discussion. If we see interest at a later date through churches or other institutions we need to open those institutions up to potential that would be easily enough accomplished through an amendment to whatever we craft today and could come back on the table again.

Filkins appreciated the work Wallace had done with getting the survey together. At the council meeting there was good input from the community that got this issue remanded back to the Planning Commission. We are not approving anything tonight other than where we feel the appropriate districts are should a request for a permit come in.

Filkins wanted to clarify the location of group homes in residential neighborhoods. Wallace said we are separating how we view family shelters from group shelters. The group shelters would be more appropriately applied for in more intense zoning districts and family shelters would be open to all residential districts.

Putvin asked about New Hope Shelter's process. Brenda Wright spoke of their process of receiving people into the shelters. If the shelter is full and someone shows up at the door, they give them shelter for the night, but then community action agency will be contacted to assist. We ask what the barriers are in the life that is keeping them from getting housed. New Hope collaborates with many agencies in town, such as Salvation Army, Community Mental Health, DHS, Catholic Human Services, and Staircase Youth Services. New Hope tries to build relationships with the people who are in the shelters to show them a sense of dignity and compassion. When people feel respected and they feel that they have dignity that is going to help them move forward.

Wallace stated that if the Planning Commission concurs with staff recommendations it would cover the basics of what we believe should happen. Homier said that the Planning Commission can propose a motion to advise or recommend that the City Council consider the points raised in the memorandum. Ultimately, the City Council can approve or not approve any proposed amendment with or without amendment under the Zoning Enabling Act.

Filkins made a motion to accept the recommendation of City Staff and that this be referred back to City Council for consideration. Motion was seconded by Schichtel. Motion passed unanimously.

COMMUNICATIONS:

PUBLIC COMMENTS

OTHER BUSINESS:

ADJOURN – There being no additional business, the meeting adjourned at 8:58 p.m.